

S-3/12/98 Judiciary

MAR 3 1998

Place On Calendar

HOUSE FILE 2512
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HSB 689)

Passed House, ^(p 645) Date 3/12/98 Passed Senate, Date _____
Vote: Ayes 96 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act to provide a penalty for the theft or redemption of stolen
2 lottery tickets.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2512

1 Section 1. Section 99E.18, subsection 4, Code 1997, is
2 amended to read as follows:

3 4. A person who, with intent to defraud, falsely makes,
4 alters, forges, utters, passes, redeems, or counterfeits a
5 lottery ticket or share or attempts to falsely make, alter,
6 forge, utter, pass, redeem, or counterfeit a lottery ticket or
7 share, or commits theft or attempts to commit theft of a
8 lottery ticket or share, is guilty of a class "D" felony.

9 EXPLANATION

10 This bill provides that it is a class "D" felony to steal,
11 attempt to steal, redeem or attempt to redeem a stolen lottery
12 ticket. A class "D" felony is punishable by up to five years
13 imprisonment and, in addition, by a fine of not less than \$500
14 nor more than \$7,500.

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Lamberti, ch
Sukup
Chapman

HSB 689

JUDICIARY
Succeeded By
SF/HF 2512

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
JUDICIARY BILL BY
CHAIRPERSON LAMBERTI)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the operation of the lottery, providing for
2 multi-jurisdictional agreements, and providing a penalty for
3 the theft or redemption of stolen lottery tickets.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 99E.9, subsection 3, paragraph g, Code
2 1997, is amended to read as follows:

3 g. The frequency of selection of winning tickets or
4 shares. Drawings shall be held in public. Drawings shall be
5 witnessed by an independent certified public accountant.
6 Equipment used to select winning tickets or shares or
7 participants for prizes shall be examined by ~~lottery-division~~
8 ~~employees-and~~ an independent certified public accountant prior
9 to and after each public drawing.

10 Sec. 2. Section 99E.9, subsection 4, Code 1997, is amended
11 to read as follows:

12 4. The board and the commissioner may enter into written
13 agreements or compacts with another state ~~or-states~~ or one or
14 more political subdivisions of another state ~~or-states~~ for the
15 operation, marketing, and promotion of a joint lottery or
16 joint lottery games. For the purposes of this subsection, a
17 state or a political subdivision of a state includes a
18 district, territory, or protectorate of the United States and
19 any nation and its political subdivisions which is a signatory
20 to the North American free trade agreement.

21 Sec. 3. Section 99E.18, subsection 4, Code 1997, is
22 amended to read as follows:

23 4. A person who, with intent to defraud, falsely makes,
24 alters, forges, utters, passes, redeems, or counterfeits a
25 lottery ticket or share or attempts to falsely make, alter,
26 forge, utter, pass, redeem, or counterfeit a lottery ticket or
27 share, or commits theft or attempts to commit theft of a
28 lottery ticket or share, is guilty of a class "D" felony.

29 EXPLANATION

30 This bill provides that lottery division employees are no
31 longer responsible for examining the lottery equipment which
32 selects the winning ticket or participants for a prize before
33 and after each drawing. An independent certified accountant
34 is given this duty alone.

35 The bill also authorizes the lottery board and commissioner

1 to enter into agreements for lottery purposes with any
2 district, territory, or protectorate of the United States, and
3 any nation and its political subdivisions which is a signatory
4 to the North American free trade agreement.

5 The bill also provides that it is a class "D" felony to
6 steal, attempt to steal, redeem or attempt to redeem a stolen
7 lottery ticket. A class "D" felony is punishable by up to
8 five years imprisonment and, in addition, by a fine of not
9 less than \$500 nor more than \$7,500.

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