House File 492 - Introduced

HOUSE FILE 492
BY COMMITTEE ON STATE
GOVERNMENT

(SUCCESSOR TO HF 332)

A BILL FOR

- 1 An Act concerning persons voluntarily excluded from gambling
- 2 facilities.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

H.F. 492

- 1 Section 1. Section 99D.7, subsection 23, Code 2013, is 2 amended to read as follows:
- 3 23. To require licensees to establish a process to allow
- 4 a person to be voluntarily excluded for life from a racetrack
- 5 enclosure and all other licensed facilities under this chapter
- 6 and chapter 99F as provided in this subsection. The process
- 7 shall provide that an initial request by a person to be
- 8 voluntarily excluded shall be for a period of five years or
- 9 life and a subsequent request following the five-year period
- 10 shall be for a period of five years or life. A request by
- 11 a person to be voluntarily excluded following the second
- 12 five-year period shall be for life. The process established
- 13 shall also require that a licensee disseminate information
- 14 regarding persons voluntarily excluded to all licensees under
- 15 this chapter and chapter 99F. The state and any licensee under
- 16 this chapter or chapter 99F shall not be liable to any person
- 17 for any claim which may arise from this process. In addition
- 18 to any other penalty provided by law, any money or thing of
- 19 value that has been obtained by, or is owed to, a voluntarily
- 20 excluded person by a licensee as a result of wagers made by the
- 21 person after the person has been voluntarily excluded shall not
- 22 be paid to the person but shall be credited to the general fund
- 23 of the state.
- 24 Sec. 2. Section 99F.4, subsection 22, Code 2013, is amended
- 25 to read as follows:
- 26 22. To require licensees to establish a process to allow a
- 27 person to be voluntarily excluded for life from an excursion
- 28 gambling boat and all other licensed facilities under this
- 29 chapter and chapter 99D as provided in this subsection. The
- 30 process shall provide that an initial request by a person to
- 31 be voluntarily excluded shall be for a period of five years
- 32 or life and a subsequent request following the five-year
- 33 period shall be for a period of five years or life. A request
- 34 by a person to be voluntarily excluded following the second
- 35 five-year period shall be for life. The process established

H.F. 492

- 1 shall also require that a licensee disseminate information
- 2 regarding persons voluntarily excluded to all licensees under
- 3 this chapter and chapter 99D. The state and any licensee under
- 4 this chapter or chapter 99D shall not be liable to any person
- 5 for any claim which may arise from this process. In addition
- 6 to any other penalty provided by law, any money or thing of
- 7 value that has been obtained by, or is owed to, a voluntarily
- 8 excluded person by a licensee as a result of wagers made by the
- 9 person after the person has been voluntarily excluded shall not
- 10 be paid to the person but shall be credited to the general fund $% \left(1\right) =\left(1\right) +\left(1\right)$
- ll of the state.
- 12 Sec. 3. GAMBLING SELF-EXCLUSION REAPPLICATION.
- 13 1. A person who has been voluntarily excluded for life
- 14 from a racetrack enclosure, an excursion gambling boat, and
- 15 all other licensed facilities under Code chapters 99D and 99F
- 16 pursuant to the process established in Code sections 99D.7 and
- 17 99F.4 prior to the effective date of this Act may reapply to
- 18 the licensed facilities to revoke the exclusion, pursuant to a
- 19 process established by the licensed facilities in accordance
- 20 with the requirements of the racing and gaming commission. A
- 21 person may reapply to revoke the voluntary exclusion only if
- 22 the person has been voluntarily excluded for a period of at
- 23 least five years.
- 24 2. Following a revocation of a voluntary exclusion
- 25 as provided by this section, a subsequent request to be
- 26 voluntarily excluded shall be as provided for a subsequent
- 27 request pursuant to the process described in Code sections
- 28 99D.7 and 99F.4, as amended by this Act.
- 29 EXPLANATION
- 30 This bill concerns the process by which a person can be
- 31 voluntarily excluded from a racetrack enclosure under Code
- 32 chapter 99D and from an excursion gambling boat and all other
- 33 licensed facilities under Code chapter 99F.
- 34 The bill provides that an initial request to be voluntarily
- 35 excluded shall be for a period of five years or for life and a

H.F. 492

- 1 subsequent request by that person after the five-year period
- 2 shall be for five years or life. The bill further provides
- 3 that a request following the second five-year exclusion
- 4 period shall be for life. Under current law, a request to be
- 5 voluntarily excluded is for life.
- 6 The bill also provides that for a person who has been
- 7 voluntarily excluded for life from a gambling facility prior to
- 8 the effective date of the bill, the person may reapply to have
- 9 the exclusion revoked if the person has been excluded for at
- 10 least five years. The bill provides that if a person revokes
- 11 their exclusion, a subsequent request for exclusion shall be as
- 12 otherwise provided in the bill.