

**House Joint Resolution 2005 - Introduced**

HOUSE JOINT RESOLUTION 2005

BY R. OLSON

**HOUSE JOINT RESOLUTION**

1 A Joint Resolution nullifying racing and gaming commission  
2 rules related to the appeal of certain administrative  
3 actions and including effective date provisions.

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

1 Section 1. The amendments to 491 Iowa administrative code,  
2 rule 4.10, as appearing in ARC 0734C, as published in the Iowa  
3 administrative bulletin, volume XXXV, number 23, dated May 15,  
4 2013, p. 1775, 1777, are nullified.

5 Sec. 2. EFFECTIVE UPON ENACTMENT. This joint resolution,  
6 being deemed of immediate importance, takes effect upon  
7 enactment.

8

EXPLANATION

9 The inclusion of this explanation does not constitute agreement with  
10 the explanation's substance by the members of the general assembly.

11 This joint resolution nullifies amendments to 491 Iowa  
12 administrative code, rule 4.10, relating to the appeal of  
13 administrative actions, adopted by the racing and gaming  
14 commission. Generally, under the licensing provisions of the  
15 commission, track stewards have the authority to discipline,  
16 for violation of the rules, any person subject to their control  
17 and to impose fines or suspensions or both for infractions.  
18 The amendments to rule 4.10 provide that the standard of review  
19 for appeals from such decisions is "abuse of discretion".

20 The administrative rules review committee placed a session  
21 delay on this rulemaking at its June 11, 2013, meeting.

22 The joint resolution takes effect upon enactment.