

Senate File 28 - Introduced

SENATE FILE 28
BY COURTNEY

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:

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

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
11 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

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.