

February 13, 1951.
Passed on File.

Senate File 325
By HUMBERT.

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

A BILL FOR

An Act to provide for the establishment and maintenance of horse racing in this state, to establish a board for its administration, and to regulate the practice and procedure thereof.

Be It Enacted by the General Assembly of the State of Iowa:

1 Section 1. As used in this chapter:

2 "Board" means the "Iowa Horse Racing Board."

3 "Secretary" means the secretary of the Iowa horse
4 racing board.

5 "Fund" means the Iowa general fund.

1 Sec. 2. The jurisdiction and supervision over meetings
2 in this state where horse races on the result of which there
3 is wagering are held or conducted and over all persons or
4 things having to do with the operation of such meetings, is
5 vested in the Iowa horse racing board.

6 The board shall have all powers necessary and proper to
7 enable it to carry out fully and effectually the purposes of
8 this chapter.

1 Sec. 3. The board consists of three (3) members, appointed
2 by the governor.

3 Members shall hold office for a term of four (4) years,
4 commencing at the expiration of the previous term.

5 The term of the members of the board in office when
6 this chapter takes effect shall expire as follows: One (1)
7 member January 1, 1955, one (1) member January 1, 1957, and
8 one (1) member January 1, 1958.

9 Vacancies shall be filled by the governor for the unexpired
10 term. Each member of the board shall be eligible for
11 reappointment in the discretion of the governor.

1 Sec. 4. Each member of the board shall have been a
2 resident of this state for two (2) years next preceding his
3 appointment.

1 Sec. 5. Every person who holds any financial interest
2 in a race track or in the operation thereof within this state
3 or in the operation of licensed wagering on the results of
4 races, or who accepts any pecuniary reward from any race track
5 in this state or from its operation or from the operation of
6 licensed wagering on the result of races is disqualified for
7 membership on the board or appointment or employment by the
8 board.

1 Sec. 6. No board member is disqualified to receive a
2 share of any purse awarded him as the result of any race or as
3 a breeder of Iowa bred horses.

1 Sec. 7. The members of the board shall serve without
2 compensation other than their necessary traveling expenses.

1 Sec. 8. The governor may remove any board member for

2 cause, first giving the member a copy of the charges against
3 him and an opportunity to be heard.

1 Sec. 9. The board may summon witnesses before it and
2 administer oaths or affirmations to such witnesses whenever,
3 in the judgment of the board, it may be necessary for the
4 effectual discharge of its duties. Any person failing to
5 appear before the board at the time and place specified, in
6 answer to the summons or refusing to testify, is guilty of
7 a misdemeanor.

1 Sec. 10. The board may require that the books and
2 financial or other statements of any person, corporation
3 or association licensed under the provisions of this chapter
4 shall be kept in any manner which to the board may seem best.

1 Sec. 11. The board may visit, investigate, and place
2 expert accountants and such other persons as it may deem
3 necessary in the offices, tracks or places of business of
4 any such person, corporation or association, for the purpose
5 of satisfying itself that the board's rules and regulations
6 are strictly complied with.

1 Sec. 12. The board may compel the production of any
2 and all books, memoranda or documents showing the receipts
3 and disbursements of any person, corporation or association
4 licensed under the provisions of this chapter.

1 Sec. 13. The board shall establish and maintain a
2 general office for the transaction of its business at a place
3 to be determined by the board. The board may hold meetings

4 at any other place when the convenience of the members of
5 the board requires.

6 A majority of the board constitutes a quorum for the
7 transaction of business or for the exercise of any power of
8 the board.

1 Sec. 14. The board shall biennially make a full report
2 to the legislature of its proceedings for the two (2) years
3 ending with the first (1st.) day of December, preceding the
4 meeting of the legislature, and shall embody therein such
5 recommendations as it deems desirable.

1 Sec. 15. The board shall appoint a secretary who shall
2 receive a salary of eight thousand dollars (\$8,000.00) per
3 annum and who shall be placed under bond, the cost of the
4 bond to be charged as a part of the necessary expenses of
5 the board.

6 For the purpose of carrying out the provision of this
7 chapter, there is hereby appropriated for the support of
8 the Iowa horse racing board, payable from the Iowa general
9 fund, the sum of two thousand dollars (\$2,000.00).

1 Sec. 16. The secretary shall keep a full and true record
2 of all proceedings of the board, preserve at the general
3 office all books, documents and papers of the board, prepare
4 for service such notices and other papers as may be required
5 of him by the board, and perform such other duties as the
6 board may prescribe.

1 Sec. 17. The secretary may, under the direction of the

2 board, issue subpoenas for the attendance of witnesses before
3 the board with the same effect as if they were issued in an
4 action in the district court, and may, under direction of the
5 board, administer oaths, in all matters pertaining to the
6 duties of his office or connected with the administration of
7 the affairs of the board.

1 Sec. 18. Disobedience of a subpoena issued by the
2 secretary and false swearing before such secretary shall be
3 attended by the same consequence and shall be subject to the
4 same penalties as if such disobedience or false swearing
5 occurred in an action in the district court.

1 Sec. 19. The board shall appoint such employees as may
2 be necessary to carry out the provisions of this chapter.

1 Sec. 20. The salaries of the secretary and of the other
2 employees of the board, and the necessary traveling expenses
3 and other expenses of the secretary and members of the board
4 shall be paid monthly by the state treasurer on the warrant
5 of the state comptroller and the certification of the chairman
6 of the board out of the money appropriated to be used therefor.

1 Sec. 21. All licenses granted under this chapter are
2 subject to all rules, regulations and conditions from time to
3 time prescribed by the board and shall contain such conditions
4 as are deemed necessary or desirable by the board for the
5 purposes of this chapter.

1 Sec. 22. All licenses granted under this chapter are
2 subject to suspension or revocation by the board in any case

3 where the board has reason to believe that any condition of
4 its license has not been complied with or that any law or any
5 rule or regulation of the board has been broken or violated.

1 Sec. 23. If any license is suspended or revoked, the
2 board shall state publicly its reason for so doing and shall
3 cause an entry of such reasons to be made on the minute book
4 of the board.

1 Sec. 24. The action of the board in revoking or
2 suspending a license issued under this chapter is final, except
3 that the propriety of such action is subject to review, upon
4 questions of law only, by the district court of the county
5 within which such license was to be exercised. The action
6 of the board shall stand unless and until reversed by the
7 court.

1 Sec. 25. The board may issue to any person who makes
2 application therefor in writing, who has complied with the
3 provisions of this chapter and who makes the deposit to
4 secure payment of the license fee required by this chapter
5 a license to conduct a horse racing meeting in accordance
6 with this chapter at the place, inclosure, or track specified
7 in the application.

1 Sec. 26. The board shall not issue a license to conduct
2 a horse racing meeting at any place, inclosure, or track, not
3 used for horse racing meetings prior to September 1, 1951,
4 unless prior to the beginning of the construction or
5 preparation of such place, inclosure, or track for horse

6 racing meetings, the board, upon application in such form as
 7 it may require, has determined that conducting horse racing
 8 meetings at such place will be in the public interest and will
 9 subserve the purposes of this chapter.

1 Sec. 27. Every license issued under this chapter shall
 2 specify the person, association or corporation to whom the
 3 license is issued, the place, inclosure, or track where such
 4 horse racing meeting is to be held or conducted, and the days
 5 and hours of the day upon which the meeting will be permitted,
 6 and shall recite the payment to and receipt by the board of
 7 the deposit to secure the payment of license fees provided
 8 for in this chapter.

1 Sec. 28. No license issued under this chapter shall
 2 be transferable nor shall it apply to any place, track or
 3 inclosure except the one specified in the license.

1 Sec. 29. Each application for a license to conduct a
 2 horse racing meeting shall be accompanied by a certified
 3 check payable to the treasurer of the state of Iowa as ex
 4 officio treasurer of the board, in either of the following
 5 sums, dependent upon the classification of the county where
 6 the meeting is to be held :

7 Counties of the first class	\$4,000
8 Counties of the second class	3,000
9 Counties of the second and one-half class.....	1,500
10 Counties of the third class, at the rate of twenty-five	
11 dollars (\$25.00) per day for such racing meeting.	

1 Sec. 30. No deposit fee shall be required for horse
2 racing meetings conducted at state or county fairs.

1 Sec. 31. Every licensee under this chapter conducting
2 a horse racing meeting shall pay a license fee consisting
3 of four per cent (4%) of all money not in excess of ten
4 million dollars (\$10,000,000.00) handled in the pari-mutuel
5 pool operated by him during the period of the license ;
6 five per cent (5%) of the amount by which the total amount
7 so handled by him exceeds five million dollars (\$5,000,000.00)
8 but is not more than ten million dollars (\$10,000,000.00) and
9 six per cent (6%) of the amount by which the total amount
10 so handled by him exceeds ten milion dollars (\$10,000,000.00).
11 Payment on account of the license fee shall be made by the
12 licensee daily during each racing meeting.

1 Sec. 32. Notwithstanding any other provisions of this
2 Code, each licensee shall, as to any payment made to a
3 person who has wagered by contributing to the pool, also
4 deduct the odd cents by which the amount payable as to each
5 dollar wagered by such person exceeds a multiple of five
6 cents (5c), which are known as breakage. In such case the
7 total amount of the moneys so deducted as breakage on
8 the first (1st) seventeen million dollars (\$17,000,000.00)
9 or less of the gross amount of money handled in the pari-
10 mutuel pool operated by him during the period of the license
11 may be retained by the licensee; and the remainder shall be
12 paid daily during each racing meeting by licensees to the

13 board in addition to and as a part of the license fee
14 required by Section 31.

15 The amount of the license fee attributable to the
16 breakage shall be reported and paid as a separate item.

1 Sec. 33. When the horse racing meeting for which the
2 license is granted has terminated, if the licensee has fully
3 paid the license fee required by this chapter, the sum
4 deposited with the application for a license shall be returned
5 to the licensee.

6 If the licensee fails, refuses or neglects to pay the
7 license fee required by this chapter, the amount thereof
8 shall be deducted from the sum deposited with the application
9 for a license and the balance if any shall be returned to
10 the licensee.

1 Sec. 34. If by reason of any cause beyond control, and
2 through no fault or neglect of any licensee, and when such
3 licensee is not in default, it becomes impossible for the
4 licensee to hold or conduct racing upon any date or dates
5 licensed by the board, the board in its discretion and at
6 the request of the licensee may return the fees paid by
7 the licensee for racing upon the days upon which it is
8 impossible for such licensee to hold or conduct racing
9 or may specify any other day or days which may replace the
10 days omitted and take their place.

1 Sec. 35. No license or excise tax or fee in excess
2 of one hundred dollars (\$100.00) for each racing day,

3 except as provided in this chapter, shall be assessed or
4 collected from any licensee by the state or by any town,
5 district, city, township, village or any other body having
6 the power to assess or collect a tax, license or fee.

1 Sec. 36. Except as provided in this chapter no tax,
2 license or fee shall be assessed or collected from any
3 district agricultural association or any county fair
4 conducting horse racing meetings, except when such meetings
5 are conducted for such district agricultural association or
6 county fair by a private person, firm or corporation.

1 Sec. 37. All persons participating in or having to do
2 with the racing of horses, including horse owners, jockeys,
3 drivers, apprentices, exercise boys, agents, trainers,
4 observers, stable foremen, valets, veterinarians,
5 horseshoers, stewards, stable watchmen, starters, timers,
6 judges and others acting as officials at any horse racing
7 meeting, including all employees of the pari-mutuel
8 department, shall be licensed by the board, pursuant to
9 such rules and regulations as the board may adopt, and
10 upon the payment of a license fee as fixed and determined
11 by the board.

1 Sec. 38. No horse owner may be licensed under this
2 chapter unless all liability of such horse owner for a
3 compensation under chapters eighty-five (85), eighty-six
4 (86) and eighty-seven (87), Code 1950, is secured as
5 provided therein. Termination of such insurance during the

6 license period is ground for the revocation of the license.

1 Sec. 39. All licenses under this chapter shall be
2 granted for a period of one (1) year and shall be valid at
3 all horse racing meetings in this state during that period.

1 Sec. 40. All licenses issued under this chapter are
2 subject to revocation and no person shall be eligible to
3 or permitted to participate in any horse racing meetings
4 unless at the time he holds a valid and unrevoked license
5 for that form of participation.

1 Sec. 41. No qualified person shall be refused a
2 license under this chapter nor shall a license be revoked
3 without just cause.

1 Sec. 42. At least ninety per cent (90%) of all
2 employees in the pari-mutuel department of any track shall
3 have been residents or registered voters of this state for
4 at least two (2) years prior to the issuance of a license
5 to them or any of them.

1 Sec. 43. No license shall be issued by the board to
2 any person who is eligible to vote in this state who has
3 not registered as a voter in this state.

1 Sec. 44. The board may at any time require the removal
2 of any employee or official employed by any licensee hereunder
3 in any case where it has reason to believe that the employee
4 or official has been guilty of any dishonest practice in
5 connection with horse racing and has failed to comply with
6 any condition of such licensee's license, or has violated

7 any law or any rule or regulation of the board.

1 Sec. 45. For the purpose of this chapter there are
2 four (4) classes of counties in the state of Iowa as follows:

3 1. Counties of the first (1st.) class are those having
4 a population of one hundred thousand (100,000) or over;

5 2. Counties of the second (2nd.) class are those
6 having a population of fifty thousand (50,000) or over and
7 less than one hundred thousand (100,000);

8 3. Counties of the second and one-half class are those
9 having a population of twenty-five thousand (25,000) or over
10 and less than fifty thousand (50,000);

11 4. Counties of the third (3rd.) class are those
12 counties having a population of less than twenty-five
13 thousand (25,000).

1 Sec. 46. The population of counties for the purposes
2 of this chapter is the population as determined by the United
3 States census of 1950.

1 Sec. 47. In each county of the first (1st.) class the
2 board may allow not to exceed one hundred (100) racing days
3 per year.

1 Sec. 48. In the area embraced within each county of
2 the second (2nd.) class and such territory as may lie within
3 twenty (20) miles from the exterior boundaries thereof, the
4 board may allow not to exceed eighty (80) racing days per
5 year for the entire area and no part of a county of the
6 second and one-half class may be included in such area.

1 Sec. 49. In each county of the second and one-half
2 class the board may allow not to exceed forty (40) racing
3 days per year.

1 Sec. 50. No license shall be granted to conduct a horse
2 race meeting upon a track less than one (1) mile in circumference
3 or length, to any applicant except to a county fair or district
4 agricultural association.

5 The period for which license may be issued to county fairs
6 in counties and areas of the first, second, and second and
7 one-half classes shall not in any such county or area exceed
8 fourteen (14) racing days.

1 Sec. 51. In each county of the third class, but outside
2 the additional area included in counties of the second class,
3 the board may allow not to exceed fourteen (14) racing days
4 per year in each county.

5 In addition, in counties of the third (3rd) class having
6 a population of over twenty-five thousand (25,000), but outside
7 of the additional area included in counties of the second (2nd)
8 class, the board may allow not to exceed twenty-five (25) racing
9 days additional per year.

1 Sec. 52. The board may apportion the maximum number of
2 racing days permitted in the respective counties and areas
3 equally to licensed racing associations therein (other than
4 the state fair, county fairs and district agricultural
5 associations) where there is more than one (1) licensed racing
6 association therein. Unless the consent of the licensee is

7 obtained the racing days shall be granted in one (1) continuous
8 meeting, non-racing days excepted.

1 Sec. 53. The board may allow any licensee not to exceed
2 five (5) additional racing days during any one (1) meeting
3 which shall be known as charity days. The licensee shall
4 deduct from the amount deducted from the total handled in the
5 pari-mutuel pool on charity days the licensee fee owed to the
6 state, and an amount equal to the purses and the cost and
7 expense of conducting racing on those days; and the licensee
8 shall donate the balance to nonprofit organizations and
9 corporations engaged in charitable and benevolent and other
10 like work selected by the licensee and approved by the board.

1 Sec. 54. In addition to the racing days which may be
2 allowed under other sections of this chapter, the board may
3 allow not to exceed a total of sixty (60) days for harness
4 racing only.

1 Sec. 55. No person, association or corporation shall hold
2 or conduct or assist, aid or abet in holding or conducting any
3 meeting within this state where there is horse racing with
4 wagering on the results thereof unless such person, association
5 or corporation complies with this chapter.

1 Sec. 56. The board may prescribe rules, regulations, and
2 conditions consistent with the provisions of this chapter under
3 which all horse races, upon the results of which there is
4 wagering, shall be conducted within this state. The board may
5 adopt the rules and regulations of the United States Trotting

6 Association, not inconsistent with this chapter, for the
7 regulation of harness racing. As used in this chapter, "harness
8 racing" is the form of horse racing in which the horses are
9 harnessed to a sulky, carriage, or similar vehicle, as
10 distinguished from the form of horse racing in which the horses
11 participating are mounted by jockeys.

1 Sec. 57. It is hereby declared that since the purpose
2 of this chapter is the encouragement of agriculture and the
3 breeding of horses in this state a sum equal to ten per cent
4 (10%) of the first (1st) money of every purse won by an
5 "Iowa bred" horse shall be paid by the licensee conducting
6 the horse racing meeting to the breeder of such animal. An
7 "Iowa bred" horse, within the meaning of this section shall,
8 prior to January 1, 1952, be deemed to be a foal dropped by
9 a mare in Iowa, whether conceived in Iowa or not, and after
10 January 1, 1952, shall be deemed to be a foal dropped by a
11 mare in Iowa after being bred in Iowa and remaining in Iowa
12 until the foal is weaned. The board shall by rule provide for
13 the registration of all "Iowa bred" horses.

14 Every licensee conducting a horse racing meeting shall
15 run at least one (1) race each racing day to be known as an
16 "Iowa bred race" which shall be limited to Iowa bred horses as
17 defined in this section.

18 If, however, sufficient competition cannot be had among
19 such class of horses, the race may, with the consent of the
20 board, be eliminated for the day and a substitute race provided.

1 Sec. 58. No horse races shall be held except during
2 daylight hours.

1 Sec. 59. No license to conduct a horse racing meeting may
2 be granted unless all liability of the applicant for compensation
3 under chapters eighty-five (85), eighty-six (86) and eighty-seven
4 (87), Code 1950, is secured as provided therein. Termination
5 of such insurance during the license period is ground for the
6 revocation of the license.

1 Sec. 60. The board shall make rules governing, permitting
2 and regulating mutuel wagering on horse races under the system
3 known as the pari-mutuel method of wagering, which shall be
4 conducted only by the licensee and only within the inclosure
5 and only on the dates for which horse racing has been licensed
6 by the board.

1 Sec. 61. Any licensee conducting a horse racing meeting
2 shall provide a place or places in the meeting grounds or
3 inclosure at which such licensee may conduct, operate and
4 supervise the pari-mutuel method of wagering upon the results
5 of the races conducted within its inclosure.

1 Sec. 62. The pari-mutuel method of wagering shall be
2 operated only by the installation and use of the totalisator
3 or such other mechanical equipment as may be approved by the
4 board. The board shall not require any particular make of
5 mechanical equipment.

1 Sec. 63. No other method of betting, pool making or
2 wagering shall be permitted or used by the licensee under this

3 chapter.

1 Sec. 64. Any person within the inclosure of a horse racing
2 meeting may wager on the result of a horse race held at that
3 meeting by contributing his money to the pari-mutuel pool operated
4 by the licensee under this chapter. Such wagering shall not be
5 unlawful, any other statute of the state of Iowa to the contrary
6 notwithstanding.

1 Sec. 65. A wager made inside an inclosure under the pari-
2 mutuel system for a principal who is not within the inclosure
3 shall be considered a wager made within the inclosure for
4 the purpose of this chapter and any activity of the principal
5 in connection with such wager shall not be considered a wager
6 made outside the inclosure.

1 Sec. 66. All other forms of wagering or betting on the
2 result of a horse race are illegal and any and all wagering
3 or betting on horse races outside the inclosure where such
4 horse races are licensed by the board is illegal.

1 Sec. 67. The commission deducted by any licensee from
2 pari-mutuel pools shall not exceed nine per cent (9%) of the
3 gross amount of money not in excess of one million dollars
4 (\$1,000,000.00) handled in the pari-mutuel pool operated by
5 him during the period of the license; eight per cent (8%)
6 of the amount by which the total amount so handled exceeds
7 one million dollars (\$1,000,000.00) but is not more than five
8 million dollars (\$5,000,000.00); and seven per cent (7%) of
9 the amount by which the total amount so handled by him exceeds

10 five million dollars (\$5,000,000.00), plus the odd cents by
11 which the amount payable on each dollar wagered exceeds a
12 multiple of five cents (5c). The amount deducted by the
13 licensee shall be in addition to the license fee required by
14 this chapter.

1 Sec. 68. From and after the effective date of this
2 section, any person claiming to be entitled to any part of a
3 redistribution from a pari-mutuel pool operated by a licensee
4 under this chapter, who fails to claim the money due him prior
5 to the completion of the racing meet at which such pool was
6 formed, may, within sixty (60) days after the close of such
7 meet, file with the board a verified claim in such form as the
8 board shall prescribe setting forth in detail the claim of such
9 person and such other information as may be necessary to identify
10 the particular pool and the amount claimed therefrom. The board
11 shall hear such claim and proof offered in support thereof.
12 Unless the claimant satisfactorily establishes his right to
13 participate in such pool, such claim shall be rejected. If the
14 claim be allowed, the licensee shall upon order of the board pay
15 the same to the claimant. Ninety (90) days after the close of
16 any racing meet hereafter conducted any moneys subjected to this
17 section not theretofore successfully claimed, shall be paid to
18 the board and the board shall immediately pay such money into
19 the state treasury to the credit of the special deposit fund,
20 to be held therein and disposed of in the manner provided by
21 law for other deposits in the fund.

1 Sec. 69. Fees, commissions, and other moneys received
2 by the board, except that part of the license fee required by
3 section thirty-one (31) in excess of four per cent (4%) of the
4 gross amount of money handled in the pari-mutuel pool shall be
5 paid into the treasury and credited to a special fund hereby
6 continued in existence, known as the "Fair and Exposition Fund."

1 Sec. 70. Notwithstanding any other provision of this Code,
2 all of the license fee attributable to the breakage which is
3 said pursuant to section thirty-two (32) shall be paid into a
4 special fund which is hereby created and designated as the
5 "State College Fund".

1 Sec. 71. Out of the fund the legislature shall annually
2 appropriate such sums as it deems necessary for the following:

3 For support of the board, including such cost and expense
4 incurred by the attorney general in the enforcement of this Act
5 as shall be authorized by the board.

6 To the department of finance for supervision and auditing
7 of all fairs and agricultural associations receiving money
8 from the fund

1 Sec. 72. There is hereby annually appropriated out of the
2 fair and exposition fund the following:

3 One hundred thousand dollars (\$100,000.00) for the support
4 of farm-to-market roads, and fifty thousand dollars (\$50,000.00)
5 in support of the soldier's bonus bill.

1 Sec. 73. There is hereby appropriated annually out of the
2 fund fifteen thousand dollars (\$15,000.00) to the state fair

3 association.

1 Sec. 74. The balance of the money remaining in the fund
2 after the deduction of the moneys appropriated by the foregoing
3 sections of this chapter, shall constitute the first (1st.)
4 balance of the fund.

1 Sec. 75. The first (1st) balance of the fund is hereby
2 annually appropriated as follows: Five per cent (5%) for payment
3 to and use of improving rural mail and school routes and two
4 per cent (2%) annually distributed to the following organizations:
5 United Service Groups, The American Red Cross, Army Emergency
6 Relief, Navy Relief Society, United Seamen's Service, Community
7 Chests, American Legion Posts, American Women's Voluntary
8 Service, Veterans of Foreign Wars, Disabled American War Veterans,
9 The Infantile Paralysis Fund, Boy Scouts of America, The Salvation
10 Army and the Y.M.C.A.

1 Sec. 76. The money remaining in the fund after the
2 deduction of the amount appropriated by the preceding sections
3 of this chapter shall constitute the second balance of the fund.

1 Sec. 77. The second (2nd) balance of the fund is hereby
2 allocated for expenditure without regard to fiscal years, as
3 follows: Twenty-five per cent (25%) for permanent improvements
4 at, or support of, the Iowa State College; thirty-three per cent
5 (33%) for permanent improvements at, or support of, the University
6 of Iowa; the remainder for permanent improvements upon the
7 property of the state, county, or district associations for fair
8 purposes, or the purchase of equipment for fair purposes, or the

9 acquisition or purchase of real property, including costs of
10 appraisal or other incidental costs, to be used as sites for such
11 personal improvements, in such amounts as may be allocated by
12 executive order of the director of finance.

1 Sec. 78. Any corporation, organization, association or
2 person who directly or indirectly holds any horse racing meeting
3 with mutuel pools on the result thereof, without having first
4 procured a license under this chapter, is guilty of a misdemeanor.

1 Sec. 79. Any corporation, organization, association or
2 person who violates any of the provisions of this chapter, for
3 which a penalty is not herein expressly provided, is guilty of a
4 misdemeanor.

1 Sec. 80. Any person wagering upon the results of a horse
2 race, except in the pari-mutuel or mutuel method of wagering,
3 when the wagering is conducted by a licensee and upon the grounds
4 or inclosure of the licensee, shall be punished as provided in
5 section seven hundred twenty-six point three (726.3), Code 1950.

1 Sec. 81. The attorney general of this state and the county
2 attorneys of the respective counties thereof shall enforce this
3 chapter.

1 Sec. 82. If any part of this Act is declared to be
2 unconstitutional or void, such decision shall not affect the
3 validity of the remaining parts of this Act unless the part
4 held void is indispensable to the operations of the remaining
5 parts.