

FILED JAN 18 2005

SENATE FILE 33 STATE GOVERNMENT
BY McCOY

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

A BILL FOR

1 An Act prohibiting the issuance of new licenses to conduct
2 gambling games near a horse racetrack enclosure and providing
3 an effective date.

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

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SF 33
STATE GOVERNMENT

1 Section 1. Section 99F.7, subsection 1, Code 2005, is
2 amended to read as follows:

3 1. If the commission is satisfied that this chapter and
4 its rules adopted under this chapter applicable to licensees
5 have been or will be complied with, the commission shall issue
6 a license for a period of not more than three years to an
7 applicant to own a gambling game operation and to an applicant
8 to operate an excursion gambling boat. However, the
9 commission shall not issue any licenses to conduct gambling
10 games under this chapter in addition to the number of licenses
11 issued as of January 1, 2005, for a facility to be located
12 within fifty miles of a horse racetrack enclosure to which a
13 license to conduct gambling games has been granted under this
14 chapter. The commission shall decide which of the gambling
15 games authorized under this chapter the commission will
16 permit. The commission shall decide the number, location, and
17 type of excursion gambling boats licensed under this chapter
18 for operation on the rivers, lakes, and reservoirs of this
19 state. An excursion gambling boat may be located or operated
20 on a natural or man-made lake or reservoir if the lake or
21 reservoir is of sufficient size to accommodate recreational
22 activity. An excursion gambling boat may also be located on a
23 man-made basin or other body of water adjacent to a river,
24 provided it is located no more than one thousand feet from the
25 high water mark of the river, as established by the commission
26 in consultation with the United States army corps of
27 engineers, the department of natural resources, or other
28 appropriate regulatory agency. The license shall set forth,
29 as applicable, the name of the licensee, the type of license
30 granted, the place where the excursion gambling boats will
31 operate and dock, and the time and number of days during the
32 excursion season and the off season when gambling may be
33 conducted by the licensee.

34 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
35 immediate importance, takes effect upon enactment.

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EXPLANATION

This bill provides that no new licenses to conduct gambling games can be issued for a facility that would be located within 50 miles of a horse racetrack that has been issued a license to conduct gambling games.

The bill takes effect upon enactment.