

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
INSPECTIONS, APPEALS, AND
LICENSING BILL)

A BILL FOR

- 1 An Act relating to matters under the purview of the department
- 2 of inspections, appeals, and licensing.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1

DIVISION I

2

GAMBLING

3 Section 1. Section 99D.5, subsection 4, Code 2026, is
4 amended to read as follows:

5 4. Commission members are each entitled to receive an
6 annual salary of ten thousand dollars. Members shall also be
7 reimbursed for actual expenses incurred in the performance
8 of their duties to a maximum of thirty thousand dollars per
9 year for the commission. Each member shall be covered by the
10 blanket surety bond of the state purchased pursuant to section
11 8A.321, subsection 12.

12 Sec. 2. Section 99D.7, subsection 25, Code 2026, is amended
13 to read as follows:

14 25. To take any other action as may be reasonable or
15 appropriate to enforce this chapter and the commission rules,
16 including but not limited to issuing cease and desist orders
17 and obtaining injunctive relief against a person offering
18 pari-mutuel wagering or advance deposit wagering, as defined in
19 section 99D.11, in this state without holding an appropriate
20 license issued by the commission.

21 Sec. 3. Section 99E.3, subsection 2, paragraph f, Code 2026,
22 is amended to read as follows:

23 f. To take any other action as may be reasonable or
24 appropriate to enforce this chapter and the commission rules,
25 including but not limited to issuing cease and desist orders
26 and obtaining injunctive relief against a person offering
27 internet fantasy sports contests in this state without holding
28 an appropriate license issued by the commission.

29 Sec. 4. Section 99F.4, subsection 13, Code 2026, is amended
30 to read as follows:

31 13. To take any other action as may be reasonable or
32 appropriate to enforce this chapter and the commission rules,
33 including but not limited to issuing cease and desist orders
34 and obtaining injunctive relief against a person offering games
35 of chance, gambling, sports wagering, or illegal sweepstakes in

1 this state without holding an appropriate license issued by the
2 commission or otherwise being specifically authorized by law.

3 Sec. 5. Section 99F.15, subsection 4, unnumbered paragraph
4 1, Code 2026, is amended to read as follows:

5 A person commits a class "D" felony and, in addition, shall
6 be barred for life from sports wagering, advance deposit sports
7 wagering, as defined in section 99F.9, excursion gambling
8 boats, and gambling structures under the jurisdiction of the
9 commission, if the person does any of the following:

10 Sec. 6. Section 99F.15, subsection 6, paragraph c, Code
11 2026, is amended to read as follows:

12 c. Two convictions of the offense of unlawful betting as
13 provided in this subsection shall result in the person being
14 barred for life from sports wagering, advance deposit sports
15 wagering, as defined in section 99F.9, excursion gambling
16 boats, and gambling structures under the jurisdiction of the
17 commission.

18 DIVISION II
19 STATE BUILDING CODE

20 Sec. 7. Section 103A.8C, subsection 1, Code 2026, is amended
21 to read as follows:

22 1. The commissioner, after consulting with and receiving
23 recommendations from the department of public defense homeland
24 security and emergency management and the department of natural
25 resources, shall adopt rules pursuant to chapter 17A specifying
26 standards and requirements for design and construction of safe
27 rooms and storm shelters. In developing these standards, the
28 commissioner shall consider nationally recognized standards.
29 The standards and requirements shall be incorporated into the
30 state building code established in section 103A.7, but shall
31 not be interpreted to require the inclusion of a safe room or
32 storm shelter in a building construction project unless such
33 inclusion is expressly required by another statute or by a
34 federal statute or regulation. However, if a safe room or
35 storm shelter is included in any building construction project

1 which reaches the design development phase on or after January
2 1, 2011, compliance with the standards developed pursuant to
3 this section shall be required.

4 Sec. 8. Section 103A.23, subsection 2, Code 2026, is amended
5 to read as follows:

6 2. All fees collected by the commissioner shall be deposited
7 in the ~~state treasury to the credit of the general fund of the~~
8 state licensing and regulation fund created in section 10A.507.

9 DIVISION III

10 RESIDENTIAL CARE FACILITIES

11 Sec. 9. Section 135C.2, subsection 6, unnumbered paragraph
12 1, Code 2026, is amended to read as follows:

13 The department shall establish a special classification
14 within the residential care facility category for residential
15 care facilities which have the primary purpose of serving
16 pediatric palliative care patients and that only provides
17 respite care services and the services of a hospice program
18 as defined in section 135J.1. A facility within the special
19 classification established pursuant to this subsection shall
20 be exempt from section 135.62 and may serve any number of
21 individuals, including zero. The department shall adopt rules
22 pursuant to chapter 17A which shall include but not be limited
23 to all of the following:

24 EXPLANATION

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

27 This bill relates to matters under the purview of the
28 department of inspections, appeals, and licensing. The bill is
29 organized in divisions.

30 DIVISION I — GAMBLING. The bill eliminates a
31 \$30,000-per-year total cap on reimbursements that the state
32 racing and gaming commission (commission) may pay to all
33 commissioners for expenses incurred in the performance of the
34 commissioners' duties. The bill grants the commission explicit
35 authority to issue cease and desist orders and seek injunctive

1 relief against persons who offer gambling services in the state
2 without an appropriate license or authorization.

3 Under current law, a person commits a class "D" felony
4 and is barred for life from excursion gambling boats and
5 gambling structures under the jurisdiction of the commission
6 for committing certain acts listed in Code section 99F.15(4).
7 The bill expands the lifetime ban to include sports wagering
8 and advance deposit sports wagering. The bill also imposes a
9 lifetime ban from sports wagering and advance deposit sports
10 wagering on a person who is convicted twice of unlawful
11 betting.

12 DIVISION II — STATE BUILDING CODE. The bill requires the
13 state building code commissioner to consult with the department
14 of homeland security and emergency management, instead of
15 the department of public defense, in adopting rules relating
16 to safe rooms and storm shelters. The bill also requires
17 fees collected by the state building code commissioner to be
18 deposited in the licensing and regulation fund instead of the
19 general fund of the state.

20 DIVISION III — RESIDENTIAL CARE FACILITIES. The bill
21 allows a residential care facility that is a pediatric
22 palliative care center to serve as few as zero individuals.
23 Under current law, an entity must serve at least three
24 individuals to be defined as a residential care facility.