

5 "However, bona fide conventions or meetings may bring their own
6 liquor on to the licensed premises if the liquor is served to delegates
7 or guests without cost. All other provisions of this chapter shall be
8 applicable to such premises. The provisions of this section shall have
9 no application to private social gatherings of friends or relatives in a
10 private home or a private place which is not of a commercial nature
11 nor where goods or services may be purchased or sold nor any charge
12 or rent or other thing of value is exchanged for the use thereof ex-
13 cepting it be for sleeping quarters."

Approved April 12, 1965.

CHAPTER 150

SUSPENSION OF BEER PERMITS

H. F. 66

AN ACT for the provision of a suspension of the permit for violation of the beer laws.

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

1 SECTION 1. Section one hundred twenty-four point five (124.5),
2 Code 1962, is hereby amended by inserting after the word "revoke"
3 in line eight (8) the following: "or suspend".

4 Further amend said section by inserting in line sixteen (16) after
5 the word "revoke" the following: "or suspend".

1 SEC. 2. Subsection six (6) of section one hundred twenty-four
2 point two (124.2), Code 1962, is repealed and the following is sub-
3 stituted therefor:

4 "6. The term 'person of good moral character' as used in this chap-
5 ter shall mean any person who meets all of the following require-
6 ments:

7 a. He has such financial standing and good reputation as will satisfy
8 the issuing authority that he will comply with this chapter and all
9 laws, ordinances, and regulations applicable to his operations under
10 this chapter.

11 b. He does not possess a federal gambling stamp.

12 c. He is not prohibited by the provisions of section one hundred
13 twenty-four point thirty (124.30), Code 1962, from obtaining a per-
14 mit.

15 d. He has not been convicted of a felony. However, if his conviction
16 of a felony occurred more than five (5) years before the date of the
17 application for a permit, and if his rights of citizenship have been
18 restored by the governor, the issuing authority may determine that he
19 is a person of good moral character notwithstanding such conviction.

20 e. If such person is a corporation, firm, co-partnership, or associa-
21 tion, the requirements of this subsection shall apply to each of the
22 officers, directors, and partners of such person, and to any person who
23 directly or indirectly owns or controls ten (10) per cent or more of
24 any class of stock of such person or has an interest of ten (10) per
25 cent or more in the ownership or profits of such person. For the pur-

26 poses of this provision, an individual and his spouse shall be regarded
27 as one person.

1 SEC. 3. Section one hundred twenty-four point two (124.2), Code
2 1962, is amended by adding the following new subsection:

3 "Minor" as used in this chapter shall mean any person under the
4 age of twenty-one (21) years."

1 SEC. 4. Section one hundred twenty-four point twenty (124.20),
2 Code 1962, is amended by numbering the first two (2) paragraphs as
3 subsections one (1) and two (2) and by striking the third (3rd) para-
4 graph and inserting the following in lieu thereof:

5 "3. No person shall knowingly sell, give, supply, or offer any alco-
6 holic beverage or beer to any minor, except within a private home and
7 with the knowledge and consent of the parent or guardian of said
8 minor. No person shall knowingly permit any minor to purchase or
9 consume any alcoholic beverage or beer on the premises of a class 'B'
10 or class 'C' permit holder.

11 "4. No minor shall purchase, obtain, or attempt to purchase or ob-
12 tain any alcoholic beverage or beer from any person, except within a
13 private home and with the knowledge and consent of the parent or
14 guardian of said minor.

15 "5. No minor shall misrepresent his or her age for the purpose of
16 purchasing, obtaining, or attempting to purchase or obtain any alco-
17 holic beverage or beer. If any minor shall misrepresent his or her age,
18 and if the permit holder shall establish that he made reasonable in-
19 quiry to determine whether such prospective purchaser is a minor,
20 the permit holder shall not be guilty of selling to a minor.

21 "6. No class 'B' or 'C' permit holder shall knowingly permit any
22 gaming, gambling, solicitation for immoral purposes, immoral or dis-
23 orderly conduct in or about his place of business.

24 "7. No class 'B' or 'C' permit holder shall knowingly allow the mix-
25 ing or adding of alcohol or any alcoholic beverage to beer or any other
26 beverage in or about his place of business, except as permitted under
27 a license issued under chapter one hundred twenty-three (123) of the
28 Code."

1 SEC. 5. Section one hundred twenty-four point thirty (124.30),
2 Code 1962, is repealed and the following is substituted therefor:

3 "The permit under this chapter shall automatically be revoked and
4 shall immediately be surrendered by the permit holder, and the bond
5 of the permit holder shall be forfeited, upon any of the following
6 events:

7 1. If the permit holder is convicted of any violation of subsection
8 three (3), six (6), or seven (7) of section one hundred twenty-four
9 point twenty (124.20) of the Code.

10 2. If the permit holder is convicted of any violation of section one
11 hundred twenty-four point thirty-one (124.31) of the Code.

12 3. If any agent or employee of the permit holder is convicted of any
13 violation of subsection three (3) of section one hundred twenty-four
14 point twenty (124.20) of the Code in or about the place of business
15 for which the permit is issued.

16 4. If the permit holder is convicted of a felony.

17 "If after the effective date of this Act any permit is revoked under

18 the provisions of this section or revoked for cause under any other
 19 provision of this section, the person whose permit is revoked shall not
 20 thereafter be allowed to obtain or hold a permit under this chapter.
 21 The spouse of such person shall not thereafter be allowed to obtain or
 22 hold a permit under this chapter. No permit under this chapter shall
 23 be issued which covers any business in which such person directly or
 24 indirectly owns or controls ten (10) per cent or more of any class of
 25 stock or has an interest of ten (10) per cent or more in the ownership
 26 or profits of such business; and for the purposes of this provision an
 27 individual and his spouse shall be regarded as one person.

28 "However, a conviction of a felony shall not prevent the issuance of
 29 a permit if (a) the conviction occurred more than five (5) years before
 30 the date of the application for a permit, (b) the rights of citizenship
 31 of such person have been restored by the governor, and (c) the issu-
 32 ing authority determines that such person is a person of good moral
 33 character notwithstanding such conviction.

34 "If a permit is revoked upon any of the events specified in subsec-
 35 tions one (1), two (2), and three (3) of this section, no permit under
 36 this chapter shall be issued for the place of business covered by the
 37 revoked permit during the period of one (1) year after such revoca-
 38 tion."

1 SEC. 6. Section one hundred twenty-four point thirty-four
 2 (124.34), Code 1962, is amended by inserting after the word "revoke"
 3 in line five (5) the following: "or suspend for a period of not more
 4 than sixty days".

1 SEC. 7. Section one hundred twenty-four point thirty-seven
 2 (124.37), Code 1962, is amended by inserting after the word "revoca-
 3 tion" in line eight (8) the following: "or suspension".

1 SEC. 8. Section one hundred twenty-four point forty (124.40),
 2 Code 1962, is amended by inserting in line two (2) after the word
 3 "revocation" the following: "or suspension".

4 Further amend said section by inserting in line forty-six (46) after
 5 the word "revocation" the following: "or suspension" and in line
 6 forty-seven (47) following the word "revoke" insert "or suspend"
 7 and in line forty-nine (49) following the word "forfeited" insert "if
 8 the permit is revoked".

Approved April 14, 1965.

CHAPTER 151

SURRENDER OF BEER PERMIT

H. F. 61

AN ACT relating to voluntary surrender of class "A" beer permit.

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

1 SECTION 1. Amend section one hundred twenty-four point six
 2 (124.6), Code 1962, by inserting in line one (1) of the second para-
 3 graph after the word "class" the following: "'A' or".