

6 be paid, shall obtain a state or retail cigarette permit as a distributor,
7 wholesaler, cigarette vendor, or retailer, as the case may be.

1 SEC. 4. Section ninety-eight point thirteen (98.13), subsection five
2 (5), paragraph b, Code 1975, is amended to read as follows:

3 b. The principal office, residence, and place of business ~~in Iowa~~, for
4 which the permit is to apply.

1 SEC. 5. Section ninety-eight point nineteen (98.19), subsection one
2 (1), Code 1975, is amended to read as follows:

3 1. For the purpose of enabling the department to determine the tax
4 liability of permit holders or any other person dealing in cigarettes or
5 to determine whether a tax liability has been incurred, the department
6 shall have the right to inspect any premises *of the holder of an Iowa*
7 *permit located within or without the state of Iowa* where cigarettes
8 are manufactured, produced, made, stored, transported, sold, or of-
9 fered for sale or exchange, and to examine all of the records required
10 to be kept or any other records that may be kept incident to the con-
11 duct of the cigarette business of said permit holder or any other person
12 dealing in cigarettes.

1 SEC. 6. Section ninety-eight point nineteen (98.19), Code 1975, is
2 amended by adding the following new subsection:

3 NEW SUBSECTION. In the case of any departmental inspection con-
4 ducted under this section requiring department personnel to travel out-
5 side the state of Iowa, any additional costs incurred by the department
6 for out-of-state travel expenses shall be borne by the permittee. These
7 additional costs shall be those costs in excess of the costs of a similar
8 inspection conducted at the geographical point located within the state
9 of Iowa nearest to the out-of-state inspection point. In lieu of conduct-
10 ing an on premises out-of-state inspection, the department shall have
11 the authority to direct the permittee to assemble and transport all rec-
12 ords described in subsection one (1), of this section to the nearest prac-
13 tical and convenient geographical location in Iowa for inspection by
14 the department.

Approved July 8, 1975

This Act was passed by the G.A. prior to July 1, 1975; see §3.7 of the Code

CHAPTER 97

CIGARETTE STAMPS

H. F. 899

AN ACT relating to the printing and custody of cigarette and little cigar tax stamps.

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

1 SECTION 1. Section ninety-eight point seven (98.7), Code 1975, is
2 amended to read as follows:

3 **98.7 Printing and custody of stamps.** The state printing board
4 director of the department of general services shall be and is hereby
5 required to design and have printed or manufactured, cigarette and
6 little cigar tax stamps of such design, size, denomination, and type
7 and in such quantities as may be determined by the director of reve-

8 *nue*. The stamps shall be so manufactured as to render them easy to be
 9 securely attached to each individual package of cigarettes *and little ci-*
 10 *gars* or cigarette papers. ~~Such~~ *The cigarette and little cigar tax*
 11 stamps shall be in the possession of and under the control of the ~~comp-~~
 12 ~~troller.~~

13 ~~Upon requisition, the comptroller shall deliver to the department the~~
 14 ~~stamps designated in such requisition, and shall charge the department~~
 15 ~~with the stamps so delivered, and director of revenue and the director~~
 16 shall keep an accurate record *records* of all *cigarette and little cigar*
 17 *tax stamps coming into and leaving his possession.*

18 There is hereby appropriated out of any funds in the state treasury
 19 not otherwise appropriated sufficient funds to carry out the provisions
 20 of this section.

Approved July 8, 1975

This Act was passed by the G.A. prior to July 1, 1975; see §3.7 of the Code

CHAPTER 98

SEIZED CIGARETTES

S. F. 153

AN ACT relating to the disposition of seized cigarettes.

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

1 SECTION 1. Section ninety-eight point thirty-two (98.32), subsection
 2 five (5), Code 1975, is amended to read as follows:

3 5. In the event the cigarettes seized hereunder and sought to be sold
 4 upon forfeiture shall be unstamped, ~~the officers selling the same shall~~
 5 ~~be furnished by the department, sufficient stamps which shall be af-~~
 6 ~~fixed to the cigarettes prior to the sale thereof~~ *the cigarettes shall be*
 7 *sold by the director or his designee to the highest bidder among the*
 8 *licensed distributors in this state after written notice has been*
 9 *mailed to all such distributors. If there is no bidder or in the opin-*
 10 *ion of the director the quantity of cigarettes to be sold is insuffi-*
 11 *cient or for any other reason such disposition of the cigarettes is*
 12 *impractical, the cigarettes shall be destroyed or disposed of in a*
 13 *manner as determined by the director. The proceeds of such sales*
 14 *shall be paid into the state treasury.*

1 SEC. 2. Section seven hundred fifty-one point twenty-eight (751.28),
 2 Code 1975, is repealed.

Approved March 18, 1975