

CHAPTER 1041  
ALCOHOL PRODUCERS PERMIT EXEMPTION

S. F. 2343

AN ACT exempting holders of federal permits to produce alcohol for use as fuel from obtaining a manufacturer's permit under chapter one hundred twenty-three (123) of the Code.

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

Section 1. Section one hundred twenty-three point three (123.3), subsection eight (8), Code 1979, is amended to read as follows:

8. "Alcoholic liquor", "alcoholic beverage" or "intoxicating liquor" includes the three varieties of liquor defined in subsections 5, 6, and 7, except beer as defined in subsection 9 but including all beverages made as described in such subsection which contain more than four percent of alcohol by weight, and every liquid or solid, patented or not, containing alcohol, spirits, or wine, and susceptible of being consumed by a human being, for beverage purposes. Alcohol manufactured in this state for use as fuel pursuant to an experimental distilled spirits plant permit or its equivalent issued by the federal bureau of alcohol, tobacco and firearms is not an "alcoholic liquor".

Sec. 2. Section one hundred twenty-three point forty-one (123.41), Code 1979, is amended to read as follows:

123.41 MANUFACTURER'S LICENSE.

1. Upon application in the prescribed form and accompanied by a fee of three hundred fifty dollars, the director may in accordance with this chapter grant and issue a license, valid for a one-year period after date of issuance, to a manufacturer which shall allow the manufacture, storage, and wholesale disposition and sale of alcoholic liquors to the department and to customers outside of the state.

2. A person who holds an experimental distilled spirits plant permit or its equivalent issued by the federal bureau of alcohol, tobacco and firearms may produce alcohol for use as fuel without obtaining a manufacturer's license from the department.

Sec. 3. This Act, being deemed of immediate importance, takes effect from and after its publication in the Osceola Sentinel, a newspaper published in Osceola, Iowa, and in the Urbandale News, a newspaper published in Urbandale, Iowa.

Approved May 23, 1980

I hereby certify that the foregoing Act, Senate File 2343, was published in the Osceola Sentinel, Osceola, Iowa on June 5, 1980, and in the Urbandale News, Urbandale, Iowa on June 5, 1980.

MELVIN D. SYNHORST, *Secretary of State*