

CHAPTER 1101
RECIPROCAL SHIPMENT OF WINES
H.F. 2315

AN ACT authorizing small quantities of wine to be shipped in and out of this state for consumption or use by persons twenty-one years of age or older.

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

Section 1. NEW SECTION. 123.187 RECIPROCAL SHIPMENT OF WINES.

1. "Equal reciprocal shipping privilege" means allowing wineries located in this state to ship into another state, wine, not for resale, but for consumption or use by a person twenty-one years of age or older.

2. A winery licensed or permitted pursuant to laws regulating alcoholic beverages in a state which affords this state an equal reciprocal shipping privilege may ship into this state by private common carrier, to a person twenty-one years of age or older, not more than eighteen liters of wine per month, for consumption or use by the person. Such wine shall not be resold. Shipment of wine pursuant to this subsection is not subject to sales tax under section 422.43, use tax under section 423.2, or the wine gallonage tax under section 123.183, and does not require a refund value for beverage container control purposes under chapter 455C.

3. The holder of a class "A" or "B" wine permit in this state may ship out of this state by private common carrier, to a person twenty-one years of age or older, not more than eighteen liters of wine per month, for consumption or use by the person.

Approved April 16, 1996

CHAPTER 1102
PUBLIC ACCESS TO TRANSPORTATION RECORDS
H.F. 2462

AN ACT relating to public access to motor vehicle records and providing a conditional repeal and an effective date.

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

Section 1. Section 321.11, Code 1995, is amended to read as follows:

321.11 RECORDS OF DEPARTMENT.

All records of the department, ~~other than those declared by law to be confidential for the use of the department~~ other than those made confidential or not permitted to be open in accordance with 18 U.S.C. § 2721 et seq., adopted as of a specific date by rule of the department, shall be open to public inspection during office hours.

Personal information shall be disclosed to a requestor if the individual whose personal information is requested has not elected to prohibit disclosure of the information to the general public. The department shall give notice in a clear and conspicuous manner on forms for issuance or renewal of driver's licenses, titles, registrations, or nonoperator's identification cards that personal information collected by the department may be disclosed to any person. The department shall provide in a clear and conspicuous manner on these forms an opportunity for an individual to prohibit disclosure of personal information to the general public. As used in this paragraph, "personal information" means information

that identifies a person, including a person's photograph, social security number, driver's license number, name, address, telephone number, and medical or disability information, but does not include information on vehicular accidents, driving violations, and driver's status or a person's zip code.

Notwithstanding other provisions of this section to the contrary, the department shall not release personal information to a person, other than to an officer or employee of a law enforcement agency, if the information is requested by the presentation of a registration plate number. However, a law enforcement agency may release the name, address, and telephone number of a motor vehicle registrant to a person requesting the information by the presentation of a registration plate number if the law enforcement agency believes that the information is necessary to prevent an unlawful act. A person seeking the information shall state in writing the nature of the unlawful act that the person is attempting to prevent.

Sec. 2. **CONDITIONAL REPEAL.** In the event that the requirements to provide for closure of records of the state department of transportation as contained in 18 U.S.C. § 2721 et seq., are repealed, or are declared to be unconstitutional by a federal court of competent jurisdiction, the amendment to section 321.11, as contained in this Act, is repealed. The director of the state department of transportation shall make a determination that the federal law has been repealed or declared unconstitutional and in that event shall provide for immediate implementation of section 321.11, as it existed prior to the enactment of this Act, through the rulemaking procedures of chapter 17A. The director shall also propose to the general assembly pursuant to section 2.16 necessary changes of the Code. The Code editor may also include such necessary changes in the next Code editor's bill.

Sec. 3. **EFFECTIVE DATE.** This Act takes effect September 13, 1997.

Approved April 16, 1996

CHAPTER 1103

SECONDARY ROADS – AREA SERVICE CLASSIFICATION

H.F. 419

AN ACT providing for class "C" area service system roads and providing a penalty.

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

Section 1. Section 309.57, Code 1995, is amended to read as follows:
309.57 AREA SERVICE CLASSIFICATION.

The county board of supervisors, after consultation with the county engineer, and for purposes of specifying levels of maintenance effort and access, may classify the area service system into ~~two~~ three classifications termed area service "A", ~~and area service "B."~~ "B", and area service "C". The area service "A" classification shall be maintained in conformance with applicable statutes. ~~Roads on the area~~ Area service "B" classification roads may have a lesser level of maintenance as specified by the county board of supervisors, after consultation with the county engineer. Area service "C" classification roads may have restricted access and a minimal level of maintenance as specified by the county board of supervisors after consultation with the county engineer.

Roads within area service "B" ~~classification~~ and "C" classifications shall have appropriate signs, conforming to the Iowa state sign manual, installed and maintained by the county at