

Reported Recommending
Ind. Postponed
Passed House
Failed to Pass House.....
Passed Senate.....
Failed to Pass Senate.....

Placed on Calendar.
April 2, 1935.

House File No. 452. ✓
By JUDICIARY COMMITTEE. ✓

*Lucius
B. Baggett*

A BILL FOR

An Act to amend sections fifteen hundred fifty-seven (1557) to fifteen hundred fifty-nine (1559), inclusive, fifteen hundred sixty-one (1561), fifteen hundred sixty-three (1563), fifteen hundred sixty-nine (1569), and fifteen hundred seventy (1570), Code, 1931, relating to the sale of cigarettes and cigarette papers, the issuing of licenses to make such sales and to the payment of a tax thereon, and to provide penalties and violations.

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

1 Section 1. Section fifteen hundred fifty-seven (1557),

2 Code, 1931, is hereby amended as follows:

3 1. By inserting after the period (.) in line 12 of said
4 section the following:

5 "Wholesalers, jobbers and manufacturers shall secure a
6 permit from the treasurer of state."

7 2. By striking all of said section following the word
8 "effect" in line 13 thereof, and inserting in lieu thereof the
9 following:

10 "until revoked or otherwise terminated or cancelled as
11 provided in this chapter."

1 Sec. 2. Section fifteen hundred fifty-eight (1558), Code,
2 1931, is hereby amended by adding thereto the following

3 subsection:

4 “4. Wholesalers, jobbers, and manufacturers may sell from
5 automobiles or trucks to permit holders only, giving proper
6 invoice to such permit holders.”

1 Sec. 3. Section fifteen hundred fifty-nine (1559), Code,
2 1931, is hereby repealed and the following is enacted in lieu
3 thereof:

4 “The city or town council, board of supervisors or
5 treasurer of state, as the case may be, granting such permit
6 may revoke the same upon a hearing held after giving ten days’
7 notice by registered mail to said permit holder, whenever it
8 becomes evident that the said permit holder has violated any
9 of the provisions of this chapter; and shall revoke a permit
10 of any such person who has been convicted of a violation
11 of any of the provisions of this chapter; and after such
12 revocation as provided in this section, no permit shall again
13 be granted to a person for a period of two years from the date
14 his permit has been revoked.”

1 Sec. 4. Section fifteen hundred sixty-one (1561), Code,
2 1931, is hereby amended by inserting after the word
3 “supervisors” in the third and fourth lines thereof the
4 following: “or treasurer of state.”

5 That said section be further amended by adding after the
6 word “county” in the fifth line thereof, the following:

7 “or state of Iowa.”

1 Sec. 5. Section fifteen hundred sixty-three (1563),

2 Code, 1931, is hereby amended as follows:

3 1. By striking the word "or" in line 5 thereof, and by
4 inserting after the word "county" in line 5 thereof the words
5 "or state" and by adding to said section the following
6 subsection:

7 "4. In all cases where permits are issued by the treasurer
8 of the state to wholesalers, jobbers and manufacturers, the
9 mulct tax shall be one hundred (100) dollars payable to the
10 treasurer of state."

11 2. By adding after the period following the word
12 "schedule" in line 21, the following:

13 "The treasurer of state shall remit quarterly to the
14 city or town wherein a wholesaler's permit is to be
15 exercised, or to the county wherein a wholesaler's permit
16 is to be exercised, if outside of a city or town, the full
17 amount of all tax paid for each permit issued therein during
18 the past quarter."

1 Sec. 6. Section fifteen hundred sixty-nine (1569),
2 Code, 1931, is amended by adding thereto the following:

3 "All mulct taxes paid under the provisions of this
4 chapter to the treasurer of the state of Iowa, shall go into
5 the general fund of the state of Iowa."

1 Sec. 7. Section fifteen hundred seventy-b one (1570-b1),
2 Code, 1931, is hereby amended by striking from lines 2 and 3
3 thereof the following:

4 " , except wholesale dealers who also sell at retail,".