

February 23, 1951.
Passed on File.

Senate File 439
By DYKHOUSE and BEKMAN.

Passed Senate, Date.....
Vote: Ayes..... Nays.....
Passed House, Date
Vote: Ayes..... Nays.....
Approved

A BILL FOR

An Act to repeal section one hundred twenty-four point twenty-two (124.22), Code 1950, prohibiting manufacturers and wholesalers of beer from giving financial aid or furnishing fixtures or equipment to retailers, and to enact a substitute therefor.

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

1 Section 1. Section one hundred twenty-four point
2 twenty-two (124.22), Code 1950, is hereby repealed, and the
3 following enacted in lieu thereof:
4 "No manufacturer or wholesaler, either directly or
5 indirectly, shall own or control, or have any financial
6 interest in, any retail business selling beer; but this
7 restriction shall not be construed to deny such person the
8 right to use or have his property rented for such purpose
9 in any case where the manufacturer or wholesaler was a bona
10 fide owner of the premises prior to the effective date hereof.
11 No manufacturer or wholesaler shall, directly or indirectly,
12 or through a subsidiary or affiliate corporation, or by
13 any officer, director, stockholder or partner thereof,
14 give, lend or advance any money, credit or other thing of

15 value to any retailer or to any person for the benefit or
16 relief of any retailer, nor furnish, give, lend, lease or
17 sell any furniture, fixtures, fittings or equipment to any
18 retailer or to any person for the benefit or relief of any
19 retailer; nor shall any manufacturer or wholesaler, directly
20 or indirectly, have any interest in, or pay for, any retail
21 license, or advance, furnish, lend or give money for the
22 payment of retail license fees or any expense incident to
23 the obtaining of such license; nor shall any manufacturer
24 or wholesaler become bound in any manner, directly or
25 indirectly, for the repayment of any loan made to, or the
26 fulfillment of any financial obligation of, any retailer;
27 except that manufacturers or wholesalers may:

28 1. Extend to retailers the usual and customary
29 commercial credits for products of the industry actually
30 sold and delivered.

31 .2. Furnish to retailers the containers of beer
32 actually sold and delivered and may recover the same, or
33 the value thereof, if such containers are not returned.

34 3. Furnish, lend or rent outside signs to retailers,
35 provided the cost of such signs, in the aggregate,
36 furnished, lent or rented by any manufacturer or wholesaler
37 to any retailer shall not exceed one hundred dollars
38 exclusive of erection, installation and repair charges;
39 but nothing herein shall be construed as affecting signs
40 owned and located in the state on the effective date

41 hereof by any such manufacturer or wholesaler.

42 4. Furnish inside signs, miscellaneous advertising
43 matter and other items not to exceed, in the aggregate,
44 a cost of twenty-five dollars in any calendar year to any
45 one retailer.

46 5. Furnish or maintain for retailers such equipment
47 as is designed and intended to preserve and maintain the
48 sanitary dispensing of beer, provided the expense incurred
49 thereby does not exceed the sum of twenty-five dollars per
50 tap per calendar year, no part of which shall be paid in
51 cash to any retailer.

52 6. Lease or lend to the owner of premises, or to any
53 retailer now or hereafter occupying the premises, any
54 furniture, fixtures, fittings and equipment actually
55 located on said premises on July 5, 1951.”