March 8, 1967
Passed on File
Ways and Means 3-9

Senate File 464

By HOUGEN

Passed Senate, Date_____ Passed House, Date_____

Vote: Ayes_____ Nays_____ Vote: Ayes_____ Nays_____

Approved_____

A BILL FOR

An Act to revise the tax on sales of liquor-by-the-drink and the method of collection of said tax.

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

1 Section 1. Sections one hundred twenty-three point ninety-
2 seven (123.97) to one hundred twenty-three point one hundred
3 (123.100), Code 1966, are hereby repealed and the following
4 enacted in lieu thereof:
5 "In addition to the annual manufacturer's license fee
6 required by section one hundred twenty-three point thirty-
7 six (123.36) of the Code and the annual wholesaler's license
8 fee required by section one hundred twenty-three point thirty-
9 seven (123.37) of the Code there shall be levied and collected
10 from such licensees on all alcoholic liquor except wines
11 manufactured for sale, or sold, to holders of class "A", class
12 "B" and class "C" liquor control licenses a tax of six dollars
13 on each gallon and at a like rate for any other quantity or
14 for a fractional part of a gallon. All revenue derived from
15 the tax hereby imposed shall accrue to the state general fund.
16 A like tax of fifty cents shall be paid on each gallon of wine
17 sold to a liquor control licensee.
18 "Every person holding a manufacturer's or wholesaler's
19 license shall on or before the tenth day of each calendar month
20 commencing on the tenth day of the calendar month following the
21 month in which such person is issued a license, make a report
22 under oath to the state tax commission, upon forms to be

23 furnished by it for such purpose, showing the exact number of
24 gallons of taxable liquor and wine sold by such licensee during
25 the preceding calendar month. Such report shall also state the
26 name and address of the several purchasers of such liquor and
27 wine and such other information as the state tax commission may
28 require, and such licensees shall at the time of filing said
29 report pay to the state tax commission the amount of tax due at
30 the rate fixed in accordance with the provisions of this chapter.
31 "A penalty of ten percent of the amount of the tax shall be
32 added thereto if the report is not filed and the tax paid to
33 the commission on the said tenth day of the calendar month."
1 Sec. 2. Section one hundred twenty-three point twenty-two
2 (123.22), Code 1966, is hereby repealed.
1 Sec. 3. Section one hundred twenty-three point twenty-seven
2 (123.27), Code 1966, is amended by striking from subsection six
3 (6), paragraph "a", line four (4) the words "from the commission
4 only" and inserting in lieu thereof the words "from holders of
5 manufacturer's or wholesaler's licenses only".
6 Further amend said subsection six (6) by striking from
7 paragraph "b", lines four (4) and five (5), the words "from
8 the commission only" and inserting in lieu thereof the words
9 "from holders of manufacturer's or wholesaler's licenses only".
10 Further amend said subsection six (6) by striking from
11 paragraph "c", line seven (7), the words "from the commission
12 only" and inserting in lieu thereof the words "from holders
13 of manufacturer's or wholesaler's licenses only".
14 Further amend said subsection six (6) by adding at the end
15 of paragraph "d" the following: "Sales by holders of class
16 "D" licenses shall be taxed at the same rate as sales by
17 holders of manufacturer's or wholesaler's licenses."
1 Sec. 4. Section one hundred twenty-three point thirty-six
2 (123.36), Code 1966, is amended by adding after the word
3 "commission" in the next to the last line the words "or to
4 holders of class "A", "B" or "C" liquor control licenses".

1 Sec. 5. Section one hundred twenty-three point thirty-seven
2 (123.37), Code 1966, is amended by adding after the word
3 "commission" in line eleven (11) the words "or to holders of
4 class "A", "B" or "C" liquor control licenses".
1 Sec. 6. Section one hundred twenty-three point fifty-four
2 (123.54), Code 1966, is hereby repealed.
1 Sec. 7. Chapter one hundred twenty-three (123), Code 1966,
2 is amended by adding the following:
3 "The state tax commission in conjunction with the state
4 liquor control commission may make joint rules in conformity
5 with chapter seventeen A (17A) of the Code for the efficient
6 collection of taxes imposed by this chapter. Such rules may
7 include the special marking of bottles of liquor or wine
8 intended for sale to holders of class "A", "B" or "C" liquor
9 control licenses."