

State Govt. 3/23 Amend (3512) under Pm 5/4 (g. 1435)

SENATE FILE 259 *41*
State Government
Slater, Chairperson
Shaff
Jenkins

FILED MAR 23 1977

SENATE FILE 259

Reprinted 5/77

By HUTCHINS

Passed Senate, Date 5-10-77 (g. 1436) Passed House, Date _____
Vote: Ayes 42 Nays 0 Vote: Ayes _____ Nays _____
Approved 7/13/77

A BILL FOR

1 An Act permitting vendors in state liquor stores to accept
2 checks from class "C" liquor control licensees as
3 payment for business purchases, and providing a penalty.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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S.F. 259

S-3512 SENATE FILE 259

1 Amend Senate File 259 as follows:
2 1. Page 1, by striking lines 7 through 19 and
3 inserting in lieu thereof the following: "for resale.
4 In the event a check is subsequently dishonored for
5 good cause the director shall immediately suspend
6 the licensee's liquor control license for a period
7 of thirty days".

S-3512 FILED *Adopted* BY COMMITTEE ON STATE GOVERNMENT
MAY 6, 1977 *5/10 (1435)* MINNETTE DODERER, CHAIRPERSON

1 Section 1. Section one hundred twenty-three point twenty-
2 four (123.24), Code 1977, is amended by adding the follow-
3 ing new unnumbered paragraphs:

4 NEW UNNUMBERED PARAGRAPH. Notwithstanding the preceding
5 paragraph, a vendor may accept a check from a class "C" liquor
6 control licensee in payment of alcoholic liquor purchased
7 for resale. In the event a check is subsequently dishonored,
8 the vendor shall cause notice to be served upon the licensee
9 or upon any person in charge of the licensed premises that
10 if the obligation is not satisfied by payment to the vendor
11 in cash not later than the closing time of the state liquor
12 store on the next business day following service of the notice
13 then the class "C" liquor control license shall be suspended
14 automatically for thirty days.

15 NEW UNNUMBERED PARAGRAPH. The notice of nonpayment and
16 penalty shall be in a form prescribed by the director, and
17 must be served by a peace officer. In the event the licensee
18 fails to satisfy the obligation as provided, then the director
19 shall immediately suspend the licensee's liquor control license
20 and shall cause notice thereof to be served upon the licensee
21 by a peace officer. The provisions of the Iowa administrative
22 procedure Act shall not apply in the case of a suspension
23 under this section.

24 Sec. 2. This Act shall take effect on January 1, 1978.

25 EXPLANATION

26 This bill would permit a vendor to accept payment by check
27 from a class "C" liquor control licensee who purchases
28 alcoholic liquor for resale. In the event the check is
29 dishonored by the bank, then the licensee must make payment
30 in cash by the end of the next business day. Failure to make
31 such payment would result in an automatic 30-day suspension.

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LSB 920S
lb/rh/8A

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2 four (123.24), Code 1977, is amended by adding the follow-
3 ing new unnumbered paragraphs:

4 NEW UNNUMBERED PARAGRAPH. Notwithstanding the preceding
5 paragraph, a vendor may accept a check from a class "C" liquor
6 control licensee in payment of alcoholic liquor purchased
7 for resale. In the event a check is subsequently dishonored
8 for good cause the director shall immediately suspend the
9 licensee's liquor control license for a period of thirty days
10 and shall cause notice thereof to be served upon the licensee
11 by a peace officer. The provisions of the Iowa administrative
12 procedure Act shall not apply in the case of a suspension
13 under this section.

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15 EXPLANATION

16 This bill would permit a vendor to accept payment by check
17 from a class "C" liquor control licensee who purchases
18 alcoholic liquor for resale. In the event the check is
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21 such payment would result in an automatic 30-day suspension.

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SENATE FILE 259

H-4217

- 1 Amend amendment H-4199, to Senate File 259,
- 2 as follows:
- 3 1. Page 1, line 7, by striking the word
- 4 "contract" and inserting in lieu thereof the
- 5 word "control".

S-4217 FILED *Adopted 5/19* BY HORN of Linn
MAY 17, 1977 *(p. 2411)*

House Amendment to Senate File 259

S-3694

- 1 Amend Senate File 259, as passed by the Senate
- 2 and reprinted, as follows:
- 3 1. Page 1, by striking lines 5 and 6 and
- 4 inserting in lieu thereof the following:
- 5 "paragraph, a vendor may accept a check from, and
- 6 signed by, the holder of a retail liquor control
- 7 license as provided in section one hundred twenty-
- 8 three point thirty (123.30), subsection three (3),
- 9 Code 1977, in payment of alcoholic liquor purchased".

S-3694 FILED
MAY 19, 1977

RECEIVED FROM THE HOUSE

Senate concurred 5/20 (p. 1763)

not apply in the case of a suspension under this section.
Sec. 2. This Act shall take effect on January 1, 1978.

SENATE FILE 259

AN ACT

PERMITTING VENDORS IN STATE LIQUOR STORES TO ACCEPT CHECKS
FROM CLASS "C" LIQUOR CONTROL LICENSEES AS PAYMENT FOR
BUSINESS PURCHASES, AND PROVIDING A PENALTY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section one hundred twenty-three point twenty-
four (123.24), Code 1977, is amended by adding the follow-
ing new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the preceding
paragraph, a vendor may accept a check from, and signed by,
the holder of a retail liquor control license as provided
in section one hundred twenty-three point thirty (123.30),
subsection three (3), Code 1977, in payment of alcoholic
liquor purchased for resale. In the event a check is
subsequently dishonored for good cause the director shall
immediately suspend the licensee's liquor control license
for a period of thirty days and shall cause notice thereof
to be served upon the licensee by a peace officer. The
provisions of the Iowa administrative procedure Act shall

ARTHUR A. NEU
President of the Senate

DALE M. COCHRAN
Speaker of the House

I hereby certify that this Bill originated in the Senate and
is known as Senate File 259, Sixty-seventh General Assembly.

STEVEN C. CROSS
Secretary of the Senate

Approved 7/13, 1977

ROBERT D. RAY
Governor