

SENATE FILE 421
BY COMMITTEE ON STATE GOVERNMENT
FORMERLY SSB 53 *Approved 2/12/85 (j. 967)*

FILED MAR 12 1985

Passed Senate, Date 3-22-85 (j. 961) Passed House, Date _____
Vote: Ayes 24 Nays 2 Vote: Ayes _____ Nays _____
Approved _____
7/22/85 (j. 967) 2/28 4/10

A BILL FOR

- 1 An Act to require the director of the Iowa beer and liquor con-
- 2 trol department to suspend rather than dismiss vendors who
- 3 are convicted of selling alcohol to minors.

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

S-3449 SENATE FILE 421

- 1 Amend Senate File 421 as follows:
- 2 1. Page 1, line 9, by inserting after the word
- 3 "minors." the following: "Repeated violations may
- 4 result in the person's termination."

S-3449 Filed March 22, 1985 By MANN
Filed 4/6 (p. 967)

S-3450 SENATE FILE 421

- 1 Amend Senate File 421 as follows:
- 2 1. Page 1, line 9, by inserting after the word
- 3 "minors." the following: "After an additional
- 4 conviction under this subsection, the director may
- 5 suspend the person without pay for more than two weeks
- 6 or may dismiss the person."

S-3450 Filed March 22, 1985 By TAYLOR
(U.S. p. 122 (j. 967))

20
21
22
23
24
25

1 Section 1. Section 123.50, subsection 5, Code 1985, is
2 amended to read as follows:

3 5. Upon the conviction of a person acting as a vendor, as
4 defined in section 123.24, subsection 1, for a violation of
5 section 123.47 while in the course of the person's employment
6 at the state liquor store, the director shall ~~dismiss~~ suspend
7 the person from the position as vendor for two weeks without
8 pay if the person has failed to follow procedures developed by
9 the director to prevent sales to minors.

10

EXPLANATION

11 This bill requires the director to suspend rather than dis-
12 miss vendors who are convicted of selling alcohol to minors
13 when the vendor has failed to follow procedures developed by
14 the director to prevent such sales.

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

SENATE FILE 421

H-5122

Amend Senate File 421 as follows:

2 1. Page 1, by striking line 1 and inserting the
3 following:

4 "Section 1. Section 123.50, subsection 1, Code
5 Supplement 1985, is amended to read as follows:

6 1. ~~Any A person who violates any-of-the-provisions~~
7 of section 123.49 ~~shall-be~~ is guilty of a simple
8 misdemeanor. A person convicted of a violation of
9 section 123.49, subsection 3, shall be fined fifty
10 dollars and sentenced to fifty hours of community
11 service work.

12 Sec. 2. Section 123.50, subsection 5, Code
13 Supplement 1985, is".

14 2. Page 1, by inserting after line 12 the
15 following:

16 "Sec. 3. Section 232.8, subsection 1, unnumbered
17 paragraph 2, Code 1985, is amended to read as follows:

18 Violations by a child of provisions of chapter 106,
19 106A, 109, 109A, 110, 110A, 110B, 111, 321, or 321G
20 which would be simple misdemeanors if committed by an
21 adult, violations of county or municipal curfew or
22 traffic ordinances, and violations by a child of the
23 provisions of section 123.47 and section 123.49,
24 subsection 3, are excluded from the jurisdiction of
25 the juvenile court and shall be prosecuted as simple
26 misdemeanors as provided by law. The court may advise
27 appropriate juvenile authorities and may refer
28 violations of section 123.47 to the juvenile court
29 when there is reason to believe that the child
30 regularly abuses alcohol and may be in need of
31 treatment. The court shall notify the parents or
32 legal guardians of a child that appears before it for
33 a violation of section 123.47."

34 3. Title page, line 1, by striking the words "to
35 require" and inserting the following: "relating to
36 penalties for the sale of alcoholic liquor, wine, or
37 beer to persons under legal age by providing a penalty
38 of a fifty dollar fine and a sentence of fifty hours
39 of community service work for persons under legal age
40 who misrepresent their age for the purpose of
41 obtaining alcoholic liquor, wine, or beer, and by
42 requiring".

43 4. By renumbering sections according to this
44 amendment.

BY KOENIGS of Mitchell
BLACK of Jasper
HALVORSON of Clayton
HUMMEL of Benton

H-5122 FILED FEBRUARY 19, 1986

9/20/86 5/2 (p. 2323)

State Government: Pavich, Chair; Beatty and Van Maanen.

No Pass 2/5/86 (p. 264)

SENATE FILE 421

BY COMMITTEE ON STATE GOVERNMENT

(AS AMENDED AND PASSED BY THE SENATE MARCH 22, 1985)

Passed Senate, Date 3-22-86 (p. ~~438~~⁹⁶⁷) Passed House, Date 2-18-86 (p. 345)

Vote: Ayes 44 Nays 2 Vote: Ayes 77 Nays 14

Approved _____
Motion to Reconsider (p. 356) Lined 5/2 (p. 2323)

A BILL FOR

1 An Act to require the director of the Iowa beer and liquor con-
2 trol department to suspend rather than dismiss vendors who
3 are convicted of selling alcohol to minors.

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

SENATE FILE 421

H-5068

- 1 Amend Senate File 421 as amended, passed and
- 2 reprinted by the Senate as follows:
- 3 1. Page 1, line 10, by striking the word "may" and
- 4 inserting the word "shall".
- 5 2. Page 1, line 11, by striking the word "may".
- 6 3. Page 1, line 12, by inserting after the word
- 7 "person." the following: "After a third conviction,
- 8 the director shall dismiss the person."

H-5068 FILED FEBRUARY 6, 1986

BY CARTER of Henry
VAN MAANEN of Mahaska

*Adopted 2/18/86 (p. 345)
Motion to Reconsider 2/19*

- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

1 Section 1. Section 123.50, subsection 5, Code 1985, is
2 amended to read as follows:

3 5. Upon the conviction of a person acting as a vendor, as
4 defined in section 123.24, subsection 1, for a violation of
5 section 123.47 while in the course of the person's employment
6 at the state liquor store, the director shall dismiss suspend
7 the person from the position as vendor for two weeks without
8 pay if the person has failed to follow procedures developed by
9 the director to prevent sales to minors. After an additional
10 conviction under this subsection, the director may suspend the
11 person without pay for more than two weeks or may dismiss the
12 person.

13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

State Gov't

STATE GOVERNMENT: Horn, Chair; Welsh and Rife

SSB 53

New SF 421

SENATE/HOUSE FILE 421

BY (PREFILED DEPARTMENT OF BEER AND LIQUOR CONTROL BILL)

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

A BILL FOR

1 An Act to require the director of the Iowa beer and liquor con-
 2 trol department to suspend rather than dismiss vendors who
 3 are convicted of selling alcohol to minors.

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

- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

1 Section 1. Section 123.50, subsection 5, Code 1985, is
2 amended to read as follows:

3 5. Upon the conviction of a person acting as a vendor, as
4 defined in section 123.24, subsection 1, for a violation of
5 section 123.47 while in the course of the person's employment
6 at the state liquor store, the director shall ~~dismiss~~ suspend
7 the person from the position as vendor for two weeks without
8 pay if the person has failed to follow procedures developed by
9 the director to prevent sales to minors.

10

EXPLANATION

11 This bill requires the director to suspend rather than dis-
12 miss vendors who are convicted of selling alcohol to minors
13 when the vendor has failed to follow procedures developed by
14 the director to prevent such sales.

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35