

STATE GOVERNMENT: Horn, Chair: Welsh and Rife

SENATE FILE 528

BY TIEDEN and CARR

FILED MAR 22 1935

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

### A BILL FOR

1 An Act to extend Sunday hours for the sale of beer for  
 2 consumption off the premises by allowing sales to begin  
 3 at six a.m.

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

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*87-528*

1 Section 1. Section 123.36, subsection 6, Code 1985, is  
2 amended to read as follows:

3 6. Any A club, hotel, motel, or commercial establishment  
4 holding a liquor control license for whom the sale of goods  
5 and services other than alcoholic liquor or beer constitutes  
6 fifty percent or more of the gross receipts from the licensed  
7 premises, subject to ~~the provisions of~~ section 123.49,  
8 subsection 2, paragraph "b", may sell and dispense alcoholic  
9 liquor and beer to patrons on Sunday for consumption on the  
10 premises only between the hours of ten a.m. and twelve  
11 midnight on Sunday, and beer for consumption ~~on or~~ off the  
12 premises between the hours of ten six a.m. and twelve midnight  
13 on Sunday. For the privilege of selling beer and alcoholic  
14 liquor on the premises on Sunday the liquor control license  
15 fee of the applicant shall be increased by twenty percent of  
16 the regular fee prescribed for the license pursuant to this  
17 section, and the privilege shall be noted on the liquor  
18 control license. The department shall prescribe the nature  
19 and the character of the evidence which shall be required of  
20 the applicant under this subsection.

21 Sec. 2. Section 123.49, subsection 2, paragraph b, Code  
22 1985, is amended to read as follows:

23 b. Sell or dispense any alcoholic beverage or beer on the  
24 premises covered by the license or permit, or permit its  
25 consumption thereon between the hours of two a.m. and six a.m.  
26 on a weekday, and between the hours of two a.m. on Sunday and  
27 six a.m. on the following Monday, however, a holder of a  
28 liquor control license or retail beer permit granted the  
29 privilege of selling alcoholic liquor or beer on Sunday may  
30 sell or dispense alcoholic liquor or beer for consumption on  
31 the premises between the hours of ten a.m. and twelve midnight  
32 on Sunday and beer for consumption off the premises between  
33 the hours of six a.m. and twelve midnight on Sunday.

34 Sec. 3. Section 123.134, subsection 5, Code 1985, is  
35 amended to read as follows:

1 5. Any A club, hotel, motel, or commercial establishment  
2 holding a class "B" beer permit for whom the sale of goods and  
3 services other than beer constitutes fifty percent or more of  
4 the gross receipts from the licensed premises, subject to the  
5 ~~provisions of~~ section 123.49, subsection 2, paragraph "b", may  
6 sell and dispense beer to patrons on Sunday for consumption on  
7 the premises between the hours of ten a.m. and twelve midnight  
8 on Sunday and for consumption of beer off the premises between  
9 the hours of ten six a.m. and twelve midnight on Sunday. Any  
10 A class "C" beer permittee may sell beer for consumption off  
11 the premises between the hours of ten six a.m. and twelve  
12 midnight on Sunday. For the privilege of selling beer on  
13 Sunday the beer permit fees of the applicant shall be  
14 increased by twenty percent of the regular fees prescribed for  
15 the permit pursuant to this section and the privilege shall be  
16 noted on the beer permit. The department shall prescribe the  
17 nature and character of the evidence which shall be required  
18 of the applicant under this subsection.

19 Sec. 4. Section 123.150, Code 1985, is amended to read as  
20 follows:

21 123.150 SUNDAY SALES BEFORE NEW YEARS DAY.

22 Notwithstanding section 123.36, subsection 6, section  
23 123.49, subsection 2, paragraph "b", and section 123.134,  
24 subsection 5, a holder of any class of liquor control license  
25 or the holder of a class "B" beer permit may sell or dispense  
26 ~~such~~ alcoholic liquor or beer to patrons for consumption on  
27 the premises between the hours of noon ten a.m. on Sunday and  
28 two a.m. on Monday when that Monday is New Years Day and beer  
29 for consumption off the premises between the hours of noon six  
30 a.m. Sunday and ten p.m. Sunday when that Sunday is the day  
31 before New Years Day. The liquor control license fee or beer  
32 permit fee of licensees and permittees permitted to sell or  
33 dispense such alcoholic liquor or beer on a Sunday when that  
34 Sunday is the day before New Years Day shall not be increased  
35 because of this privilege.

1 It is the intent of this section that the special  
2 privileges granted shall be in force only during the specified  
3 times provided in this section.

4 EXPLANATION

5 This bill extends the Sunday hours for sale of beer for off  
6 the premises consumption by allowing sales to begin at six  
7 a.m.

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