

State seal

FILED JAN 28 1990

SENATE FILE 2118
BY TIEDEN

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

A BILL FOR

1 An Act relating to the sale of wine to liquor control licensees.

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

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SF 2118

1 Section 1. Section 123.30, subsection 3, paragraphs a, b,
2 and c, Code 1989, are amended to read as follows:

3 a. CLASS "A". A class "A" liquor control license may be
4 issued to a club and shall authorize the holder to purchase
5 alcoholic liquors from class "E" liquor control licensees
6 only, wine from class "A" or class "B" wine permittees only,
7 and native wines from native wine manufacturers, and to sell
8 liquors, wine, and beer, to bona fide members and their guests
9 by the individual drink for consumption on the premises only.

10 b. CLASS "B". A class "B" liquor control license may be
11 issued to a hotel or motel and shall authorize the holder to
12 purchase alcoholic liquors from class "E" liquor control
13 licensees only, wine from class "A" or class "B" wine
14 permittees only, and native wines from native wine
15 manufacturers, and to sell liquors, wine, and beer, to patrons
16 by the individual drink for consumption on the premises only.
17 However, beer may also be sold for consumption off the
18 premises. Each license shall be effective throughout the
19 premises described in the application.

20 c. CLASS "C". A class "C" liquor control license may be
21 issued to a commercial establishment but must be issued in the
22 name of the individuals who actually own the entire business
23 and shall authorize the holder to purchase alcoholic liquors
24 from class "E" liquor control licensees only, wine from class
25 "A" or class "B" wine permittees only, and native wines from
26 native wine manufacturers, and to sell liquors, wine, and
27 beer, to patrons by the individual drink for consumption on
28 the premises only. However, beer may also be sold for
29 consumption off the premises.

30 A special class "C" liquor control license may be issued
31 and shall authorize the holder to purchase wine from class "A"
32 or class "B" wine permittees only, and to sell wine and beer
33 to patrons by the individual drink for consumption on the
34 premises only. However, beer may also be sold for consumption
35 off the premises. The license issued to holders of a special

1 class "C" license shall clearly state on its face that the
2 license is limited.

3 Sec. 2. Section 123.30, subsection 3, paragraph e,
4 unnumbered paragraph 1, Code 1989, is amended to read as
5 follows:

6 CLASS "E". A class "E" liquor control license may be
7 issued and shall authorize the holder to purchase alcoholic
8 liquor from the division only and to sell the alcoholic liquor
9 to patrons for consumption off the licensed premises and to
10 other liquor control licensees. A class "E" license shall not
11 be issued to premises at which gasoline is sold. A holder of
12 a class "E" liquor control license may hold other retail
13 liquor control licenses or ~~retail~~ wine or beer permits, but
14 the premises licensed under a class "E" liquor control license
15 shall be separate from other licensed premises, though the
16 separate premises may have a common entrance. However, the
17 holder of a class "E" liquor control license may also hold a
18 class "B" wine or class "C" beer permit or both for the
19 premises licensed under a class "E" liquor control license.

20 Sec. 3. Section 123.173, unnumbered paragraph 2, Code
21 1989, is amended to read as follows:

22 A class "A" wine permit allows the holder to manufacture
23 and sell, or sell at wholesale, in this state, wine as defined
24 in section 123.3, subsection 7. The holder of a class "A"
25 wine permit may manufacture in this state wine having an
26 alcoholic content greater than seventeen percent by weight for
27 shipment outside this state. All class "A" premises shall be
28 located within the state. A class "B" wine permit allows the
29 holder to sell wine ~~at-retail~~ for consumption off the
30 premises.

31 Sec. 4. Section 123.178, subsection 1, Code 1989, is
32 amended to read as follows:

33 1. A person holding a class "B" wine permit may sell wine
34 at retail for consumption off the premises. A person holding
35 a class "B" wine permit may also sell wine to a person holding

1 a class "A", "B", or "C", or special class "C" liquor control
2 license. Wine shall be sold for consumption off the premises
3 in original containers only.

4 EXPLANATION

5 This bill allows private clubs, motels, hotels, and com-
6 mercial establishments who are class "A", "B", or "C" or
7 special class "C" licensees to purchase wine from a class "B"
8 wine permittee. The bill allows class "E" liquor control
9 licensees with a class "B" wine permit to sell wine as well as
10 alcoholic liquors to the three classes of liquor licensees and
11 the special class "C" licensee which sells wine and beer only.

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