

### 123.138 Records required — keg identification label.

1. Each class “A” or special class “A” beer permittee shall keep proper records showing the amount of beer sold by the permittee, and these records shall be at all times open to inspection by the administrator and to other persons pursuant to [section 123.30, subsection 1](#). Each retail alcohol licensee as described in [section 123.30](#) shall keep proper records showing each purchase of beer made by the licensee, and the date and the amount of each purchase and the name of the person from whom each purchase was made, which records shall be open to inspection pursuant to [section 123.30, subsection 1](#), during normal business hours of the licensee.

2. *a.* Each retail alcohol licensee who sells beer for off-premises consumption shall affix to each keg of beer an identification label provided by the administrator. The label provided shall allow for its full removal when common external keg cleaning procedures are performed. For the purposes of [this subsection](#), “keg” means all durable and disposable containers with a liquid capacity of five gallons or more. Each retail alcohol licensee shall also keep a record of the identification label number of each keg of beer sold by the licensee with the name and address of the purchaser and the number of the purchaser’s driver’s license, nonoperator’s identification card, or military identification card, if the military identification card contains a picture and signature. This information shall be retained by the licensee for a minimum of ninety days. The records kept pursuant to [this subsection](#) shall be available for inspection by any law enforcement officer during normal business hours.

*b.* (1) The division shall provide the keg identification labels described in paragraph “*a*” and shall, prior to utilizing a label, notify licensed brewers and licensed beer importers of the type of label to be utilized. Each label shall contain a number and the following statement:

It is unlawful to sell, give, or otherwise supply any alcoholic beverage, wine, or beer to any person under legal age. Any person who defaces this label shall be guilty of criminal mischief punishable pursuant to [section 716.6](#).

(2) The identification label shall be placed on the keg at the time of retail sale. The licensee shall obtain the labels referred to in [this subsection](#) from the division. The cost of the labels to licensees shall not exceed the division’s cost of producing and distributing the labels. The moneys collected by the division relating to the sale of labels shall be credited to the beer and liquor control fund.

*c.* The provisions of [this subsection](#) shall be implemented uniformly throughout the state. The provisions of [this subsection](#) shall preempt any local county or municipal ordinance regarding keg registration or the sale of beer in kegs. In addition, a county or municipality shall not adopt or continue in effect an ordinance regarding keg registration or the sale of beer in kegs.

[C35, §1921-f120; C39, §1921.122; C46, 50, 54, 58, 62, 66, 71, §124.27; C73, 75, 77, 79, 81, §123.138]

[88 Acts, ch 1241, §21](#); [89 Acts, ch 221, §9](#); [2007 Acts, ch 46, §2](#); [2013 Acts, ch 35, §40](#); [2014 Acts, ch 1092, §29](#); [2015 Acts, ch 53, §12](#); [2016 Acts, ch 1073, §48](#); [2017 Acts, ch 119, §34](#); [2022 Acts, ch 1099, §63 – 66, 88](#)

Referred to in [§123.50](#)

2022 amendments effective January 1, 2023; 2022 Acts, ch 1099, §88

Subsection 1 amended

Subsection 2, paragraphs a and b amended

Subsection 2, paragraph d stricken