

455C.4 Refusal to accept containers.

1. Except as provided in [section 455C.5, subsection 3](#), a dealer, a redemption center, a distributor, or a manufacturer may refuse to accept any empty beverage container that does not have stated on it a refund value as provided under [section 455C.2](#).

2. *a.* A dealer may refuse to accept and to pay the refund value of any empty beverage container if any of the following apply:

(1) The dealer holds a food establishment license under [chapter 137F](#) to prepare or serve food, has a certified food protection manager as required by the 2017 United States food and drug administration food code and supplement, and sells time/temperature control for safety food as defined in [section 137F.2](#).

(2) The dealer has entered an agreement with an approved redemption center for the operation of a mobile redemption system and all of the following apply:

(a) The dealer provides adequate space, utilities, and internet connection to operate the mobile redemption system.

(b) The agreement does not require additional payment to the dealer or the mobile redemption system.

(3) The dealer's place of business is in a county with a population of more than thirty thousand and within ten miles of an approved redemption center or if the dealer's place of business is in a county with a population of thirty thousand or fewer and within fifteen miles of an approved redemption center.

b. A dealer who refuses to accept and to pay the refund value on any empty beverage container pursuant to [this subsection](#) shall conspicuously display on the front door of the dealer's place of business a notice that the dealer does not accept empty beverage containers. The notice shall also provide the location of the nearest approved redemption center to the dealer's place of business. After the department has made available an electronic method for locating approved redemption centers pursuant to paragraph "c", a dealer may direct consumers to such electronic method instead of providing the location of the nearest approved redemption center on the notice.

c. The department shall make available to the public an electronic method of locating approved redemption centers.

d. A dealer who provides space for a mobile redemption system pursuant to paragraph "a", subparagraph (2), shall not be considered to be in violation of any county or city ordinance that would otherwise limit the ability of the dealer to provide such space as long as the mobile redemption system operates in a location that is not zoned primarily for residential purposes.

3. A class "E" retail alcohol licensee may refuse to accept and to pay the refund value on an empty alcoholic liquor container from a participating dealer or a redemption center or from a person acting on behalf of or who has received empty alcoholic liquor containers from a participating dealer or a redemption center.

4. A manufacturer or distributor may refuse to accept and to pay the refund value and reimbursement as provided in [section 455C.2](#) on any empty beverage container that was picked up by a dealer agent outside the geographic territory served by the manufacturer or distributor.

[C79, 81, §455C.4]

[85 Acts, ch 32, §112](#); [87 Acts, ch 22, §14, 15](#); [88 Acts, ch 1200, §4](#); [89 Acts, ch 161, §9](#); [2022 Acts, ch 1099, §101, 102](#); [2022 Acts, ch 1139, §6, 20](#)

Referred to in [§455C.3](#)

See Code editor's note on simple harmonization at the beginning of this Code volume

2022 amendments effective January 1, 2023; [2022 Acts, ch 1099, §102](#); [2022 Acts, ch 1139, §20](#)

Section amended