

481—30.4(137C,137D,137F) License fees. The license fee is the same for an initial license and a renewal license. License applications are available from the Department of Inspections and Appeals, Food and Consumer Safety Bureau, Lucas State Office Building, Des Moines, Iowa 50319-0083, or from a contractor. License fees are set by the Iowa Code sections listed below and are charged as follows:

30.4(1) Retail food establishments. License fees for retail food establishments are based on annual gross sales of food or food products to consumer customers and intended for preparation or consumption off the premises (Iowa Code section 137F.6 as amended by 2018 Iowa Acts, Senate File 2390) as follows:

- a. For annual gross sales of less than \$250,000—\$150.
- b. For annual gross sales of \$250,000 to \$750,000—\$300.
- c. For annual gross sales of more than \$750,000—\$400.

30.4(2) Food service establishments. License fees for food service establishments are based on annual gross sales of food and drink for individual portion service intended for consumption on the premises (Iowa Code section 137F.6 as amended by 2018 Iowa Acts, Senate File 2390) or subject to Iowa sales tax as provided in Iowa Code section 423.3 as follows:

- a. For annual gross sales of less than \$100,000—\$150.
- b. For annual gross sales of \$100,000 to \$500,000—\$300.
- c. For annual gross sales of more than \$500,000—\$400.

30.4(3) Vending machines. License fees for food and beverage vending machines are \$50 for the first machine and \$10 for each additional machine (Iowa Code section 137F.6 as amended by 2018 Iowa Acts, Senate File 2390).

30.4(4) Home bakery. The license fee for a home bakery is \$50 (Iowa Code section 137D.2(1) as amended by 2018 Iowa Acts, Senate File 2390).

30.4(5) Hotels. License fees for hotels are based on the number of rooms provided to transient guests (Iowa Code section 137C.9) as follows:

- a. For 1 to 30 guest rooms—\$50.
- b. For 31 to 100 guest rooms—\$100.
- c. For 101 or more guest rooms—\$150.

30.4(6) Mobile food units or pushcarts. The license fee for a mobile food unit or a pushcart is \$250 (Iowa Code section 137F.6 as amended by 2018 Iowa Acts, Senate File 2390).

30.4(7) Temporary food establishments.

a. The fee for a temporary food establishment license issued for up to 14 consecutive days in conjunction with a single event is \$50 (Iowa Code section 137F.6 as amended by 2018 Iowa Acts, Senate File 2390).

b. The annual fee for a temporary food establishment license issued for multiple nonconcurrent events on a countywide basis during a calendar year is \$200 (Iowa Code section 137F.6 as amended by 2018 Iowa Acts, Senate File 2390). Temporary food establishments that operate simultaneously at more than one location within a county are required to have a separate license for each location.

30.4(8) Food processing plants including food storage facilities (warehouses). For food processing plants, the annual license fee is based on the annual gross sales of food and food products handled at that plant or food storage facility (warehouse) (Iowa Code section 137F.6 as amended by 2018 Iowa Acts, Senate File 2390) as follows:

- a. For annual gross sales of less than \$200,000—\$150.
- b. For annual gross sales of \$200,000 to \$2 million—\$300.
- c. For annual gross sales of more than \$2 million—\$500.

30.4(9) Farmers market. A person selling time/temperature control for safety food at a farmers market must pay an annual license fee of \$150 for each county of operation. Persons who operate simultaneously at more than one location within a county are required to have a separate license for each location.

30.4(10) Certificate of free sale or sanitation. The fee for a certificate of free sale or sanitation is \$35 for the first certificate and \$10 for each additional identical certificate requested at the same time.

30.4(11) *Unattended food establishment.* The annual license fee for an unattended food establishment is based on the annual gross food and beverage sales (Iowa Code section 137F.6 as amended by 2018 Iowa Acts, Senate File 2390) as follows:

- a. Annual gross sales of less than \$100,000—\$75.
- b. Annual gross sales of \$100,000 or more—\$150.

30.4(12) *Events.* The license fee for an event is \$50, which shall be submitted with a license application to the appropriate regulatory authority at least 60 days in advance of the event. An “event” for purposes of this subrule does not include a function with ten or fewer temporary food establishments, a fair as defined in Iowa Code section 174.1, or a farmers market.

30.4(13) *Voluntary inspection fee.* The department shall charge a voluntary inspection fee of \$100 when a premises that is not a food establishment requests a voluntary inspection.

This rule is intended to implement Iowa Code sections 137C.9, 137D.2(1), and 137F.6 and 2018 Iowa Acts, Senate File 2390.

[ARC 1190C, IAB 11/27/13, effective 1/1/14; ARC 3187C, IAB 7/5/17, effective 8/9/17; ARC 4139C, IAB 11/21/18, effective 1/1/19]