



KIM REYNOLDS
GOVERNOR

OFFICE OF THE GOVERNOR

ADAM GREGG
LT GOVERNOR

May 10, 2019

The Honorable Paul Pate
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

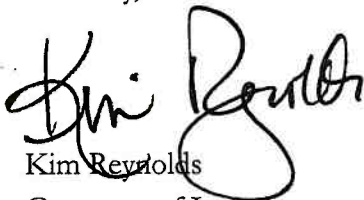
Dear Mr. Secretary,

I hereby transmit:

Senate File 323, an Act relating to canned cocktails and including effective date provisions.

The above Senate File is hereby approved on this date.

Sincerely,


Kim Reynolds
Governor of Iowa

cc: Secretary of the Senate
Clerk of the House



Senate File 323

AN ACT
RELATING TO CANNED COCKTAILS AND INCLUDING EFFECTIVE DATE
PROVISIONS.

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

Section 1. Section 123.3, Code 2019, is amended by adding the following new subsections:

NEW SUBSECTION. 10A. "*Canned cocktail*" means a mixed drink or cocktail that is premixed and packaged in a metal can and contains more than six and twenty-five hundredths percent of alcohol by volume but not more than fifteen percent of alcohol by volume.

NEW SUBSECTION. 28A. "*Mixed drink or cocktail*" means an alcoholic beverage, composed in whole or in part of alcoholic liquor, that is combined with other alcoholic beverages or nonalcoholic beverages or ingredients including but not limited to ice, water, soft drinks, or flavorings.

Sec. 2. Section 123.3, subsection 5, Code 2019, is amended to read as follows:

5. "*Alcoholic liquor*" means the varieties of liquor defined in subsections 3 and 44 which contain more than five percent of alcohol by weight, beverages made as described in subsection 7 which beverages contain more than five percent of alcohol by weight or six and twenty-five hundredths percent of alcohol by volume but which are not wine as defined in subsection 48, ~~or~~ high alcoholic content beer as defined in subsection 20, or canned cocktails as defined in subsection 10A, and every other liquid or solid, patented or not, containing spirits and every beverage obtained by the process described in subsection 48 containing more than seventeen percent alcohol by weight or twenty-one and twenty-five hundredths percent of alcohol by volume, and susceptible of being consumed by a human being, for beverage purposes. Alcohol manufactured in this state for use as fuel pursuant to an experimental distilled spirits plant permit or its equivalent issued by the federal bureau of alcohol, tobacco and firearms is not an "*alcoholic liquor*".

Sec. 3. NEW SECTION. 123.126A Canned cocktails — applicability.

Unless otherwise provided by this chapter, the provisions of this chapter applicable to beer shall also apply to canned cocktails.


Sec. 4. Section 123A.2, Code 2019, is amended by adding the following new subsection:

NEW SUBSECTION. 6A. "*Canned cocktail*" means as defined in section 123.3.

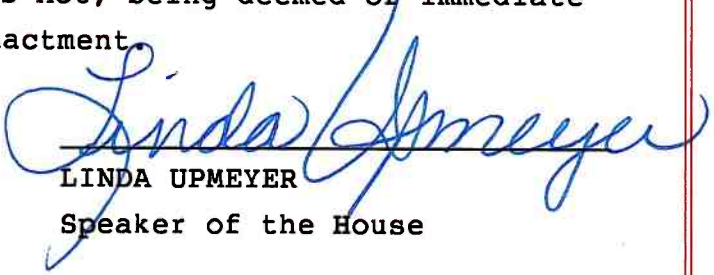
Sec. 5. NEW SECTION. 123A.13 Canned cocktails — applicability of chapter.

The provisions of this chapter that apply to a brewer and wholesaler of beer shall apply to a manufacturer and wholesaler of canned cocktails.

Sec. 6. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.



CHARLES SCHNEIDER
President of the Senate



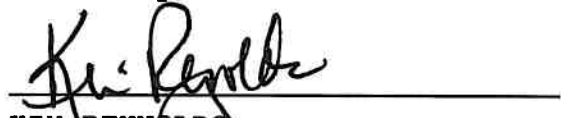
LINDA UPMEYER
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 323, Eighty-eighth General Assembly.



W. CHARLES SMITHSON
Secretary of the Senate

Approved May 10th, 2019



KIM REYNOLDS
Governor