

Reprinted 4/8/81

MAR 25 1981

HOUSE FILE 773

Place On Calendar

BY COMMITTEE ON STATE GOVERNMENT

(Formerly Study Bill 106)

Passed House, Date 4-3-81 (p. 1046) Passed Senate, Date _____

Vote: Ayes 77 Nays 0 Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to the penalty to be imposed on licensees who
 2 tender the department of beer and liquor control three or
 3 more insufficient funds checks within a twelve-month
 4 period for the purchase of alcoholic beverages.

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

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HOUSE FILE 773

H-3417

1 Amend House File 773 as follows:
 2 1. Page 1, by striking lines 3 through 11 and
 3 inserting in lieu thereof the following:
 4 "NEW LETTERED PARAGRAPH. Paragraphs a and b
 5 do not apply if a licensee tenders the department three
 6 or more checks during a twelve month period which are
 7 dishonored. Following notification to the department
 8 of dishonor of any check after the second check so
 9 dishonored, the director shall suspend a licensee's
 10 liquor control license for not less than three nor more
 11 than thirty days, after notice and an opportunity for
 12 hearing. Payment of any check whose dishonor subjects
 13 the licensee to suspension does not affect the liability
 14 of the licensee to suspension."

H-3417 FILED MARCH 31, 1981

BY CRAWFORD of Story

Adopted 4/3/81 (p. 1045)

1 Section 1. Section 123.24, subsection 2, Code 1981, is
2 amended by adding the following new lettered paragraph:

3 NEW LETTERED PARAGRAPH. Paragraphs a and b do not apply
4 if a licensee tenders the department three or more insufficient
5 funds checks in a twelve-month period. The director shall
6 suspend a licensee's liquor control license for not less than
7 three days but not more than thirty days, after an opportunity
8 for hearing, if the licensee tenders the department the third
9 or subsequent insufficient funds checks within a twelve-month
10 period even though the licensee redeems the third or subsequent
11 insufficient funds checks within ten days after writing them.

12 EXPLANATION

13 This bill suspends the liquor license of a licensee who
14 tenders three or more insufficient funds checks to the beer
15 and liquor control department within a twelve-month period.
16 The bill provides an opportunity for hearing and states that
17 the suspension shall be for not less than three days but not
18 more than thirty days. The bill takes effect July 1 following
19 its enactment.

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State Government
Drake, Chairperson
Craft
Carr

*Vote 4/8/81
4/9/81 (p. 1204)*

HOUSE FILE 773

BY COMMITTEE ON STATE GOVERNMENT

(As Amended and Passed by the House)

Passed House, Date 4-3-81 (p. 1046) Passed Senate, Date 4-24-81 (p. 1417)

Vote: Ayes 77 Nays 0 Vote: Ayes 42 Nays 3

Approved May 8, 1981

A BILL FOR

1 An Act relating to the penalty to be imposed on licensees who
2 tender the department of beer and liquor control three or
3 more insufficient funds checks within a twelve-month
4 period for the purchase of alcoholic beverages.

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

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House Amendments _____

1 Section 1. Section 123.24, subsection 2, Code 1981, is
2 amended by adding the following new lettered paragraph:

3 NEW LETTERED PARAGRAPH. Paragraphs a and b do not apply
4 if a licensee tenders the department three or more checks
5 during a twelve month period which are dishonored. Following
6 notification to the department of dishonor of any check after
7 the second check so dishonored, the director shall suspend
8 a licensee's liquor control license for not less than three
9 nor more than thirty days, after notice and an opportunity
10 for hearing. Payment of any check whose dishonor subjects
11 the licensee to suspension does not affect the liability of
12 the licensee to suspension.

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the licensee to suspension does not affect the liability of
the licensee to suspension.

DELWYN STROMER
Speaker of the House

HOUSE FILE 773

AN ACT

RELATING TO THE PENALTY TO BE IMPOSED ON LICENSEES WHO
TENDER THE DEPARTMENT OF BEER AND LIQUOR CONTROL THREE
OR MORE INSUFFICIENT FUNDS CHECKS WITHIN A TWELVE-MONTH
PERIOD FOR THE PURCHASE OF ALCOHOLIC BEVERAGES.

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

Section 1. Section 123.24, subsection 2, Code 1981, is
amended by adding the following new lettered paragraph:
NEW LETTERED PARAGRAPH. Paragraphs a and b do not apply
if a licensee tenders the department three or more checks
during a twelve month period which are dishonored. Following
notification to the department of dishonor of any check after
the second check so dishonored, the director shall suspend
a licensee's liquor control license for not less than three
nor more than thirty days, after notice and an opportunity
for hearing. Payment of any check whose dishonor subjects

TERRY E. BRANSTAD
President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 773, Sixty-ninth General Assembly.

PAT H. HARPER
Chief Clerk of the House

Approved 5/8, 1981

ROBERT D. RAY
Governor