

JAN 13 1999

JUDICIARY

HOUSE FILE
BY THOMSON

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Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act prohibiting persons under legal age from entering or
2 remaining in a premises licensed for sale and serving of
3 alcoholic beverages, and providing a penalty.

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

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HF 45

1 Section 1. Section 123.49, Code 1999, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 5. A person who is under legal age shall
4 not enter or remain in a premises licensed for the sale or
5 serving of alcoholic beverages for consumption on the premises
6 except for the following purposes:

7 a. To perform work in the regular course of the person's
8 employment within a licensed premises by a liquor control
9 licensee or wine or beer permittee.

10 b. To consume a meal served within a licensed premises.

11 c. To attend a social function that is held in a part of a
12 licensed premises where alcoholic beverages are not sold.

13 Sec. 2. Section 123.50, subsection 1, Code 1999, is
14 amended to read as follows

15 1. Any person who violates any of the provisions of
16 section 123.49, except subsection 2, paragraph "h", or
17 subsection 5, shall be guilty of a simple misdemeanor. A
18 person who violates section 123.49, subsection 2, paragraph
19 "h", commits a simple misdemeanor punishable as a scheduled
20 violation under section 805.8, subsection 10, paragraph "a".
21 A person who violates section 123.49, subsection 5, commits a
22 simple misdemeanor punishable as a scheduled violation under
23 section 805.8, subsection 10, paragraph "c".

24 Sec. 3. Section 805.8, subsection 10, Code 1999, is
25 amended by adding the following new paragraph:

26 NEW PARAGRAPH. c. For violations of section 123.49,
27 subsection 5, the scheduled fine is fifty dollars.

28 EXPLANATION

29 This bill prohibits persons under the legal age or 21 years
30 of age from entering or remaining in a premises licensed for
31 the sale or serving of alcoholic beverages on the premises
32 except for the following purposes:

33 1. To carry out their employment duties for a liquor
34 control licensee or beer or wine permittee as otherwise
35 authorized under Code chapter 123.

1 2. To consume a meal served within the premises.

2 3. To attend a social function which is being held in a
3 portion of the licensed premises where alcoholic beverages are
4 not sold.

5 A person under legal age who violates the prohibition on
6 entering or remaining in a premises licensed to sell or serve
7 alcoholic beverages for consumption on the premises commits a
8 simple misdemeanor punishable as a scheduled violation under
9 Code section 805.8, subsection 10, paragraph "c". The fine is
10 \$50.

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