

MAR 2 2001

WAYS AND MEANS

HOUSE FILE 492

BY PETERSEN

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

A BILL FOR

1 An Act relating to cigarette retail permit fees.
 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 492

1 Section 1. Section 453A.13, subsection 3, Code 2001, is
2 amended to read as follows:

3 3. FEES -- EXPIRATION.

4 a. All permits provided for in this division shall expire
5 on June 30 of each year. A permit shall not be granted or
6 issued until the applicant has paid for the period ending June
7 30 next, to the department or the city or county granting the
8 permit, the fees provided for in this division.

9 b. The annual state permit fee for a distributor,
10 cigarette vendor, and wholesaler is one hundred dollars when
11 the permit is granted during the months of July, August, or
12 September. However, whenever a state permit holder operates
13 more than one place of business, a duplicate state permit
14 shall be issued for each additional place of business on
15 payment of five dollars for each duplicate state permit, but
16 refunds as provided in this division do not apply to any
17 duplicate permit issued.

18 c. The fee for retail permits is as follows when the
19 permit is granted during the months of July, August, or
20 September:

21 a- (1) In places outside any city, not less than fifty
22 dollars.

23 b- (2) In cities of less than fifteen thousand population,
24 not less than seventy-five dollars.

25 c- (3) In cities of fifteen thousand or more population,
26 not less than one hundred dollars.

27 d. If any permit is granted during the months of October,
28 November, or December, the fee shall be three-fourths of the
29 above maximum schedule; if granted during the months of
30 January, February, or March, one-half of the maximum schedule,
31 and if granted during the months of April, May, or June, one-
32 fourth of the maximum schedule.

33 e. Cities and counties may use any portion of the fees
34 collected for retail permits for the enforcement of section
35 142A.6, subsection 6, chapter 142B, section 453A.2, section

1 453A.4, section 453A.36, subsection 6, and section 453A.36A.

2 EXPLANATION

3 This bill relates to cigarette retail permit fees.

4 The bill provides a minimum fee to be charged. Current
5 Code establishes a specific fee.

6 The bill also provides that cities and counties may use any
7 portion of the cigarette retail permit fee collected for
8 enforcement of Code section 142A.6, subsection 6 (cigarette
9 and tobacco product giveaways); Code chapter 142B (smoking
10 prohibitions relating to public places); Code section 453A.2
11 (violations relating to persons under legal age); Code section
12 453A.4 (seizure of false or altered driver's license or
13 nonoperator's identification card); Code section 453A.36,
14 subsection 6 (violations relating to cigarette vending
15 machines); and Code section 453A.36A (violations relating to
16 self-service sales).

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