

FILED MAR 11 '03

SENATE FILE 342

BY COMMITTEE ON NATURAL RESOURCES  
AND ENVIRONMENT

(SUCCESSOR TO SSB 1125)

Passed Senate, Date Passed 3/18/03 Passed House, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the sale of wine produced by native wineries  
2 in this state.

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

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SF 342

1 Section 1. Section 123.56, subsection 1, Code 2003, is  
2 amended to read as follows:

3 1. Subject to rules of the division, manufacturers of  
4 native wines from grapes, cherries, other fruits or other  
5 fruit juices, vegetables, vegetable juices, dandelions,  
6 clover, honey, or any combination of these ingredients,  
7 holding a class "A" wine permit as required by this chapter,  
8 may sell, keep, or offer for sale and deliver the wine. Sales  
9 may be made at retail for off-premises consumption when sold  
10 on the premises of the manufacturer, or in a retail  
11 establishment operated by the manufacturer ~~which is no closer~~  
12 ~~than five miles from an existing native winery~~. Sales may  
13 also be made to class "A" or retail wine permittees or liquor  
14 control licensees as authorized by the class "A" wine permit.

15 Sec. 2. Section 123.179, subsection 2, Code 2003, is  
16 amended to read as follows:

17 2. The annual permit fee for a class "B" wine permit is  
18 five hundred dollars. However, a person who has been issued a  
19 class "C" beer permit and who sells wine produced by a  
20 vineyard located in this state for consumption off the  
21 premises shall be assessed an annual permit fee corresponding  
22 to the permit fee the person is assessed pursuant to section  
23 123.134, subsection 3, for the sale of beer for consumption  
24 off the premises.

25 EXPLANATION

26 This bill provides for the deletion of a requirement that  
27 sales of wine by manufacturers of native wines made for off-  
28 premises consumption at a retail establishment operated by the  
29 manufacturer may occur only when the retail establishment is  
30 no closer than five miles from an existing native winery.

31 The bill also provides that a person who has been issued a  
32 class "B" retail wine permit, which authorizes the permittee  
33 to sell wine in original containers for consumption off the  
34 premises, and who also holds a class "C" beer permit, which  
35 authorizes the permittee as a grocery store or pharmacy to

1 sell beer at retail for off-the-premises consumption, shall be  
2 assessed an annual wine permit fee corresponding to the level  
3 of the fee assessed for the class "C" beer permit. The bill  
4 provides that this provision applies to a permittee selling  
5 wine produced by vineyards located in this state. The  
6 practical effect of the bill would be to reduce the level of  
7 the wine permit fee, because the fees assessed for class "C"  
8 beer permits are lower than the \$500 fee assessed for a class  
9 "B" wine permit.

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Wieck  
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Natural Resources  
and Environment

SSB 1125  
Succeeded By  
SF/HF 342

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
NATURAL RESOURCES AND  
ENVIRONMENT BILL BY  
CHAIRPERSON HOUSER)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

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