

House Study Bill 746

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
STATE GOVERNMENT BILL
BY CHAIRPERSON ELGIN)

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

A BILL FOR

1 An Act concerning alcoholic beverage control relating to
2 manufacturers providing free cleaning services to retailers
3 and prohibiting wholesalers from providing certain coupons to
4 retailers and making penalties applicable.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
6 TLSB 6381HC 81
7 ec/gg/14

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1 1 Section 1. NEW SECTION. 123.45A PERMISSIBLE CLEANING
1 2 SERVICES == MANUFACTURERS.
1 3 Notwithstanding any provision of this chapter to the
1 4 contrary, a person engaged in the business of manufacturing,
1 5 bottling, or wholesaling alcoholic beverages, wine, or beer,
1 6 or any jobber, representative, broker, employee, or agent of
1 7 such a person may, consistent with 27 C.F.R. } 6.88, provide
1 8 to a retailer without charge wine and beer coil cleaning
1 9 services, including carbon dioxide filters and other necessary
1 10 accessories to properly clean the coil and affix carbon
1 11 dioxide filters.
1 12 Sec. 2. Section 123.49, Code 2005, is amended by adding
1 13 the following new subsection:
1 14 NEW SUBSECTION. 5. A wholesaler shall not provide in=
1 15 store instantly redeemable coupons to retailers for
1 16 discounting the purchase of any alcoholic beverage. The
1 17 prohibition in this subsection shall not apply to mail=in
1 18 coupons or other cross=promotional coupons.
1 19 EXPLANATION
1 20 This bill concerns permissible activities by manufacturers
1 21 and wholesalers of alcoholic beverages as such activities
1 22 relate to retailers.
1 23 The bill creates new Code section 123.45A permitting
1 24 manufacturers to provide retailers, consistent with federal
1 25 law, free wine and beer coil cleaning services.
1 26 Code section 123.49 is amended to provide that a wholesaler
1 27 shall not provide in=store instantly redeemable coupons to
1 28 retailers for discounting the purchase of alcohol. Mail=in
1 29 coupons or cross=promotional coupons are not prohibited.
1 30 Pursuant to Code section 123.50, a person who violates this
1 31 provision is guilty of a simple misdemeanor.
1 32 LSB 6381HC 81
1 33 ec:nh/gg/14