

House File 330 - Introduced

HOUSE FILE 330

BY BERRY

A BILL FOR

1 An Act concerning alcoholic beverage control by prohibiting
2 liquor control, wine, or beer licensees or permittees from
3 knowingly permitting or engaging in criminal activity in
4 areas adjacent to the licensed premises and making penalties
5 applicable.

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

1 Section 1. Section 123.49, subsection 2, paragraph j, Code
2 2013, is amended to read as follows:

3 *j.* Knowingly permit or engage in any criminal activity
4 on the premises covered by the license or permit. However,
5 the absence of security personnel on the licensed premises
6 is insufficient, without additional evidence, to prove that
7 criminal activity occurring on the licensed premises was
8 knowingly permitted in violation of this paragraph "j". For
9 purposes of this paragraph "j", "premises" includes parking
10 lots and areas adjacent to the premises of a liquor licensee
11 or permittee ~~authorized to sell alcoholic beverages for~~
12 ~~consumption on the licensed premises~~ and used by patrons of the
13 liquor licensee or permittee.

14 EXPLANATION

15 This bill provides that a person or club holding a liquor
16 control license or retail wine or beer permit shall not
17 knowingly permit or engage in criminal activity in parking
18 lots and areas adjacent to the licensed premises that are used
19 by patrons of the liquor licensee or permittee. Current law
20 limits this prohibition to criminal activity in parking lots
21 and areas adjacent only to liquor licensees or permittees
22 authorized to sell alcohol for consumption on the licensed
23 premises. A person who violates this new provision shall
24 be subject to licensing sanctions and is guilty of a simple
25 misdemeanor pursuant to Code section 123.50. A simple
26 misdemeanor is punishable by confinement for no more than 30
27 days or a fine of at least \$65 but not more than \$625 or by
28 both.