

Senate File 542 - Introduced

SENATE FILE 542
BY COMMITTEE ON STATE
GOVERNMENT

(SUCCESSOR TO SF 411)

A BILL FOR

1 An Act providing for a one-time waiver or refund of certain
2 license or permit fees collected by the alcoholic beverages
3 division of the department of commerce, providing for
4 related procedures, and including effective date provisions.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. ALCOHOLIC BEVERAGES — FINANCIAL RELIEF —
2 RENEWAL OF LIQUOR LICENSES, WINE PERMITS, OR BEER PERMITS FOR
3 ON-PREMISES CONSUMPTION.

4 1. A holder of a class "A", class "B", class "C", or special
5 class "C" liquor control license, a class "B" beer permit, or a
6 class "C" native wine permit with an expiration date between
7 May 6, 2020, and May 5, 2021, shall not be required to pay
8 the annual fee or any additional applicable fee or surcharge
9 provided in chapter 123 upon renewal of the license or permit.

10 2. If the holder of a class "A", class "B", class "C", or
11 special class "C" liquor control license, a class "B" beer
12 permit, or a class "C" native wine permit was eligible for
13 deferment of the expiration of the license or permit pursuant
14 to a proclamation of disaster emergency pursuant to section
15 29C.6 but chose to renew the license or permit and pay the
16 annual fee, the alcoholic beverages division of the department
17 of commerce shall refund the licensee or permittee the full
18 amount paid. Refunds paid pursuant to this subsection shall be
19 paid by the division from the beer and liquor control fund and
20 shall be made before August 31, 2021. Local authorities shall
21 retain any remittances already made pursuant to section 123.36,
22 subsection 8, and section 123.143, subsection 1.

23 3. The holder of a class "C" native distilled spirits liquor
24 control license or a class "D" liquor control license with
25 an expiration date between July 1, 2021, and June 30, 2022,
26 shall not be required to pay the annual fee or any additional
27 applicable fee or surcharge provided in chapter 123 upon
28 renewal of the license.

29 4. The division shall remit to the appropriate local
30 authority a sum equal to the amount prescribed in section
31 123.36, subsection 8, for renewal fees for class "A", class
32 "B", class "C", or special class "C" liquor licenses, and
33 a sum equal to the amount prescribed in section 123.143,
34 subsection 1, for renewal fees for class "B" beer permits
35 with an expiration date between May 6, 2020, and May 5, 2021,

1 within the local authority's jurisdiction that would have
2 otherwise been collected but for the waiver of fees described
3 in subsection 1. Remittances made pursuant to this subsection
4 shall be paid by the division from the beer and liquor control
5 fund and shall be made before August 31, 2021.

6 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate
7 importance, takes effect upon enactment.

8

EXPLANATION

9 The inclusion of this explanation does not constitute agreement with
10 the explanation's substance by the members of the general assembly.

11 This bill provides that a holder of a class "A", class "B",
12 class "C", or special class "C" liquor control license, a class
13 "B" beer permit, or a class "C" native wine permit with an
14 expiration date between May 6, 2020, and May 5, 2021, shall not
15 be required to pay the annual fee or any additional applicable
16 fee or surcharge provided in Code chapter 123 upon renewal
17 of the license or permit. The bill requires the alcoholic
18 beverages division of the department of commerce to remit to
19 an appropriate local authority a sum equal to certain amounts
20 prescribed under current law which the local authority would
21 have otherwise collected but for the waiver of fees provided
22 in the bill.

23 If the holder of a class "A", class "B", class "C", or
24 special class "C" liquor control license, a class "B" beer
25 permit, or a class "C" native wine permit was eligible for
26 deferment of the expiration of the license or permit pursuant
27 to a proclamation of disaster emergency but chose to renew the
28 license or permit and pay the annual fee, the division must
29 refund the licensee or permittee the full amount paid. Local
30 authorities shall retain any applicable remittances already
31 made.

32 The bill provides that the holder of a class "C" native
33 distilled spirits liquor control license or a class "D" liquor
34 control license with an expiration date between July 1, 2021,
35 and June 30, 2022, shall not be required to pay the annual fee

S.F. 542

1 or any additional applicable fee or surcharge provided in Code
2 chapter 123 upon renewal of the license.

3 The bill takes effect upon enactment.