

House File 162 - Introduced

HOUSE FILE 162

BY LOHSE, INGELS, NIELSEN, and
ABDUL-SAMAD

A BILL FOR

- 1 An Act relating to excess beverage container refund value
- 2 possessed by the alcoholic beverages division.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 455C.19 Refund value excess —
2 alcoholic beverages division — shelter assistance fund.

3 1. For purposes of this section:

4 a. "Division" means the alcoholic beverages division of the
5 department of commerce.

6 b. "Return receipt" means a receipt indicating the number of
7 empty beverage containers for which the division paid refund
8 value to a participating dealer, dealer agent, or redemption
9 center.

10 c. "Sales receipt" means a receipt indicating the number of
11 beverage containers sold by the division to a dealer.

12 2. On a monthly basis, the division shall submit to the
13 treasurer of state any refund value excess possessed by the
14 division. The refund value excess shall be determined by
15 subtracting the amount of refund value and any handling fees
16 paid in the return receipts from the refund value received in
17 the sales receipts. Of the moneys received from the division,
18 the treasurer of state shall deposit fifty percent in the
19 shelter assistance fund established in section 16.41 and fifty
20 percent in the general fund of the state.

21 Sec. 2. INITIAL SUBMISSION. The first monthly submission
22 required under section 455C.19, as enacted in this Act,
23 covering July 2023, is due August 15, 2023.

24 EXPLANATION

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

27 This bill relates to excess refund value possessed by the
28 alcoholic beverages division (ABD). Under current law, with
29 some exceptions, ABD has the exclusive right of importation
30 into the state of all forms of alcoholic liquor. A class "E"
31 retail alcohol licensee may purchase alcoholic liquor from
32 ABD at wholesale only. When ABD sells alcoholic liquor to a
33 dealer, ABD adds 5 cents per eligible container to the sale
34 price. When a dealer sells beverages in eligible containers
35 to a consumer, the dealer adds the 5-cent deposit to the

1 sale price of each container. A consumer can take eligible
2 containers to a participating dealer or redemption center and
3 receive a 5-cent refund for every eligible container that
4 the consumer returns. ABD contracts for the collection of
5 containers from participating dealers, dealer agents, and
6 redemption centers.

7 The bill requires ABD to submit monthly any refund value
8 excess to the treasurer of state, of which 50 percent is
9 deposited in the shelter assistance fund and 50 percent is
10 deposited in the general fund. The shelter assistance fund is
11 used by the Iowa finance authority to issue grants for services
12 for persons who are homeless or victims of domestic violence.

13 The first submission under the bill, covering July 2023, is
14 due August 15, 2023.