

## CHAPTER 142.

## LIMITING NUMBER OF SALOONS IN CITIES AND TOWNS.

S. F. 298.

AN ACT limiting the number of persons to whom city or town councils may, by resolution, grant consent to sell intoxicating liquors, and to prohibit any person who shall be convicted or enjoined for violating the laws of this state relating to the sale or disposition of intoxicating liquors, from engaging in the sale of intoxicating liquors within five years from the date thereof. [Additional to chapter six (6) of title twelve (XII) of the code, relating to intoxicating liquors.]

*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. Consent resolution—limitation.** From and after the passage of this act, no city or town council shall, by resolution, grant consent to sell intoxicating liquors as a beverage at retail to a greater number of persons than one to every one thousand, of the population of said city or town as shown by the last preceding state or national census; provided, however, that in towns where the law has been otherwise complied with, the town council of any incorporated town of one thousand population or less, may by resolution grant consent to one person to sell intoxicating liquors as a beverage in such town.

**SEC. 2. Renewal of consent resolutions heretofore adopted.** In all cities and towns where a greater number of persons than are provided in section one (1) hereof, now hold resolutions of consent to sell intoxicating liquors at retail, it shall not be mandatory under the provisions of this act for city or town councils to cancel or withdraw a sufficient number of such resolutions of consent to comply with the provisions of section one (1) hereof, and such resolutions of consent may be renewed by city and town councils to the person or persons holding the same or their assignees or grantees, unless said resolutions of consent shall become inoperative by reason of the person holding the same violating any of the laws of the state, either civil or criminal, relating to the sale or disposition of intoxicating liquors, or by reason of a permanent injunction issuing against such person for a violation of law, or by reason of a civil or criminal action being commenced or instituted against said person for the violation of any of the laws of the state relating to the sale or disposition of intoxicating liquors, and said persons surrendering such resolution of consent before said action is prosecuted to final judgment or a conviction had in the court in which the same was instituted or by reason of the city or town council withdrawing such resolution of consent for cause, in which event, no new or additional resolution shall be granted to any person to sell intoxicating liquors as a beverage at retail except in accordance with the provisions of this act.

**SEC. 3. Sales by violators prohibited—time limitation.** No person who shall be hereafter convicted of violating the laws of this state relating to the sale of intoxicating liquors, or shall be permanently enjoined by any court of this state for such violation, shall be permitted to sell intoxicating liquors in this state within five (5) years from the date of such conviction or injunction, and no resolution of consent or permit shall be granted such person within said period.

**SEC. 4. Consent resolution—when void—not extended.** No resolution of consent granted by any city or town council in violation of the provisions of this act, shall be valid or of any force or effect, or operate as a bar against any of the penalties provided in chapter 6, title XII of the code, the supplement to the code, 1907, and amendments thereto and supplementary thereof, but nothing in this act shall operate to extend any consent now or hereafter granted beyond the time at which such consent shall expire, as by law provided.

**SEC. 5. Acts in conflict repealed.** All acts and parts of acts, in so far as they are in conflict with this act, are hereby repealed.

Approved April 15, A. D. 1909.

## CHAPTER 143.

### SALES OF INTOXICATING LIQUORS AT RETAIL.

S. F. 76.

AN ACT to prohibit any person, except a qualified elector, from engaging in the sale of intoxicating liquors at retail, and to prohibit any person, firm, association or corporation engaged or interested in the manufacture, brewing, distilling or refining of intoxicating liquors, from owning or leasing any building, fixtures, furniture or apparatus to be used for the purpose of selling intoxicating liquors at retail. [Additional to chapter six (6) of title twelve (XII) of the code, relating to intoxicating liquors.]

*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. Qualified elector.** No one except a qualified elector of the town, city or township in which the business is conducted and carried on shall engage in the sale of intoxicating liquors at retail.

**SEC. 2. What prohibited.** No person, firm, association or corporation and no officer, member, stockholder, agent or employe of any such firm, association or corporation engaged in the manufacture, brewing, distilling or refining of intoxicating liquors shall be interested or engaged, either directly or indirectly, in the retail sale of intoxicating liquors, or own, operate or lease any building, erection or place to be used for the sale or keeping for sale of intoxicating liquors at retail, or own or lease or be interested in, either directly or indirectly, any fixtures, furniture, or apparatus to be used in the retail sale of intoxicating liquors, or furnish the license bond required by law or pay for such bond or guarantee the bond of such person engaging in the sale of intoxicating liquors contrary to the conditions above prohibited shall be punished as in section 3 provided.

**SEC. 3. Penalty.** Any person, firm, association or corporation, or any agent or officer of such firm, association or corporation, violating any of the provisions of this act, shall be deemed guilty of a misdemeanor, and shall be liable to all of the penalties, both civil and criminal, provided in chapter 6, title XII of the code, the supplement to the code, 1907, and amendments thereto.

**SEC. 4. Acts in conflict repealed.** All acts and parts of acts, in so far as they are in conflict with this act, are hereby repealed.

**SEC. 5. When effective.** This act shall take effect and be in force on and after the first day of March, 1910.

Approved April 12, A. D. 1909.

## CHAPTER 144.

### BUREAU OF LABOR STATISTICS.

H. F. 239.

AN ACT to amend section twenty-four hundred seventy-seven (2477) of the supplement to the code, 1907, relating to compensation and expenses of the department of the bureau of labor statistics.

*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. Additional factory inspector—salary—expenses.** That the law as it appears in section twenty-four hundred seventy-seven (2477) of the