

percent by weight or twenty-one and twenty-five hundredths percent of alcohol by volume for shipment outside this state. All class "A" premises shall be located within the state. A class "B" or class "B" native wine permit allows the holder to sell wine at retail for consumption off the premises. A class "B" or class "B" native wine permittee who also holds a class "E" liquor control license may sell wine to class "A", class "B", and class "C" liquor control licensees for resale for consumption on the premises. Such wine sales shall be in quantities of less than one case of any wine brand but not more than one such sale shall be made to the same liquor control licensee in a twenty-four-hour period. A class "B" or class "B" native wine permittee shall not sell wine to other class "B", or class "B" native wine permittees. A class "C" native wine permit allows the holder to sell wine for consumption on or off the premises.

Sec. 3. Section 123.182, unnumbered paragraph 2, Code 2005, is amended to read as follows:

The label on a bottle or other container in which wine is offered for sale in this state, which label represents the alcoholic content of the wine as being in excess of seventeen percent by weight or twenty-one and twenty-five hundredths percent of alcohol by volume, is conclusive evidence of the alcoholic content of that wine.

Sec. 4. Section 137F.1, subsection 9, Code 2005, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. A premises covered by a class "A" wine permit or a class "B" wine permit as provided in chapter 123.

Approved April 7, 2006

CHAPTER 1033

REGULATION OF MACHINES USED TO VAPORIZE ALCOHOLIC BEVERAGES

H.F. 2333

AN ACT prohibiting a person or club holding a liquor control license or retail wine or beer permit from distributing or possessing machines used to vaporize an alcoholic beverage for consumption and making penalties applicable.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 123.49, subsection 2, Code 2005, is amended by adding the following new paragraph:

NEW PARAGRAPH. 1. Sell, give, possess, or otherwise supply a machine which is used to vaporize an alcoholic beverage for the purpose of being consumed in a vaporized form.

Approved April 7, 2006