

123.135 Brewer's certificate of compliance — penalties.

1. A manufacturer, brewer, bottler, importer, or vendor of beer, or any agent thereof, desiring to ship or sell beer, or have beer brought into this state for resale by a class "A" beer permittee, shall first make application for and be issued a brewer's certificate of compliance by the administrator for that purpose. The certificate of compliance expires at the end of one year from the date of issuance and shall be renewed for a like period upon application to the administrator unless otherwise revoked for cause. Each completed application for a certificate of compliance or renewal of a certificate shall be submitted electronically, or in a manner prescribed by the administrator, and shall be accompanied by a fee of five hundred dollars payable to the division. Each holder of a certificate of compliance shall furnish the information in a manner the administrator requires.

2. At the time of applying for a certificate of compliance, each applicant shall file with the division a list of all class "A" beer permittees with whom it intends to do business and shall designate the geographic area in which its products are to be distributed by such permittee. The listing of class "A" beer permittees and geographic area as filed with the division shall be amended by the holder of a certificate of compliance as necessary to keep the listing current with the division.

3. All class "A" beer permit holders shall sell only those brands of beer which are manufactured, brewed, bottled, shipped, or imported by a person holding a current certificate of compliance. Any employee or agent working for or representing the holder of a certificate of compliance within this state shall submit electronically, or in a manner prescribed by the administrator, the employee's or agent's name and address with the division.

4. It shall be unlawful for any holder of a certificate of compliance or the holder's agent, or any class "A" beer permit holder or the beer permit holder's agent, to grant to any retail beer permit holder, directly or indirectly, any rebates, free goods, or quantity discounts on beer which are not uniformly offered to all retail permittees.

5. Any violation of the requirements of [this chapter](#) or the rules adopted pursuant to [this chapter](#) shall subject the holder of a brewer's certificate of compliance or a class "A" beer permit holder to the general penalties provided in [this chapter](#) and shall constitute grounds for imposition of a civil penalty, suspension of the certificate or permit, or revocation of the certificate or permit after notice and opportunity for a hearing pursuant to [section 123.39](#) and [chapter 17A](#).

[C73, 75, 77, 79, 81, §123.135]

[89 Acts, ch 221, §6](#); [89 Acts, ch 252, §3](#); [2010 Acts, ch 1031, §95, 96](#); [2012 Acts, ch 1021, §38](#); [2013 Acts, ch 35, §12](#); [2015 Acts, ch 53, §9](#); [2016 Acts, ch 1073, §45](#); [2017 Acts, ch 119, §31](#); [2019 Acts, ch 113, §44, 45](#)

Referred to in [§123.32](#)