

February 22, 1951.
Ways and Means.

House File 505
By TIERNEY.

Passed House, Date
Vote: Ayes..... Nays.....
Passed Senate, Date.....
Vote: Ayes..... Nays.....
Approved

A BILL FOR

An Act relating to the use of vending machines in the sale of
cigarettes, providing for the licensing of such machines,
and providing a penalty for the illegal operation thereof.

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

1 Section 1. Section ninety-eight point thirteen (98.13),
2 Code 1950, is hereby amended by adding to subsection three (3) thereof
3 the following:

4 "Any city, town or county which has granted a retail permit
5 to a dealer may in its discretion issue a permit to such dealer
6 authorizing the sale of cigarettes through a vending machine or
7 vending machines to be operated in the same place of business for
8 which such permit has been granted. The fee for such permit shall be
9 the sum of ten dollars (\$10.00) for each machine, payable at the time
10 of issuance of such permit, and a renewal of such permit shall be
11 made thereafter at the same time that the retailer's license is
12 renewed. No refund shall be granted in connection with such permit."

1 Sec. 2. Section ninety-eight point thirteen (98.13), Code
2 1950, is further amended by adding thereto a new subsection as fol-
lows:

3 “Any sales of cigarettes made through a vending machine
 4 for which permit has been issued shall be subject to all
 5 rules, regulations and penalties provided by this chapter
 6 in relation to the retail sale of cigarettes. No permit
 7 holder shall permit the sale of any cigarettes through any
 8 vending machine unless such cigarettes shall have been
 9 properly stamped or metered as provided by this chapter, and
 10 in case of violation of this provision the permit of the
 11 dealer authorizing a retail sale of cigarettes shall be
 12 cancelled.”

1 Sec. 3. Section ninety-eight point fourteen (98.14),
 2 Code 1950, subsection one (1), is amended by adding to line
 3 eleven (11) the following:

4 “No separate bond shall be required from any holder of
 5 a retail permit who also is the holder of a permit authorizing
 6 the sale of cigarettes through vending machines, but such bond
 7 shall be deemed as liable in connection with the sales of
 8 cigarettes through vending machines in the same manner as if
 9 such sales were made under the provisions of a retail permit.”

1 Sec. 4. Section ninety-eight point thirty-six (98.36),
 2 Code 1950, is hereby amended by repealing subsection six (6).

1 Sec. 5. This Act being deemed of immediate importance
 2 shall become effective upon its publication in the
 3, a newspaper published at
 4 Iowa, and in the, a newspaper
 5 published at, Iowa.

EXPLANATION OF H. F. 505

This bill permits the sale of cigarettes by vending machines and provides a license may be issued by the town, city or county for a fee of \$10 a machine. This law provides that all laws relating to cigarettes are to apply, and the bond required under the law is to cover the machine as well as the retailer. The fees go to the city, town or county the same as the license fees.