

February 22, 1951.
Police Regulation, Suppression
of crime, Intemperance.

House File 514

By BASS, KUESTER, PAUL, STRAW-
MAN, MALLONEE, POSTON, MOORE
of Butler, SMITH, STEVENS, OLSON,
SHIFFLETT, VAN ZWOL, BLOEDEL,
GALLUP, MORRIS, RINGGENBERG,
BROWNLIE, UHLENHOPP, CRABB,
COOKSEY, and METZ.

Passed House, Date

Vote: Ayes..... Nays.....

Passed Senate, Date

Vote: Ayes..... Nays.....

Approved

A BILL FOR

An Act to amend chapter eighty (80), Code 1950, relating to
the department of public safety, and the duties of said
department with regard to the enforcement of the beer
and liquor laws of the state of Iowa.

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

1 Section 1. Section eighty point nine (80.9), Code 1950,
2 is amended by adding to subsection one (1) thereof a new
3 paragraph as follows: "g. When engaged in the enforcement of
4 the beer and liquor laws of the state of Iowa."

1 Sec. 2. Section eighty point twenty-five (80.25),
2 Code 1950, is amended in line two (2), three (3) and four (4)
3 thereof by striking the following: "general fund for services
4 received by it, at the hands of this department" and inserting
5 in lieu thereof the following: "department of public safety
6 for the use of the division of criminal investigation and
7 bureau of identification for the enforcement of the beer and
8 liquor laws of this state,".

1 Sec. 3. Chapter eighty (80), Code 1950, is amended by
2 adding thereto a new section as follows:

3 “The division of criminal investigation and bureau of
4 identification shall maintain in its office a record showing
5 the name and address of each holder of a class “B” permit
6 issued within the state of Iowa under the provisions of
7 chapter one hundred twenty-four (124), Code 1950, and other
8 facts showing that the person, firm or corporation holding
9 such permit is qualified under the law to hold such permit.

10 All local licensing agencies must forthwith report this
11 information to the division of criminal investigation and bureau
12 of identification upon forms for this purpose supplied to such
13 agencies by the said bureau.

14 Notwithstanding the duty of other peace officers to
15 enforce all laws of this state relating to alcoholic liquor and
16 the provisions of chapter one hundred twenty-four (124), Code
17 1950, it shall also be the duty of the division of criminal
18 investigation and bureau of identification to enforce such laws,
19 excepting however, the provisions of such laws relating to
20 collection of taxes and permit fees.

21 It shall be the duty of the head of the division of
22 criminal investigation and bureau of identification to be
23 present at all meetings of the state permit board which are
24 provided for under the provisions of section one hundred twenty-
25 four point four (124.4), Code 1950, and bring to the attention
26 of said permit board matters warranting its consideration, and

27 to report to all licensing agencies information concerning
28 violation of the state laws by class "B" beer permit holders,
29 such as may warrant the revocation of said permits.

30 The head of the division of criminal investigation and
31 bureau of identification is authorized to appoint such officers,
32 clerical employees, and other personnel as may be required to
33 properly discharge the duties assigned to the said division by
34 this section of law."

1 Sec. 4. This act being deemed of immediate importance
2 shall be in full force and effect from and after its passage
3 and publication in the Red Oak Express, a
4 newspaper published at Red Oak, Iowa, and the
5 Villisca Review, a newspaper published at
6 Villisca, Iowa.

EXPLANATION OF H. F. 514

At the time of the adoption of the state liquor store system and the beer law it was contemplated that the state would take an active part in the enforcement of these laws. Although some provision along this line was made it has been neglected and as a result of experience it is found that a clarification as well as improvement is needed. The purpose of this bill is to clarify the state's obligation and to improve the enforcement of the liquor and beer laws. This bill provides that a competent state agency shall have the duty and power to enforce these laws and that funds presently intended for law enforcement in this field shall be committed directly for this specific purpose. It also clarifies the authority of the state in this field and provides machinery for the orderly uniform supervision of issuance of "B" beer permits in the state in order that only qualified places and persons may be licensed. It also specifically defines the authority of state officers in making enforcement effective over the state and in bringing to the attention of the proper state and local agency matters which need to be considered by such agency.