

January 18, 1951.
Passed on File.

Senate File 124
By WHITEHEAD, LINES.

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

A BILL FOR

An Act repealing section two hundred eight A point four (208A.4) and section two hundred eight A point five (208A.5) and enacting substitutes therefor, and repealing sentence number two (2) of section two hundred eight A point three (208A.3) and enacting a substitute therefor, and repealing section two hundred eight A point six (208A.6), Code 1950, relating to the issuing of a written permit authorizing the sale of antifreeze.

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

1 Section 1. Section two hundred eight A point four (208A.4),
2 Code 1950, is hereby repealed and the following enacted in lieu
3 thereof:

4 "Before any antifreeze shall be held with intent to sell,
5 expose for sale, or sold within this state it must appear that
6 a written permit authorizing the sale of such antifreeze has
7 been granted by the department of agriculture upon the
8 application of a manufacturer, packer, distributor, or seller.

9 There shall be a separate application accompanied by a fee of
10 twenty dollars (\$20.00) for each brand of antifreeze submitted
11 to the department for inspection as hereinafter provided. All
12 written permits authorizing the sale of a brand of antifreeze

13 in this state shall be valid until the formula or label of the
14 antifreeze is changed in any manner.”

1 Sec. 2. Section two hundred eight A point five (280A.5),
2 Code 1950, is hereby repealed and the following enacted in lieu
3 thereof:

4 “The department of agriculture shall with regard to all
5 applications for permits authorizing the sale of antifreeze,
6 after the effective date of this act, take samples from stocks
7 in the state or intended for sale in the state, and it shall
8 be the duty of the applicant upon demand of the agent of the
9 department to supply such samples and quantities thereof as
10 are requested for analysis. No written permit authorizing the
11 sale shall be issued on any such applications until the samples
12 have been inspected and subjected to chemical analysis and all
13 other appropriate methods of testing and have been certified
14 as free from adulteration as defined in this chapter and fit
15 for public use by either the appropriate laboratory or
16 laboratories maintained in connection with the Iowa State
17 College at Ames, Iowa, or the appropriate laboratory or
18 laboratories maintained in connection with the State University
19 of Iowa at Iowa City, Iowa, and when so certified the department
20 shall issue the permit. The duty to so certify is hereby
21 imposed upon the foregoing Iowa State College at Ames or the
22 State University of Iowa at Iowa City. The department, through
23 its agents, shall have free access by legal means during business
24 hours to all places of business, buildings, vehicles, cars and

25 vessels used in the manufacture, transportation, sale or
26 storage of any antifreeze and it may open by legal means any
27 box, carton, parcel, or package, containing or supposed to
28 contain any antifreeze and take therefrom samples for analysis.
29 The department of agriculture shall enforce the provisions
30 of this chapter and if it shall be determined at any time that
31 the holder of a written permit has materially altered or
32 adulterated the product covered by his permit or that a change
33 has been made in the name, brand or trademark under which the
34 antifreeze is sold or that it violates this chapter by being
35 misbranded, the department is authorized and directed to cancel
36 the written permit after hearing on a ten day notice to the
37 holder by registered mail notifying him as to the time of
38 hearing at the office of the department of agriculture in
39 Des Moines and his right to show cause why the permit should
40 not be cancelled.”

1 Sec. 3. Section two hundred eight A point three (3),
2 Code 1950, is hereby amended by repealing the sentence bearing
3 the number two (2) of section two hundred eight A point three
4 (208A.3), Code 1950, and inserting in lieu thereof the
5 following: “If in package form it does not bear a label on
6 the outside of the package containing the name and place of
7 business of the manufacturer, packer, seller or distributor
8 and an accurate statement of the quantity of the contents in
9 terms of weight or measure and the essential ingredients of
10 the antifreeze.”

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 Waverly Independent, a newspaper published
4 at Waverly, Iowa, and in the Bayard News,
5 a newspaper published at Bayard, Iowa.