

February 23, 1951.
Passed on File.

Senate File 446
By McCARVILLE and LYNES.

Passed Senate, Date

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

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

1 Sec. 2. Section ninety-eight point thirteen (98.11), Code
2 1950, is further amended by adding thereto a new subsection as

3 follows:

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