

February 11, 1963.
Cities and Towns.

House File 217
By DENMAN and BUSCH.

Passed House, Date 3-25-63

Passed Senate, Date.....

Vote: Ayes 98 Nays 1

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

Approved.....

*Passed on file 3/25
Judiciary 2 3/26*

A BILL FOR

An Act relating to forfeiture of class "B" club beer permit bonds and class "C" beer permit bonds under chapter one hundred twenty-four (124) of the Code.

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

1 Section 1. Section one hundred twenty-four point ten
2 (124.10), Code 1962, is amended by inserting, immediately
3 following the word "dollars." in lines seven (7) and eight
4 (8) of subsection three (3), the following:
5 "Said bond shall be further conditioned to the effect that
6 the permittee and his surety, as a part of the permit granted,
7 shall consent to forfeiture of the principal sum of the bond
8 in the event such permit is revoked for cause by the issuing
9 authority."

1 Sec. 2. Section one hundred twenty-four point eighteen
2 (124.18), Code 1962, is amended by adding at the end thereof
3 the following:
4 "Said bond shall be further conditioned to the effect that
5 the permittee and his surety, as a part of the permit granted,
6 shall consent to forfeiture of the principal sum of the bond
7 in the event such permit is revoked for cause by the issuing
8 authority."

EXPLANATION OF HOUSE FILE 217

In the case of *City of Sioux City v. Triangle Club*, 105 N.W.2d 638, the Supreme Court of Iowa held that a city council had no power to forfeit a club bond upon revocation by it of a class "B" beer permit issue to a club. The language of the statute on class "C" permit bonds is identical with that on class "B" club bonds. The purpose of this bill is to require the beer permit holder to forfeit bond when his permit is revoked by the city, town or county.