

FILED MAR 7 2005

SENATE FILE 289 STATE GOVERNMENT  
BY HATCH

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act providing for an increase in hotel, home food  
2 establishment, and food establishment inspection fees.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SC 289  
STATE GOVERNMENT

1 Section 1. Section 137C.9, Code 2005, is amended to read  
2 as follows:

3 137C.9 LICENSE FEES.

4 Either the department or the municipal corporation shall  
5 collect the following annual license fees:

6 1. For a hotel containing fifteen guest rooms or less,  
7 twenty thirty dollars.

8 2. For a hotel containing more than fifteen but less than  
9 thirty-one guest rooms, thirty forty-five dollars.

10 3. For a hotel containing more than thirty but less than  
11 seventy-six guest rooms, forty sixty dollars.

12 4. For a hotel containing more than seventy-five but less  
13 than one hundred fifty guest rooms, fifty seventy-five  
14 dollars.

15 5. For a hotel containing one hundred fifty or more guest  
16 rooms, seventy-five one hundred dollars.

17 Fees collected by the department shall be deposited in the  
18 general fund of the state. Fees collected by a municipal  
19 corporation shall be retained by it and for its use.

20 Sec. 2. Section 137D.2, subsection 1, Code 2005, is  
21 amended to read as follows:

22 1. A person shall not open or operate a home food  
23 establishment until a license has been obtained from the  
24 department of inspections and appeals. The department shall  
25 collect a fee of twenty-five thirty-seven dollars for a  
26 license. After collection, the fees shall be deposited in the  
27 general fund of the state. A license shall expire one year  
28 from date of issue. A license is renewable.

29 Sec. 3. Section 137F.6, Code 2005, is amended to read as  
30 follows:

31 137F.6 LICENSE FEES.

32 The regulatory authority shall collect the following annual  
33 license fees:

34 1. For a mobile food unit or pushcart, twenty thirty  
35 dollars.

1 2. For a temporary food establishment per fixed location,  
2 ~~twenty-five~~ thirty-seven dollars.

3 3. For a vending machine, ~~twenty~~ thirty dollars for the  
4 first machine and ~~five~~ seven dollars and fifty cents for each  
5 additional machine.

6 4. For a food establishment which prepares or serves food  
7 for individual portion service intended for consumption on-  
8 the-premises, the annual license fee shall correspond to the  
9 annual gross food and beverage sales of the food  
10 establishment, as follows:

11 a. Annual gross sales of under fifty thousand dollars,  
12 ~~fifty~~ seventy-five dollars.

13 b. Annual gross sales of at least fifty thousand dollars  
14 but less than one hundred thousand dollars, ~~eighty-five~~ one  
15 hundred twenty-five dollars.

16 c. Annual gross sales of at least one hundred thousand  
17 dollars but less than two hundred fifty thousand dollars, ~~one~~  
18 ~~hundred-seventy-five~~ two hundred fifty dollars.

19 d. Annual gross sales of two hundred fifty thousand  
20 dollars but less than five hundred thousand dollars, ~~two~~ three  
21 hundred dollars.

22 e. Annual gross sales of five hundred thousand dollars or  
23 more, ~~two-hundred-twenty-five~~ three hundred fifty dollars.

24 5. For a food establishment which sells food or food  
25 products to consumer customers intended for preparation or  
26 consumption off-the-premises, the annual license fee shall  
27 correspond to the annual gross food and beverage sales of the  
28 food establishment, as follows:

29 a. Annual gross sales of under ten thousand dollars,  
30 ~~thirty~~ forty-five dollars.

31 b. Annual gross sales of at least ten thousand dollars but  
32 less than two hundred fifty thousand dollars, ~~seventy-five~~ one  
33 hundred twenty-five dollars.

34 c. Annual gross sales of at least two hundred fifty  
35 thousand dollars but less than five hundred thousand dollars,

1 one hundred fifteen seventy dollars.

2 d. Annual gross sales of at least five hundred thousand  
3 dollars but less than seven hundred fifty thousand dollars,  
4 one-hundred-fifty two hundred twenty-five dollars.

5 e. Annual gross sales of seven hundred fifty thousand  
6 dollars or more, two-hundred-twenty-five three hundred fifty  
7 dollars.

8 6. For a food processing plant, the annual license fee  
9 shall correspond to the annual gross food and beverage sales  
10 of the food processing plant, as follows:

11 a. Annual gross sales of under fifty thousand dollars,  
12 fifty seventy-five dollars.

13 b. Annual gross sales of at least fifty thousand dollars  
14 but less than two hundred fifty thousand dollars, one hundred  
15 fifty dollars.

16 c. Annual gross sales of at least two hundred fifty  
17 thousand dollars but less than five hundred thousand dollars,  
18 one-hundred-fifty two hundred twenty-five dollars.

19 d. Annual gross sales of five hundred thousand dollars or  
20 more, two-hundred-fifty three hundred seventy-five dollars.

21 7. For a farmers market where potentially hazardous food  
22 is sold or distributed, one seasonal license fee of one  
23 hundred fifty dollars for each vendor on a countywide basis.

24 A food establishment covered by subsections 4 and 5 shall  
25 be assessed license fees not to exceed seventy-five percent of  
26 the total fees applicable under both subsections.

27 Fees collected by the department shall be deposited in the  
28 general fund of the state. Fees collected by a municipal  
29 corporation shall be retained by the municipal corporation for  
30 regulation of food establishments and food processing plants  
31 licensed under this chapter.

32 Each vending machine licensed under this chapter shall bear  
33 a readily visible identification tag or decal provided by the  
34 licensee, containing the licensee's business address and phone  
35 number, and a company license number assigned by the

1 regulatory authority.

2 EXPLANATION

3 This bill provides for an increase in the fees charged  
4 either by the department of inspections and appeals or a  
5 municipal corporation under contract with the department for  
6 the licensing or inspection of hotels, home food  
7 establishments, and food establishments and food processing  
8 plants pursuant to Code sections 137C.9, 137D.2, and 137F.6,  
9 respectively.

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