

IOWA ALCOHOLIC BEVERAGES COMMISSION

MINUTES

Iowa Alcoholic Beverages Division
Special Telephonic Commission Meeting
1918 SE Hulsizer Rd.
Ankeny, IA 50021
Boardroom
June 13, 2012, 2:30 PM
Dial In Number: 1.866.685.1580
Conference Code Number: 0009991572

Commission Members Present:

Greg Nashleanas: Chairperson
Jim Clayton: Vice-Chair
Rick Hunsaker: Member
Tami Doll: Member
Claire Celsi: Secretary – Absent

ABD Staff Present:

Stephen Larson: Administrator
Tonya Dusold: Communications Director
Karen Freund: Deputy Administrator of Regulation
Doug Webb: Deputy Director of Administration
Stephanie Strauss: Executive Officer
Heather Schaffer: Compliance Officer
Zach Schrom: Communications Intern

Guests Present:

Jessica Dunker: Iowa Restaurant Association

Conference Call Participants:

Craig Walter: Iowa Restaurant Association
Jeff Duncan: Dos Rios
Theresa Kehoe: Senate Democratic Caucus Staff
Sheila Douglas: Iowa Wholesale Beer Distributors Association
Mary Braun: House Democratic Caucus Staff
Kristi Kielhorn: House Republican Caucus Staff

CALL TO ORDER

Chairperson Greg Nashleanas called the meeting to order at 2:32 PM and a quorum was present.

APPROVAL OF AGENDA

MOTION: A motion was made by Commissioner Hunsaker and a second by Commissioner Clayton to approve the agenda for the May 14, 2012, Commission telephonic meeting.

Motion approved unanimously.

Discussion:

Iowa Alcoholic Beverage Division staff, Commission members and call participants discussed the passage of House File 2465, which allows for infusing of spirits on a retail licensed premises and requires the Division promulgate rules.

An overview of the legislation was provided by Administrator Larson, and within that discussion a recommendation was made that the board act to have the agency file rules under the double barrel approach.

After discussion by the board and call participants, it was decided that there will be a few modifications from the revised language that what was presented to commission members.

MOTION: A motion was made by Commissioner Clayton and a second by Commissioner Doll to approve the alternate language provided for 185 Administrative Code section 4.5(5).

Motion approved unanimously.

MOTION: A motion was made by Commissioner Hunsaker and a second by Commissioner Clayton to approve adding back in the stricken 185 Administrative Code section 4.5(6)“b”(8), to retain the new language for 185 Administrative Code section 4.5(6)“b”(8) and renumber the remaining as necessary, and to add language into 4.5(6)“b” for the label to clearly identify that the mixture contains alcohol.

Motion approved unanimously.

MOTION: A motion was made by Commissioner Hunsaker and a second by Commissioner Clayton to approve proposed rules for 185 IAC 4.5(123) as amended.

Role call vote was taken.

Commissioner Nashleanas: Yes

Commissioner Clayton: Yes

Commissioner Hunsaker: Yes

Commissioner Doll: Yes

Motion approved unanimously.

MOTION: A motion was made by Commissioner Clayton and a second by Commissioner Doll to approve moving forward with the simultaneous submission of Notice of Intended Action and an Adopted and Filed Emergency for proposed new rules: 185 IAC 4.5(123) Mixed drinks or cocktails not for immediate consumption.

Role call vote was taken.

Commissioner Nashleanas: Yes

Commissioner Clayton: Yes

Commissioner Hunsaker: Yes

Commissioner Doll: Yes

Motion approved unanimously.

Commission Chair Nashleanas spoke further about upcoming commission meetings, and with no further business before the board, the board adjourned.

ADJOURNMENT

MOTION: A motion was made by Commission Clayton and a second by Commissioner Doll that the meeting be adjourned.

Meeting adjourned at 3:36 PM.

Commissioner Celsi, Secretary