

Sec. 10. NEW SECTION. CONFIDENTIALITY OF RECORDS. The file in a domestic abuse case shall be sealed by the clerk of court when it is complete and after the time for appeal has expired. However, the clerk shall open the file upon application to and order of the court for good cause shown.

Sec. 11. NEW SECTION. DUTY OF PEACE OFFICER. A peace officer shall use every reasonable means to enforce an order or approved consent agreement issued pursuant to this Act. A peace officer shall not be held civilly or criminally liable for acting pursuant to this section provided that he or she acts in good faith, on probable cause and without malice.

Sec. 12. This Act is effective on January first following its enactment.

Approved April 30, 1979

CHAPTER 148
MERCHANDISE REPAIRS BEFORE SALE

H. F. 172

AN ACT providing that repairs by the seller to new merchandise before sale do not constitute consumer fraud if within prescribed monetary limits.

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

Section 1. Section seven hundred fourteen point sixteen (714.16), subsection two (2), paragraph a, Code 1979, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. "Material fact" as used in this subsection does not include repairs of damage to or adjustments on or replacements of parts with new parts of otherwise new merchandise if the repairs, adjustments or replacements are made to achieve compliance with factory specifications and are made before sale of the merchandise at retail and the actual cost of any labor and parts charged to or performed by a retailer for any such repairs, adjustments and parts does not exceed three hundred dollars or ten percent of the actual cost to a retailer including freight of the merchandise, whichever is less, providing that the seller posts in a conspicuous place notice that repairs, adjustments or replacements will be disclosed upon request. The exemption provided in this paragraph does not apply to the concealment, suppression or omission of a material fact if the purchaser requests disclosure of any repair, adjustment or replacement.

Sec. 2. This Act is effective January first following its enactment.

Approved June 6, 1979