

CHAPTER 41

AREA EDUCATION AGENCY ADMINISTRATIVE COSTS REIMBURSEMENT — FEDERAL INDIVIDUALS WITH DISABILITIES EDUCATION ACT FUNDS

H.F. 462

AN ACT relating to the reimbursement of administrative costs of an area education agency for services provided by the agency under part C of the federal Individuals With Disabilities Education Act, and providing an effective date.

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

Section 1. Section 256B.15, subsection 7, paragraph b, Code 2001, is amended to read as follows:

b. The area education agencies shall, after determining the administrative costs associated with the implementation of medical assistance reimbursement for the eligible services, be permitted to retain up to twenty-five percent of the federal portion of the total amount reimbursed to pay for the administrative costs. This limitation does not apply to medical assistance reimbursement for services provided by an area education agency under part C of the federal Individuals With Disabilities Education Act. Funds received under this section shall not be considered or included as part of the area education agencies' budgets when calculating funds that are to be received by area education agencies during a fiscal year.

Sec. 2. **EFFECTIVE DATE.** This Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 17, 2001

CHAPTER 42

TERMINATION OF AGRICULTURAL EQUIPMENT DEALERSHIP AGREEMENTS — REPURCHASES REQUIRED OF SUPPLIER

H.F. 469

AN ACT requiring agricultural equipment suppliers to repurchase certain items upon termination of an agricultural equipment dealership agreement.

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

Section 1. Section 322F.3, subsection 1, unnumbered paragraph 1, Code 2001, is amended to read as follows:

If a dealership agreement is terminated by cancellation or nonrenewal, the supplier must repurchase equipment and parts in the dealer's inventory and must repurchase special tools and computer hardware or software required for the dealership. The repurchase is subject to the following conditions:

Sec. 2. Section 322F.3, subsection 1, Code 2001, is amended by adding the following new paragraphs:

NEW PARAGRAPH. c. The supplier shall pay to the dealer or credit the dealer's account with the amortized value of any specific computer hardware or software that the supplier

required the dealer to purchase within the five years immediately preceding notification by either party of an intent to terminate the contract.

NEW PARAGRAPH. d. The supplier shall pay to the dealer or credit the dealer's account with the following amounts for special repair tools that were unique to the supplier's product line and that are in complete and resalable condition:

(1) Seventy-five percent of the net cost of special repair tools purchased within the three years immediately preceding notification by either party of an intent to terminate the contract.

(2) Fifty percent of the net cost of special repair tools purchased within the four to six years immediately preceding notification by either party of an intent to terminate the contract.

NEW PARAGRAPH. e. The supplier shall only be required to repurchase the items described in paragraphs "c" and "d" if the items are free and clear of all claims, liens, and encumbrances, to the satisfaction of the supplier.

Approved April 17, 2001

CHAPTER 43

DOMESTIC ABUSE PROTECTIVE ORDERS — PLAINTIFF'S FEES AND COSTS

S.F. 347

AN ACT eliminating court costs and filing and service fees for plaintiffs seeking relief from domestic abuse.

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

Section 1. Section 236.3, unnumbered paragraph 2, Code 2001, is amended by striking the unnumbered paragraph and inserting in lieu thereof the following:

The filing fee and court costs for an order for protection under this chapter shall be waived for the plaintiff. The clerk of court, the sheriff of any county in this state, and other law enforcement and corrections officers shall perform their duties relating to service of process without charge to the petitioner. When an order for protection is entered by the court, the court may direct the defendant to pay to the clerk of court the plaintiff's filing fees and reasonable costs of service of process if the court determines the defendant has the ability to pay the plaintiff's fees and costs.

Sec. 2. Section 236.19, subsection 5, Code 2001, is amended to read as follows:

5. Filing and service costs in connection with foreign protective orders ~~may be~~ are waived ~~or deferred~~ as provided in section 236.3.

Approved April 18, 2001