

**214A.1 Definitions.**

The following definitions shall apply to the various terms used in this chapter:

1. “*Advertise*” means to present a commercial message in any medium, including but not limited to print, radio, television, sign, display, label, tag, or articulation.
2. “*A.S.T.M. international*” means the American society for testing and materials international.
3. “*Biodiesel*” means a renewable fuel comprised of mono-alkyl esters of long-chain fatty acids derived from vegetable oils or animal fats, which meets the standards provided in section 214A.2.
4. “*Biodiesel blended fuel*” means a blend of biodiesel with petroleum-based diesel fuel which meets the standards, including separately the standard for its biodiesel component, provided in section 214A.2.
5. “*Biodiesel fuel*” means biodiesel or biodiesel blended fuel.
6. “*Biofuel*” means ethanol or biodiesel.
7. “*Dealer*” means a wholesale dealer or retail dealer.
8. “*Diesel fuel*” means any liquid, other than gasoline, which is suitable for use as a fuel in a diesel fuel powered engine, including but not limited to a motor vehicle, equipment as defined in section 322F.1, or a train. Diesel fuel includes a liquid product prepared, advertised, offered for sale, or sold for use as, or commonly and commercially used as, motor fuel for use in an internal combustion engine and ignited by pressure without the presence of an electric spark. Diesel fuel must meet the standards provided in section 214A.2.
9. “*Distributor*” means the same as defined in section 452A.2.
10. “*E-85 gasoline*” or “*E-85*” means ethanol blended gasoline formulated with a percentage of between seventy and eighty-five percent by volume of ethanol, if the formulation meets the standards provided in section 214A.2.
11. “*Ethanol*” means ethyl alcohol that is to be blended with gasoline if it meets the standards provided in section 214A.2.
12. “*Ethanol blended gasoline*” means a formulation of gasoline which is a liquid petroleum product blended with ethanol, if the formulation meets the standards provided in section 214A.2.
13. “*Gasoline*” means any liquid product prepared, advertised, offered for sale or sold for use as, or commonly and commercially used as, motor fuel for use in a spark-ignition, internal combustion engine, and which meets the specifications provided in section 214A.2.
14. “*Marketer*” means a dealer, distributor, nonrefiner biofuel manufacturer, or supplier.
15. “*Motor fuel*” means a substance or combination of substances which is intended to be or is capable of being used for the purpose of operating an internal combustion engine, including but not limited to a motor vehicle, and is kept for sale or sold for that purpose.
16. “*Motor fuel pump*” and “*motor fuel blender pump*” or “*blender pump*” means the same as defined in section 214.1.
17. “*Motor fuel storage tank*” means the same as defined in section 214.1.
18. “*MTBE*” means methyl tertiary butyl ether.
19. “*Nonrefiner biofuel manufacturer*” means the same as defined in section 452A.2.
20. “*Oxygenate*” means oxygen-containing compounds, including but not limited to alcohols, ethers, or ethanol.
21. “*Pipeline company*” means the same as defined in section 479B.2.
22. “*Refiner*” means a person engaged in the refining of crude oil to produce motor fuel, and includes any affiliate of such person.
23. “*Renewable fuel*” means a combustible liquid derived from grain starch, oilseed, animal fat, or other biomass; or produced from a biogas source, including any nonfossilized decaying organic matter which is capable of powering machinery, including but not limited to an engine or power plant. Renewable fuel includes but is not limited to biofuel, ethanol blended gasoline, or biodiesel blended fuel meeting the standards provided in section 214A.2.
24. “*Retail dealer*” means a person engaged in the business of storing and dispensing motor fuel from a motor fuel pump for sale on a retail basis, regardless of whether the motor fuel pump is located at a retail motor fuel site including a permanent or mobile location.

25. “Retail motor fuel site” means a geographic location in this state where a retail dealer sells and dispenses motor fuel on a retail basis.

26. “Sell” means to sell or to offer for sale.

27. “Standard ethanol blended gasoline” means ethanol blended gasoline for use in gasoline-powered vehicles not required to be flexible fuel vehicles, that meets the requirements of section 214A.2.

28. “Supplier” means the same as defined in section 452A.2.

29. “Terminal” means the same as defined in section 452A.2.

30. “Terminal operator” means the same as defined in section 452A.2.

31. “Terminal owner” means the same as defined in section 452A.2.

32. “Unleaded gasoline” means gasoline, including ethanol blended gasoline, if all of the following applies:

a. It has an octane number of not less than eighty-seven as provided in section 214A.2.

b. Lead or phosphorus compounds have not been intentionally added to it.

c. It does not contain more than thirteen thousandths grams of lead per liter and not more than thirteen ten-thousandths grams of phosphorus per liter.

33. “Wholesale dealer” means a person, other than a retail dealer, who operates a place of business where motor fuel is stored and dispensed for sale in this state, including a permanent or mobile location.

[C31, 35, §5093-d1; C39, §5095.01; C46, 50, 54, 58, 62, 66, 71, §323.1; C73, 75, 77, 79, 81, §214A.1]

85 Acts, ch 76, §1; 86 Acts, ch 1146, §1; 86 Acts, ch 1245, §644; 89 Acts, ch 75, §1; 2000 Acts, ch 1224, §27; 2004 Acts, ch 1086, §106; 2006 Acts, ch 1142, §3 – 5, 83; 2008 Acts, ch 1169, §14 – 16, 30; 2010 Acts, ch 1031, §245, 246; 2013 Acts, ch 15, §3; 2013 Acts, ch 90, §40; 2013 Acts, ch 127, §2

Referred to in §8A.362, 159A.2, 159A.3, 159A.11, 203.1, 214.1, 214.11, 216B.3, 260C.19A, 262.25A, 279.34, 307.20, 307.21, 323.1, 323A.1, 331.908, 364.20, 422.11N, 422.11O, 422.11P, 422.11Y, 423.3, 452A.2, 452A.3, 452A.6, 452A.32, 455G.31, 714.7D, 904.312A

[P] Further definitions, see §189.1

[T] NEW subsection 9 and former subsections 9 – 12 renumbered as 10 – 13

[T] NEW subsection 14 and former subsections 13 and 14 renumbered as 15 and 16

[T] Subsection 17 stricken and former subsections 15 and 16 renumbered as 17 and 18

[T] NEW subsection 19 and former subsection 18 renumbered as 20

[T] NEW subsections 21 and 22 and former subsections 19 – 22 renumbered as 23 – 26

[T] Former subsection 23 amended and renumbered as 27

[T] NEW subsections 28 - 31 and former subsections 24 and 25 renumbered as 32 and 33