

91A.15 Franchisor-franchisee relationship.

1. For purposes of [this section](#), “*franchisee*” and “*franchisor*” mean the same as defined in [section 523H.1](#).
2. For purposes of [this chapter](#), a franchisor shall not be considered to be an employer of a franchisee or of an employee of a franchisee unless any of the following conditions apply:
 - a. The franchisor has agreed in writing to be considered to be the employer of the franchisee or of the employees of the franchisee.
 - b. The franchisor has been found by the director to have exercised a type or degree of control over the franchisee or the franchisee’s employees that is not customarily exercised by a franchisor for the purpose of protecting the franchisor’s trademarks and brand.

[2019 Acts, ch 21, §2, 6; 2023 Acts, ch 19, §1832](#)