

H-1379

1 Amend House File 640 as follows:

2 1. Page 2, before line 7 by inserting:

3 <Sec. _____. Section 323.1, Code 2013, is amended by
4 adding the following new subsections:

5 NEW SUBSECTION. 01. "*Blender pump*" means a motor
6 fuel blender pump as defined in section 214.1 that
7 dispenses motor fuel or special fuel in a manner
8 required pursuant to chapters 214 and 214A.

9 NEW SUBSECTION. 7A. "*Motor fuel pump*" means the
10 same as defined in section 214.1 that dispenses motor
11 fuel or special fuel in a manner that complies with
12 standards set forth in chapters 214 and 214A.

13 NEW SUBSECTION. 7B. "*Renewable fuel*" means the
14 same as defined in section 214A.1 that complies with
15 standards set forth in section 214A.2.

16 NEW SUBSECTION. 11. "*Storage tank*" means a
17 motor fuel storage tank as defined in section 214.1,
18 including an underground storage tank subject to
19 regulation under chapter 455G.

20 Sec. _____. NEW SECTION. 323.4A Use of renewable
21 fuel.

22 1. A dealer franchise or other document executed by
23 a dealer and franchiser on and after the effective date
24 of this Act shall not contain a provision restricting
25 the dealer, including any affiliate of the dealer, from
26 doing any of the following:

27 a. Installing, converting, or operating a storage
28 tank, a motor fuel pump, or a blender pump located on
29 the dealer's retail premises for use in storing or
30 dispensing renewable fuel. However, this paragraph
31 does not apply to a dealer franchise or other document
32 executed by a dealer and franchiser that restricts the
33 installation of a storage tank on the dealer's retail
34 premises that is leased from the franchiser.

35 b. Using a motor fuel pump to dispense ethanol
36 blended gasoline, including gasoline with a specified
37 blend or a range of blends under chapter 214A, if
38 the motor fuel pump meets applicable requirements of
39 chapter 214 and is approved by the state fire marshal
40 for dispensing the specified blend or range of blends,
41 including as provided in section 455G.31.

42 c. Marketing the sale of any renewable fuel,
43 including but not limited to advertising its
44 availability or price on a sign, on a motor fuel pump,
45 on a blender pump, or by media.

46 d. Selling or dispensing renewable fuel in any
47 specified area located on the dealer's retail premises,
48 including but not limited to any area in which a name
49 or logo of a franchiser or any other entity appears.

50 e. Purchasing motor fuel or special fuel that is a

1 renewable fuel from a source other than the franchiser
2 if the franchiser does not offer its own motor fuel or
3 special fuel that is a renewable fuel for sale by the
4 dealer.

5 *f.* Using a payment form for the sale of a renewable
6 fuel by the retail dealer that is the same type as the
7 payment form used for the sale of another type of motor
8 fuel or special fuel by the dealer on the dealer's
9 retail premises.

10 2. This section does not apply to any activity
11 that constitutes mislabeling, misbranding, willful
12 adulteration, or other trademark violation by the
13 dealer.>

14 2. By renumbering, redesignating, and correcting
15 internal references as necessary.

MUHLBAUER of Crawford

KELLEY of Jasper