



THOMAS J. VILSACK  
GOVERNOR

OFFICE OF THE GOVERNOR

SALLY J. PEDERSON  
LT. GOVERNOR

April 13, 2005

The Honorable Chester Culver  
Secretary of State  
State Capitol Building  
LOCAL

Dear Mr. Secretary:

I hereby transmit:

**House File 186**, an Act updating the code references to the Internal Revenue Code and including retroactive applicability and effective date provisions.

**House File 187**, an Act relating to the Utility Replacement Task Force.

**House File 332**, an Act allowing certain abstractors to request a mortgage release.

**House File 373**, an Act relating to equipment dealerships, by providing for the sale or transfer of a dealership and providing for the Act's applicability.

The above House Files are hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas J. Vilsack".

Thomas J. Vilsack  
Governor

TJV:jmc

cc: Secretary of the Senate  
Chief Clerk of the House





HOUSE FILE 373

AN ACT

RELATING TO EQUIPMENT DEALERSHIPS, BY PROVIDING FOR THE SALE OR TRANSFER OF A DEALERSHIP AND PROVIDING FOR THE ACT'S APPLICABILITY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. NEW SECTION. 322F.5A TRANSFER OF DEALERSHIP.

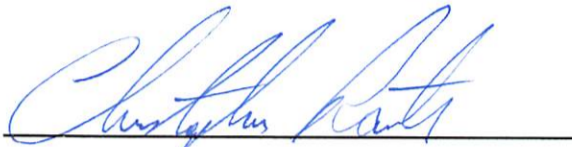
1. If a supplier has contractual authority to approve or deny a request for a sale or transfer of a dealer's business or an equity ownership interest in the business, the supplier shall approve or deny the request within sixty days after receiving a written request from the dealer. If the supplier has not approved or denied the request within the sixty-day period, the request shall be deemed approved. The dealer's request shall include reasonable financial information, personal background information, character references, and work histories for each acquiring person.

2. If a supplier denies a request made pursuant to this section, the supplier shall provide the dealer with a written notice of the denial that states the reasons for the denial. A supplier may only deny a request based on the failure of a proposed transferee to meet the reasonable requirements consistently imposed by the supplier in determining whether to approve a transfer or a new dealership.

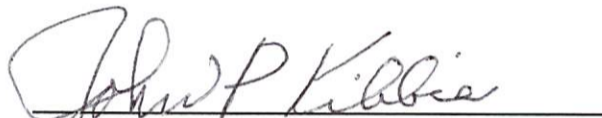
Sec. 2. Section 322F.9, subsection 2, Code 2005, is amended by adding the following new paragraph:

NEW PARAGRAPH. d. For all dealership agreements governing the sale or transfer of a dealer's business, section 322F.5A applies to those dealership agreements in effect that have no expiration date and all other such dealership agreements

entered into or renewed on or after July 1, 2005. Any dealership agreement in effect on July 1, 2005, which by its own terms will terminate on a subsequent date, shall be governed by the law as it existed prior to July 1, 2005.



CHRISTOPHER C. RANTS  
Speaker of the House



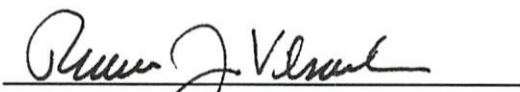
JOHN P. KIBBIE  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 373, Eighty-first General Assembly.



MARGARET THOMSON  
Chief Clerk of the House

Approved April 13, 2005



THOMAS J. VILSACK  
Governor