

Reprinted 2/19/85

Small Business and Commerce: Oxley, Chair; Lonergan and Renken.

Amended per 3053 & Do Pass 2/7/85

JAN 21 1985

SMALL BUSINESS AND COMMERCE

HOUSE FILE 41

BY HARBOR

Passed House, Date 2-18-85 (p 479) Passed Senate, Date 3-8-85 (p 686)

Vote: Ayes 90 Nays 0 Vote: Ayes 43 Nays 0

Approved March 29, 1985

A BILL FOR

1 An Act to make a provision relating to farm implement
2 franchises retroactive to January 1, 1984.

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

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H F 41

3053, 3040 amended

1 Section 1. Section 322D.2, subsection 4, Code 1985, is
2 amended to read as follows:

3 4. The rights under subsection 1 apply to all franchise
4 agreements now in effect which have no expiration date and are
5 continuing agreements. In addition, subsection 1 applies to
6 all franchise agreements entered into or renewed after July
7 January 1, 1984. However, subsection 1 only applies to those
8 farm implements, attachments, or parts that are purchased
9 after contained in the franchiser's catalog in effect on or
10 after July 1, 1984.

11 EXPLANATION

12 This bill provides that the rights provided to a farm
13 implement franchise under section 322D.2, subsection 1, apply
14 to franchise agreements entered into after January 1, 1984
15 instead of July 1, 1984 and to implements and parts contained
16 in the franchiser's catalog in effect on or after July 1,
17 1984.

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HOUSE FILE 41

H-3040

1 Amend House File 41 as follows:

2 1. Page 1, by striking lines 2 through 10 and
3 inserting the following: "amended by striking the
4 subsection.

5 Sec. 2. NEW SECTION. 322D.7. APPLICATION.

6 This chapter applies to all agreements now in
7 effect which have no expiration date and all other
8 agreements entered into or renewed after the effective
9 date of this Act. Any agreement in effect on the
10 effective date of this Act which by its own terms will
11 terminate on a subsequent date shall be governed by
12 the law as it existed prior to the effective date of
13 this Act.

14 Sec. 3. This Act, being deemed of immediate
15 importance, takes effect from and after its
16 publication in the Marshalltown Times-Republican, a
17 newspaper published in Marshalltown, Iowa, and in The
18 Malvern Leader, a newspaper published in Malvern,
19 Iowa."

20 2. Title page, line 2, by inserting after the
21 figure "1984" the words "and providing an effective
22 date by publication".

H-3040 FILED FEBRUARY 5, 1985 BY HARBOR of Mills

Out of order 2/18/85 (p. 474)

HOUSE FILE 41

H-3053

1 Amend House File 41 as follows:

2 1. Page 1, by striking lines 2 through 10 and
3 inserting the following: "amended by striking the
4 subsection.

5 Sec. 2. NEW SECTION. 322D.7. APPLICATION.

6 This chapter applies to all agreements now in
7 effect which have no expiration date and all other
8 agreements entered into or renewed after the effective
9 date of this Act. Any agreement in effect on the
10 effective date of this Act which by its own terms will
11 terminate on a subsequent date shall be governed by
12 the law as it existed prior to the effective date of
13 this Act.

14 Sec. 3. This Act, being deemed of immediate
15 importance, takes effect from and after its
16 publication in the Marshalltown Times-Republican, a
17 newspaper published in Marshalltown, Iowa, and in The
18 Malvern Leader, a newspaper published in Malvern,
19 Iowa."

20 2. Title page, line 2, by inserting after the
21 figure "1984" the words "and providing an effective
22 date by publication".

H-3053 FILED FEBRUARY 7, 1985

Adopted 2/18 (p. 479)

BY COMMITTEE ON SMALL
BUSINESS AND COMMERCE

Commerce 2/20/85

House File 41

COMMERCE: Tieden, Chair; Priebe and Jensen

Amend (3191) & 20 Sec 3/5 (p. 611)

HOUSE FILE 41

BY HARBOR

(As Amended and Passed by the House February 18)

Re Passed House, Date 3-15-85 (p. 153) Passed Senate, Date 3-8-85 (p. 686)

Vote: Ayes 27 Nays 0 Vote: Ayes 43 Nays 0

Approved March 29, 1985 (p. 1201)

A BILL FOR

1 An Act to make a provision relating to farm implement
2 franchises retroactive to January 1, 1984 and providing
3 an effective date by publication.

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

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House Amendments _____

SENATE AMENDMENT TO HOUSE FILE 41

H-3310

1 Amend House File 41 as amended, passed, and
2 reprinted by the House, as follows:
3 1. Title page, line 1, by striking the words "to
4 make a provision".
5 2. Title page, line 2, by striking the words and
6 numbers "retroactive to January 1, 1984".

H-3310 FILED MARCH 12, 1985 RECEIVED FROM THE SENATE
House Amended 3-15-85 (p. 253)

S-3191

HOUSE FILE 41

1 Amend House File 41 as amended, passed, and
2 reprinted by the House, as follows:
3 1. Title page, line 1, by striking the words "to
4 make a provision".
5 2. Title page, line 2, by striking the words and
6 numbers "retroactive to January 1, 1984".

S-3191 Filed

March 5, 1985

Adopted 3/5/85 (p. 686)

By COMMITTEE ON COMMERCE

1 Section 1. Section 322D.2, subsection 4, Code 1985, is
2 amended by striking the subsection.

3 Sec. 2. NEW SECTION. 322D.7. APPLICATION.

4 This chapter applies to all agreements now in effect which
5 have no expiration date and all other agreements entered into
6 or renewed after the effective date of this Act. Any
7 agreement in effect on the effective date of this Act which by
8 its own terms will terminate on a subsequent date shall be
9 governed by the law as it existed prior to the effective date
10 of this Act.

11 Sec. 3. This Act, being deemed of immediate importance,
12 takes effect from and after its publication in the
13 Marshalltown Times-Republican, a newspaper published in
14 Marshalltown, Iowa, and in The Malvern Leader, a newspaper
15 published in Malvern, Iowa.

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Marshalltown, Iowa, and in The Malvern Leader, a newspaper published in Malvern, Iowa.

HOUSE FILE 41

AN ACT

RELATING TO FARM IMPLEMENT FRANCHISES AND PROVIDING AN EFFECTIVE DATE BY PUBLICATION.

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

Section 1. Section 322D.2, subsection 4, Code 1985, is amended by striking the subsection.

Sec. 2. NEW SECTION. 322D.7 APPLICATION.

This chapter applies to all agreements now in effect which have no expiration date and all other agreements entered into or renewed after the effective date of this Act. Any agreement in effect on the effective date of this Act which by its own terms will terminate on a subsequent date shall be governed by the law as it existed prior to the effective date of this Act.

Sec. 3. This Act, being deemed of immediate importance, takes effect from and after its publication in the Marshalltown Times-Republican, a newspaper published in

DONALD D. AVENSON
Speaker of the House

ROBERT T. ANDERSON
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 41, Seventy-first General Assembly.

JOSEPH O'HERN
Chief Clerk of the House
Approved *J* *March 29,* 1985

TERRY E. BRANSTAD
Governor

H.F. 41