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SENATE FILE 2217

BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SF 2004)

Passed Senate, <sup>(P. 28)</sup> Date 3/18/96 Passed House, Date \_\_\_\_\_  
 Vote: Ayes 48 Nays 2 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
 Approved \_\_\_\_\_

A BILL FOR

1 An Act exempting the seller of a portable water system from the  
 2 requirements and the penalties of the consumer fraud law.  
 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF. 2217

1 Section 1. Section 714.16, subsection 1, paragraph o, Code  
2 1995, is amended to read as follows:

3 o. "Water treatment system" means a device or assembly for  
4 which a claim is made that it will improve the quality of  
5 drinking water by reducing one or more contaminants through  
6 mechanical, physical, chemical, or biological processes or  
7 combinations of the processes. "Water treatment system" does  
8 not include a portable water system used by a hiker or a  
9 camper. As used in this paragraph and in subsection 2,  
10 paragraph "h", each model of a water treatment system shall be  
11 deemed a distinct water treatment system.

12 EXPLANATION

13 This bill amends the consumer fraud law by excluding from  
14 the definition of a "water treatment system" a portable water  
15 system used by a hiker or a camper. The bill exempts the  
16 seller of a portable water system from the need to comply with  
17 the requirements of the consumer fraud law. The consumer  
18 fraud law requires that a "water treatment system" is  
19 performance-tested by a third-party testing agency, meets the  
20 performance-testing requirements specified in the testing  
21 protocol, bears a conspicuous and legible label pertaining to  
22 the need to read the manufacturer's performance data sheet,  
23 and is accompanied by the consumer information pamphlet  
24 compiled by the Iowa department of public health. The  
25 attorney general is authorized to enforce the provisions of  
26 the consumer fraud law through numerous civil remedies  
27 including restitution, injunctions, fines, dissolving a  
28 corporation, and payment of attorney's fees.

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