

House Study Bill 214 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
NATURAL RESOURCES BILL BY
CHAIRPERSON WULF)

A BILL FOR

1 An Act prohibiting state and local regulations on fuel-powered
2 equipment based on the equipment's fuel source.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. NEW SECTION. **214A.41 Definitions.**

2 As used in this subchapter, unless the context otherwise
3 requires:

4 1. "Fuel source" means any of the following:

5 a. Any substance or combination of substances that is used to
6 power an internal combustion engine, including but not limited
7 to a biofuel, diesel fuel, gasoline, hydrogen, propane, or a
8 renewable fuel.

9 b. Any source of energy delivered or placed into the battery
10 or other energy storage device that is used to power an electric
11 motor.

12 2. "Fuel-powered equipment" means any good subject to a
13 contract for sale under chapter 554, article 2, that is
14 manufactured to be operated with an engine or motor, regardless
15 of whether it is self-propelled.

16 3. "Government entity" means any of the following:

17 a. A principal central department of the executive branch
18 as enumerated in section 7E.5, or a state authority, board,
19 commission, council, or independent agency that is not under
20 the direction of a principal central department as enumerated in
21 section 7E.5.

22 b. A political subdivision of the state, including but not
23 limited to a county as provided in chapter 331 or city as
24 provided in chapter 364.

25 Sec. 2. NEW SECTION. **214A.42 State and local regulation**
26 **governing fuel-powered equipment — prohibition.**

27 A government entity shall not adopt or continue in effect
28 any regulation, including in the form of a rule, ordinance, or
29 resolution, that does any of the following:

30 1. Prohibits or restricts a person from possessing, storing,
31 transferring, acquiring, operating, maintaining, repairing, or
32 reusing fuel-powered equipment or parts of fuel-powered equipment
33 solely because such equipment is manufactured to be powered by a
34 specific fuel source.

35 2. Requires that a person selling fuel-powered equipment or

1 parts thereof because such equipment is manufactured to be
2 powered by a specific fuel source. The bill also prohibits
3 a government entity from requiring a seller of fuel-powered
4 equipment or parts thereof to sell or maintain an inventory
5 of fuel-powered equipment or parts thereof solely because the
6 equipment is manufactured to be powered by a specific fuel
7 source.

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