House File 860 - Introduced

HOUSE FILE 860

BY COMMITTEE ON NATURAL RESOURCES

(SUCCESSOR TO HSB 214)

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
- 6 to power an internal combustion engine, including but not
- 7 limited to a biofuel, diesel fuel, gasoline, hydrogen, propane,
- 8 or a renewable fuel.
- 9 b. Any source of energy delivered or placed into the
- 10 battery or other energy storage device that is used to power
- 11 an electric motor.
- 12 2. "Fuel-powered equipment" means any good subject to
- 13 a 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
- 21 in section 7E.5.
- 22 b. A political subdivision of the state, including but
- 23 not 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:
- Prohibits or restricts a person from possessing,
- 31 storing, transferring, acquiring, operating, maintaining,
- 32 repairing, or reusing fuel-powered equipment or parts of
- 33 fuel-powered equipment solely because such equipment is
- 34 manufactured to be powered by a specific fuel source.
- 35 2. Requires that a person selling fuel-powered equipment or

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- 1 parts of fuel-powered equipment do any of the following:
- 2 a. Sell fuel-powered equipment or parts of fuel-powered
- 3 equipment solely because such equipment is manufactured to be
- 4 powered by a specific fuel source.
- 5 b. Maintain an inventory of fuel-powered equipment or parts
- 6 of fuel-powered equipment solely because such equipment is
- 7 manufactured to be powered by a specific fuel source.
- 8 Sec. 3. NEW SECTION. 214A.43 State and local regulation
- 9 governing fuel-powered equipment void.
- 10 Any regulation described in section 214A.42 is void and
- 11 unenforceable.
- 12 Sec. 4. Section 331.301, Code 2025, is amended by adding the
- 13 following new subsection:
- 14 NEW SUBSECTION. 27. A county shall not adopt or continue in
- 15 effect any regulation, including in the form of an ordinance
- 16 or resolution, that governs fuel-powered equipment as provided
- 17 in chapter 214A, subchapter IV.
- 18 Sec. 5. Section 364.3, Code 2025, is amended by adding the
- 19 following new subsection:
- 20 NEW SUBSECTION. 20. A city shall not adopt or continue in
- 21 effect any regulation, including in the form of an ordinance
- 22 or resolution, that governs fuel-powered equipment as provided
- 23 in chapter 214A, subchapter IV.
- 24 Sec. 6. DIRECTIONS TO CODE EDITOR. The Code editor is
- 25 directed to arrange the following sections in chapter 214A, as
- 26 enacted by this Act, into a new subchapter IV:
- 27 Sections 214A.41 through 214A.43.
- 28 EXPLANATION
- The inclusion of this explanation does not constitute agreement with
- 30 the explanation's substance by the members of the general assembly.
- 31 This bill prohibits a government entity, including a
- 32 state department or political subdivision, from adopting or
- 33 continuing in effect a regulation that prohibits a person
- 34 from possessing, storing, transferring, acquiring, operating,
- 35 maintaining, repairing, or reusing fuel-powered equipment or

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- 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.