

11 distance which would be traveled on a section or sections having a certain
 12 width and traffic volume, distances which would be traveled on sections
 13 carrying shorter permissible move distances shall be included."

Approved May 19, 1969.

CHAPTER 211

LEASING AND RENTING MOTOR VEHICLES

S. F. 530

AN ACT relating to the leasing and renting of motor vehicles.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. When used in this Act, unless the context requires other-
 2 wise:

3 1. "Person" means an individual, partnership, corporation, association,
 4 or other business entity.

5 2. "Motor vehicle" means every vehicle which is self-propelled and subject
 6 to registration under the laws of this state.

7 3. "Business" means the business of leasing motor vehicles for use by
 8 others for compensation.

9 4. "Lease" means a written agreement providing for the leasing of a
 10 motor vehicle for a period of more than sixty days.

11 5. "Licensee" means a person licensed under the provisions of this Act
 12 to engage in business.

13 6. "Judgment" means any judgment which shall have become final.

14 7. "Evidence of financial responsibility" means:

15 a. A certificate of an insurance carrier certifying that the lessor under
 16 a lease is insured against liability for a judgment in the amount of fifty
 17 thousand dollars for personal injury to one individual and in an aggregate
 18 amount of one hundred thousand dollars for personal injuries to all individ-
 19 uals involved in a single accident, and in the amount of ten thousand dol-
 20 lars for property damage, resulting from any such single accident in which
 21 a motor vehicle under a lease is involved; or

22 b. A bond executed by a surety company authorized to do business in
 23 this state providing for the payment of judgments, against a lessor under
 24 a lease, within the limits set forth in paragraph a of this subsection.

25 8. "Commissioner" means the commissioner of public safety.

1 SEC. 2. No person shall engage in business in this state without first
 2 having obtained a license as provided in this Act.

1 SEC. 3. The application for a license to engage in business in this state
 2 shall be filed with the commissioner and shall provide such information
 3 relating to applicant's business as the commissioner may require.

1 SEC. 4. The license fee for a license to engage in business in this state
 2 for each calendar year or part thereof shall be fifteen dollars, to be paid at
 3 the time the application for a license is filed. If the application is denied,
 4 the amount of the fee shall be refunded to applicant.

1 SEC. 5. A license shall be denied if the applicant has engaged in busi-
2 ness in this state within one year prior to the date of application without
3 first having obtained a license as provided in this Act, or has violated any
4 rules and regulations of the commissioner adopted for the administration of
5 this Act.

6 The license of any licensee who shall have violated any provision of
7 this Act or any rules and regulations of the commissioner adopted for the
8 administration of this Act shall be suspended and such license shall not
9 be renewed nor shall a new license be issued to such licensee within one
10 year after the date of suspension of the license; provided that the suspen-
11 sion of a license shall not invalidate any lease entered into by lessor prior
12 to suspension and the parties to the lease shall have the authority and re-
13 main liable to perform their respective obligations under such leases.

1 SEC. 6. Within ten days after delivery of a motor vehicle under a
2 lease entered into by a lessor, such lessor shall file with the commissioner
3 evidence of financial responsibility and a copy of the lease, together with
4 a certificate on forms to be provided by the commissioner, setting forth
5 the name and address of the lessee, the period of the lease, and such other
6 information as the commissioner may require, except if the lessor has on
7 file with the commissioner evidence of financial responsibility covering all
8 motor vehicles which may be leased by lessor, the lessor shall not be re-
9 quired to furnish further evidence of financial responsibility after delivery
10 of the motor vehicle under a lease. In addition if a lessor has filed with the
11 commissioner a lease form under which motor vehicles are to be leased, the
12 lessor shall not be required to file a copy of each lease.

13 The lessor shall pay a filing fee of fifty cents for each motor vehicle
14 to be leased upon the filing of each certificate provided for in this section.

1 SEC. 7. A duplicate of the certificate required to be filed with the
2 commissioner under the provisions of section six (6) of this Act shall be
3 carried in the motor vehicle leased in such manner as the commissioner
4 may prescribe.

1 SEC. 8. All motor vehicles which are primarily garaged or located in
2 this state and which are the subject of a lease shall be registered in this
3 state. This section shall not be construed to exempt any motor vehicle
4 from registration which is otherwise subject to registration under the provi-
5 sions of chapter three hundred twenty-one (321) of the Code, provided how-
6 ever, that the provisions of this section shall not apply to motor vehicles
7 in fleets whose registrations are apportioned under the provisions of section
8 three hundred twenty-six point two (326.2).

1 SEC. 9. Any person engaged in business in this state shall not enter
2 into any agreement for the use of a motor vehicle under the terms of which
3 such person grants to another an option to purchase such motor vehicle
4 without first having obtained a motor vehicle dealer's license under the
5 provisions of chapter three hundred twenty-two (322) of the Code, and all
6 sales of motor vehicles under such options shall be subject to sales or use
7 taxes imposed under the provisions of chapters four hundred twenty-two
8 (422) and four hundred twenty-three (423) of the Code. Nothing contained
9 in this section shall require such person to have a place of business as pro-
10 vided by section three hundred twenty-two point six (322.6), subsection
11 eight (8), of the Code.

1 SEC. 10. Section three hundred twenty-two point one (322.1) of the
2 Code, as it pertains to employees and the expenditure of funds shall apply
3 to the provisions of this Act.

1 SEC. 11. The commissioner shall adopt rules and regulations for the
2 purpose of administering this Act. All fees and funds accruing from the
3 administration of this Act shall be remitted to the treasurer of state month-
4 ly and by him deposited in the motor vehicle dealer's license fee fund in the
5 manner provided in section three hundred twenty-two point twelve (322.12).

1 SEC. 12. Any person violating any provision of this Act shall be guilty
2 of a misdemeanor.

Approved June 6, 1969.

CHAPTER 212

MOTOR FUEL DISTRIBUTORS

S. F. 186

AN ACT relating to motor fuel distributors' licenses.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section three hundred twenty-four point six (324.6), Code
2 1966, is repealed.

1 SEC. 2. This Act shall not be construed to prejudice the rights of any
2 person which may have accrued under the law herein repealed.

Approved May 16, 1969.

CHAPTER 213

TRUCK FEES, FUEL TAX, AND ROAD USE TAX FUND

H. F. 714

AN ACT relating to vehicle registration fees, motor fuel taxes, and the state road use tax fund.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section three hundred twenty-four point seventy-eight
2 (324.78), Code 1966, is hereby repealed and the following inserted in lieu
3 thereof:

4 "The net proceeds of seven and one-half cents ($7\frac{1}{2}\text{¢}$) per gallon excise
5 tax on the diesel special fuel and six and one-half cents ($6\frac{1}{2}\text{¢}$) per gallon
6 excise tax on motor fuel and other special fuel, and penalties collected un-
7 der the provision of this chapter, shall be credited to the road use tax fund.

8 The net proceeds of one-half cent ($\frac{1}{2}\text{¢}$) per gallon excise tax on diesel
9 special fuel and one-half cent ($\frac{1}{2}\text{¢}$) per gallon excise tax on motor fuel and
10 other special fuel collected under the provisions of this chapter shall be
11 credited by the treasurer of state to the primary road fund."