

## CHAPTER 1074

## MOTOR VEHICLE REGISTRATION FEES

## S. F. 1023

AN ACT relating to county motor vehicle registration fees.

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

1 SECTION 1. Section three hundred twenty-one point one hundred  
2 fifty-two (321.152), Code 1971, as amended by chapter one hundred  
3 seventy-six (176), section fourteen (14), Acts of the Sixty-fourth  
4 General Assembly, First Session, is amended to read as follows:  
5 321.152 Fee for county. Each county treasurer shall be allowed  
6 to retain for deposit in the county general fund, seventy-five cents  
7 for each annual *or semiannual* vehicle registration and each duplicate  
8 registration card or plate issued; sixty-five percent of all fees collected  
9 for certificates of title and notations of lien or encumbrance; and one  
10 dollar for each duplicate certificate of title. The moneys retained shall  
11 be deducted, and reported to the department, when the county trea-  
12 surer transfers the money collected under the provisions of this chap-  
13 ter; provided, however, that no such deduction shall be lawful unless  
14 the county treasurer has complied with the provisions of sections  
15 321.24 and 321.153.

Approved February 17, 1972.

## CHAPTER 1075

## MOTOR VEHICLE INSPECTION

## H. F. 1258

AN ACT to amend chapter 183, Acts of the Sixty-fourth General Assembly relating to motor vehicle inspection to extend the time within which a vehicle failing inspection must be repaired, to require inspection upon the transfer of a motor vehicle, to lengthen the period within which a motor vehicle must be inspected prior to transfer, to provide for administrative appeal, and to permit the regrooving of specially designed tires.

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

1 SECTION 1. Chapter one hundred eighty-three (183), section one  
2 (1), subsections eleven (11), twelve (12), and eighteen (18), Acts  
3 of the Sixty-fourth General Assembly, First Session, are amended to  
4 read as follows:  
5 11. "If an inspection discloses the necessity for repairs, the owner  
6 of the vehicle or person having custody thereof shall be so notified.  
7 Repairs and adjustments need not be made at the inspection station  
8 which has made the inspection and if the owner or person having cus-  
9 tody of the vehicle elects not to have the repairs or adjustments made  
10 at that time a certificate of rejection shall be affixed to the vehicle.  
11 If an official certificate of inspection has been affixed to the vehicle  
12 which is valid on the date of rejection, the certificate of inspection  
13 shall no longer be valid even though the period for which it was issued

14 has not expired and the inspection station shall remove the certificate.  
15 After correction of the stated defects, the inspection station which  
16 made the inspection shall reinspect the vehicle once without additional  
17 charge if requested so to do within ~~fifteen~~ *thirty* days after its issu-  
18 ance of the rejection certificate.

19 The owner or other person having custody of the vehicle shall have  
20 such repairs made or defects corrected as are required by the rejection  
21 certificate within ~~fifteen~~ *thirty* days from the date of the rejection  
22 certificate. A vehicle for which the repairs are not made or defects  
23 not corrected, shall not thereafter be operated on the streets or high-  
24 ways until a valid certificate of inspection has been obtained and  
25 affixed to the vehicle.

26 *The owner or person having custody of the vehicle to which a cer-*  
27 *tificate of rejection has been affixed may appeal the rejection to the*  
28 *department of public safety. The appeal shall be in writing and shall*  
29 *be filed with the department of public safety within ten days of the*  
30 *rejection. The department of public safety shall hold a hearing on the*  
31 *appeal within ten days of receipt of the appeal and shall issue a deci-*  
32 *sion affirming the rejection or disallowing the rejection, in whole or*  
33 *in part, within seven days of the hearing."*

34 12. "After December 31, 1971, every motor vehicle subject to regis-  
35 tration under the laws of this state, except motor vehicles registered  
36 under section three hundred twenty-one point one hundred fifteen  
37 (321.115) of the Code, when first registered in this state or when sold  
38 at retail within or without this state, *or otherwise transferred, except*  
39 *transfers by operation of law as set out in section three hundred*  
40 *twenty-one point forty-seven (321.47) of the Code, shall be inspected*  
41 *at an authorized inspection station unless there is affixed to the motor*  
42 *vehicle a valid certificate of inspection which was issued for such*  
43 *motor vehicle not more than ~~thirty~~ *sixty* days prior to the date on*  
44 *which such vehicle was sold. If the motor vehicle is subject to inspec-*  
45 *tion, the authorized inspection station shall issue and affix a valid*  
46 *certificate of inspection or certificate of rejection, as the case may be,*  
47 *in accordance with the results of the inspection. The applicant shall*  
48 *file with an application for title to the vehicle or for registration*  
49 *thereof under the provisions of subsection two (2) or three (3) of*  
50 *section three hundred twenty-one point twenty-three (321.23) of the*  
51 *Code, with the county treasurer of the county of his residence, a state-*  
52 *ment on a form provided by the commissioner, signed by an author-*  
53 *ized inspection station certifying the date that a certificate of inspec-*  
54 *tion was issued for and affixed to the vehicle. The county treasurer*  
55 *shall not issue a title to the vehicle to the applicant or register the*  
56 *vehicle unless such statement is filed with the application showing*  
57 *that the inspection of the vehicle was made not more than ~~thirty~~ *sixty**  
58 *days prior to the date of sale or transfer. The county treasurer shall*  
59 *mail the statement of inspection to the department at the time of*  
60 *mailing copies of the registration receipt."*

61 18. "A person shall not sell *or transfer* any motor vehicle, other  
62 than transfers to a dealer licensed under chapter three hundred  
63 twenty-two (322) of the Code *and other than transfers by operation*  
64 *of law as set out in section three hundred twenty-one point forty-seven*  
65 *(321.47) of the Code, unless there is a valid official certificate of*  
66 *inspection affixed to such vehicle at the time of sale. Any person*

67 violating the provisions of this section shall be subject to a fine of  
 68 one hundred dollars and shall be liable to the purchaser in damages  
 69 for all costs involved in obtaining a valid certificate of inspection for  
 70 such vehicle.”

1 SEC. 2. Section three hundred twenty-one point four hundred forty  
 2 (321.440), subsection seven (7), Code 1971, as amended by chapter  
 3 one hundred eighty-three (183), section three (3), Acts of the Sixty-  
 4 fourth General Assembly, First Session, is amended to read as follows:

5 7. Been regrooved or recut below the original tread design depth,  
 6 excepting special ~~taxi~~ tires which have extra undertread rubber and  
 7 are identified as such; or

Approved April 21, 1972.

## CHAPTER 1076

### COURSE FOR DRINKING DRIVERS

H. F. 1082

AN ACT relating to a course for persons convicted of operating a motor vehicle while under the influence of an alcoholic beverage, providing for the revocation of drivers licenses, providing for fees and providing a penalty.

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

1 SECTION 1. **Definitions.** As used in this Act, unless the context  
 2 otherwise requires:

3 1. “Course for drinking drivers” means an approved course de-  
 4 signed to inform the offender about drinking and driving and encour-  
 5 age the offender to assess his own drinking and driving behavior in  
 6 order to select practical alternatives.

7 2. “Satisfactory completion of a course” means receiving at the  
 8 completion of a course a grade from the course instructor of “c” or  
 9 “2.0” or better.

10 3. “Drivers license” means a license to drive a motor vehicle as  
 11 an operator or chauffeur.

1 SEC. 2. After the conviction of a person for operating a motor  
 2 vehicle while under the influence of an alcoholic beverage, the court  
 3 in addition to its power to commit the defendant for treatment of  
 4 alcoholism under section three hundred twenty-one point two hundred  
 5 eighty-one (321.281) of the Code, may in lieu of, or prior to or after  
 6 the imposition of punishment for a first offense or prior to or after  
 7 the imposition of punishment for any subsequent offense, order the  
 8 defendant, at his own expense, to enroll, attend and successfully com-  
 9 plete a course for drinking drivers. A copy of the order shall be  
 10 forwarded to the department of public safety.

1 SEC. 3. After any conviction for operating a motor vehicle while  
 2 under the influence of an alcoholic beverage under section three hun-  
 3 dred twenty-one point two hundred eighty-one (321.281) of the Code,  
 4 the court may refer the defendant for treatment at a facility as defined