

CHAPTER 750
AIRCRAFT REGISTRATION

[Prior to 6/3/87, Transportation Department [820]—(04,C)Ch 2]

761—750.1(328) Purpose. This chapter establishes the procedures for registration of civil aircraft pursuant to Iowa Code chapter 328.

761—750.2(328) Definitions. The definitions in Iowa Code section 328.1 and rule 761—700.1(328) apply to this chapter of rules.

This rule is intended to implement Iowa Code section 328.1.

761—750.3(17A) Information and forms. Information, instructions and forms are available from the office of vehicle services. Application forms may also be obtained from aircraft dealers. The mailing address of vehicle services is: Office of Vehicle Services, Iowa Department of Transportation, P.O. Box 9278, Des Moines, Iowa 50306-9278. The office is located in Park Fair Mall, 100 Euclid Avenue, Des Moines, Iowa.

This rule is intended to implement Iowa Code section 17A.3.

761—750.4 to 750.8 Reserved.

761—750.9(328) Registration. When a used aircraft is registered in Iowa, the model year of the aircraft shall be used to determine the number of times the aircraft was previously registered, and a reduction of the registration fee shall be computed accordingly. “Model year,” except where otherwise specified, means the year of original manufacture or the year certified by the manufacturer. For the purpose of registration, the model year shall advance one year each January 1.

This rule is intended to implement Iowa Code section 328.21.

761—750.10(328) First registration procedure.

750.10(1) Registration requirement. A civil aircraft which has an FAA-assigned N number is subject to registration in Iowa unless it is exempt by statute.

750.10(2) Application.

a. The owner of an unregistered aircraft shall submit Form 300038, “Aircraft Registration Application,” to the department.

b. The owner shall submit with the application the registration fee and the required use tax or evidence of tax exemption.

c. The department shall review the application and may request additional information or documents from the owner.

d. Upon receipt of the completed application, registration fee, and use tax or evidence of tax exemption, the department shall issue Form 300018, “Aircraft Registration Certificate,” to the applicant.

750.10(3) Fee. The aircraft registration fee shall be computed according to Iowa Code section 328.21.

This rule is intended to implement Iowa Code sections 328.20, 328.21, 328.25 to 328.27, 328.35, 328.37, 328.42, 328.44 to 328.46 and 328.56A.

761—750.11 to 750.14 Reserved.

761—750.15(328) Aircraft not airworthy. An aircraft that is damaged and is not in flying condition is not airworthy. The aircraft is not subject to registration fees if the owner submits with the registration application a written, signed explanation of the aircraft's condition and an estimate of the date when the aircraft will be airworthy. The department shall issue a certificate and shall mark the record of the aircraft until the owner notifies the department that the aircraft is airworthy or until the aircraft is no longer subject to registration in Iowa.

This rule is intended to implement Iowa Code section 328.21.

761—750.16 to 750.19 Reserved.

761—750.20(328) Renewal.

750.20(1) Notice. Thirty days before the beginning of the registration year, the department shall send a renewal application for each registered aircraft to the owner as shown on department records. The renewal application shall state the registration fee due for the registration year and the descriptive data recorded for the aircraft.

750.20(2) Submission. If all data is correct, the renewal application and registration fee shall be returned to the department. If the data is incorrect, the renewal application shall be returned to the department with an explanation of the changes.

750.20(3) Issuance. The department shall issue the certificate of registration within 15 days after receipt of the renewal fee.

750.20(4) Penalty. Rescinded IAB 1/15/97, effective 2/19/97.

This rule is intended to implement Iowa Code sections 328.20, 328.21, 328.26, 328.27, 328.37, and 328.56A.

761—750.21 to 750.28 Reserved.

761—750.29(328) Penalty on registration fees.

750.29(1) Amount of penalty. The penalty on the delinquent payment of a registration fee shall be computed on a monthly basis and is 5 percent per month.

750.29(2) Aircraft purchased. The penalty on the registration fee shall accrue from the first day of the month following 30 days from the date of purchase.

750.29(3) Aircraft moved into Iowa. The penalty on the registration fee shall accrue from the first day of the month following 30 days from the date the aircraft is moved into Iowa.

750.29(4) When delinquency extends beyond the current year. When the penalty on a delinquent registration fee extends beyond the current year, the penalty shall continue to accrue until paid. The penalty shall accrue only on the fee applicable at the time the delinquency accrued and shall not be applicable to subsequent registration fees which have not been paid.

750.29(5) Specific penalty date. When a specific penalty date is provided by statute or rule, the penalty shall accrue from that date, even if the day is a Saturday, Sunday or holiday.

This rule is intended to implement Iowa Code sections 328.50 to 328.52.

761—750.30(328) Lien. The department has the authority to record a lien against the federal aircraft title and sue to collect unpaid fees and penalties.

This rule is intended to implement Iowa Code sections 328.47 to 328.49.

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CHAPTERS 751 to 799

Reserved