

Transportation 2/25

SENATE FILE 303

Do Pass 3/8/83 (p. 674)

Transportation
Doyle, Chair
Priebe
Lind

FEB 24 1983

House Transportation 2/18

Senate

SENATE FILE 303

BY MILLER of Des Moines

Transportation: Muhlbauer, Chair; Harbor

Do Pass 4/6/83

Passed Senate, Date 3-15-83 (p. 766) Passed House, Date 4-14-83 (p. 1325)

Vote: Ayes 46 Nays 0 Vote: Ayes 96 Nays 0

Approved May 5, 1983 (p. 1578)

A BILL FOR

1 An Act requiring nonresidents to register certain vehicles
2 operated by residents and providing a penalty.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

S.F. 303

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1 Section 1. Section 321.55, Code 1983, is amended by strik-
2 ing the section and inserting in lieu thereof the following:

3 321.55 REGISTRATION REQUIRED FOR CERTAIN VEHICLES OWNED
4 OR OPERATED BY NONRESIDENTS. A nonresident owner or operator
5 engaged in remunerative employment within the state or carrying
6 on business within the state and owning or operating a motor
7 vehicle, trailer, or semitrailer within the state shall
8 register each such vehicle and pay the same fees for
9 registration as are paid for like vehicles owned by residents
10 of this state. However, this paragraph does not apply to
11 a person commuting from the person's residence in another
12 state or whose employment is seasonal or temporary, not
13 exceeding ninety days.

14 A nonresident owner of a motor vehicle operated within
15 the state by a resident of the state shall register the vehicle
16 and pay the same fees for registration as are paid for like
17 vehicles owned by residents of this state. However, this
18 paragraph does not apply to vehicles being operated by
19 residents temporarily, not exceeding ninety days. It is
20 unlawful for a resident to operate within the state an
21 unregistered motor vehicle required to be registered under
22 this paragraph.

23 Sec. 2. Section 805.8, subsection 2, paragraph n, unnum-
24 bered paragraph 1, Code 1983, is amended to read as follows:

25 For violation of registration provisions under section
26 321.17; violation of intrastate hauling on foreign registration
27 under ~~sections~~ section 321.54 and; improper operation or
28 failure to register under section 321.55; use of registration
29 under section 321.99; and display of registration or plates
30 under section 321.98, the scheduled fine is twenty dollars.

31 EXPLANATION

32 Residents in Iowa's border areas are sometimes tempted
33 to violate Iowa's vehicle registration laws and have been
34 known to register the vehicles under the names of relatives
35 living in bordering states. Current law does not specifically

1 prohibit this arrangement if the vehicle is not leased or
 2 used for commercial intrastate transportation. This bill
 3 requires nonresidents to register vehicles operated by
 4 residents of the state unless such operation is temporary,
 5 not exceeding ninety days. Residents are prohibited from
 6 operating such vehicles. Violations result in a scheduled
 7 fine of twenty dollars. In addition, the bill intends to
 8 clarify current language in section 321.55.

9 The bill takes effect July 1 following enactment.

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SENATE FILE 303
 FISCAL NOTE

REQUESTED BY SENATOR DOYLE

In compliance with a written request there is hereby submitted a Fiscal Note for Senate File 303 pursuant to Joint Rule 17.

Senate File 303 requires non-residents to register vehicles operated by residents of the state unless such operation is temporary, not exceeding ninety days. Residents are prohibited from operating such vehicles. Current law does not prohibit residents in Iowa's border areas from registering their vehicles under the names of relatives living in border states as long as the vehicle is not leased or used for commercial intrastate transportation. Violations would result in a scheduled fine of \$20. In addition the bill intends to clarify current language in section 321.55. Senate File 303 takes effect July 1 following enactment.

There would be a positive fiscal effect to the RUTF but because there are no statistics available for the number of violators it is not possible to calculate the exact amount that would be received in additional registrations as well as fines.

(1196S, 83-357, TAF)

SOURCE: DEPT. OF TRANSPORTATION

FILED:

MARCH 21, 1983

BY LEGISLATIVE FISCAL BUREAU
 DENNIS C. PROUTY, DIRECTOR

LSB 1196S 70

bk/rr/8

SENATE FILE 303

failure to register under section 321.55; use of registration under section 321.99; and display of registration or plates under section 321.98, the scheduled fine is twenty dollars.

AN ACT

REQUIRING NONRESIDENTS TO REGISTER CERTAIN VEHICLES OPERATED BY RESIDENTS AND PROVIDING A PENALTY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 321.55, Code 1983, is amended by striking the section and inserting in lieu thereof the following:

321.55 REGISTRATION REQUIRED FOR CERTAIN VEHICLES OWNED OR OPERATED BY NONRESIDENTS. A nonresident owner or operator engaged in remunerative employment within the state or carrying on business within the state and owning or operating a motor vehicle, trailer, or semitrailer within the state shall register each such vehicle and pay the same fees for registration as are paid for like vehicles owned by residents of this state. However, this paragraph does not apply to a person commuting from the person's residence in another state or whose employment is seasonal or temporary, not exceeding ninety days.

A nonresident owner of a motor vehicle operated within the state by a resident of the state shall register the vehicle and pay the same fees for registration as are paid for like vehicles owned by residents of this state. However, this paragraph does not apply to vehicles being operated by residents temporarily, not exceeding ninety days. It is unlawful for a resident to operate within the state an unregistered motor vehicle required to be registered under this paragraph.

Sec. 2. Section 805.8, subsection 2, paragraph n, unnumbered paragraph 1, Code 1983, is amended to read as follows:

For violation of registration provisions under section 321.17; violation of intrastate hauling on foreign registration under ~~section~~ section 321.54 and; improper operation of

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 303, Seventieth General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved *May 5* 1983

TERRY E. BRANSTAD
Governor