

FILED FEB 15 1984

SENATE FILE 2188

BY COMMITTEE ON TRANSPORTATION
(FORMERLY SSB 2082)

Substituted for H.F. 2266 3/23

Passed Senate, Date 2-17-84 (p. 481) Passed House, Date 3-30-84 (p. 1517)

Vote: Ayes 41 Nays 0 Vote: Ayes 96 Nays 0

Approved May 2, 1984

*Repassed Senate 4-6-84 (p. 1366)
43-0*

Motion to reconsider (p. 1544) w/2 4/3

A BILL FOR

1 An Act relating to the period of time in which a motor vehicle
2 dealer must apply for a title certificate for a foreign
3 registered vehicle acquired for resale.

H-5773

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

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S. 2188

1 Section 1. Section 321.48, subsection 2, Code Supplement
2 1983, is amended to read as follows:

3 2. Any A foreign registered vehicle purchased or otherwise
4 acquired by a dealer for the purpose of resale shall be issued
5 a certificate of title ~~therete~~ by the county treasurer of
6 the dealer's residence upon proper application ~~therefor~~ as
7 provided in this chapter and upon payment of a fee of two
8 dollars ~~and such.~~ The dealer shall be is exempt from the
9 payment of any and all registration fees for ~~such~~ the vehicle.
10 ~~Such~~ The application for certificate of title shall be made
11 within ~~forty-eight-hours~~ fifteen days after ~~said~~ the vehicle
12 comes within the border of the state.

H-5973 >

13 EXPLANATION

14 This bill extends the period of time allowed for a motor
15 vehicle dealer to apply for certificate of title for a foreign
16 registered vehicle purchased or acquired for resale from
17 forty-eight hours to fifteen days. The bill takes effect
18 July 1 following its enactment.

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SENATE FILE 2188

I-5973

1 Amend Senate File 2188 as passed by the Senate
2 as follows:

3 1. Page 1, by inserting after line 12 the
4 following:

5 "Section 1. Section 321.52, subsection 3, Code
6 1983, is amended to read as follows:

7 3. When a vehicle for which a certificate of title
8 is issued is junked or dismantled by the owner, the
9 owner shall detach the registration plates and
10 surrender the plates to the county treasurer, unless
11 the plates are properly assigned to another vehicle.
12 The owner shall also surrender the registration receipt
13 and certificate of title to the county treasurer.
14 Upon surrendering the certificate of title, the county
15 treasurer shall issue to such person, without fee,
16 a junking certificate, which shall authorize the
17 holder to possess, transport or transfer ownership
18 of the junked vehicle by endorsement of the junking
19 certificate. A The county treasurer shall hold the
20 surrendered certificate of title, registration receipt
21 and, if applicable, the registration plates for a
22 period of fourteen days following the issuance of
23 a junking certificate under this subsection. Within
24 the fourteen-day period the person who was issued
25 the junking certificate and to whom the vehicle was
26 titled or assigned may surrender to the county
27 treasurer the junking certificate, and upon the
28 person's payment of appropriate fees and taxes and
29 payment of any credit for registration fees received
30 by the person for the vehicle under section 321.46,
31 subsection 3, the county treasurer shall issue to
32 the person a restricted certificate of title for the
33 vehicle. After the expiration of the fourteen-day
34 period, a certificate of title shall not again be
35 issued for the junked vehicle for which a junking
36 certificate is issued. The county treasurer shall
37 cancel the record of the vehicle and forward the
38 certificate of title to the department."

39 2. Title page, line 3, by inserting after the
40 word "resale" the following: "and allowing a county
41 treasurer to issue, under certain circumstances, a
42 restricted certificate of title to a person who was
43 issued a junking certificate".

44 3. Renumber as necessary.

H-5973 FILED MARCH 29, 1984 BY STROMER of Hancock

Adopted 3/30 (p. 1517)

HOUSE AMENDMENT TO SENATE FILE 2188

S-5776

1 Amend Senate file 2188 as passed by the Senate
2 as follows:

3 1. Page 1, by inserting after line 12 the
4 following:

5 "Section 1. Section 321.52, subsection 3, Code
6 1983, is amended to read as follows:

7 3. When a vehicle for which a certificate of title
8 is issued is junked or dismantled by the owner, the
9 owner shall detach the registration plates and
10 surrender the plates to the county treasurer, unless
11 the plates are properly assigned to another vehicle.
12 The owner shall also surrender the registration receipt
13 and certificate of title to the county treasurer.
14 Upon surrendering the certificate of title, the county
15 treasurer shall issue to such person, without fee,
16 a junking certificate, which shall authorize the
17 holder to possess, transport or transfer ownership
18 of the junked vehicle by endorsement of the junking
19 certificate. A The county treasurer shall hold the
20 surrendered certificate of title, registration receipt
21 and, if applicable, the registration plates for a
22 period of fourteen days following the issuance of
23 a junking certificate under this subsection. Within
24 the fourteen-day period the person who was issued
25 the junking certificate and to whom the vehicle was
26 titled or assigned may surrender to the county
27 treasurer the junking certificate, and upon the
28 person's payment of appropriate fees and taxes and
29 payment of any credit for registration fees received
30 by the person for the vehicle under section 321.46,
31 subsection 3, the county treasurer shall issue to
32 the person a restricted certificate of title for the
33 vehicle. After the expiration of the fourteen-day
34 period, a certificate of title shall not again be
35 issued for the junked vehicle for which a junking
36 certificate is issued. The county treasurer shall
37 cancel the record of the vehicle and forward the
38 certificate of title to the department."

39 2. Title page, line 3, by inserting after the
40 word "resale" the following: "and allowing a county
41 treasurer to issue, under certain circumstances, a
42 restricted certificate of title to a person who was
43 issued a junking certificate".

44 3. Renumber as necessary.

S-5776 FILED

RECEIVED FROM THE HOUSE

APRIL 5, 1984

Senate concurred 4/6 (p. 1365)

SENATE FILE 2188

AN ACT

RELATING TO THE PERIOD OF TIME IN WHICH A MOTOR VEHICLE DEALER MUST APPLY FOR A TITLE CERTIFICATE FOR A FOREIGN REGISTERED VEHICLE ACQUIRED FOR RESALE AND ALLOWING A COUNTY TREASURER TO ISSUE, UNDER CERTAIN CIRCUMSTANCES, A RESTRICTED CERTIFICATE OF TITLE TO A PERSON WHO WAS ISSUED A JUNKING CERTIFICATE.

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

Section 1. Section 321.48, subsection 2, Code Supplement 1983, is amended to read as follows:

2. Any A foreign registered vehicle purchased or otherwise acquired by a dealer for the purpose of resale shall be issued a certificate of title ~~thereto~~ by the county treasurer of

the dealer's residence upon proper application ~~therefor~~ as provided in this chapter and upon payment of a fee of two dollars ~~and such~~. The dealer shall be is exempt from the payment of any and all registration fees for such the vehicle. Such The application for certificate of title shall be made within forty-eight-hours fifteen days after said the vehicle comes within the border of the state.

Sec. 2. Section 321.52, subsection 3, Code 1983, is amended to read as follows:

3. When a vehicle for which a certificate of title is issued is junked or dismantled by the owner, the owner shall detach the registration plates and surrender the plates to the county treasurer, unless the plates are properly assigned to another vehicle. The owner shall also surrender the registration receipt and certificate of title to the county treasurer. Upon surrendering the certificate of title, the county treasurer shall issue to such person, without fee, a junking certificate, which shall authorize the holder to possess, transport or transfer ownership of the junked vehicle by endorsement of the junking certificate. A The county treasurer shall hold the surrendered certificate of title, registration receipt and, if applicable, the registration plates for a period of fourteen days following the issuance of a junking certificate under this subsection. Within the fourteen-day period the person who was issued the junking certificate and to whom the vehicle was titled or assigned may surrender to the county treasurer the junking certificate, and upon the person's payment of appropriate fees and taxes and payment of any credit for registration fees received by the person for the vehicle under section 321.46, subsection 3, the county treasurer shall issue to the person a restricted certificate of title for the vehicle. After the expiration of the fourteen-day period, a certificate of title shall not again be issued for the junked vehicle for which a junking certificate is issued. The county treasurer shall cancel

the record of the vehicle and forward the certificate of title to the department.

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 2188, Seventieth General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved May 2, 1984

TERRY E. BRANSTAD
Governor