CHAPTER 134

PENALTY FOR THEFT OF A MOTOR VEHICLE H.F. 581

AN ACT relating to the penalties for the crime of theft.

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

Section 1. Section 714.2, subsection 2, Code 1983, is amended to read as follows:

2. The theft by any person of property exceeding five hundred dollars but not exceeding five thousand dollars in value or theft of a motor vehicle as defined in chapter 321, irrespective of not exceeding five thousand dollars in value, is theft in the second degree. Theft in the second degree is a class "D" felony. However, for purposes of this subsection, "motor vehicle" does not include a motorized bicycle as defined in section 321.1, subsection 3, paragraph b.

Approved May 24, 1983

CHAPTER 135

DOCUMENTARY STAMPS FOR THE REAL ESTATE TRANSFER TAX S.F. 354

AN ACT to eliminate the use of documentary stamps as evidence that the real estate transfer tax has been paid.

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

Section 1. Section 428A.4, unnumbered paragraph 1, Code 1983, is amended to read as follows:

The county recorder shall refuse to record any deed, instrument, or writing, taxable under the provisions of section 428A.1 on for which documentary stamps in the amount evidencing payment of the tax determined on the full amount of the consideration in the transaction have has not been affixed paid. However, if the deed, instrument, or writing, is subject to an exception provided for in exempt under section 428A.2, the county recorder shall not refuse to record the document if there is filed with or endorsed on it a statement signed by either the grantor or grantee or his an authorized agent, that the instrument or writing is excepted from the tax under section 428A.2. The validity of the effectiveness of an instrument as between the parties thereto, and as to any person who would otherwise be bound thereby by the instrument, shall is not be affected by the failure to comply herewith; nor if with this section. If an