

Sec. 3. CONTINGENT EFFECTIVENESS. The section of this Act directing the state department of transportation to conduct a pilot project is effective contingent upon an appropriation by the Seventy-eighth General Assembly, Second Session, to the department for the fiscal year beginning July 1, 2000, which can only be used for the purchase of biodiesel fuel for purposes of the pilot project.

Approved March 29, 2000

CHAPTER 1019

COUNTY RECORDER DUTIES — REGISTRATION AND LICENSING

S.F. 2061

AN ACT relating to the registration and licensing duties of the county recorder and providing for other properly related matters.

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

Section 1. Section 321G.6, unnumbered paragraph 6, Code Supplement 1999, is amended to read as follows:

Upon the transfer of ownership of an all-terrain vehicle or snowmobile, the owner shall complete the form on the back of a the current registration certificate and shall deliver it to the purchaser or transferee at the time of delivering the all-terrain vehicle or snowmobile. ~~If an all-terrain vehicle or snowmobile is stored by the transferor pursuant to section 321G.4 at the time of transfer, the transferor shall provide the transferee with a copy of the affidavit filed with the county recorder pursuant to section 321G.4 at the time of delivering the all-terrain vehicle or snowmobile.~~ The purchaser or transferee shall, within five days of transfer, file a new application form with the county recorder with a fee of one dollar and the writing fee, and a transfer of number shall be awarded in the same manner as provided in an original registration. If the purchaser or transferee does not file a new application form within five days of transfer, the transfer of number shall be awarded upon payment of all applicable fees plus a penalty of five dollars.

Sec. 2. Section 462A.5, subsection 1, unnumbered paragraph 2, Code 1999, is amended to read as follows:

The owner of the vessel shall file an application for registration with the appropriate county recorder on forms provided by the commission. The application shall be completed and signed by the owner of the vessel and shall be accompanied by the appropriate fee, and ~~a the writing fee of one dollar specified in section 462A.53.~~ Upon applying for registration the owner shall display a bill of sale, receipt, or other satisfactory proof of ownership as provided by the rules of the commission to the county recorder. Upon receipt of the application in approved form accompanied by the required fees, the county recorder shall enter it upon the records of the recorder's office and shall issue to the applicant a pocket-size registration certificate. The certificate shall be executed in triplicate, one copy to be delivered to the owner, one copy to the commission, and one copy to be retained on file by the county recorder. The registration certificate shall bear the number awarded to the vessel, the passenger capacity of the vessel and the name and address of the owner. In the use of all vessels except nonpowered sailboats, nonpowered canoes and commercial vessels, the registration certificate shall be carried either in the vessel or on the person of the operator of the vessel

when in use. In the use of nonpowered sailboats, nonpowered canoes or commercial vessels, the registration certificate may be kept on shore in accordance with rules adopted by the commission. The operator shall exhibit the certificate to a peace officer upon request, or, when involved in a collision or accident of any nature with another vessel or other personal property, to the owner or operator of the other vessel or personal property.

Sec. 3. Section 483A.10, Code 1999, is amended to read as follows:
483A.10 ISSUANCE OF LICENSES.

The licenses issued pursuant to this chapter shall be issued by the department, ~~the county recorders,~~ or the license depositories as specified by rules of the commission. A county recorder may issue licenses subject to the rules of the department. The rules shall include the application procedures as necessary. The licenses shall show the cost of the license and the writing fee. A person authorized to issue a license or collect a fee pursuant to this chapter or chapter 484A shall charge the fee specified in this chapter or chapter 484A only plus a writing fee if applicable.

Approved March 30, 2000

CHAPTER 1020

DEPARTMENT OF PUBLIC DEFENSE — NATIONAL GUARD OFFICERS — EMERGENCY RESPONSE COMMISSION MEMBERSHIP

S.F. 2266

AN ACT relating to the department of public defense by changing the number and qualifications of general officers in the Iowa national guard and increasing the membership of the emergency response commission and providing an effective date.

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

DIVISION I PUBLIC DEFENSE

Section 1. Section 29A.1, subsection 1, Code 1999, is amended to read as follows:

1. "Active state service" means service on behalf of the state when public disaster, riot, tumult, breach of the peace or resistance of process occurs or threatens to occur, when called upon in aid of civil authorities or when under martial law or at encampments ordered by state authority. Active state service also includes serving as ~~the adjutant general, a deputy adjutant general, or the state quartermaster and administrative orders officer,~~ but does not include training or duty required or authorized under 32 U.S.C. § 502-505, or any other training or duty required or authorized by federal laws and regulations.

Sec. 2. Section 29A.11, Code 1999, is amended to read as follows:

29A.11 ADJUTANT GENERAL — APPOINTMENT, TERM, AND REMOVAL.

There shall be an adjutant general of the state who shall be appointed and commissioned by the governor subject to confirmation by the senate and who shall serve at the pleasure of the governor. The rank of the adjutant general shall be at least that of brigadier general and the adjutant general shall hold office for a term of four years beginning and ending as provided in section 69.19. At the time of appointment the adjutant general shall be ~~or have been~~ a federally recognized commissioned officer in the ~~armed forces~~ United States army or