

House File 674

S-5196

1 Amend House File 674, as passed by the House, as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 COUNTY VEHICLE REGISTRATION AND TITLING — FEES

6 Section 1. Section 321.20, subsection 1, unnumbered
7 paragraph 1, Code 2024, is amended to read as follows:

8 Except as provided in [this chapter](#), an owner of a vehicle,
9 or a lessor of a vehicle pursuant to chapter 321F which has a
10 gross vehicle weight of less than ten thousand pounds, which
11 is subject to registration, shall make application to ~~the any~~
12 ~~county treasurer of the county of the owner's residence, or~~
13 ~~if a nonresident, to the county treasurer of the county where~~
14 ~~the primary users of the vehicle are located, or if a lessor~~
15 ~~of the vehicle pursuant to [chapter 321F](#) which vehicle has a~~
16 ~~gross vehicle weight of less than ten thousand pounds, to the~~
17 ~~county treasurer of the county of the lessee's residence,~~
18 ~~or if a firm, association, or corporation with vehicles in~~
19 ~~multiple counties, the owner may make application to the county~~
20 ~~treasurer of the county where the primary user of the vehicle~~
21 ~~is located~~, for the initial registration and issuance of a
22 certificate of title for the vehicle upon the appropriate form
23 furnished by the department. However, upon the transfer of
24 ownership, the owner of a vehicle subject to the apportioned
25 registration provisions of [chapter 326](#) shall make application
26 for issuance of a certificate of title to either the department
27 or ~~the appropriate~~ any county treasurer. The owner of a
28 vehicle purchased pursuant to [section 578A.7](#) shall present
29 documentation that such sale was completed in compliance
30 with that section. The application shall be accompanied by
31 a fee of ~~twenty~~ thirty dollars, and shall bear the owner's
32 signature. A nonresident owner of two or more vehicles subject
33 to registration may make application for initial registration
34 and issuance of a certificate of title for all vehicles subject
35 to registration to ~~the~~ any county treasurer ~~of the county where~~

1 ~~the primary user of any of the vehicles is located.~~ The owner
2 of a mobile home or manufactured home shall make application
3 for a certificate of title under [this section](#) from the county
4 treasurer of the county where the mobile home or manufactured
5 home is located. The application shall contain:

6 Sec. 2. Section 321.20, subsections 2, 3, and 4, Code 2024,
7 are amended to read as follows:

8 2. Notwithstanding contrary provisions of [this chapter](#)
9 or [chapter 326](#) regarding titling and registration by means
10 other than electronic means, the department shall, ~~by July 1,~~
11 ~~2019,~~ develop and implement a program to allow for electronic
12 applications, titling, registering initial registrations, and
13 funds transfers for vehicles subject to registration in order
14 to improve the efficiency and timeliness of the processes and
15 to reduce costs for all parties involved. The program shall
16 also provide for the electronic submission of any statement
17 required by [this section](#), except where prohibited by federal
18 law.

19 3. The department shall adopt rules ~~on~~ pursuant to chapter
20 17A to administer this section, including rules relating to the
21 method for providing signatures for applications and statements
22 required by [this section](#) that are made by electronic means.

23 ~~4. Notwithstanding [this section](#) or any other provision of~~
24 ~~law to the contrary, if the program required by subsection~~
25 ~~2 is not implemented by July 1, 2019, an owner of a vehicle~~
26 ~~subject to registration may apply to the county treasurer of a~~
27 ~~county contiguous to the county designated for the owner under~~
28 ~~[subsection 1](#) for registration and issuance of a certificate of~~
29 ~~title.~~

30 Sec. 3. Section 321.20A, subsection 1, Code 2024, is amended
31 to read as follows:

32 1. Notwithstanding other provisions of [this chapter](#),
33 the owner of a commercial vehicle subject to the apportioned
34 registration provisions of [chapter 326](#) may make application
35 to the department or ~~the appropriate~~ any county treasurer

1 for a certificate of title. The owner of a commercial
2 vehicle purchased pursuant to [section 578A.7](#) shall present
3 documentation that such sale was completed in compliance with
4 that section. The application for certificate of title shall
5 be made within thirty days of purchase or transfer and shall be
6 accompanied by a ~~twenty-dollar~~ thirty-dollar title fee and the
7 appropriate fee for new registration. The department or the
8 county treasurer shall deliver the certificate of title to the
9 owner if there is no security interest. If there is a security
10 interest, the title, when issued, shall be delivered to the
11 first secured party. Delivery may be made using electronic
12 means.

13 Sec. 4. Section 321.23, subsection 1, paragraph a, Code
14 2024, is amended to read as follows:

15 a. If the vehicle to be registered is a specially
16 constructed vehicle, reconstructed vehicle, street rod, replica
17 vehicle, or foreign vehicle, such fact shall be stated in
18 the application. A fee of ~~twenty~~ thirty dollars shall be
19 paid by the person making the application upon issuance of
20 a certificate of title by ~~the~~ any county treasurer. For
21 a specially constructed vehicle, reconstructed vehicle,
22 street rod, or replica vehicle subject to registration, the
23 application shall be accompanied by a statement from the
24 department authorizing the motor vehicle to be titled and
25 registered in this state. The owner of a specially constructed
26 vehicle, reconstructed vehicle, street rod, replica vehicle,
27 or foreign vehicle purchased pursuant to [section 578A.7](#)
28 shall present documentation that such sale was completed in
29 compliance with that section.

30 Sec. 5. Section 321.23, subsections 3 and 4, Code 2024, are
31 amended to read as follows:

32 3. In the event an applicant for initial registration of
33 a foreign vehicle for which a certificate of title has been
34 issued is able to furnish evidence of being the registered
35 owner of the vehicle to ~~the~~ any county treasurer ~~of the owner's~~

1 residence, although unable to surrender such certificate
2 of title, the county treasurer may issue a registration
3 receipt and plates upon receipt of the required annual
4 registration fee and the fee for new registration but shall
5 not issue a certificate of title thereto. Upon surrender of
6 the certificate of title from the foreign state, the county
7 treasurer shall issue a certificate of title to the owner,
8 or person entitled thereto, of such vehicle as provided in
9 this chapter. The owner of a vehicle registered under this
10 subsection shall not be required to obtain a certificate of
11 title in this state and may transfer ownership of the vehicle
12 to a motor vehicle dealer licensed under [chapter 322](#) or an
13 insurance carrier authorized to do business in this state
14 if, at the time of the transfer, the certificate of title is
15 held by a secured party and the dealer or insurance carrier,
16 as applicable, has forwarded to the secured party the sum
17 necessary to discharge the security interest pursuant to
18 section 321.48, subsection 1.

19 4. A vehicle which does not meet the equipment requirements
20 of [this chapter](#) due to the particular use for which it is
21 designed or intended, may be registered by the department
22 upon payment of appropriate fees and after inspection and
23 certification by the department that the vehicle is not
24 in an unsafe condition. A person is not required to have
25 a certificate of title to register a vehicle under this
26 subsection. If the owner elects to have a certificate of title
27 issued for the vehicle, a fee of ~~twenty~~ thirty dollars shall be
28 paid by the person making the application upon issuance of a
29 certificate of title. If the department's inspection reveals
30 that the vehicle may be safely operated only under certain
31 conditions or on certain types of roadways, the department may
32 restrict the registration to limit operation of the vehicle to
33 the appropriate conditions or roadways. [This subsection](#) does
34 not apply to snowmobiles as defined in [section 321G.1](#). Section
35 321.382 does not apply to a vehicle registered under this

1 subsection which is operated exclusively by a person with a
2 disability who has obtained a persons with disabilities parking
3 permit as provided in [section 321L.2](#), if the persons with
4 disabilities parking permit is carried in or on the vehicle and
5 shown to a peace officer on request.

6 Sec. 6. Section 321.25, subsection 1, Code 2024, is amended
7 to read as follows:

8 1. A vehicle may be operated upon the highways of this
9 state without registration plates for a period of forty-five
10 days after the date of delivery of the vehicle to the purchaser
11 from a dealer if a card bearing the words "registration applied
12 for" is attached on the rear of the vehicle. The card shall
13 have plainly stamped or stenciled the registration number of
14 the dealer from whom the vehicle was purchased and the date
15 of delivery of the vehicle. In addition, a dealer licensed
16 to sell new motor vehicles may attach the card to a new motor
17 vehicle delivered by the dealer to the purchaser even if the
18 vehicle was purchased from an out-of-state dealer and the card
19 shall bear the registration number of the dealer that delivered
20 the vehicle. A dealer shall not issue a card to a person known
21 to the dealer to be in possession of registration plates which
22 may be attached to the vehicle. A dealer shall not issue a card
23 unless an application for initial registration and certificate
24 of title has been made by the purchaser and a receipt issued to
25 the purchaser of the vehicle showing the fee paid by the person
26 making the application. Dealers' records shall indicate the
27 agency to which the fee is sent and the date the fee is sent.
28 The dealer shall forward the application by the purchaser to
29 the county treasurer or state office within thirty calendar
30 days from the date of delivery of the vehicle. However, if the
31 vehicle is subject to a security interest and has been offered
32 for sale pursuant to [section 321.48, subsection 1](#), the dealer
33 shall forward the application by the purchaser to the county
34 treasurer or state office within thirty calendar days from the
35 date of the delivery of the vehicle to the purchaser.

1 Sec. 9. Section 321.34, subsection 1, Code 2024, is amended
2 to read as follows:

3 1. *Plates issued.* The county treasurer upon receiving
4 application, accompanied by proper fee, for registration of a
5 vehicle shall issue to the owner one registration plate for
6 a motorcycle, motorized bicycle, autocycle, truck tractor,
7 trailer, or semitrailer and two registration plates for every
8 other motor vehicle. The registration plates, including
9 special registration plates, shall be assigned to the owner of
10 a vehicle. When the owner of a registered vehicle transfers or
11 assigns ownership of the vehicle to another person, the owner
12 shall remove the registration plates from the vehicle. The
13 owner shall forward the plates to a any county treasurer or the
14 owner may have the plates assigned to another vehicle within
15 thirty days after transfer, upon payment of the fees required
16 by law. The owner shall immediately affix registration plates
17 retained by the owner to another vehicle owned or acquired by
18 the owner, providing the owner complies with [section 321.46](#).
19 The department shall adopt rules providing for the assignment
20 of registration plates to the transferee of a vehicle for which
21 a credit is allowed under [section 321.46, subsection 6](#).

22 Sec. 10. Section 321.40, subsection 1, Code 2024, is amended
23 to read as follows:

24 1. Application for renewal for a vehicle registered under
25 this chapter shall be made on or after the first day of the
26 month prior to the month of expiration of registration and up
27 to and including the last day of the month following the month
28 of expiration of registration. The application for renewal
29 shall be submitted to the county treasurer of the county of
30 the owner's residence; or if a nonresident, to the county
31 treasurer of the county where the primary users of the vehicle
32 are located; or if a lessor of the vehicle pursuant to chapter
33 321F which has a gross vehicle weight of less than ten thousand
34 pounds, to the county treasurer of the county of the lessee's
35 residence; or if a firm, association, or corporation with

1 vehicles in multiple counties, to the county treasurer of the
2 county where the primary user of the vehicle is located. The
3 registration shall be renewed upon payment of the appropriate
4 annual registration fee. Application for renewal for a vehicle
5 registered under [chapter 326](#) shall be made on or after the
6 first day of the month prior to the month of expiration of
7 registration and up to and including the last day of the month
8 of expiration of registration.

9 Sec. 11. Section 321.42, subsection 2, paragraphs a, c, and
10 d, Code 2024, are amended to read as follows:

11 a. If a certificate of title is lost or destroyed, the
12 owner or lienholder shall apply for a replacement copy of the
13 original certificate of title. The owner or lienholder of a
14 motor vehicle may also apply for a replacement copy of the
15 original certificate of title upon surrender of the original
16 certificate of title with the application. The application
17 shall be made to the department or any county treasurer ~~who~~
18 ~~issued the original certificate of title.~~ The application
19 shall be signed by the owner or lienholder and accompanied by a
20 fee of ~~twenty~~ thirty dollars.

21 c. If a security interest noted on the face of an original
22 certificate of title was released by the lienholder on a
23 separate form pursuant to [section 321.50, subsection 5](#), and
24 the signature of the lienholder, or the person executing the
25 release on behalf of the lienholder, is notarized, but the
26 lienholder has not delivered the original certificate to the
27 appropriate party as provided in [section 321.50, subsection 5](#),
28 the owner may apply for and receive a replacement certificate
29 of title without the released security interest noted thereon.
30 The lienholder shall return the original certificate of title
31 to the department or to the any county treasurer ~~of the county~~
32 ~~where the title was issued.~~

33 d. A new purchaser or transferee is entitled to receive
34 an original title upon presenting the assigned replacement
35 copy to the any county treasurer ~~of the county where the new~~

1 ~~purchaser or transferee resides.~~ At the time of purchase, a
2 purchaser may require the seller to indemnify the purchaser and
3 all future purchasers of the vehicle against any loss which
4 may be suffered due to claims on the original certificate. A
5 person recovering an original certificate of title for which
6 a replacement has been issued shall surrender the original
7 certificate to the county treasurer or the department.

8 Sec. 12. Section 321.46, subsections 1, 2, and 5, Code 2024,
9 are amended to read as follows:

10 1. The transferee shall, within thirty calendar days after
11 purchase or transfer, apply for and obtain from the any county
12 treasurer ~~of the person's residence, or if a nonresident, the~~
13 ~~county treasurer of the county where the primary users of the~~
14 ~~vehicle are located or the county where all other vehicles~~
15 ~~owned by the nonresident are registered, or in the case of a~~
16 ~~mobile home or manufactured home, the county treasurer of the~~
17 ~~county where the mobile home or manufactured home is located,~~
18 ~~or if a firm, association, or corporation with vehicles in~~
19 ~~multiple counties, the transferee may apply for and obtain from~~
20 ~~the county treasurer of the county where the primary user of~~
21 ~~the vehicle is located,~~ a new initial registration and a new
22 certificate of title for the vehicle, except as provided in
23 section 321.25, [321.48](#), or [322G.12](#), or when the transferee
24 obtains the vehicle pursuant to [section 321.52, subsection 2,](#)
25 [paragraph "b".](#) In the case of a mobile home or manufactured
26 home, the transferee shall, within thirty calendar days after
27 purchase or transfer, apply for and obtain from the county
28 treasurer of the county where the mobile home or manufactured
29 home is located a new certificate of title. The transferee
30 shall present with the application the certificate of title
31 endorsed and assigned by the previous owner and shall indicate
32 the name of the county in which the vehicle was last registered
33 and the registration expiration date.

34 2. Upon filing the application for a new initial
35 registration and a new title, the applicant shall pay a title

1 fee of ~~twenty~~ thirty dollars, an annual registration fee
2 prorated for the remaining unexpired months of the registration
3 year, and a fee for new registration if applicable. A
4 manufacturer applying for a certificate of title pursuant
5 to [section 322G.12](#) shall pay a title fee of ~~ten~~ twenty
6 dollars. However, a title fee shall not be charged to a
7 manufactured or mobile home retailer applying for a certificate
8 of title for a used mobile home or manufactured home, titled
9 in Iowa, as required under [section 321.45, subsection 4](#).
10 The county treasurer, if satisfied of the genuineness and
11 regularity of the application, and in the case of a mobile
12 home or manufactured home, that taxes are not owing under
13 chapter 435, and that applicant has complied with all the
14 requirements of [this chapter](#), shall issue a new certificate
15 of title and, except for a mobile home, manufactured home,
16 or a vehicle returned to and accepted by a manufacturer as
17 described in [section 322G.12](#), a registration card to the
18 purchaser or transferee, shall cancel the prior registration
19 for the vehicle, and shall forward the necessary copies to the
20 department on the date of issuance, as prescribed in section
21 321.24. Mobile homes or manufactured homes titled under
22 chapter 448 that have been subject under [section 446.18](#) to a
23 public bidder sale in a county shall be titled in the county's
24 name, with no fee, and the county treasurer shall issue the
25 title.

26 5. The seller or transferor may file an affidavit on
27 forms prescribed and provided by the department with ~~the~~ any
28 county treasurer ~~of the county where the vehicle is registered~~
29 certifying the sale or transfer of ownership of the vehicle
30 and the assignment and delivery of the certificate of title
31 for the vehicle. Upon receipt of the affidavit, the county
32 treasurer shall file the affidavit with the copy of the
33 registration receipt for the vehicle on file in the treasurer's
34 office and on that day the treasurer shall note receipt of the
35 affidavit in the vehicle registration and titling system. Upon

1 filing the affidavit, it shall be presumed that the seller or
2 transferor has assigned and delivered the certificate of title
3 for the vehicle. For a leased vehicle, the lessor licensed
4 pursuant to [chapter 321F](#) or the lessee may file an affidavit
5 as provided in [this subsection](#) certifying that the lease has
6 expired or been terminated and the date that the leased vehicle
7 was surrendered to the lessor.

8 Sec. 13. Section 321.47, subsections 1 and 3, Code 2024, are
9 amended to read as follows:

10 1. If ownership of a vehicle is transferred by operation of
11 law upon inheritance, devise or bequest, dissolution decree,
12 order in bankruptcy, insolvency, replevin, foreclosure or
13 execution sale, abandoned vehicle sale, or when the engine of a
14 motor vehicle is replaced by another engine, or a vehicle is
15 sold or transferred to satisfy an artisan's lien as provided
16 in [chapter 577](#), a landlord's lien as provided in [chapter 570](#),
17 a self-service storage facility lien as provided in section
18 578A.7, a storage lien as provided in [chapter 579](#), a judgment
19 in an action for abandonment of a manufactured or mobile home
20 as provided in [chapter 555B](#), upon presentation of an affidavit
21 relating to the disposition of a valueless mobile, modular, or
22 manufactured home as provided in [chapter 555C](#), or repossession
23 is had upon default in performance of the terms of a security
24 agreement, ~~the any county treasurer in the transferee's county~~
25 ~~of residence~~ or, in the case of a mobile home or manufactured
26 home, the county treasurer of the county where the mobile home
27 or manufactured home is located, upon the surrender of the
28 prior certificate of title or the manufacturer's or importer's
29 certificate, or when that is not possible, upon presentation
30 of satisfactory proof to the county treasurer of ownership and
31 right of possession to the vehicle and upon payment of a fee of
32 ~~twenty~~ thirty dollars and the presentation of an application
33 for initial registration and certificate of title, may issue
34 to the applicant a registration card for the vehicle and a
35 certificate of title to the vehicle. A person entitled to

1 ownership of a vehicle under a decree of dissolution shall
2 surrender a reproduction of a certified copy of the dissolution
3 and upon fulfilling the other requirements of [this chapter](#) is
4 entitled to a certificate of title and registration receipt
5 issued in the person's name.

6 3. Whenever ownership of a vehicle is transferred under
7 the provisions of [this section](#), the registration plates shall
8 be removed and forwarded to a any county treasurer, or to the
9 department if the vehicle is owned by a nonresident. Upon
10 transfer the vehicle shall not be operated upon the highways
11 of this state until the person entitled to possession of the
12 vehicle applies for and obtains initial registration for the
13 vehicle.

14 Sec. 14. Section 321.48, subsection 2, Code 2024, is amended
15 to read as follows:

16 2. A foreign registered vehicle purchased or otherwise
17 acquired by a dealer for the purpose of resale shall be issued
18 a certificate of title for the vehicle by ~~the~~ any county
19 treasurer ~~of the dealer's residence~~ upon proper application
20 as provided in [this chapter](#) and upon payment of a fee of ~~five~~
21 fifteen dollars and the dealer is exempt from the payment of
22 any and all registration fees for the vehicle. The application
23 for certificate of title shall be made within thirty days
24 after the vehicle comes within the border of the state.
25 However, a dealer acquiring a vehicle registered in another
26 state which permits Iowa dealers to reassign that state's
27 certificates of title shall not be required to obtain a new
28 initial registration or a new certificate of title and upon
29 transferring title or interest to another person shall execute
30 an assignment upon the certificate of title for the vehicle
31 to the person to whom the transfer is made and deliver the
32 assigned certificate of title to the person.

33 Sec. 15. Section 321.49, subsection 1, Code 2024, is amended
34 to read as follows:

35 1. Except as provided in [section 321.52](#), if an application

1 for transfer of registration and certificate of title is not
2 submitted to ~~the~~ any county treasurer ~~of the residence of~~
3 ~~the transferee~~ within thirty days of the date of assignment
4 or transfer of title, or within thirty days of the date of
5 delivery to the purchaser if the vehicle is subject to a
6 security interest and was offered for sale pursuant to section
7 321.48, subsection 1, a penalty of ten dollars shall accrue
8 against the applicant, and no registration card or certificate
9 of title shall be issued to the applicant for the vehicle until
10 the penalty is paid.

11 Sec. 16. Section 321.50, subsections 1 and 6, Code 2024, are
12 amended to read as follows:

13 1. A security interest in a vehicle subject to registration
14 under the laws of this state ~~or a mobile home or manufactured~~
15 ~~home~~, except trailers whose empty weight is two thousand
16 pounds or less, and except new or used vehicles held by a
17 dealer or manufacturer as inventory for sale, is perfected by
18 the delivery to ~~the~~ any county treasurer ~~of the county where~~
19 ~~the certificate of title was issued or, in the case of a new~~
20 ~~certificate, to the county treasurer where the certificate will~~
21 ~~be issued~~, of an application for certificate of title which
22 lists the security interest, or an application for notation
23 of security interest signed by the owner or by one owner of
24 a vehicle owned jointly by more than one person, or signed
25 through electronic means as determined by the department, or a
26 certificate of title from another jurisdiction which shows the
27 security interest, and payment of a fee of ~~ten~~ twenty dollars
28 for each security interest shown. The security interest in a
29 mobile home or manufactured home is perfected by the delivery
30 to the county treasurer of the county where the certificate
31 of title was issued or, in the case of a new certificate, to
32 the county treasurer where the certificate will be issued,
33 of an application for certificate of title which lists the
34 security interest, or an application for notation of security
35 interest signed by the owner or by one owner when owned jointly

1 by more than one person, or signed through electronic means
2 as determined by the department, or a certificate of title
3 from another jurisdiction which shows the security interest,
4 and payment of a fee of twenty dollars for each security
5 interest shown. The department shall require the federal
6 employer identification number of a secured party who is a
7 firm, association, or corporation or, if a natural person,
8 the social security number. Upon delivery of the application
9 and payment of the fee, the county treasurer shall note the
10 date of delivery on the application. If the delivery is by
11 electronic means and the time is electronically recorded on the
12 application along with the date, the time shall be included
13 with the date on all subsequent documents and records where the
14 date of perfection is required under [this chapter](#). The date
15 of delivery shall be the date of perfection of the security
16 interest in the vehicle, regardless of the date the security
17 interest is noted on the certificate of title. Up to three
18 security interests may be perfected against a vehicle and shown
19 on an Iowa certificate of title. If the owner or secured party
20 is in possession of the certificate of title, it must also be
21 delivered at this time. If a vehicle is subject to a security
22 interest when brought into this state, the validity of the
23 security interest and the date of perfection is determined by
24 section 554.9303. Delivery as provided in [this subsection](#)
25 constitutes perfection of a security interest on a certificate
26 of title for purposes of [this chapter](#) and [chapter 554](#).

27 6. Notwithstanding [subsection 5](#), when an application for
28 registration and issuance of a certificate of title is made
29 by the means described in [section 321.20, subsection 2](#), and
30 the application includes a certificate of title upon which a
31 security interest has been discharged by the secured party
32 and the cancellation of the security interest is noted by the
33 secured party on the certificate of title above the secured
34 party's signature, the county treasurer shall not require any
35 other notation of the cancellation of the security interest

1 on the face of the certificate of title, and, ~~if applicable,~~
2 the county treasurer shall ~~notify the county treasurer of~~
3 ~~the county where the certificate of title was issued that~~
4 ~~the security interest has been released as of the specified~~
5 ~~date and shall~~ update such release on the applicable program
6 or computer system. A dealer licensed under [chapter 322](#) or
7 [chapter 322C](#) is authorized to sell such a vehicle pursuant to
8 [section 321.48](#), subsection 1, paragraph "b".

9 Sec. 17. [Section 321.50](#), subsection 5, paragraphs a and c,
10 Code 2024, are amended to read as follows:

11 a. Except as provided in [section 321.48](#), subsection 1,
12 paragraph "b", when a security interest is discharged, the
13 holder shall note a cancellation of the security interest
14 on the face of the certificate of title over the holder's
15 signature or may note the cancellation of the security interest
16 on a separate, notarized release form or letter. The holder
17 shall deliver the certificate of title and the form or letter,
18 if applicable, to the any county treasurer ~~where the title~~
19 ~~was issued~~. In the case of a security interest that has been
20 delivered by electronic means, the holder shall notify the
21 department or the county treasurer, in a manner prescribed
22 by the department, of the release of the security interest.
23 The county treasurer shall immediately note the cancellation
24 of the security interest on the face of the certificate of
25 title, if applicable, and in the county records system. The
26 county treasurer shall on the same day deliver the certificate
27 of title, if applicable, and the separate, notarized release
28 form or letter, if applicable, to the then first secured party
29 or, if there is no such person, to the person as directed by
30 the owner, in writing, on a form prescribed by the department
31 or, if there is no person designated, then to the owner. The
32 cancellation of the security interest shall be noted on the
33 certificate of title by the county treasurer without charge.
34 The holder of a security interest discharged by payment who
35 fails to release the security interest within fifteen days

1 after being requested in writing to do so shall forfeit to the
2 person making the payment the sum of twenty-five dollars.
3 c. When a security interest is discharged, the lienholder
4 shall note the cancellation of the security interest on the
5 face of the title and, if applicable, may note the cancellation
6 of the security interest on a form prescribed by the department
7 and deliver a copy of the form in lieu of the title to the
8 department or to the any county treasurer ~~of the county in~~
9 ~~which the title was issued~~. The form may be delivered by
10 electronic means. The department or county treasurer shall
11 note the release of the security interest upon the statewide
12 computer system and the county's records. A copy of the form,
13 if used, shall be attached to the title by the lienholder, if
14 the title is held by the lienholder, and shall be evidence of
15 the release of the security interest. If the title is held
16 by the lienholder, the lienholder shall deliver the title to
17 the first lienholder, or if there is no such person, to the
18 person as designated by the owner, or if there is no such
19 person designated, to the owner. If a certificate of title
20 has not been issued, upon release of a security interest, the
21 lienholder shall notify the department or the county treasurer,
22 in a manner prescribed by the department, of the release of the
23 security interest.

24 Sec. 18. Section 321.52, subsection 2, paragraph a, Code
25 2024, is amended to read as follows:

26 a. The purchaser or transferee of a motor vehicle subject to
27 registration for which a certificate of title is issued which
28 is sold for scrap or junk shall surrender the certificate of
29 title, properly endorsed and signed by the previous owner, to
30 the any county treasurer ~~of the county of residence of the~~
31 ~~transferee~~, and shall apply for a junking certificate from the
32 county treasurer, within thirty days after assignment of the
33 certificate of title, except when the vehicle is disposed of
34 pursuant to paragraph "b". The county treasurer shall issue
35 to such person without fee a junking certificate. A junking

1 certificate shall authorize the holder to possess, transport,
2 or transfer by endorsement the ownership of the junked vehicle.
3 A certificate of title shall not again be issued for the
4 vehicle subsequent to the issuance of a junking certificate
5 except as provided in [subsection 3](#). The county treasurer shall
6 cancel the record of the vehicle. The junking certificate
7 shall be printed on the registration receipt form and shall be
8 imprinted with the words "junking certificate", as prescribed
9 by the department. A space for transfer by endorsement
10 shall be on the junking certificate. A separate form for the
11 notation of the transfer of component parts shall be attached
12 to the junking certificate when the certificate is issued.

13 Sec. 19. Section 321.52, subsection 4, paragraphs a and b,
14 Code 2024, are amended to read as follows:

15 *a.* Notwithstanding any other provision of law to the
16 contrary, an insurer may apply for and be issued a salvage
17 certificate of title for a motor vehicle without surrendering
18 the certificate of title or manufacturer's or importer's
19 statement of origin properly assigned if ownership of the
20 vehicle was transferred, or will transfer, to the insurer
21 pursuant to a settlement with the previous owner of the vehicle
22 arising from circumstances involving damage to the vehicle,
23 and at least thirty days have expired since the effective
24 date of such settlement. To obtain a salvage certificate
25 of title pursuant to this paragraph "a", the insurer shall
26 submit an application for a salvage certificate of title to
27 ~~the any county treasurer of the county in which the vehicle~~
28 ~~is stored by or on behalf of the insurer.~~ The application
29 shall be accompanied by an affidavit from the insurer in
30 which the insurer certifies it has made at least two written
31 attempts to obtain a properly assigned certificate of title
32 or manufacturer's or importer's statement of origin for the
33 vehicle by contacting the previous owner of the vehicle and all
34 lienholders of record by certified mail or a similar service
35 that provides proof of service using a return receipt, and

1 has been unable to obtain the title or statement of origin.
2 The failure of a previous owner or lienholder to provide a
3 properly assigned certificate of title or manufacturer's or
4 importer's statement of origin shall be deemed to be a waiver
5 by the previous owner or lienholder of all rights, title,
6 claim, and interest in the vehicle. The application shall also
7 be accompanied by the application fee required under paragraph
8 "b", and proof of payment of the total amount of the settlement
9 by the insurer to the previous owner of the vehicle. Upon
10 receiving an application that complies with this paragraph "a",
11 the county treasurer shall issue a salvage certificate of title
12 to the insurer which shall be free and clear of all liens and
13 claims of ownership and shall bear the word "SALVAGE" stamped
14 or printed on the face of the title in a manner prescribed by
15 the department.

16 b. A vehicle rebuilder or a person engaged in the business
17 of buying, selling, or exchanging vehicles of a type required
18 to be registered in this state, upon acquisition of a wrecked
19 or salvage vehicle, shall surrender the certificate of
20 title or manufacturer's or importer's statement of origin
21 properly assigned, together with an application for a salvage
22 certificate of title, to ~~the~~ any county treasurer ~~of the county~~
23 ~~of residence of the purchaser or transferee~~ within thirty
24 days after the date of assignment of the certificate of title
25 for the wrecked or salvage motor vehicle. **This subsection**
26 applies only to vehicles with a fair market value of five
27 hundred dollars or more, based on the value before the vehicle
28 became wrecked or salvage. Upon payment of a fee of ~~ten~~ twenty
29 dollars, the county treasurer shall issue a salvage certificate
30 of title which shall bear the word "SALVAGE" stamped or
31 printed on the face of the title in a manner prescribed by the
32 department. A salvage certificate of title may be assigned
33 to an educational institution, a new motor vehicle dealer
34 licensed under **chapter 322**, a person engaged in the business of
35 purchasing bodies, parts of bodies, frames or component parts

1 of vehicles for sale as scrap metal, a salvage pool, or an
2 authorized vehicle recycler licensed under [chapter 321H](#). An
3 authorized vehicle recycler licensed under [chapter 321H](#) or a
4 new motor vehicle dealer licensed under [chapter 322](#) may assign
5 or reassign an Iowa salvage certificate of title or a salvage
6 certificate of title from another state to any person, and the
7 provisions of [section 321.24, subsection 5](#), requiring issuance
8 of an Iowa salvage certificate of title shall not apply. A
9 vehicle on which ownership has transferred to an insurer of
10 the vehicle as a result of a settlement with the owner of the
11 vehicle arising out of damage to, or unrecovered theft of, the
12 vehicle shall be deemed to be a wrecked or salvage vehicle
13 and the insurer shall comply with [this subsection](#) to obtain a
14 salvage certificate of title within thirty days after the date
15 of assignment of the certificate of title of the vehicle.

16 Sec. 20. Section 321.105A, subsection 2, unnumbered
17 paragraph 1, Code 2024, is amended to read as follows:

18 In addition to the annual registration fee required under
19 section 321.105, a "fee for new registration" is imposed in
20 the amount of ten dollars plus five percent of the purchase
21 price for each vehicle subject to registration. The fee for
22 new registration shall be paid by the owner of the vehicle to
23 the county treasurer at the time application is made for a new
24 initial registration and certificate of title, if applicable.
25 A new registration receipt shall not be issued until the
26 fee has been paid. The county treasurer or the department
27 of transportation shall require every applicant for a new
28 registration receipt for a vehicle subject to registration to
29 supply information as the county treasurer or the director
30 deems necessary as to the time of purchase, the purchase
31 price, and other information relative to the purchase of the
32 vehicle. On or before the tenth day of each month, the county
33 treasurer or the department of transportation shall remit
34 to the department of revenue the amount of the fees for new
35 registration collected during the preceding month.

1 Sec. 21. Section 321.105A, subsection 3, paragraph a, Code
2 2024, is amended to read as follows:

3 a. A fee for new registration is imposed in an amount equal
4 to ten dollars plus five percent of the leased price for each
5 vehicle subject to registration which is leased by a lessor
6 licensed pursuant to [chapter 321F](#) for a period of six months
7 or more. The fee for new registration shall be paid by the
8 owner of the vehicle to the county treasurer from whom the
9 registration receipt or certificate of title is obtained. A
10 registration receipt for a vehicle subject to registration or
11 issuance of a certificate of title shall not be issued until
12 the fee for new registration is paid in the initial instance.

13 Sec. 22. Section 321.109, subsection 1, paragraph a, Code
14 2024, is amended to read as follows:

15 a. The annual fee for all motor vehicles including vehicles
16 designated by manufacturers as station wagons, 1993 and
17 subsequent model year multipurpose vehicles, and 2010 and
18 subsequent model year motor trucks with an unladen weight of
19 ten thousand pounds or less, except motor trucks registered
20 under [section 321.122](#), business-trade trucks, special trucks,
21 motor homes, motorsports recreational vehicles, ambulances,
22 hearses, autocycles, motorcycles, motorized bicycles, and 1992
23 and older model year multipurpose vehicles, shall be equal
24 to one percent of the value as fixed by the department plus
25 forty cents for each one hundred pounds or fraction thereof
26 of weight of vehicle, as fixed by the department. The weight
27 of a motor vehicle, fixed by the department for registration
28 purposes, shall include the weight of a battery, heater,
29 bumpers, spare tire, and wheel. Provided, however, that for
30 any new vehicle purchased in this state by a nonresident
31 for removal to the nonresident's state of residence the
32 purchaser may make application to ~~the~~ any county treasurer
33 ~~in the county of purchase~~ for a transit plate for which a
34 fee of ten dollars shall be paid. And provided, however,
35 that for any used vehicle held by a registered dealer and

1 not currently registered in this state, or for any vehicle
2 held by an individual and currently registered in this state,
3 when purchased in this state by a nonresident for removal
4 to the nonresident's state of residence, the purchaser may
5 make application to ~~the~~ any county treasurer ~~in the county~~
6 ~~of purchase~~ for a transit plate for which a fee of three
7 dollars shall be paid. The county treasurer shall issue a
8 nontransferable certificate of registration for which no
9 refund shall be allowed; and the transit plates shall be void
10 thirty days after issuance. Such purchaser may apply for a
11 certificate of title by surrendering the manufacturer's or
12 importer's certificate or certificate of title, duly assigned
13 as provided in [this chapter](#). In this event, the county
14 treasurer ~~in the county of purchase~~ shall, when satisfied with
15 the genuineness and regularity of the application, and upon
16 payment of a fee of ~~twenty~~ thirty dollars, issue a certificate
17 of title in the name and address of the nonresident purchaser
18 delivering the title to the owner. If there is a security
19 interest noted on the title, the county treasurer shall mail
20 to the secured party an acknowledgment of the notation of the
21 security interest. The county treasurer shall not release a
22 security interest that has been noted on a title issued to
23 a nonresident purchaser as provided in this paragraph. The
24 application requirements of [section 321.20](#) apply to a title
25 issued as provided in [this subsection](#), except that a natural
26 person who applies for a certificate of title shall provide
27 either the person's social security number, passport number,
28 or driver's license number, whether the license was issued by
29 this state, another state, or another country. The provisions
30 of [this subsection](#) relating to multipurpose vehicles are
31 effective for all 1993 and subsequent model years. The annual
32 registration fee for multipurpose vehicles that are 1992 model
33 years and older shall be in accordance with [section 321.124](#).

34 Sec. 23. Section 321.109, subsection 3, Code 2024, is
35 amended to read as follows:

1 3. The owner of an unregistered motor vehicle or motor
2 vehicle for which the registration is delinquent may make
3 application to ~~the any county treasurer of the county of~~
4 ~~residence or, if the unregistered or delinquent motor vehicle~~
5 ~~is purchased by a nonresident of the state, to the county~~
6 ~~treasurer in the county of purchase,~~ for a temporary thirty-day
7 permit for a fee of twenty-five dollars. The permit shall
8 authorize the motor vehicle to be driven or towed upon the
9 highway, but shall not authorize a motor truck or truck tractor
10 to haul or tow a load. The permit fee shall not be considered a
11 registration fee or exempt the owner from payment of all other
12 fees, registration fees, and penalties due. If the annual
13 registration fee for the motor vehicle is delinquent, the
14 annual registration fee and penalty shall continue to accrue
15 until paid. The permit fee shall not be prorated, refunded, or
16 used as credit as provided under [section 321.46](#). The permit
17 shall be displayed in the upper left-hand corner of the rear
18 window of all motor vehicles, except motorcycles. Permits
19 issued for a motorcycle shall be attached to the rear of the
20 motorcycle.

21 Sec. 24. Section 321.126, subsection 1, paragraph g, Code
22 2024, is amended to read as follows:

23 *g.* If the vehicle was leased and an affidavit was filed
24 by the lessor or the lessee as provided in [section 321.46](#),
25 the lessor or the lessee, as applicable, may make a claim for
26 a refund with the county treasurer of the county where the
27 vehicle was registered within six months of the vehicle's
28 surrender to the lessor. The refund shall be paid to either
29 the lessor or the lessee, as specified on the application for
30 title and initial registration pursuant to [section 321.20](#).

31 Sec. 25. Section 321.152, subsection 1, paragraphs b, d, and
32 f, Code 2024, are amended to read as follows:

33 *b.* ~~Two~~ Twelve dollars and fifty cents from each fee
34 collected for certificates of title.

35 *d.* ~~Sixty percent~~ Sixteen dollars of ~~all fees~~ each fee

1 collected for perfection of security interests.

2 *f.* ~~One-dollar~~ Eleven dollars from each fee for new
3 registration collected pursuant to [section 321.105A](#).

4 Sec. 26. EFFECTIVE DATE. This division of this Act takes
5 effect January 1, 2025.

6

DIVISION II

7

DEFINITIONS RELATING TO MOTOR VEHICLE FRANCHISERS

8

9 Sec. 27. Section 322A.1, unnumbered paragraph 1, Code 2024,
10 is amended to read as follows:

11 ~~When~~ The following words and phrases when used in this
12 chapter shall, unless the context otherwise requires for
13 the purpose of this chapter, have the meanings respectively
14 ascribed to them:>

15 2. Title page, by striking lines 1 through 4 and inserting
16 <An Act relating to vehicles, including by providing for
17 registration and titling of motor vehicles by any county
18 treasurer, by modifying related fees and the amount of fees
19 retained by county treasurers, and the definitions of terms for
20 purposes of motor vehicle franchisers,>

COMMITTEE ON WAYS AND MEANS

DAN DAWSON, CHAIRPERSON