

FEB 6 1973

Reprinted 2/12

HOUSE FILE

135

By COMMITTEE ON TRANSPORTATION

Place On Calendar
Coleman, Chairman
Shaw
Riley

Passed House, Date 2-12-73 (307) Passed Senate, Date _____
Vote: Ayes 97 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to federal tax lien registration.

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

3 Section 1. Section three hundred thirty-five point eighteen
4 (335.18), subsection three (3), Code 1973, is amended to read
5 as follows:

6 3. In the event a lien encumbers a vehicle for which a
7 certificate of title is required under the provisions of
8 chapter 321, a security interest in such vehicle is perfected
9 by the delivery of federal notice of attachment to the county
10 ~~treasurer~~ recorder of the county where the certificate of
11 title was issued ~~and-it-shall-take-priority-according-to-the~~
12 ~~order-of-time-in-which-the-same-is-placed-on-the-certificate~~
13 ~~of-title-for-the-vehicle-to-which-said-lien-applies-by-the~~
14 ~~county-treasurer-and-as-provided-in-sections-321-45-and-321-50.~~
15 The county recorder shall report the filing to the county
16 treasurer so that the lien may be noted on the certificate of
17 title. The county treasurer shall note ~~such~~ the lien without
18 fee.

EXPLANATION

19
20 This bill makes the provisions of section 335.18 consistent
21 with the provisions of Int. Rev. Code, 1954, Section 6323
22 (F)(1). Section 6323 (F)(1) requires that a federal tax
23 lien notice be filed in only one office in each governmental
24 subdivision.

25

LSB 855
ms/dg

H-31

1 Amend House File 135 by striking all of lines 6
2 through 18 and inserting in lieu thereof the
3 following:
4 "3. In the event a lien encumbers a vehicle for
5 which a certificate of title is required under the
6 provisions of chapter 321, a security interest in
7 such vehicle is perfected by the delivery of federal
8 notice of attachment to the county treasurer recorder
9 of the county where the certificate of title was
10 issued and it shall take priority according to the
11 order of time in which the same is placed on the
12 certificate of title for the vehicle to which ~~said~~
13 lien security interest applies by the county treasurer
14 and as provided in sections 321.45 and 321.50. The
15 county recorder shall report the filing to the county
16 treasurer within twenty-four hours so that the lien
17 may be noted on the certificate of title. The county
18 treasurer shall note such the lien without fee."

Filed *pending 2-1, Withdrawn 2-12-73*
February 7, 1973

By DRAKE of Muscatine
DUNLAP of Story

H-38

1 Amend House File 135 by striking all of lines 6
2 through 18 and inserting in lieu thereof the following:
3 "3. In the event a lien encumbers a vehicle for
4 which a certificate of title is required under the
5 provisions of chapter 321, a security interest in such
6 vehicle is perfected by the delivery of federal notice
7 of attachment to the county treasurer recorder of the
8 county where the certificate of title was issued and
9 it shall take priority according to the order of time
10 in which the same is placed on the certificate of title
11 for the vehicle to which said lien applies by the
12 county treasurer and as provided in sections 321.45
13 and 321.50. The county recorder shall report the
14 filing to the county treasurer within the next working
15 day so that the lien may be noted on the certificate
16 of title. The county treasurer shall note such lien
17 without fee. Tax liens filed with the treasurer shall
18 not be valid against a good-faith purchaser without
19 knowledge of the lien unless the lien was shown on the
20 certificate of title at the time of purchase. Such
21 good-faith purchaser shall be entitled to receive a
22 new title without notation of lien."

Filed *Adopted 2-12-73*
February 9, 1973

By DRAKE of Muscatine
NIELSEN of Polk

February 12, 1973

HOUSE FILE 135

Judiciary 2-13-73, Pass 3-17-73

By COMMITTEE ON TRANSPORTATION

(AS AMENDED AND PASSED BY THE HOUSE)

Passed House, Date *2-12-73 (307)* Passed Senate, Date *3-23-73 (453)*

Vote: Ayes...*97*..... Nays...*0*..... Vote: Ayes...*43*..... Nays...*0*.....

Approved.....*4-6-73*.....

A BILL FOR

1 An Act relating to federal tax lien registration.

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

3 Section 1. Section three hundred thirty-five point eighteen

4 (335.18), subsection three (3), Code 1973, is amended to read

5 as follows:

6 3. In the event a lien encumbers a vehicle for which

7 a certificate of title is required under the provisions

8 of chapter 321, a security interest in such vehicle is

9 perfected by the delivery of federal notice of attachment

10 too the county [treasurer] recorder of the county where the

11 certificate of title was issued and it shall take priority

12 according to the order of time in which the same is

13 placed on the certificate of title for the vehicle to which

14 said lien applies by the county treasurer and as provided

15 in sections 321.45 and 321.50. *The county recorder shall*

16 *report the filing to the county treasurer within the next*

17 *working day so that the lien may be noted on the*

18 *certificate of title. The county treasurer shall note such*

19 *lien without fee. Tax liens filed with the treasurer shall*

20 *not be valid against a good-faith purchaser without knowledge*

21 *of the lien unless the lien was shown on the certificate of*

22 *title at the time of purchase. Such good-faith purchaser*

23 *shall be entitled to receive a new title without notation*

24 *of lien.*

25

EXPLANATION

26 This bill makes the provisions of section 335.18 consistent
27 with the provisions of Int. Rev. Code, 1954, Section 6323
28 (F) (1). Section 6323 (F) (1) requires that a federal tax
29 lien notice be filed in only one office in each governmental
30 subdivision.