

SENATE FILE 1042

By COMMITTEE ON COUNTY GOVERNMENT

FILED JAN 23 1974

See County Govt., Pass per 2474 3/13

Passed Senate, Date 2-1-74 (280) Passed House, Date 4-15-74 (1737)

Vote: Ayes 45 Nays 0 Vote: Ayes 79 Nays 8

Approved May 2, 1974

Passed per House amendment 4-19-74 (1456)
46-0

A BILL FOR

1 An Act relating to federal tax liens on vehicles requiring
2 a certificate of title.

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

4 Section 1. Section three hundred thirty-five point eight-
5 teen (335.18), subsection three (3), Code 1973, as amended
6 by Acts of the Sixty-fifth General Assembly, 1973 Session,
7 chapter two hundred twenty-five (225), section one (1), is
8 amended to read as follows:

9 3. In the event a lien encumbers a vehicle for which a
10 certificate of title is required under the provisions of
11 chapter 321, a security interest in such vehicle is per-
12 fected by the delivery of federal notice of attachment to
13 the county ~~recorder~~ treasurer of the county where the certi-
14 ficate of title was issued and it shall take priority accord-
15 ing to the order of time in which the same is placed on the
16 certificate of title for the vehicle to which said lien applies
17 by the county treasurer and as provided in sections 321.45
18 and 321.50. ~~The county recorder shall report the filing to~~
19 ~~the county treasurer within the next working day so that~~
20 ~~the lien may be noted on the certificate of title.~~ The
21 county treasurer shall note such lien without fee. ~~Tax liens~~
22 ~~filed with the treasurer shall not be valid against a good-~~
23 ~~faith purchaser without knowledge of the lien unless the lien~~
24 ~~was shown on the certificate of title at the time of purchase.~~
25 Such good-faith purchaser shall be entitled to receive a

1 ~~new-title-without-notation-of-lien~~

2 EXPLANATION

3 This bill repeals the 1973 amendment contained in H.F.
4 135 relating to federal tax liens on vehicles required to
5 be registered. County officials contend the administration is
6 cumbersome.

7
8 S-2124
9 1 Amend Senate File 1042, by striking lines 8 through
10 2 25 on page 1, and line 1 on page 2 and inserting
11 3 in lieu thereof the following:
12 4 "hereby repealed."

12 S-2124 Filed and adopted By TIEDEN
13 February 1, 1974

HOUSE AMENDMENT TO SENATE FILE 1042

1 Amend Senate File 1042 as passed by the Senate as
2 follows:
3 1. Page 1, line 5, by striking the words "subsection
4 three (3),".
5 2. Page 1, line 8, by striking the words "hereby
6 repealed" and inserting in lieu thereof the words
7 "amended by striking subsection three (3)".
8 3. Page 1, by inserting after line 8 the following:
9 Sec. _____. Section three hundred thirty-five point
10 eighteen (335.18), subsection two (2), unnumbered
11 paragraph one (1), Code 1973, is amended to read as
12 follows:
13 Notices of liens upon personal property, whether
14 tangible or intangible, ~~other than vehicles for which~~
15 ~~a certificate of title is required under the provisions~~
16 ~~of chapter 321~~, for taxes payable to the United States
17 and certificates and notices affecting the liens shall
18 be filed as follows:

Senate concurred 4/19

2 Received from the House
2 April 17, 1974

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H-2474

1 Amend Senate File 1042 as amended and passed by
2 the Senate as follows:
3 1. Page 1, line 5, by striking the words "subsec-
4 tion three (3),".
5 2. Page 1, line 8, by striking the words "hereby
6 repealed" and inserting in lieu thereof the words
7 "amended by striking subsection three (3)".
8 3. Page 1, by inserting after line 8 the follow-
9 ing:
10 Sec. _____. Section three hundred thirty-five point
11 eighteen (335.18), subsection two (2), unnumbered
12 paragraph one (1), Code 1973, is amended to read as
13 follows:
14 Notices of liens upon personal property, whether
15 tangible or intangible, ~~other than vehicles for which~~
16 ~~a certificate of title is required under the provi-~~
17 ~~sions of chapter 321~~, for taxes payable to the United
18 States and certificates and notices affecting the
19 liens shall be filed as follows:

H-2474 Filed - adopted 4/15
March 13, 1974

By COMMITTEE ON COUNTY GOVERNMENT
PETERSON of Woodbury, Chairman