

*Reprinted 5/21/81*

Ways and Means: Schneckloth, Chair: Carpenter and Miller.

*Amended from 5909 to 808. Passed 4/29/81 (p. 1524)*

MAR 31 1981

Place On Calendar

HOUSE FILE 808

BY COMMITTEE ON TRANSPORTATION

(Formerly House File 212)

Passed House, Date 5-19-81 (p. 2034) Passed Senate, Date 3-10-82 (P. 660)

Vote: Ayes 79 Nays 18 Vote: Ayes 46 Nays 0

Approved 4-5-82 (P. 1237)

*Motion to Reconsider (p. 2062)*

### A BILL FOR

1 An Act providing for the staggered registration of certain  
2 vehicles subject to registration with a December 1, 1983  
3 effective date.

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

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1 Section 1. Section 321.1, Code 1981, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. "Registration year" means the period of  
4 twelve consecutive months for vehicle registration.

5 Sec. 2. Section 321.34, subsection 3, unnumbered para-  
6 graph 1, Code 1981, is amended to read as follows:

7 In lieu of issuing new registration plates each registration  
8 year for a vehicle renewing registration, the department may  
9 reassign the registration plates previously issued to such  
10 the vehicle and may adopt and prescribe an annual validation  
11 sticker indicating payment of registration fee, ~~which annual~~  
12 ~~validation sticker shall be attached to said registration~~  
13 ~~plates bearing the numerals indicating the year for which~~  
14 ~~the original plates are validated~~ fees. The validation  
15 stickers shall bear the month and year of expiration of the  
16 registration period for which issued, except that the month  
17 of expiration shall not be required if displayed on the  
18 registration plate. The month of registration shall not be  
19 required on registration plates or validation stickers issued  
20 for vehicles registered under chapter 326.

21 Sec. 3. Section 321.37, unnumbered paragraph 1, Code 1981,  
22 is amended to read as follows:

23 ~~Registration plates issued for a motor vehicle other than~~  
24 ~~a motorcycle, motorized bicycle or a truck tractor shall be~~  
25 ~~attached to the motor vehicle, one in the front and the other~~  
26 ~~in the rear.~~ The registration plate issued for a motor  
27 vehicle, motorcycle, motorized bicycle, or other vehicle  
28 required to be registered hereunder under this chapter, other  
29 than a truck tractor, shall be attached to the rear of the  
30 vehicle. The registration plate issued for a truck tractor  
31 shall be attached to the front of the truck tractor. The  
32 special plate issued to a dealer shall be attached on the  
33 rear of the vehicle when operated on the highways of this  
34 state.

35 Sec. 4. Section 321.39, Code 1981, is amended by striking

1 the section and inserting in lieu thereof the following:

2 321.39 EXPIRATION OF REGISTRATION. Except as provided  
3 in this chapter every vehicle registration, registration card,  
4 and registration plate shall expire as follows:

5 1. For vehicles registered under chapter 326, at midnight  
6 on the last day of December of each year.

7 2. For vehicles registered by the county treasurer, at  
8 midnight on the last day of the registration year.

9 3. For vehicles on which the first installment of an  
10 annual fee has been paid, at midnight on the last day of the  
11 sixth month of the registration year; for vehicles on which  
12 the second installment of an annual fee has been paid, at  
13 midnight on the last day of the registration year.

14 4. For vehicles registered without payment of fees as  
15 provided in section 321.19, when designated by the department.

16 Sec. 5. Section 321.40, unnumbered paragraph 1, Code 1981,  
17 is amended by striking the unnumbered paragraph and inserting  
18 in lieu thereof the following:

19 Application for renewal of a vehicle registration shall  
20 be made on or after the first day of the month of expiration  
21 of registration. The registration shall be renewed upon  
22 payment of the appropriate registration fee.

23 Sec. 6. Section 321.40, unnumbered paragraph 3, Code 1981,  
24 is amended by striking the unnumbered paragraph.

25 Sec. 7. Section 321.46, Code 1981, is amended to read  
26 as follows:

27 321.46 NEW TITLE AND REGISTRATION UPON TRANSFER OF  
28 REGISTRATION OWNERSHIP.

29 1. The transferee shall within seven calendar days after  
30 purchase or transfer apply for and obtain from the county  
31 treasurer of the person's residence, or if a nonresident,  
32 the county treasurer of the county where the primary users  
33 of the vehicle are located or the county where all other  
34 vehicles owned by the nonresident are registered, a ~~transfer~~  
35 ~~of~~ new registration and a new certificate of title for such

1 vehicle except as provided in section 321.48. The transferee  
2 shall present with the application the certificate of title  
3 endorsed and assigned by the previous owner and the signed  
4 registration card. The transferee shall be required to list  
5 a motor vehicle license number as part of the application  
6 for a new registration transfer and a new title. The motor  
7 vehicle license number shall not be the social security number  
8 of the transferee unless requested by the transferee.

9 Upon filing the application for a new registration transfer  
10 and a new title, the applicant shall pay a ~~fee-of-two-dollars~~  
11 registration fee for such vehicle for a full registration  
12 year, unless the transfer of ownership was by operation of  
13 law as provided in section 321.47. The county treasurer,  
14 if satisfied of the genuineness and regularity of the  
15 application and that applicant has complied with all the  
16 requirements of this chapter, shall forthwith issue a new  
17 certificate of title and registration card to the purchaser  
18 or transferee, shall cancel the prior registration for such  
19 vehicle and shall forward the necessary copies to the  
20 department on the date of issuance, as prescribed in section  
21 321.24.

22 2. The applicant shall be entitled to a credit for that  
23 portion of the registration fee of such vehicle which had  
24 not expired prior to the transfer of ownership of the vehicle  
25 to the applicant and the registration fee for the new  
26 registration for such vehicle shall be reduced by the amount  
27 of the credit. The credit shall be computed on the basis  
28 of the number of months remaining in the registration year,  
29 rounded to the nearest whole dollar.

30 3. The seller or transferor may file an affidavit on forms  
31 prescribed and provided by the department with the county  
32 treasurer of the county where the vehicle is registered  
33 certifying the sale or transfer of ownership of such vehicle  
34 and the assignment and delivery of the certificate of title  
35 for such vehicle. Upon receipt of such affidavit the county

1 treasurer shall file such affidavit with the copy of the  
2 registration receipt for such vehicle on file in ~~his~~ the  
3 treasurer's office and on that day ~~he~~ the treasurer shall  
4 forward copies of the affidavit to the department and to the  
5 county treasurer of the county of residence of the purchaser  
6 or transferee. Upon filing such affidavit it shall be presumed  
7 that the seller or transferor has assigned and delivered the  
8 certificate of title for such vehicle.

9 Sec. 8. Section 321.48, Code 1981, is amended to read  
10 as follows:

11 321.48 VEHICLES ACQUIRED FOR RESALE.

12 1. When the transferee of a vehicle is a dealer who holds  
13 the vehicle for resale and operates the vehicle only for  
14 purposes incident to a resale and displays a dealer plate  
15 on the vehicle or does not drive such vehicle or permit it  
16 to be driven upon the highways, such transferee shall not  
17 be required to obtain ~~transfer-of~~ a new registration or a  
18 new certificate of title but upon transferring title or  
19 interest to another person shall execute and acknowledge an  
20 assignment and warranty of title upon the certificate of title  
21 assigned to the person and deliver the same to the person  
22 to whom such transfer is made. The dealer shall also sign  
23 the reverse side of the registration card for such vehicle  
24 indicating the name and address of the new purchaser.

25 2. Any foreign registered vehicle purchased or otherwise  
26 acquired by a dealer for the purpose of resale shall be issued  
27 a certificate of title thereto by the county treasurer of  
28 the dealer's residence upon proper application therefor as  
29 provided in this chapter and upon payment of a fee of two  
30 dollars and such dealer shall be exempt from the payment of  
31 any and all registration fees for such vehicle. Such  
32 application for certificate of title shall be made within  
33 forty-eight hours after said vehicle comes within the border  
34 of the state.

35 3. ~~Whenever-a-dealer-purchases-or-otherwise-acquires-a~~

1 vehicle-registered-in-this-state-he-shall-issue-a-signed  
2 receipt-to-the-previous-owner,--indicating-the-date-of-purchase  
3 or-acquisition,--the-name-and-address-of-such-previous-owner  
4 and-the-registration-number-of-the-vehicle-purchased-or  
5 acquired,---The-original-receipt-shall-be-delivered-to-the  
6 owner-on-the-date-of-purchase-or-acquisition-and-two-copies  
7 shall-be-mailed-or-delivered-by-the-dealer-to-the-county  
8 treasurer-of-his-residence-within-forty-eight-hours-after  
9 purchase-or-acquisition,---The-county-treasurer-shall-forward  
10 one-copy-to-the-department,---Forms-for-such-receipts-shall  
11 be-furnished-by-the-department, Whenever a dealer purchases  
12 or otherwise acquires a vehicle registered in this state the  
13 dealer shall forward the registration receipt for such vehicle  
14 to the county treasurer of the dealer's residence within  
15 forty-eight hours after purchase or acquisition. The copy  
16 of the registration receipt shall be retained by the dealer.

17 4. In a transaction in which a vehicle is traded in by  
18 the applicant to a dealer as defined in chapter 322 toward  
19 the purchase price of another motor vehicle purchased by the  
20 applicant from such dealer the applicant shall be entitled  
21 to a credit for that portion of the registration fee of the  
22 vehicle traded in which had not expired prior to transfer  
23 of ownership of the vehicle traded in to such dealer and the  
24 registration fee for the vehicle purchased by the applicant  
25 shall be reduced by the amount of the credit and the county  
26 treasurer shall cancel the registration for the vehicle traded  
27 in by the applicant. Provided however the credit shall not  
28 exceed the amount of the registration fee for the vehicle  
29 purchased by the applicant. The credit shall be computed  
30 on the basis of the number of months remaining in the  
31 registration year, rounded to the nearest whole dollar.

32 4- 5. Nothing in this section shall be construed to  
33 prohibit a dealer from obtaining a new certificate of title  
34 and ~~transfer~~-of new registration in the same manner as other  
35 purchasers.

1     Sec. 9. Section 321.51, subsection 4, Code 1981, is amended  
2 to read as follows:

3     4. Except as provided in section 321.52, the county  
4 treasurer of the county of residence of the transferee upon  
5 receipt of the application for a new certificate of title,  
6 the appropriate fee, and the affidavit as provided in  
7 subsection 2 ~~of this section~~, and when satisfied as to the  
8 genuineness and regularity of the application, shall issue  
9 a restricted certificate of title to the applicant but shall  
10 not issue registration plates or a registration card. A  
11 restricted certificate of title shall be red in color and  
12 shall have conspicuously imprinted thereon in bold print,  
13 in a manner prescribed by the department, the words "RESTRICTED  
14 CERTIFICATE OF TITLE--CANNOT BE REGISTERED AND OPERATED ON  
15 THE HIGHWAYS WITHOUT A VALID APPROVED CERTIFICATE OF INSPECTION  
16 EXCEPT AS PROVIDED IN SECTION 321.51 OF THE CODE OF IOWA."  
17 ~~At such time as~~ When the transferee surrenders a valid approved  
18 certificate of inspection and the restricted certificate of  
19 title to the county treasurer of the county of residence,  
20 the county treasurer, upon payment of the appropriate fees,  
21 shall issue a certificate of title that is not restricted  
22 for the vehicle and shall also issue a registration card and  
23 registration plates to the applicant if the applicant is not  
24 in possession of registration plates which may be attached  
25 to the vehicle, however, if the registration fee for the  
26 vehicle has been paid for the current registration year, the  
27 county treasurer shall issue a registration card and  
28 registration plates to the applicant if the applicant is not  
29 in possession of registration plates which may be attached  
30 to the vehicle upon payment of an additional registration  
31 fee of five dollars. A vehicle with a restricted certificate  
32 of title shall not have a registration plate attached to the  
33 vehicle.

34     Sec. 10. Section 321.70, Code 1981, is amended by striking  
35 the section and inserting in lieu thereof the following:

1 321.70 DEALER VEHICLES. A dealer registered under this  
2 chapter shall not be required to register any vehicle owned  
3 by the dealer which is being held for sale or trade, providing  
4 the registration fee was not delinquent at the time the vehicle  
5 was acquired by the dealer. When a dealer ceases to hold  
6 any vehicle for sale or trade or the vehicle otherwise becomes  
7 subject to registration under this chapter, the registration  
8 fee shall be determined as follows:

9 1. If the registration fee has been paid for the current  
10 registration year no additional registration fee shall be  
11 due until the expiration of the registration.

12 2. If the registration fee has not been paid for the cur-  
13 rent registration year the annual registration fee shall be  
14 due.

15 Sec. 11. Section 321.105, unnumbered paragraph 1, Code  
16 1981, is amended to read as follows:

17 An annual registration fee shall be paid for each vehicle  
18 operated upon the public highways of this state unless the  
19 vehicle is specifically exempted under ~~the provisions of~~ this  
20 chapter. If a vehicle, which has been registered for the  
21 current registration year, is transferred during the  
22 registration year, the transferee shall reregister the vehicle  
23 as provided in section 321.46 ~~without payment of an additional~~  
24 ~~annual registration fee.~~

25 Sec. 12. Section 321.106, Code 1981, is amended by striking  
26 the section and inserting in lieu thereof the following:

27 321.106 REGISTRATION FOR FRACTIONAL PART OF YEAR. When  
28 a vehicle is registered under chapter 326 and there is no  
29 delinquency and the registration is made in February or suc-  
30 ceeding months through November, the registration fee shall  
31 be computed on the basis of one-twelfth of the annual regis-  
32 tration fee multiplied by the number of unexpired months of  
33 the year. A fee shall not be required for the month of  
34 December for a vehicle on which there is no delinquency.  
35 Whenever any fee computed under this section contains a

1 fractional part of a dollar, the fee shall be computed to  
2 the nearest whole dollar. A fee computed under this section  
3 shall not be less than five dollars. The fee so computed  
4 shall be deemed to be the annual registration fee for the  
5 remainder of the registration year.

6 Sec. 13. Section 321.107, unnumbered paragraphs 1 and  
7 3, Code 1981, are amended by striking the unnumbered  
8 paragraphs.

9 Sec. 14. Section 321.112, Code 1981, is amended to read  
10 as follows:

11 321.112 MINIMUM MOTOR VEHICLE FEE. No motor vehicle,  
12 ~~regardless-of-age,~~ except as provided in ~~section~~ sections  
13 321.115 and 321.117 shall be registered for a ~~full~~ registration  
14 year for less than ten dollars.

15 Sec. 15. Section 321.126, unnumbered paragraph 1 and sub-  
16 sections 2, 3, and 4, Code 1981, are amended to read as  
17 follows:

18 Refunds of current registration fees ~~previously~~ paid for  
19 the registration of motor vehicles shall be allowed in  
20 accordance with this section, except that no refund shall  
21 be allowed and paid if the unused portion of the fee is less  
22 than five dollars. ~~Such~~ The refunds shall be made as follows:

23 2. If the motor vehicle is stolen, the owner shall give  
24 notice of the theft to the county treasurer within five days,  
25 who in turn shall notify the department. If the motor vehicle  
26 is not recovered by the owner ~~before-December-1-of-the-year~~  
27 ~~for-which-the-registration-fee-was-paid~~ thirty days prior  
28 to the end of the current registration year, the owner shall  
29 make a statement of the theft and make claim for refund.

30 3. If the motor vehicle is placed in storage by the owner  
31 upon the owner's entry into the military service of the United  
32 States, the owner shall return the plates to the county  
33 treasurer or the department and make a statement regarding  
34 ~~such~~ the storage and military service and make claim for  
35 refund. Whenever the owner of a motor vehicle so placed in

1 storage desires to again register ~~such~~ the vehicle, the county  
2 treasurer or department shall compute and collect the fees  
3 for registration ~~in accordance with section 321-106~~ for the  
4 registration year commencing in the month the vehicle is  
5 removed from storage.

6 4. If the motor vehicle is registered by the county  
7 treasurer during the current registration year and the owner  
8 or lessee registers the vehicle for prorata under chapter  
9 326, the owner of the registered vehicle shall surrender the  
10 registration plates to the county treasurer and may file a  
11 claim for refund.

12 Sec. 16. Section 321.127, Code 1981, is amended to read  
13 as follows:

14 321.127 AMOUNT OF REFUND. ~~For-December-and-each-succeeding~~  
15 ~~month-the~~ The refund for motor vehicles shall be computed  
16 on the basis of one-fourth of the annual registration fee  
17 multiplied by the number of remaining quarters of the  
18 registration year from date of filing of the claim for refund  
19 with the county treasurer, computed to the nearest quarter  
20 dollar. The department, unless reasonable grounds exist for  
21 delay, shall make refund on or before the fifteenth day of  
22 the quarter following the quarter in which the claim is filed  
23 with the department. For trailers or semitrailers issued  
24 a multiyear registration plate a refund shall be paid equal  
25 to the annual fee for twelve months times the remaining number  
26 of complete ~~calendar~~ registration years.

27 Sec. 17. Section 321.132, Code 1981, is amended to read  
28 as follows:

29 321.132 WHEN LIEN ATTACHES. The lien of the original  
30 registration fee ~~shall-attach~~ attaches, at the time the ~~same~~  
31 fee is first payable, as provided by law, and the lien of  
32 all renewals of registration ~~shall~~ attach on ~~January-1-of~~  
33 ~~each-year-thereafter~~ the first day of each succeeding registra-  
34 tion year.

35 Sec. 18. Section 321.134, Code 1981, is amended by striking

1 the section and inserting in lieu thereof the following:

2 321.134 MONTHLY PENALTY. On the first day of each  
3 registration year a penalty of five percent of the annual  
4 registration fee shall be added to the registration fees not  
5 paid by that date and an additional penalty of five percent  
6 shall be added the first day of each succeeding month, until  
7 the fee is paid. A penalty shall not be less than one dollar.  
8 If the owner of a vehicle surrenders the registration plates  
9 for a vehicle prior to the time they expire, to the county  
10 treasurer of the county where the vehicle is registered, or  
11 to the department if the vehicle is registered under chapter  
12 326, the owner may register the vehicle any time thereafter  
13 upon payment of the full annual registration fee without  
14 penalty.

15 The annual registration fee for trucks, truck tractors,  
16 and road tractors, as provided in sections 321.121 and 321.122,  
17 may be payable in two equal semiannual installments if the  
18 annual registration fee exceeds seventy dollars. The penalties  
19 provided in the preceding unnumbered paragraph shall be  
20 computed on the amount of the first installment only and on  
21 the first day of the seventh month of the registration period  
22 the same rate of penalty shall apply to the second installment,  
23 until the fee is paid. Semiannual installments shall not  
24 apply to commercial vehicles subject to proportional  
25 registration, with a base state other than the state of Iowa,  
26 as defined in section 326.2, subsection 6.

27 If a penalty applies to any vehicle registration fee pro-  
28 vided for in sections 321.121 and 321.122, the same penalty  
29 shall be assessed on the fees collected to increase the  
30 registered gross weight of the vehicle, if the increased gross  
31 weight is requested within forty-five days from the date the  
32 delinquent vehicle is registered for the current registration  
33 period.

34 Unnumbered paragraphs 1 and 2 shall not apply to registra-  
35 tion fees paid under section 22 of this Act.

1 Sec. 19. Section 321.166, Code 1981, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. The month of expiration of registration,  
4 which may be abbreviated, shall be displayed on vehicle  
5 registration plates issued by the county treasurer. A  
6 distinctive emblem or validation sticker may be prescribed  
7 by the department to designate the month of expiration.

8 Sec. 20. Section 321.167, Code 1981, is amended by striking  
9 the section and inserting in lieu thereof the following:

10 321.167 DELIVERY OF PLATES, STICKERS, AND EMBLEMS. The  
11 department, upon requisition by the county treasurer, shall  
12 provide vehicle registration plates, validation stickers,  
13 and emblems as required for the administration of this chap-  
14 ter. Vehicle registration plates and validation stickers  
15 shall be provided to the county treasurer in numerical  
16 sequence.

17 Sec. 21. Section 321.466, subsection 2, Code 1981, is  
18 amended by striking the subsection.

19 Sec. 22. Section 321.466, subsections 3 and 4, Code 1981,  
20 are amended to read as follows:

21 3. ~~On~~ During or after July 1 of each year the seventh  
22 month of a current registration year, the owner of a motor  
23 truck, truck tractor, road tractor, semitrailer or trailer  
24 may, if ~~his~~ the owner's operation ~~thereof~~ has not resulted  
25 in a conviction or action pending under this section ~~or an~~  
26 ~~action then pending against him for violation of the same,~~  
27 increase the gross ~~lead~~ weight of ~~any such~~ the vehicle to  
28 a higher gross weight classification by payment of one-twelfth  
29 of the difference between the annual fee for the higher gross  
30 weight and the amount of the fee for the gross weight at which  
31 it is registered, multiplied by the number of unexpired months  
32 of the registration year.

33 4. Upon conversion of a truck to a truck tractor or a  
34 truck tractor to a truck, an increased gross weight  
35 registration of the proper type may be obtained for ~~any such~~

1 the vehicle by payment, except as provided in section 321.106,  
2 of one-twelfth of the difference between the annual fee for  
3 the higher gross weight and the amount of the annual fee for  
4 the gross weight at which the vehicle is registered, multiplied  
5 by the number of unexpired months of the registration year  
6 from the date of ~~such~~ the conversion.

7 Sec. 23. Chapter 321, Code 1981, is amended by adding  
8 the following new section:

9 NEW SECTION. MULTIPLE REGISTRATION PERIODS AND ADJUST-  
10 MENTS.

11 1. There are established twelve registration periods for  
12 the registration of vehicles by the county treasurer. Each  
13 registration period shall commence on the first day of each  
14 calendar month and end on the last day of the twelfth month.  
15 Every vehicle registered by the county treasurer shall be  
16 registered for a full twelve-month period.

17 2. The county treasurer may adjust the renewal or expira-  
18 tion date of vehicles when deemed necessary to equalize the  
19 number of vehicles registered in each twelve-month period.  
20 The adjustment shall be accomplished by delivery of a written  
21 notice to the vehicle owner of the adjustment and allowance  
22 of a credit for the remaining months of the unused portion  
23 of the registration fee, which amount shall be deducted from  
24 the annual registration fee due at the time of registration.  
25 Upon receipt of the notification the owner shall, within  
26 thirty days, surrender the registration card and registration  
27 plates to the county treasurer of the county where the vehicle  
28 is registered, except that the registration plates shall not  
29 be surrendered if a validation sticker or other emblem is  
30 used to designate the month and year of expiration of  
31 registration. Upon payment of the annual registration fee,  
32 less the credit allowed for the remaining months of the unused  
33 portion of the registration fee, the county treasurer shall  
34 issue a new registration card and registration plates,  
35 validation stickers, or emblems which indicate the month and

1 year of expiration of registration.

2 Sec. 24. Chaper 321, Code 1981, is amended by adding the  
3 following new section:

4 NEW SECTION. IMPLEMENTATION OF TWELVE-MONTH REGISTRATION  
5 PERIOD. To implement the change from calendar year registra-  
6 tion to the system provided for in section 23 of this Act,  
7 the following vehicles registered by the county treasurer  
8 on or after December 1, 1982, shall be registered for a period  
9 of twelve months:

10 1. Vehicles which are registered in this state and subse-  
11 quently transferred by the owner.

12 2. Vehicles which are registered for the first time in  
13 this state.

14 Sec. 25. Sections 321.69 and 321.70, Code 1981, are re-  
15 pealed.

16 Sec. 26. This Act takes effect December 1, 1983.

17 EXPLANATION

18 The bill provides for the staggered registration of vehicles  
19 subject to registration effective December 1, 1983 for vehicle  
20 registration for the year beginning January 1, 1984. The  
21 bill provides for a phasing in of staggered registration by  
22 providing for registration for a twelve-month period on all  
23 vehicles registered for the first time in this state and for  
24 all vehicles transferred after the effective date of the bill.  
25 The bill also provides for credits for registration fees when  
26 another vehicle is acquired rather than a refund.

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FISCAL NOTE  
House File 808  
Requested by Representative Schnekloth  
April 2, 1981

In compliance with a written request there is hereby submitted a Fiscal Note for House File 808 pursuant to Joint Rule 16.

H.F. 808, An Act providing for the staggered registration of certain vehicles subject to registration effective December 1, 1983 for vehicle registration for the year beginning January 1, 1984.

The fiscal impact of H.F. 808 is based on the following assumptions:

1. The fiscal impact on registration revenues will occur the first year that the bill becomes effective. The revenue "windfall" will result from the fact that during the first year registration renewal revenue will accrue in the same manner as under the current law, plus additional revenue will accrue from implementation of the staggered system.
2. Approximately 100,000 new cars were registered in Iowa in registration year 1980. The average 1980 fee was \$60. Fifty percent of new car purchases are made independently of a trade-in of a used car.
3. Approximately 100,000 used cars are registered in Iowa for the first time each year. Fifty percent of used car transactions are made independently of a trade-in of a used car.
4. Title is transferred on approximately 350,000 used cars each year.
5. The average annual registration fee for all cars in Iowa is approximately \$42.
6. Since car transactions occur throughout the year, the assumption is made that the typical transaction occurs at mid-year.
7. The fiscal impact does not include truck and trailer transactions.

Using 1980 data, the first year impact on the Road Use Tax Fund starting December 1, 1982, is estimated to be:

<u>Registration Revenue:</u>	
House File 808	\$15,450,000
Current Law	5,100,000
Revenue Increase	<u>10,350,000</u>

<u>Registration Plate Costs:</u>	
Current Law	\$ 4,333,493
House File 808	2,407,804
Cost Savings	<u>\$ 1,925,689</u>

<u>Registration Refunds:</u>	
Current Law	\$ 540,000
House File 808	10,000
Cost Savings	<u>\$ 530,000</u>

<u>Registration Sticker Costs:</u>	
Current Law	\$ 328,129
House File 808	284,597
Cost Savings	<u>\$ 43,532</u>

<u>Form Costs</u>	
House File 808	\$ 20,000
Current Law	1,800
Added Cost	<u>\$ 18,200</u>

<u>Summary</u>	
Registration Revenue Increase	\$ 10,350,000
Plate and Sticker Savings	1,969,000
Registration Refunds	530,000
Form Costs	(18,000)
Additional Revenue & Savings	<u>\$ 12,831,000</u>

FILED APRIL 9, 1981

BY GERRY D. RANKIN  
Legislative Fiscal Bureau

HOUSE FILE 808

H-3531

1 Amend House File 808 as follows:

2 1. Page 13, line 8, by striking the figure "1982"  
3 and inserting in lieu thereof the figure "1983".

H-3531 FILED APRIL 7, 1981

BY SCHNEKLOTH of Scott

*Adopted 5/19/81 (p. 2030)*

HOUSE FILE 808

H-3547

1 Amend House File 808 as follows:

2 1. Page 1, by striking lines 23 through 34 and  
3 inserting in lieu thereof the following:

4 "Registration plates issued for a motor vehicle  
5 other than a motorcycle, a motorized bicycle ~~or~~, a  
6 truck tractor, specialized mobile equipment, a dump  
7 truck, a cement truck, or a tar truck shall be  
8 attached to the motor vehicle, one in the front and  
9 the other in the rear. The registration plate  
10 issued for a motorcycle or other-vehicle motorized  
11 bicycle required to be registered hereunder shall be  
12 attached to the rear of the vehicle. The regis-  
13 tration plate issued for a truck tractor, specialized  
14 mobile equipment, a dump truck, a cement truck, or a  
15 tar truck shall be attached to the front of the  
16 truck-tractor vehicle. The special plate issued to  
17 a dealer shall be attached on the rear of the vehicle  
18 when operated on the highways of this state."

H-3547 FILED APRIL 7, 1981

BY WELSH of Dubuque

*Placed out of order 4/10/81 (p. 1178)*

HOUSE FILE 808

H-3551

1 Amend amendment H-3529 to House File 808 as  
2 follows:

3 1. Page 3, line 6, by inserting after the word  
4 "dollars." the following: "A light delivery truck,  
5 panel delivery truck or pickup is subject to an  
6 additional fee based upon the number of its options.  
7 If it has two or three options, the additional fee  
8 is fifty percent of the fee otherwise payable. If  
9 it has four or five options, the additional fee is  
10 seventy-five percent of the fee otherwise payable.  
11 If it has six or more options, the additional fee is  
12 the difference between the fee otherwise payable and  
13 the fee for registration of a vehicle of the same  
14 value and weight under section 321.109. For the  
15 purpose of this paragraph, an "option" is any of the  
16 following: automatic transmission, power steering,  
17 power brakes, power windows, FM radio, air conditioning,  
18 adjustable steering wheel, cruise control, tape player  
19 and bucket seats."

H-3551 FILED APRIL 8, 1981

BY LIND of Black Hawk

*Filed not germane 5/19/81 (p. 2033)*

HOUSE FILE 808

II-3529

1 Amend House File 808 as follows:

2 1. Page 2, line 5, by inserting after the figure  
3 "326" the words "and any motor truck, truck tractor,  
4 or road tractor registered for a combined gross weight  
5 exceeding four tons".

6 2. Page 2, by inserting after line 15 the following  
7 new subsection:

8 "5. For mobile homes, at midnight on the last  
9 day of June and December each year."

10 3. Page 3, line 4, by inserting after the word  
11 "card" the words "or other evidence of current  
12 registration as prescribed by the department".

13 4. Page 3, line 10, by striking the words "fee  
14 ~~of two dollars~~" and inserting in lieu thereof the  
15 words "title fee of two dollars and a".

16 5. Page 3, lines 12 and 13, by striking the words  
17 ", unless the transfer of ownership was by operation  
18 of law as provided in section 321.47".

19 6. Page 5, by striking lines 17 through 31 and  
20 inserting in lieu thereof the following:

21 "4. In a transaction in which a vehicle is traded  
22 to a dealer as defined in chapter 322 or chapter 322C  
23 toward the purchase price of another vehicle and each  
24 vehicle is owned in whole or in part by the same  
25 person, the person acquiring the vehicle from the  
26 dealer shall be entitled to a credit for the unexpired  
27 portion of the registration fee of the vehicle traded  
28 to the dealer. The registration fee of the vehicle  
29 acquired from the dealer shall be reduced by the  
30 amount of the credit and the county treasurer shall  
31 cancel the registration for the vehicle traded to  
32 the dealer. However, the credit shall not exceed  
33 the amount of the registration fee for the vehicle  
34 acquired from the dealer. The credit shall be computed  
35 on the basis of the number of months remaining in  
36 the registration year, rounded to the nearest whole  
37 dollar."

38 7. Page 5, line 34, by striking the words "and  
39 ~~transfer of~~" and inserting in lieu thereof the words  
40 "and-transfer-of or new".

41 8. Page 6, lines 30 and 31, by striking the words  
42 "an additional registration fee of five dollars" and  
43 inserting in lieu thereof the words "an-additional  
44 the annual registration fee of-five-dollars".

45 9. Page 7, by striking lines 1 through 14 and  
46 inserting in lieu thereof the following:

47 "321.70 DEALER VEHICLES. A dealer registered  
48 under this chapter shall not be required to register  
49 any vehicle owned by the dealer which is being held  
50 for sale or trade, provided the registration fee was

1 not delinquent at the time the vehicle was acquired  
2 by the dealer. When a dealer ceases to hold any  
3 vehicle for sale or trade or the vehicle otherwise  
4 becomes subject to registration under this chapter  
5 the annual registration fee shall be due."

6 10. Page 7, line 28, by inserting after the figure  
7 "326" the words "or a motor truck, truck tractor,  
8 or road tractor is registered for a combined gross  
9 weight exceeding four tons".

10 11. Page 8, by inserting after line 14 the  
11 following new sections:

12 "Sec. \_\_\_\_ . Section 321.113, Code 1981, is amended  
13 to read as follows:

14 321.113 AUTOMATIC REDUCTION. After said a motor  
15 vehicle has-been-registered is five times model years  
16 old, that part of the registration fee which is based  
17 on the value of the vehicle shall be:

18 Seventy-five percent of the rate as fixed when  
19 new;

20 After a motor vehicle is six times model years  
21 old, fifty percent;

22 After a motor vehicle is eight times model years  
23 old, that part of the registration fee based on the  
24 value of said the vehicle shall be ten percent. Where  
25 the ninth registration fee for a motor vehicle has  
26 been computed and fixed by the department prior to  
27 July 4, 1949, there shall be added to such the  
28 registration fee, in lieu of the ten percent provided  
29 for herein, one dollar if such registration fee has  
30 been computed and fixed at fifteen dollars or less  
31 and two dollars if such the registration fee has been  
32 computed and fixed at more than fifteen dollars.

33 Sec. \_\_\_\_ . Section 321.116, Code 1981, is amended  
34 to read as follows:

35 321.116 ELECTRIC AUTOMOBILES. For all electric  
36 motor vehicles the annual fee shall be twenty-five  
37 dollars. When any electric motor vehicle has-been  
38 registered which is five times model years old the  
39 annual registration fee shall be fifteen dollars.

40 Sec. \_\_\_\_ . Section 321.117, Code 1981, is amended  
41 to read as follows:

42 321.117 MOTORCYCLE, AMBULANCE, AND HEARSE FEES.  
43 For all motorcycles the annual fee shall be ten  
44 dollars. For all motorized bicycles the annual fee  
45 shall be five dollars. When said the motorcycle has  
46 been-registered is five times model years old, the  
47 annual registration fee shall be five dollars. The  
48 annual registration fee for ambulances and hearses  
49 shall be fifty dollars. Passenger car plates shall  
50 be issued for ambulances and hearses.

1     Sec. \_\_\_\_\_. Section 321.122, subsection 1, paragraph  
2 a, Code 1981, is amended to read as follows:

3     a. For a combined gross weight of three tons or  
4 less forty-five dollars and after a vehicle which  
5 is ten full-registrations model years old thirty-five  
6 dollars.

7     Sec. \_\_\_\_\_. Section 321.123, subsection 1, unnumbered  
8 paragraph 2, Code 1981, is amended to read as follows:

9     Travel trailers and fifth-wheel travel trailers,  
10 except those in manufacturer's or dealer's stock,  
11 an annual fee of twenty cents per square foot of floor  
12 space computed on the exterior overall measurements,  
13 but excluding three feet occupied by any trailer hitch  
14 as provided by and certified to by the owner, to the  
15 nearest whole dollar, which amount shall not be  
16 prorated or refunded; except the annual fee for travel  
17 trailers of any type, when registered in Iowa for  
18 the first time or when removed from a manufacturer's  
19 or dealer's stock, shall be prorated on a monthly  
20 basis. The registrant of a travel trailer of any  
21 type shall be issued a "travel trailer" plate. It  
22 is further provided the annual fee thus computed shall  
23 be limited to seventy-five percent of the full fee  
24 after the ~~sixth-registration~~ the vehicle is six model  
25 years old.

26     Sec. \_\_\_\_\_. Section 321.124, subsection 3, Code  
27 1981, is amended to read as follows:

28     3. The annual registration fee for motor homes  
29 and multipurpose vehicles is as follows:

30     a. For class "A" motor homes with a list price  
31 of thirty-five thousand dollars or more as certified  
32 to the department by the manufacturer, four hundred  
33 dollars for the ~~first-five-registrations~~ registration  
34 each year through five model years and three hundred  
35 dollars for each succeeding registration.

36     b. For class "A" motor homes with a list price  
37 of twenty thousand dollars or more but less than  
38 thirty-five thousand dollars as certified to the  
39 department by the manufacturer, one hundred forty  
40 dollars for the ~~first-five-registrations~~ registration  
41 each year through five model years and one hundred  
42 five dollars for each succeeding registration.

43     c. For class "A" motor homes with a list price  
44 of less than twenty thousand dollars as certified  
45 to the department by the manufacturer, one hundred  
46 twenty dollars for the ~~first-five-registrations~~  
47 registration each year through five model years and  
48 eighty-five dollars for each succeeding registration.

49     d. For a class "A" motor home which is a passenger-  
50 carrying bus which has been registered at least five

1 times as a motor truck and which has been converted,  
2 modified or altered to provide temporary living  
3 quarters, ninety dollars for ~~the first ten~~  
4 ~~registrations~~ registration each year through five  
5 model years and sixty-five dollars for each succeeding  
6 registration. In computing the number of  
7 registrations, the registrations shall be cumulative  
8 beginning with the registration of the class "A" motor  
9 home as a motor truck prior to its conversion,  
10 modification, or alteration to provide temporary  
11 living quarters.

12 e. For class "B" motor homes, ninety dollars for  
13 ~~the first five registrations~~ registration each year  
14 through five model years and sixty-five dollars for  
15 each succeeding registration.

16 f. For class "C" motor homes, one hundred ten  
17 dollars for ~~the first five registrations~~ registration  
18 each year through five model years and eighty dollars  
19 for each succeeding registration.

20 g. For multipurpose vehicles, seventy-five dollars  
21 for ~~the first five registrations~~ registration each  
22 year through five model years and fifty-five dollars  
23 for each succeeding registration."

24 12. Page 8, line 22, by inserting after the period  
25 the words "Subsections 1 and 2 shall not apply to  
26 motor vehicles registered by the county treasurer."

27 13. Page 8, lines 24 and 25, by striking the words  
28 "county treasurer within five days, who in turn shall  
29 notify the department" and inserting in lieu thereof  
30 the words "county treasurer department within five  
31 days, who in turn shall notify the department".

32 14. Page 10, line 14, by inserting after the  
33 period the words "The penalty on vehicles registered  
34 under chapter 326 shall accrue February 1 of each  
35 year."

36 15. Page 10, line 26, by inserting after the  
37 period the words "The penalty on vehicles registered  
38 under chapter 326 shall accrue August 1 of each year."

39 16. Page 10, by inserting after line 35 the  
40 following new section:

41 "Sec. \_\_\_\_ . Section 321.149, Code 1981, is amended  
42 to read as follows:

43 321.149 BLANKS. The department shall not later  
44 than November 15 of each year prepare and furnish  
45 the treasurer of each county all blank books, blank  
46 forms, and all supplies required for the administration  
47 of this chapter, including applications for  
48 registration and transfer of vehicles, quadruple  
49 quintuple receipts, and original remittance sheets  
50 to be used in remitting fees to the department, in

Page Nine

April 8, 1981

H-3529

Page Five

1 such form as the department may prescribe. Contracts  
2 for such the blank books, blank forms, and supplies  
3 shall be awarded by the state superintendent of  
4 printing board to persons, firms, partnerships, or  
5 corporations engaged in the business of printing in  
6 Iowa unless, or through them, such the persons, firms,  
7 partnerships or corporations cannot provide the  
8 required printing set forth in this section. In lieu  
9 of purchasing under competitive bids the state  
10 superintendent of printing board shall have authority  
11 to arrange with the director of the division of  
12 corrections of the department of social services to  
13 furnish such the supplies as can be made in the state  
14 institutions."

15 17. Page 12, line 16, by inserting after the word  
16 "period" the words ", except mobile homes that are  
17 registered on a semiannual basis".

18 18. Page 13, line 14, by striking the figure  
19 "321.70" and inserting in lieu thereof the figure  
20 "321.114".

21 19. Renumber sections and correct internal  
22 references as are necessary in accordance with this  
23 amendment.

H-3529 FILED  
APRIL 7, 1981

*Adopted 5/19/81 (p. 2033)*

BY SCHNEKLOTH of Scott  
WOODS of Polk

HOUSE FILE 808

H-3442

- 1 Amend House File 808 as follows:  
2 1. Page 1, by striking lines 21 through 34.

H-3442 FILED APRIL 1, 1981

*Adopted 4/16/81 (p. 1178)*

BY SCHROEDER of Pottawattamie

HOUSE FILE 808

H-3567

- 1 Amend House File 808 as follows:
- 2 1. Page 12, line 19, by inserting after the word
- 3 "period" the following: "or for the administrative
- 4 efficiency of the county treasurer's office".

H-3567 FILED APRIL 8, 1981 BY TYRRELL of Iowa

*Placed out of order 5/19/81 (p. 2033)*

HOUSE FILE 808

H-3553

- 1 Amend House File 808 as follows:
- 2 1. Page 13, by inserting after line 1 the following
- 3 new subsection:
- 4 "3. This section and section 24 of this Act shall
- 5 not apply to counties with a population of one hundred
- 6 thousand or less unless adopted by resolution approved
- 7 by the board of supervisors."

H-3553 FILED APRIL 8, 1981 BY TYRRELL of Iowa

*Placed out of order 5/19/81 (p. 2033)*

HOUSE FILE 808

H-3559

- 1 Amend amendment H-3547 to House File 808 as
- 2 follows:
- 3 1. Page 1, by striking lines 5 through 7 and
- 4 inserting in lieu thereof the following: "other than
- 5 a motorcycle, a motorized bicycle or a truck
- 6 tractor, and other than a dump truck, cement truck
- 7 or tar truck certified to be such by the person in
- 8 whose name registered shall be".
- 9 2. Page 1, lines 13 and 14, by striking the
- 10 words "specialized mobile equipment".

H-3559 FILED APRIL 8, 1981 BY WELSH of Dubuque

*Placed out of order 4/10/81 (p. 1172)*

HOUSE FILE 808

H-3598

- 1 Amend amendment H-3529 to House File 808 as
- 2 follows:
- 3 1. Page 1, by inserting after line 9, the following
- 4 new section:
- 5 "The department may issue a personalized regis-
- 6 tration plate with consecutively numbered digits identifying
- 7 separate units. When the combination of numbers
- 8 and or letters is six digits, the special number
- 9 identifying units shall be placed in the lower left
- 10 hand corner."

H-3598 FILED APRIL 10, 1981 BY SCHROEDER of Pottawattamie  
DAVITT of Warren

*Placed out of order 5/19/81 (p. 2033)*

HOUSE FILE 808

H-3905

1 Amend House File 808 as follows:

2 1. Page 9, by inserting after line 11 the following  
3 new section:

4 "Sec. \_\_\_\_ . Section 321.126, subsection 1, Code  
5 1981, is amended by striking the subsection and  
6 inserting in lieu thereof the following:

7 1. If the motor vehicle is destroyed by fire or  
8 accident, or junked and its identity as a motor vehicle  
9 entirely eliminated, the owner in whose name the motor  
10 vehicle was registered at the time of destruction  
11 or dismantling shall return the plates to the county  
12 treasurer or the department, unless the registration  
13 plates are retained and properly attached to another  
14 motor vehicle, and within thirty days thereafter make  
15 a statement of such destruction or dismantling and  
16 make claim for refund. With reference to the  
17 destruction or dismantling of a vehicle, no refund  
18 shall be allowed unless a junking certificate has  
19 been issued, as provided in section 321.52."

20 2. Page 12, line 19, by inserting after the word  
21 "period" the words "or for the administrative  
22 efficiency of the county treasurer's office".

23 3. Renumber sections and correct internal  
24 references as are necessary in accordance with this  
25 amendment.

H-3905 FILED  
APRIL 29, 1981

BY COMMITTEE ON WAYS & MEANS  
Schnekloth of Scott, Chair

*Adopted 5/19/81 (p. 2033)*

HOUSE FILE 808

H-4163

1 Amend House File 808 as follows:  
2 1. Page 11, by inserting after line 16 the  
3 following:  
4 "Sec. \_\_\_\_ . Section 321.178, subsection 1,  
5 unnumbered paragraph 1, Code 1981, is amended to read  
6 as follows:  
7 An approved driver education course as programmed  
8 by the department of public instruction shall consist  
9 of at least thirty clock hours of classroom  
10 instruction, and six or more clock hours of laboratory  
11 instruction of which at least three clock hours shall  
12 consist of street or highway driving. After the  
13 student has completed three clock hours of street  
14 or highway driving and has demonstrated to the  
15 instructor an ability to properly operate a motor  
16 vehicle and upon written request of a parent or  
17 guardian, the instructor may waive the remaining  
18 required laboratory instruction.  
19 Sec. \_\_\_\_ . Section 321.194, Code 1981, is amended  
20 to read as follows:  
21 321.194 MINORS' SCHOOL LICENSES. Upon  
22 certification of a special need by the school board  
23 or the superintendent of the applicant's school, the  
24 department may issue a restricted license to any  
25 person between the ages of fourteen and eighteen years  
26 which license shall entitle the holder, while having  
27 the license in his or her immediate possession, to  
28 operate a motor vehicle during the hours of 6 a.m.  
29 to 9 p.m. over the most direct and accessible route  
30 between the licensee's residence and school of  
31 enrollment for the purpose of attending duly scheduled  
32 courses of instruction and extracurricular activities  
33 at such school or at any time when accompanied by  
34 a parent or guardian, driver education instructor,  
35 or prospective driver education instructor who is  
36 a holder of a valid operator's or chauffeur's license,  
37 and who is actually occupying a seat beside the driver.  
38 The license shall expire on the licensee's eighteenth  
39 birthday or upon issuance of a probationary operator's  
40 or operator's license. Each application shall be  
41 accompanied by a statement from the school board or  
42 superintendent of the applicant's school. The  
43 statement shall be upon a form provided by the  
44 department. The school board or superintendent certify  
45 only that a need exists for the license, and are not  
46 responsible or liable for any actions of the applicant  
47 as it pertains to the use of the restricted license.  
48 The department of public instruction shall adopt rules  
49 pursuant to chapter 17A establishing criteria for  
50 issuing a statement of necessity. Upon receipt of

1 a statement of necessity, the department shall issue  
2 a restricted license. The fact that the applicant  
3 resides at a distance less than one mile from his  
4 or her school is prima-facie evidence of the  
5 nonexistence of necessity for the issuance of such  
6 a license. A license issued under this section is  
7 subject to suspension or revocation in like manner  
8 as any other license or permit issued under any law  
9 of this state and the department may also suspend  
10 such license upon receiving satisfactory evidence  
11 that the licensee has violated the restrictions of  
12 the license or has been involved in one or more  
13 accidents chargeable to the licensee. The department  
14 may suspend any license issued under this section  
15 upon receiving a record of the licensee's conviction  
16 for one violation and shall revoke the license upon  
17 receiving a record of conviction for two or more  
18 violations of any law of this state or city ordinance,  
19 other than parking regulations, regulating the  
20 operation of motor vehicles on highways and after  
21 revoking a license under this section the department  
22 shall not grant application for any new license or  
23 permit until the expiration of one year or until the  
24 licensee attains his or her sixteenth birthday  
25 whichever is the longer period."  
26 2. By renumbering to conform to this amendment.

H-4163 FILED MAY 13, 1981

BY HUMMEL of Benton

*Revised into german 5/14/81 (p 2035)*  
*Rules amended*  
*Adopted 5/14/81 (p 2035)*

HOUSE FILE 808

H-4274

1 Amend House File 808 as follows:  
2 1. Title page, by striking lines 1 through 3 and  
3 inserting in lieu thereof the following:  
4 "An Act relating to the registration of and licensing for  
5 the operation of motor vehicles, with a December 1, 1983  
6 effective date."

H-4274 FILED MAY 19, 1981

ADOPTED BY UNANIMOUS CONSENT (J. 2039) BY SCHNEKLOTH of Scott

HOUSE FILE 808

H-4255

1 Amend House File 808 as follows:

2 1. Page 11, by inserting after line 16 the  
3 following:

4 "Sec \_\_\_\_\_. Section 321.209, Code 1981, is amended  
5 by adding the following new unnumbered paragraph:  
6 NEW UNNUMBERED PARAGRAPH. The department shall  
7 revoke the license or permit of an individual to  
8 operate a motor vehicle on the highways of this state  
9 if the person is not able to demonstrate proof of  
10 financial responsibility as defined in section 321A.1."

11 2. Page 13, by inserting after line 13 the  
12 following:

13 "Sec. \_\_\_\_\_. Chapter 321, Code 1981, is amended  
14 by adding the following new section:

15 NEW SECTION. PROOF OF FINANCIAL RESPONSIBILITY.

16 1. Notwithstanding chapter 321A, as it pertains  
17 to who is required to maintain proof of financial  
18 responsibility to operate a motor vehicle on the  
19 highways of this state, a person shall not operate  
20 a motor vehicle, which is required to be registered  
21 in this state, on the highways of this state unless  
22 the person has demonstrated proof of financial  
23 responsibility as defined in section 321A.1, subsection  
24 10.

25 2. The department shall not register a motor  
26 vehicle in this state unless the applicant has  
27 demonstrated proof of financial responsibility in  
28 a manner provided in this section or such other manner  
29 as prescribed by the department to substantiate that  
30 a person has the ability to respond in damages for  
31 liability in the amounts specified in section 321A.1,  
32 subsection 10. A certificate of insurance from an  
33 insurance company licensed to conduct business in  
34 Iowa, an appropriate bond or a certificate from the  
35 treasurer of state shall be adequate evidence of proof  
36 of financial responsibility.

37 3. An insurance company operating in the state  
38 shall notify the state department of transportation  
39 in a manner prescribed by the commissioner of insurance  
40 after consultation with the state department of  
41 transportation of a cancellation of an insurance  
42 policy issued to a person to satisfy the requirements  
43 for proof of financial responsibility. The department  
44 shall revoke the motor vehicle license or permit of  
45 a person who is unable to demonstrate proof of  
46 financial responsibility.

47 4. The state department of transportation and  
48 the insurance department shall adopt rules pursuant  
49 to chapter 17A to implement this Act."

50 3. Renumber sections and correct internal

Page 2

1 references as are necessary in accordance with this  
2 amendment.

1/12/82

*Dr. Pass for 5114  
2/18 (p. 434)*

Transportation  
Drake, Chairperson  
Jensen  
A. Miller  
Hutchins  
Comito

HOUSE FILE 808

BY COMMITTEE ON TRANSPORTATION

(As Amended and Passed by the House)

Passed House, Date 3-19-82 (p. 932) Passed Senate, Date 3-10-82 (p. 660)

Vote: Ayes 87 Nays 5 Vote: Ayes 46 Nays 0

Approved April 5, 1982 (p. 1237)

*as amended  
and passed by Senate*

# A BILL FOR

1 An Act relating to the registration of and licensing for  
2 the operation of motor vehicles, with a December 1,  
3 1983 effective date.

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

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House Amendments \_\_\_\_\_  
Deleted Language \*

1 Section 1. Section 321.1, Code 1981, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. "Registration year" means the period of  
4 twelve consecutive months for vehicle registration.

5 Sec. 2. Section 321.34, subsection 3, unnumbered paragraph  
6 1, Code 1981, is amended to read as follows:

7 In lieu of issuing new registration plates each registration  
8 year for a vehicle renewing registration, the department may  
9 reassign the registration plates previously issued to such  
10 the vehicle and may adopt and prescribe an annual validation  
11 sticker indicating payment of registration fee, ~~which annual~~  
12 ~~validation sticker shall be attached to said registration~~  
13 ~~plates bearing the numerals indicating the year for which~~  
14 ~~the original plates are validated~~ fees. The validation  
15 stickers shall bear the month and year of expiration of the  
16 registration period for which issued, except that the month  
17 of expiration shall not be required if displayed on the  
18 registration plate. The month of registration shall not be  
19 required on registration plates or validation stickers issued  
20 for vehicles registered under chapter 326.

\* 21 Sec. 3. Section 321.39, Code 1981, is amended by striking  
22 the section and inserting in lieu thereof the following:

23 321.39 EXPIRATION OF REGISTRATION. Except as provided  
24 in this chapter every vehicle registration, registration card,  
25 and registration plate shall expire as follows:

26 1. For vehicles registered under chapter 326 and any motor  
27 truck, truck tractor, or road tractor registered for a combined  
28 gross weight exceeding four tons, at midnight on the last  
29 day of December of each year.

30 2. For vehicles registered by the county treasurer, at  
31 midnight on the last day of the registration year.

32 3. For vehicles on which the first installment of an  
33 annual fee has been paid, at midnight on the last day of the  
34 sixth month of the registration year; for vehicles on which  
35 the second installment of an annual fee has been paid, at

1 midnight on the last day of the registration year.

2 4. For vehicles registered without payment of fees as  
3 provided in section 321.19, when designated by the department.

4 5. For mobile homes, at midnight on the last day of June  
5 and December each year.

6 Sec. 4. Section 321.40, unnumbered paragraph 1, Code 1981,  
7 is amended by striking the unnumbered paragraph and inserting  
8 in lieu thereof the following:

9 Application for renewal of a vehicle registration shall  
10 be made on or after the first day of the month of expiration  
11 of registration. The registration shall be renewed upon  
12 payment of the appropriate registration fee.

13 Sec. 5. Section 321.40, unnumbered paragraph 3, Code 1981,  
14 is amended by striking the unnumbered paragraph.

15 Sec. 6. Section 321.46, Code 1981, is amended to read  
16 as follows:

17 321.46 NEW TITLE AND REGISTRATION UPON TRANSFER OF  
18 REGISTRATION OWNERSHIP.

19 1. The transferee shall within seven calendar days after  
20 purchase or transfer apply for and obtain from the county  
21 treasurer of the person's residence, or if a nonresident,  
22 the county treasurer of the county where the primary users  
23 of the vehicle are located or the county where all other  
24 vehicles owned by the nonresident are registered, a ~~transfer~~  
25 ~~of new~~ registration and a new certificate of title for such  
26 vehicle except as provided in section 321.48. The transferee  
27 shall present with the application the certificate of title  
28 endorsed and assigned by the previous owner and the signed  
29 registration card or other evidence of current registration  
30 as prescribed by the department. The transferee shall be  
31 required to list a motor vehicle license number as part of  
32 the application for a new registration ~~transfer~~ and a new  
33 title. The motor vehicle license number shall not be the  
34 social security number of the transferee unless requested  
35 by the transferee.

1 Upon filing the application for a new registration transfer  
2 and a new title, the applicant shall pay a title fee of two  
3 dollars and a registration fee for such vehicle for a full  
\* 4 registration year. The county treasurer, if satisfied of  
5 the genuineness and regularity of the application and that  
6 applicant has complied with all the requirements of this  
7 chapter, shall forthwith issue a new certificate of title  
8 and registration card to the purchaser or transferee, shall  
9 cancel the prior registration for such vehicle and shall  
10 forward the necessary copies to the department on the date  
11 of issuance, as prescribed in section 321.24.

12 2. The applicant shall be entitled to a credit for that  
13 portion of the registration fee of such vehicle which had  
14 not expired prior to the transfer of ownership of the vehicle  
15 to the applicant and the registration fee for the new  
16 registration for such vehicle shall be reduced by the amount  
17 of the credit. The credit shall be computed on the basis  
18 of the number of months remaining in the registration year,  
19 rounded to the nearest whole dollar.

20 3. The seller or transferor may file an affidavit on forms  
21 prescribed and provided by the department with the county  
22 treasurer of the county where the vehicle is registered  
23 certifying the sale or transfer of ownership of such vehicle  
24 and the assignment and delivery of the certificate of title  
25 for such vehicle. Upon receipt of such affidavit the county  
26 treasurer shall file such affidavit with the copy of the  
27 registration receipt for such vehicle on file in ~~his~~ the  
28 treasurer's office and on that day ~~he~~ the treasurer shall  
29 forward copies of the affidavit to the department and to the  
30 county treasurer of the county of residence of the purchaser  
31 or transferee. Upon filing such affidavit it shall be presumed  
32 that the seller or transferor has assigned and delivered the  
33 certificate of title for such vehicle.

34 Sec. 7. Section 321.48, Code 1981, is amended to read  
35 as follows:

1 321.48 VEHICLES ACQUIRED FOR RESALE.

2 1. When the transferee of a vehicle is a dealer who holds  
3 the vehicle for resale and operates the vehicle only for  
4 purposes incident to a resale and displays a dealer plate  
5 on the vehicle or does not drive such vehicle or permit it  
6 to be driven upon the highways, such transferee shall not  
7 be required to obtain ~~transfer-of~~ a new registration or a  
8 new certificate of title but upon transferring title or  
9 interest to another person shall execute and acknowledge an  
10 assignment and warranty of title upon the certificate of title  
11 assigned to the person and deliver the same to the person  
12 to whom such transfer is made. The dealer shall also sign  
13 the reverse side of the registration card for such vehicle  
14 indicating the name and address of the new purchaser.

15 2. Any foreign registered vehicle purchased or otherwise  
16 acquired by a dealer for the purpose of resale shall be issued  
17 a certificate of title thereto by the county treasurer of  
18 the dealer's residence upon proper application therefor as  
19 provided in this chapter and upon payment of a fee of two  
20 dollars and such dealer shall be exempt from the payment of  
21 any and all registration fees for such vehicle. Such  
22 application for certificate of title shall be made within  
23 forty-eight hours after said vehicle comes within the border  
24 of the state.

25 3. ~~Whenever a dealer purchases or otherwise acquires a~~  
26 ~~vehicle registered in this state he shall issue a signed~~  
27 ~~receipt to the previous owner, indicating the date of purchase~~  
28 ~~or acquisition, the name and address of such previous owner~~  
29 ~~and the registration number of the vehicle purchased or~~  
30 ~~acquired. The original receipt shall be delivered to the~~  
31 ~~owner on the date of purchase or acquisition and two copies~~  
32 ~~shall be mailed or delivered by the dealer to the county~~  
33 ~~treasurer of his residence within forty-eight hours after~~  
34 ~~purchase or acquisition. The county treasurer shall forward~~  
35 ~~one copy to the department. Forms for such receipts shall~~

1 ~~be-furnished-by-the-department-~~ Whenever a dealer purchases  
2 or otherwise acquires a vehicle registered in this state the  
3 dealer shall forward the registration receipt for such vehicle  
4 to the county treasurer of the dealer's residence within  
5 forty-eight hours after purchase or acquisition. The copy  
6 of the registration receipt shall be retained by the dealer.

7 4. In a transaction in which a vehicle is traded to a  
8 dealer as defined in chapter 322 or chapter 322C toward the  
9 purchase price of another vehicle and each vehicle is owned  
10 in whole or in part by the same person, the person acquiring  
11 the vehicle from the dealer shall be entitled to a credit  
12 for the unexpired portion of the registration fee of the  
13 vehicle traded to the dealer. The registration fee of the  
14 vehicle acquired from the dealer shall be reduced by the  
15 amount of the credit and the county treasurer shall cancel  
16 the registration for the vehicle traded to the dealer.  
17 However, the credit shall not exceed the amount of the  
18 registration fee for the vehicle acquired from the dealer.  
19 The credit shall be computed on the basis of the number of  
20 months remaining in the registration year, rounded to the  
21 nearest whole dollar.

22 4- 5. Nothing in this section shall be construed to  
23 prohibit a dealer from obtaining a new certificate of title  
24 and-transfer-of or new registration in the same manner as  
25 other purchasers.

26 Sec. 8. Section 321.51, subsection 4, Code 1981, is amended  
27 to read as follows:

28 4. Except as provided in section 321.52, the county  
29 treasurer of the county of residence of the transferee upon  
30 receipt of the application for a new certificate of title,  
31 the appropriate fee, and the affidavit as provided in  
32 subsection 2 ~~of this section~~, and when satisfied as to the  
33 genuineness and regularity of the application, shall issue  
34 a restricted certificate of title to the applicant but shall  
35 not issue registration plates or a registration card. A

1 restricted certificate of title shall be red in color and  
2 shall have conspicuously imprinted thereon in bold print,  
3 in a manner prescribed by the department, the words "RESTRICTED  
4 CERTIFICATE OF TITLE--CANNOT BE REGISTERED AND OPERATED ON  
5 THE HIGHWAYS WITHOUT A VALID APPROVED CERTIFICATE OF INSPECTION  
6 EXCEPT AS PROVIDED IN SECTION 321.51 OF THE CODE OF IOWA."  
7 ~~At such time as~~ When the transferee surrenders a valid approved  
8 certificate of inspection and the restricted certificate of  
9 title to the county treasurer of the county of residence,  
10 the county treasurer, upon payment of the appropriate fees,  
11 shall issue a certificate of title that is not restricted  
12 for the vehicle and shall also issue a registration card and  
13 registration plates to the applicant if the applicant is not  
14 in possession of registration plates which may be attached  
15 to the vehicle, however, if the registration fee for the  
16 vehicle has been paid for the current registration year, the  
17 county treasurer shall issue a registration card and  
18 registration plates to the applicant if the applicant is not  
19 in possession of registration plates which may be attached  
20 to the vehicle upon payment of an additional the annual  
21 registration fee of five dollars. A vehicle with a restricted  
22 certificate of title shall not have a registration plate  
23 attached to the vehicle.

24 Sec. 9. Section 321.70, Code 1981, is amended by striking  
25 the section and inserting in lieu thereof the following:

26 321.70 DEALER VEHICLES. A dealer registered under this  
27 chapter shall not be required to register any vehicle owned  
28 by the dealer which is being held for sale or trade, provided  
29 the registration fee was not delinquent at the time the vehicle  
30 was acquired by the dealer. When a dealer ceases to hold  
31 any vehicle for sale or trade or the vehicle otherwise becomes  
32 subject to registration under this chapter the annual registra-  
33 tion fee shall be due.

34 Sec. 10. Section 321.105, unnumbered paragraph 1, Code  
35 1981, is amended to read as follows:

1 An annual registration fee shall be paid for each vehicle  
2 operated upon the public highways of this state unless the  
3 vehicle is specifically exempted under ~~the provisions of~~ this  
4 chapter. If a vehicle, which has been registered for the  
5 current registration year, is transferred during the  
6 registration year, the transferee shall reregister the vehicle  
7 as provided in section 321.46 ~~without payment of an additional~~  
8 ~~annual registration fee.~~

9 Sec. 11. Section 321.106, Code 1981, is amended by striking  
10 the section and inserting in lieu thereof the following:

11 321.106 REGISTRATION FOR FRACTIONAL PART OF YEAR. When  
12 a vehicle is registered under chapter 326 or a motor truck,  
13 truck tractor, or road tractor is registered for a combined  
14 gross weight exceeding four tons and there is no delinquency  
15 and the registration is made in February or succeeding months  
16 through November, the registration fee shall be computed on  
17 the basis of one-twelfth of the annual registration fee  
18 multiplied by the number of unexpired months of the year.  
19 A fee shall not be required for the month of December for  
20 a vehicle on which there is no delinquency. Whenever any  
21 fee computed under this section contains a fractional part  
22 of a dollar, the fee shall be computed to the nearest whole  
23 dollar. A fee computed under this section shall not be less  
24 than five dollars. The fee so computed shall be deemed to  
25 be the annual registration fee for the remainder of the  
26 registration year.

27 Sec. 12. Section 321.107, unnumbered paragraphs 1 and  
28 3, Code 1981, are amended by striking the unnumbered  
29 paragraphs.

30 Sec. 13. Section 321.112, Code 1981, is amended to read  
31 as follows:

32 321.112 MINIMUM MOTOR VEHICLE FEE. No motor vehicle,  
33 ~~regardless of age,~~ except as provided in ~~section~~ sections  
34 321.115 and 321.117 shall be registered for a ~~full~~ registration  
35 year for less than ten dollars.

1 Sec. 14. Section 321.113, Code 1981, is amended to read  
2 as follows:

3 321.113 AUTOMATIC REDUCTION. After ~~said~~ a motor vehicle  
4 has-been-registered is five times model years old, that part  
5 of the registration fee which is based on the value of the  
6 vehicle shall be:

7 Seventy-five percent of the rate as fixed when new;  
8 After a motor vehicle is six times model years old, fifty  
9 percent;

10 After a motor vehicle is eight times model years old, that  
11 part of the registration fee based on the value of ~~said~~ the  
12 vehicle shall be ten percent. Where the ninth registration  
13 fee for a motor vehicle has been computed and fixed by the  
14 department prior to July 4, 1949, there shall be added to  
15 such the registration fee, in lieu of the ten percent provided  
16 for herein, one dollar if such registration fee has been  
17 computed and fixed at fifteen dollars or less and two dollars  
18 if such the registration fee has been computed and fixed at  
19 more than fifteen dollars.

20 Sec. 15. Section 321.116, Code 1981, is amended to read  
21 as follows:

22 321.116 ELECTRIC AUTOMOBILES. For all electric motor  
23 vehicles the annual fee shall be twenty-five dollars. When  
24 any electric motor vehicle has-been-registered which is five  
25 times model years old the annual registration fee shall be  
26 fifteen dollars.

27 Sec. 16. Section 321.117, Code 1981, is amended to read  
28 as follows:

29 321.117 MOTORCYCLE, AMBULANCE, AND HEARSE FEES. For all  
30 motorcycles the annual fee shall be ten dollars. For all  
31 motorized bicycles the annual fee shall be five dollars.  
32 When ~~said~~ the motorcycle has-been-registered is five times  
33 model years old, the annual registration fee shall be five  
34 dollars. The annual registration fee for ambulances and  
35 hearses shall be fifty dollars. Passenger car plates shall

1 be issued for ambulances and hearses.

2 Sec. 17. Section 321.122, subsection 1, paragraph a, Code  
3 1981, is amended to read as follows:

4 a. For a combined gross weight of three tons or less  
5 forty-five dollars and after a vehicle which is ten full  
6 registrations model years old thirty-five dollars.

7 Sec. 18. Section 321.123, subsection 1, unnumbered para-  
8 graph 2, Code 1981, is amended to read as follows:

9 Travel trailers and fifth-wheel travel trailers, except  
10 those in manufacturer's or dealer's stock, an annual fee of  
11 twenty cents per square foot of floor space computed on the  
12 exterior overall measurements, but excluding three feet  
13 occupied by any trailer hitch as provided by and certified  
14 to by the owner, to the nearest whole dollar, which amount  
15 shall not be prorated or refunded; except the annual fee for  
16 travel trailers of any type, when registered in Iowa for the  
17 first time or when removed from a manufacturer's or dealer's  
18 stock, shall be prorated on a monthly basis. The registrant  
19 of a travel trailer of any type shall be issued a "travel  
20 trailer" plate. It is further provided the annual fee thus  
21 computed shall be limited to seventy-five percent of the full  
22 fee after the sixth-registration the vehicle is six model  
23 years old.

24 Sec. 19. Section 321.124, subsection 3, Code 1981, is  
25 amended to read as follows:

26 3. The annual registration fee for motor homes and  
27 multipurpose vehicles is as follows:

28 a. For class "A" motor homes with a list price of thirty-  
29 five thousand dollars or more as certified to the department  
30 by the manufacturer, four hundred dollars for the-first-five  
31 registrations registration each year through five model years  
32 and three hundred dollars for each succeeding registration.

33 b. For class "A" motor homes with a list price of twenty  
34 thousand dollars or more but less than thirty-five thousand  
35 dollars as certified to the department by the manufacturer,

1 one hundred forty dollars for the-first-five-registrations  
2 registration each year through five model years and one hundred  
3 five dollars for each succeeding registration.

4 c. For class "A" motor homes with a list price of less  
5 than twenty thousand dollars as certified to the department  
6 by the manufacturer, one hundred twenty dollars for the-first  
7 five-registrations registration each year through five model  
8 years and eighty-five dollars for each succeeding registration.

9 d. For a class "A" motor home which is a passenger-carrying  
10 bus which has been registered at least five times as a motor  
11 truck and which has been converted, modified or altered to  
12 provide temporary living quarters, ninety dollars for the  
13 first-ten-registrations registration each year through five  
14 model years and sixty-five dollars for each succeeding  
15 registration. In computing the number of registrations, the  
16 registrations shall be cumulative beginning with the  
17 registration of the class "A" motor home as a motor truck  
18 prior to its conversion, modification, or alteration to provide  
19 temporary living quarters.

20 e. For class "B" motor homes, ninety dollars for the-first  
21 five-registrations registration each year through five model  
22 years and sixty-five dollars for each succeeding registration.

23 f. For class "C" motor homes, one hundred ten dollars  
24 for the-first-five-registrations registration each year through  
25 five model years and eighty dollars for each succeeding  
26 registration.

27 g. For multipurpose vehicles, seventy-five dollars for  
28 the-first-five-registrations registration each year through  
29 five model years and fifty-five dollars for each succeeding  
30 registration.

31 Sec. 20. Section 321.126, unnumbered paragraph 1 and sub-  
32 sections 2, 3, and 4, Code 1981, are amended to read as  
33 follows:

34 Refunds of current registration fees previously paid for  
35 the registration of motor vehicles shall be allowed in

1 accordance with this section, except that no refund shall  
2 be allowed and paid if the unused portion of the fee is less  
3 than five dollars. Subsections 1 and 2 shall not apply to  
4 motor vehicles registered by the county treasurer. Such The  
5 refunds shall be made as follows:

6 2. If the motor vehicle is stolen, the owner shall give  
7 notice of the theft to the ~~county-treasurer~~ department within  
8 five days, -who-in-turn-shall-notify-the-department. If the  
9 motor vehicle is not recovered by the owner ~~before-December~~  
10 ~~i-of-the-year-for-which-the-registration-fee-was-paid~~ thirty  
11 days prior to the end of the current registration year, the  
12 owner shall make a statement of the theft and make claim for  
13 refund.

14 3. If the motor vehicle is placed in storage by the owner  
15 upon the owner's entry into the military service of the United  
16 States, the owner shall return the plates to the county  
17 treasurer or the department and make a statement regarding  
18 ~~such~~ the storage and military service and make claim for  
19 refund. Whenever the owner of a motor vehicle so placed in  
20 storage desires to again register ~~such~~ the vehicle, the county  
21 treasurer or department shall compute and collect the fees  
22 for registration ~~in-accordance-with-section-321-106~~ for the  
23 registration year commencing in the month the vehicle is  
24 removed from storage.

25 4. If the motor vehicle is registered by the county  
26 treasurer during the current registration year and the owner  
27 or lessee registers the vehicle for prorata under chapter  
28 326, the owner of the registered vehicle shall surrender the  
29 registration plates to the county treasurer and may file a  
30 claim for refund.

31 Sec. 21. Section 321.126, subsection 1, Code 1981, is  
32 amended by striking the subsection and inserting in lieu  
33 thereof the following:

34 1. If the motor vehicle is destroyed by fire or acci-  
35 dent, or junked and its identity as a motor vehicle entirely

1 eliminated, the owner in whose name the motor vehicle was  
2 registered at the time of destruction or dismantling shall  
3 return the plates to the county treasurer or the department,  
4 unless the registration plates are retained and properly  
5 attached to another motor vehicle, and within thirty days  
6 thereafter make a statement of such destruction or dismantling  
7 and make claim for refund. With reference to the destruction  
8 or dismantling of a vehicle, no refund shall be allowed unless  
9 a junking certificate has been issued, as provided in section  
10 321.52.

11 Sec. 22. Section 321.127, Code 1981, is amended to read  
12 as follows:

13 321.127 AMOUNT OF REFUND. ~~For-December-and-each-succeeding~~  
14 ~~month-the~~ The refund for motor vehicles shall be computed  
15 on the basis of one-fourth of the annual registration fee  
16 multiplied by the number of remaining quarters of the  
17 registration year from date of filing of the claim for refund  
18 with the county treasurer, computed to the nearest quarter  
19 dollar. The department, unless reasonable grounds exist for  
20 delay, shall make refund on or before the fifteenth day of  
21 the quarter following the quarter in which the claim is filed  
22 with the department. For trailers or semitrailers issued  
23 a multiyear registration plate a refund shall be paid equal  
24 to the annual fee for twelve months times the remaining number  
25 of complete ~~calendar~~ registration years.

26 Sec. 23. Section 321.132, Code 1981, is amended to read  
27 as follows:

28 321.132 WHEN LIEN ATTACHES. The lien of the original  
29 registration fee ~~shall-attach~~ attaches, at the time the same  
30 fee is first payable, as provided by law, and the lien of  
31 all renewals of registration ~~shall~~ attach on ~~January-1-of~~  
32 ~~each-year-thereafter~~ the first day of each succeeding registra-  
33 tion year.

34 Sec. 24. Section 321.134, Code 1981, is amended by striking  
35 the section and inserting in lieu thereof the following:

1     321.134 MONTHLY PENALTY. On the first day of each  
2 registration year a penalty of five percent of the annual  
3 registration fee shall be added to the registration fees not  
4 paid by that date and an additional penalty of five percent  
5 shall be added the first day of each succeeding month, until  
6 the fee is paid. A penalty shall not be less than one dollar.  
7 If the owner of a vehicle surrenders the registration plates  
8 for a vehicle prior to the time they expire, to the county  
9 treasurer of the county where the vehicle is registered, or  
10 to the department if the vehicle is registered under chapter  
11 326, the owner may register the vehicle any time thereafter  
12 upon payment of the full annual registration fee without  
13 penalty. The penalty on vehicles registered under chapter  
14 326 shall accrue February 1 of each year.

15     The annual registration fee for trucks, truck tractors,  
16 and road tractors, as provided in sections 321.121 and 321.122,  
17 may be payable in two equal semiannual installments if the  
18 annual registration fee exceeds seventy dollars. The penalties  
19 provided in the preceding unnumbered paragraph shall be  
20 computed on the amount of the first installment only and on  
21 the first day of the seventh month of the registration period  
22 the same rate of penalty shall apply to the second installment,  
23 until the fee is paid. Semiannual installments shall not  
24 apply to commercial vehicles subject to proportional  
25 registration, with a base state other than the state of Iowa,  
26 as defined in section 326.2, subsection 6. The penalty on  
27 vehicles registered under chapter 326 shall accrue August  
28 1 of each year.

29     If a penalty applies to any vehicle registration fee pro-  
30 vided for in sections 321.121 and 321.122, the same penalty  
31 shall be assessed on the fees collected to increase the  
32 registered gross weight of the vehicle, if the increased gross  
33 weight is requested within forty-five days from the date the  
34 delinquent vehicle is registered for the current registration  
35 period.

1 Unnumbered paragraphs 1 and 2 shall not apply to registra-  
2 tion fees paid under section 22 of this Act.

3 Sec. 25. Section 321.149, Code 1981, is amended to read  
4 as follows:

5 321.149 BLANKS. The department shall not later than  
6 November 15 of each year prepare and furnish the treasurer  
7 of each county all blank books, blank forms, and all supplies  
8 required for the administration of this chapter, including  
9 applications for registration and transfer of vehicles,  
10 quadruple quintuple receipts, and original remittance sheets  
11 to be used in remitting fees to the department, in such form  
12 as the department may prescribe. Contracts for such the blank  
13 books, blank forms, and supplies shall be awarded by the state  
14 superintendent of printing beared to persons, firms,  
15 partnerships, or corporations engaged in the business of  
16 printing in Iowa unless, or through them, such the persons,  
17 firms, partnerships or corporations cannot provide the required  
18 printing set forth in this section. In lieu of purchasing  
19 under competitive bids the state superintendent of printing  
20 beared shall have authority to arrange with the director of  
21 the division of corrections of the department of social  
22 services to furnish such the supplies as can be made in the  
23 state institutions.

24 Sec. 26. Section 321.166, Code 1981, is amended by adding  
25 the following new subsection:

26 NEW SUBSECTION. The month of expiration of registration,  
27 which may be abbreviated, shall be displayed on vehicle  
28 registration plates issued by the county treasurer. A  
29 distinctive emblem or validation sticker may be prescribed  
30 by the department to designate the month of expiration.

31 Sec. 27. Section 321.167, Code 1981, is amended by striking  
32 the section and inserting in lieu thereof the following:

33 321.167 DELIVERY OF PLATES, STICKERS, AND EMBLEMS. The  
34 department, upon requisition by the county treasurer, shall  
35 provide vehicle registration plates, validation stickers,

1 and emblems as required for the administration of this chap-  
2 ter. Vehicle registration plates and validation stickers  
3 shall be provided to the county treasurer in numerical  
4 sequence.

5 Sec. 28. Section 321.178, subsection 1, unnumbered  
6 paragraph 1, Code 1981, is amended to read as follows:

7 An approved driver education course as programmed by the  
8 department of public instruction shall consist of at least  
9 thirty clock hours of classroom instruction, and six or more  
10 clock hours of laboratory instruction of which at least three  
11 clock hours shall consist of street or highway driving. After  
12 the student has completed three clock hours of street or  
13 highway driving and has demonstrated to the instructor an  
14 ability to properly operate a motor vehicle and upon written  
15 request of a parent or guardian, the instructor may waive  
16 the remaining required laboratory instruction.

17 Sec. 29. Section 321.194, Code 1981, is amended to read  
18 as follows:

19 321.194 MINORS' SCHOOL LICENSES. Upon certification of  
20 a special need by the school board or the superintendent of  
21 the applicant's school, the department may issue a restricted  
22 license to any person between the ages of fourteen and eighteen  
23 years which license shall entitle the holder, while having  
24 the license in his or her immediate possession, to operate  
25 a motor vehicle during the hours of 6 a.m. to 9 p.m. over  
26 the most direct and accessible route between the licensee's  
27 residence and school of enrollment for the purpose of attending  
28 duly scheduled courses of instruction and extracurricular  
29 activities at such school or at any time when accompanied  
30 by a parent or guardian, driver education instructor, or  
31 prospective driver education instructor who is a holder of  
32 a valid operator's or chauffeur's license, and who is actually  
33 occupying a seat beside the driver. The license shall expire  
34 on the licensee's eighteenth birthday or upon issuance of  
35 a probationary operator's or operator's license. Each

1 application shall be accompanied by a statement from the  
2 school board or superintendent of the applicant's school.  
3 The statement shall be upon a form provided by the department.  
4 The school board or superintendent certify only that a need  
5 exists for the license, and are not responsible or liable  
6 for any actions of the applicant as it pertains to the use  
7 of the restricted license. The department of public instruction  
8 shall adopt rules pursuant to chapter 17A establishing criteria  
9 for issuing a statement of necessity. Upon receipt of a  
10 statement of necessity, the department shall issue a restricted  
11 license. The fact that the applicant resides at a distance  
12 less than one mile from his or her school is prima-facie  
13 evidence of the nonexistence of necessity for the issuance  
14 of such a license. A license issued under this section is  
15 subject to suspension or revocation in like manner as any  
16 other license or permit issued under any law of this state  
17 and the department may also suspend such license upon receiving  
18 satisfactory evidence that the licensee has violated the  
19 restrictions of the license or has been involved in one or  
20 more accidents chargeable to the licensee. The department  
21 may suspend any license issued under this section upon  
22 receiving a record of the licensee's conviction for one  
23 violation and shall revoke the license upon receiving a record  
24 of conviction for two or more violations of any law of this  
25 state or city ordinance, other than parking regulations,  
26 regulating the operation of motor vehicles on highways and  
27 after revoking a license under this section the department  
28 shall not grant application for any new license or permit  
29 until the expiration of one year or until the licensee attains  
30 his or her sixteenth birthday whichever is the longer period.

31 Sec. 30. Section 321.209, Code 1981, is amended by adding  
32 the following new unnumbered paragraph:

33 NEW UNNUMBERED PARAGRAPH. The department shall revoke  
34 the license or permit of an individual to operate a motor  
35 vehicle on the highways of this state if the person is not

1 able to demonstrate proof of financial responsibility as  
2 defined in section 321A.1.

3 Sec. 31. Section 321.466, subsection 2, Code 1981, is  
4 amended by striking the subsection.

5 Sec. 32. Section 321.466, subsections 3 and 4, Code 1981,  
6 are amended to read as follows:

7 3. ~~On~~ During or after ~~July-1-of-each-year~~ the seventh  
8 month of a current registration year, the owner of a motor  
9 truck, truck tractor, road tractor, semitrailer or trailer  
10 may, if ~~his~~ the owner's operation thereof has not resulted  
11 in a conviction or action pending under this section ~~or an~~  
12 ~~action then pending against him for violation of the same~~,  
13 increase the gross ~~lead~~ weight of ~~any such~~ the vehicle to  
14 a higher gross weight classification by payment of one-twelfth  
15 of the difference between the annual fee for the higher gross  
16 weight and the amount of the fee for the gross weight at which  
17 it is registered, multiplied by the number of unexpired months  
18 of the registration year.

19 4. Upon conversion of a truck to a truck tractor or a  
20 truck tractor to a truck, an increased gross weight  
21 registration of the proper type may be obtained for ~~any such~~  
22 the vehicle by payment, except as provided in section 321.106,  
23 of one-twelfth of the difference between the annual fee for  
24 the higher gross weight and the amount of the annual fee for  
25 the gross weight at which the vehicle is registered, multiplied  
26 by the number of unexpired months of the registration year  
27 from the date of ~~such~~ the conversion.

28 Sec. 33. Chapter 321, Code 1981, is amended by adding  
29 the following new section:

30 NEW SECTION. MULTIPLE REGISTRATION PERIODS AND ADJUSTMENTS.

31 1. There are established twelve registration periods for  
32 the registration of vehicles by the county treasurer. Each  
33 registration period shall commence on the first day of each  
34 calendar month and end on the last day of the twelfth month.  
35 Every vehicle registered by the county treasurer shall be

1 registered for a full twelve-month period, except mobile homes  
2 that are registered on a semiannual basis.

3 2. The county treasurer may adjust the renewal or expira-  
4 tion date of vehicles when deemed necessary to equalize the  
5 number of vehicles registered in each twelve-month period  
6 or for the administrative efficiency of the county treasurer's  
7 office. The adjustment shall be accomplished by delivery  
8 of a written notice to the vehicle owner of the adjustment  
9 and allowance of a credit for the remaining months of the  
10 unused portion of the registration fee, which amount shall  
11 be deducted from the annual registration fee due at the time  
12 of registration. Upon receipt of the notification the owner  
13 shall, within thirty days, surrender the registration card  
14 and registration plates to the county treasurer of the county  
15 where the vehicle is registered, except that the registration  
16 plates shall not be surrendered if a validation sticker or  
17 other emblem is used to designate the month and year of  
18 expiration of registration. Upon payment of the annual  
19 registration fee, less the credit allowed for the remaining  
20 months of the unused portion of the registration fee, the  
21 county treasurer shall issue a new registration card and  
22 registration plates, validation stickers, or emblems which  
23 indicate the month and year of expiration of registration.

24 Sec. 34. Chapter 321, Code 1981, is amended by adding  
25 the following new section:

26 NEW SECTION. IMPLEMENTATION OF TWELVE-MONTH REGISTRATION  
27 PERIOD. To implement the change from calendar year registra-  
28 tion to the system provided for in section 23 of this Act,  
29 the following vehicles registered by the county treasurer  
30 on or after December 1, 1983, shall be registered for a period  
31 of twelve months:

32 1. Vehicles which are registered in this state and subse-  
33 quently transferred by the owner.

34 2. Vehicles which are registered for the first time in  
35 this state.

1 Sec. 35. Chapter 321, Code 1981, is amended by adding  
2 the following new section:

3 NEW SECTION. PROOF OF FINANCIAL RESPONSIBILITY.

4 1. Notwithstanding chapter 321A, as it pertains to who  
5 is required to maintain proof of financial responsibility  
6 to operate a motor vehicle on the highways of this state,  
7 a person shall not operate a motor vehicle, which is required  
8 to be registered in this state, on the highways of this state  
9 unless the person has demonstrated proof of financial  
10 responsibility as defined in section 321A.1, subsection 10.

11 2. The department shall not register a motor vehicle in  
12 this state unless the applicant has demonstrated proof of  
13 financial responsibility in a manner provided in this section  
14 or such other manner as prescribed by the department to  
15 substantiate that a person has the ability to respond in  
16 damages for liability in the amounts specified in section  
17 321A.1, subsection 10. A certificate of insurance from an  
18 insurance company licensed to conduct business in Iowa, an  
19 appropriate bond or a certificate from the treasurer of state  
20 shall be adequate evidence of proof of financial  
21 responsibility.

22 3. An insurance company operating in the state shall  
23 notify the state department of transportation in a manner  
24 prescribed by the commissioner of insurance after consul-  
25 tation with the state department of transportation of a  
26 cancellation of an insurance policy issued to a person to  
27 satisfy the requirements for proof of financial responsibility.  
28 The department shall revoke the motor vehicle license or  
29 permit of a person who is unable to demonstrate proof of  
30 financial responsibility.

31 4. The state department of transportation and the insur-  
32 ance department shall adopt rules pursuant to chapter 17A  
33 to implement this Act.

34 Sec. 36. Sections 321.69 and 321.114, Code 1981, are re-  
35 pealed.

1 Sec. 37. This Act takes effect December 1, 1983.

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3

HOUSE FILE 808  
FISCAL NOTE

REQUESTED BY SENATOR DRAKE

In compliance with a written request there is hereby submitted a Fiscal Note for House File 808 pursuant to Joint Rule 16.

Amendment S-5114 to H.F. 808 is a proposal which would replace the present vehicle registration procedure by eliminating the current registration year (January through December) and replacing it with staggered registration years based on the birthdate of the vehicle's owner.

The fiscal impact of S-5114 to H.F. 808 is based on the following assumptions:

1. The approximate number of registered vehicles is:
 

Automobiles	1,680,000
Pickups	528,000
Motocycles	192,000
2. The average registration fees for vehicles are:
 

Automobiles	\$ 42
Pickups	48
Motorcycles	8
3. Vehicle owners' birthdays will be distributed equally among the 12 months.
4. One-half of the owners with birthdays in January, February, and March will choose the option to pay for only a partial year registration during January of the implementation year.

Fiscal Impact: The principal impact of this proposal would be felt in the year in which it is implemented. Although no new additional revenue would be generated by the staggered registrations, the implementation of this system would accelerate the payment of registration fees by vehicle owners. This accelerated schedule would result in a one-time increase in registration fee revenues to the Road Use Tax Fund of \$16.1 million in FY '84.

<u>Registration Revenue FY '84</u>	
S-5114 to H.F. 808	\$ 113.5 million
Current Law	97.4 million
Revenue Increase	\$ 16.1 million

SOURCE: DEPARTMENT OF TRANSPORTATION

FILED:  
FEBRUARY 25, 1982

BY GERRY RANKIN, DIRECTOR  
LEGISLATIVE FISCAL BUREAU

33

34

35

S-5179

1 Amend the Committee on Transportation amendment,  
2 S-5114, to House File 808, as amended, passed and  
3 reprinted by the House, as follows:

4 1. Page 1, by inserting after line 26 the following  
5 new section:

6 "Sec. \_\_\_\_ . Section 321.24, Code 1981, is amended  
7 by inserting after unnumbered paragraph 1 the following  
8 new unnumbered paragraph:

9 NEW UNNUMBERED PARAGRAPH. A vehicle shall be  
10 registered for the registration year. A vehicle  
11 registered for the first time in this state shall  
12 be registered for the remaining unexpired months of  
13 the registration year and pay a registration fee  
14 prorated for the remaining unexpired months of the  
15 registration year."

16 2. Page 10, line 5, by striking the word "five"  
17 and inserting in lieu thereof the word "ten".

18 3. Page 15, line 21, by inserting after the word  
19 "basis" the words and figures ", vehicles registered  
20 under sections 321.24 or 321.46, vehicles registered  
21 under chapter 326,".

22 4. Page 16, line 20, by striking the figure "1"  
23 and inserting in lieu thereof the figure "2".

24 5. Renumber sections and correct internal  
25 references as are necessary in accordance with this  
26 amendment.

S-5179 FILED

BY RICHARD F. DRAKE

MARCH 3, 1982

*Adopted 3/10 (p. 660)*

1 Amend House File 808, as amended, passed, and  
2 reprinted by the House, as follows:

3 1. By striking everything after the enacting  
4 clause and inserting in lieu thereof the following:  
5 "Section 1. Section 321.1, subsection 71, Code  
6 1981, as amended by Acts of the Sixty-ninth General  
7 Assembly, Second Extraordinary 1981 Session, chapter  
8 2, section 5, is amended to read as follows:  
9 71. A "special truck" means a motor truck not  
10 used for hire with a gross weight registration of  
11 ~~eight~~ six through twenty tons used by a person engaged  
12 in farming to transport commodities produced only  
13 by the owner, or to transport commodities purchased  
14 by the owner for use in the owner's own farming opera-  
15 tion or occasional use for charitable purposes.

16 Sec. 2. Section 321.1, Code 1981, is amended by  
17 adding the following new subsection:

18 NEW SUBSECTION. "Registration year" means the  
19 period of twelve consecutive months beginning on the  
20 first day of the month following the month of the  
21 birth of the owner of the vehicle for vehicles  
22 registered by the county treasurer and the calendar  
23 year for vehicles registered by the department or  
24 vehicles with a combined gross weight exceeding five  
25 tons which are registered by the county treasurer  
26 and mobile homes.

27 Sec. 3. Section 321.34, subsection 3, unnumbered  
28 paragraph 1, Code 1981, is amended to read as follows:

29 In lieu of issuing new registration plates each  
30 registration year for a vehicle renewing registration,  
31 the department may reassign the registration plates  
32 previously issued to such the vehicle and may adopt  
33 and prescribe an annual validation ~~sticker~~ stickers  
34 indicating payment of registration fee, which annual  
35 validation sticker shall be attached to said  
36 registration plates bearing the numerals indicating  
37 the year for which the original plates are validated  
38 fees. The department shall issue two validation  
39 stickers for each registration plate. One sticker  
40 shall specify the year of expiration of the registra-  
41 tion period. The second sticker shall specify the  
42 month of expiration of the registration period. The  
43 month of registration shall not be required on  
44 registration plates or validation stickers issued  
45 for vehicles registered under chapter 326.

46 Sec. 4. Section 321.39, Code 1981, is amended  
47 by striking the section and inserting in lieu thereof  
48 the following:

49 321.39 EXPIRATION OF REGISTRATION. Except as  
50 provided in this chapter every vehicle registration,

S-5114  
Page 2

1 registration card, and registration plate shall expire  
2 as follows:

3 1. For vehicles registered under chapter 326 and  
4 any motor truck, truck tractor, or road tractor  
5 registered for a combined gross weight exceeding five  
6 tons, at midnight on the last day of December of each  
7 year.

8 2. For vehicles registered by the county treasurer,  
9 at midnight on the last day of the registration year.

10 3. For vehicles on which the first installment  
11 of an annual fee has been paid, at midnight on the  
12 last day of June; for vehicles on which the second  
13 installment of an annual fee has been paid, at midnight  
14 on the last day of December.

15 4. For vehicles registered without payment of  
16 fees as provided in section 321.19, when designated  
17 by the department.

18 5. For mobile homes, at midnight on the last day  
19 of June and December each year.

20 Registration for every vehicle registered by the  
21 county treasurer shall expire upon transfer of  
22 ownership.

23 Sec. 5. Section 321.40, unnumbered paragraph 1,  
24 Code 1981, is amended by striking the unnumbered  
25 paragraph and inserting in lieu thereof the following:

26 Application for renewal of a vehicle registration  
27 shall be made on or after the first day of the month  
28 of expiration of registration and up to and including  
29 the last day of the month following the month of  
30 expiration of registration. The registration shall  
31 be renewed upon payment of the appropriate registration  
32 fee.

33 Sec. 6. Section 321.40, unnumbered paragraph 3,  
34 Code 1981, is amended by striking the unnumbered  
35 paragraph.

36 Sec. 7. Section 321.46, Code 1981, is amended  
37 to read as follows:

38 321.46 NEW TITLE AND REGISTRATION UPON TRANSFER  
39 OF REGISTRATION OWNERSHIP.

40 1. The transferee shall within seven calendar  
41 days after purchase or transfer apply for and obtain  
42 from the county treasurer of the person's residence,  
43 or if a nonresident, the county treasurer of the  
44 county where the primary users of the vehicle are  
45 located or the county where all other vehicles owned  
46 by the nonresident are registered, a ~~transfer-of new~~  
47 registration and a new certificate of title for ~~such~~  
48 the vehicle except as provided in section 321.48.  
49 The transferee shall present with the application  
50 the certificate of title endorsed and assigned by

1 the previous owner and the signed registration card  
2 or other evidence of current registration as required  
3 by the department. The transferee shall be required  
4 to list a motor vehicle license number as part of  
5 the application for a registration transfer and a  
6 new title. The motor vehicle license number shall  
7 not be the social security number of the transferee  
8 unless requested by the transferee.

9 2. Upon filing the application for a new  
10 registration ~~transfer~~ and a new title, the applicant  
11 shall pay a title fee of two dollars and a registration  
12 fee prorated for the remaining unexpired months of  
13 the registration year. The county treasurer, if  
14 satisfied of the genuineness and regularity of the  
15 application and that applicant has complied with all  
16 the requirements of this chapter, shall ~~forthwith~~  
17 issue a new certificate of title and registration  
18 card to the purchaser or transferee, shall cancel  
19 the prior registration for the vehicle, and shall  
20 forward the necessary copies to the department on  
21 the date of issuance, as prescribed in section 321.24.

22 3. The applicant shall be entitled to a credit  
23 for that portion of the registration fee of the vehicle  
24 sold, traded, or junked within the state which had  
25 not expired prior to the transfer of ownership of  
26 the vehicle. The registration fee for the new  
27 registration for the vehicle acquired shall be reduced  
28 by the amount of the credit. The credit shall be  
29 computed on the basis of the number of months remaining  
30 in the registration year, rounded to the nearest whole  
31 dollar. The credit shall be subject to the following  
32 limitations:

33 a. The credit shall be claimed within thirty days  
34 from the date the vehicle for which credit is granted  
35 was sold, transferred, or junked. After thirty days,  
36 all credits shall be disallowed.

37 b. Any credit granted to the owner of a vehicle  
38 which has been sold, traded, or junked may only be  
39 claimed by that person toward the registration fee  
40 for another vehicle purchased and the credit may not  
41 be sold, transferred, or assigned to any other person.

42 c. When the amount of the credit is computed to  
43 be an amount of less than five dollars, a credit shall  
44 be disallowed.

45 d. To claim a credit for the unexpired registration  
46 fee on a junked vehicle, the county treasurer shall  
47 disallow any claim for credit unless the owner presents  
48 a junking certificate or other evidence as required  
49 by the department to the county treasurer.

50 e. A credit shall not be allowed to any person

1 who is eligible to receive a refund, upon proper  
2 application, under section 321.126.

3 f. The credit shall only be allowed if the owner  
4 provides the copy of the registration receipt to the  
5 county treasurer.

6 g. The credit allowed shall not exceed the amount  
7 of the registration fee for the vehicle acquired.  
8 If the registration fee upon application is delinquent,  
9 the applicant shall be required to pay the delinquent  
10 fee from the first day the registration fee was due  
11 prorated to the month of application for new title.

12 4. The seller or transferor may file an affidavit  
13 on forms prescribed and provided by the department  
14 with the county treasurer of the county where the  
15 vehicle is registered certifying the sale or transfer  
16 of ownership of ~~such~~ the vehicle and the assignment  
17 and delivery of the certificate of title for ~~such~~  
18 the vehicle. Upon receipt of ~~such~~ the affidavit the  
19 county treasurer shall file ~~such~~ the affidavit with  
20 the copy of the registration receipt for ~~such~~ the  
21 vehicle on file in ~~his~~ the treasurer's office and  
22 on that day ~~he~~ the treasurer shall forward copies  
23 of the affidavit to the department and to the county  
24 treasurer of the county of residence of the purchaser  
25 or transferee. Upon filing ~~such~~ the affidavit it  
26 shall be presumed that the seller or transferor has  
27 assigned and delivered the certificate of title for  
28 ~~such~~ the vehicle.

29 Sec. 8. Section 321.48, Code 1981, is amended  
30 to read as follows:

31 321.48 VEHICLES ACQUIRED FOR RESALE.

32 1. When the transferee of a vehicle is a dealer  
33 who holds the vehicle for resale and operates the  
34 vehicle only for purposes incident to a resale and  
35 displays a dealer plate on the vehicle or does not  
36 drive such vehicle or permit it to be driven upon  
37 the highways, such transferee shall not be required  
38 to obtain ~~transfer-of~~ a new registration or a new  
39 certificate of title but upon transferring title or  
40 interest to another person shall execute and  
41 acknowledge an assignment and warranty of title upon  
42 the certificate of title assigned to the person and  
43 deliver the same to the person to whom such transfer  
44 is made. The dealer shall also sign the reverse side  
45 of the registration card for such vehicle indicating  
46 the name and address of the new purchaser.

47 2. Any foreign registered vehicle purchased or  
48 otherwise acquired by a dealer for the purpose of  
49 resale shall be issued a certificate of title thereto  
50 by the county treasurer of the dealer's residence

1 upon proper application therefor as provided in this  
2 chapter and upon payment of a fee of two dollars and  
3 such dealer shall be exempt from the payment of any  
4 and all registration fees for such vehicle. Such  
5 application for certificate of title shall be made  
6 within forty-eight hours after said vehicle comes  
7 within the border of the state.

8 3. ~~Whenever a dealer purchases or otherwise~~  
9 ~~acquires a vehicle registered in this state he shall~~  
10 ~~issue a signed receipt to the previous owner,~~  
11 ~~indicating the date of purchase or acquisition, the~~  
12 ~~name and address of such previous owner and the~~  
13 ~~registration number of the vehicle purchased or~~  
14 ~~acquired. The original receipt shall be delivered~~  
15 ~~to the owner on the date of purchase or acquisition~~  
16 ~~and two copies shall be mailed or delivered by the~~  
17 ~~dealer to the county treasurer of his residence within~~  
18 ~~forty-eight hours after purchase or acquisition.~~  
19 ~~The county treasurer shall forward one copy to the~~  
20 ~~department. Forms for such receipts shall be furnished~~  
21 ~~by the department.~~ In a transaction in which a vehicle  
22 is traded to a dealer as defined in chapter 322 or  
23 chapter 322C toward the purchase price of another  
24 vehicle and each vehicle is owned in whole or in part  
25 by the same person, the person acquiring the vehicle  
26 from the dealer shall be entitled to a credit under  
27 section 321.46.

28 4. Nothing in this section shall be construed  
29 to prohibit a dealer from obtaining a new certificate  
30 of title ~~and transfer of~~ or new registration in the  
31 same manner as other purchasers.

32 Sec. 9. Section 321.51, subsection 4, Code 1981,  
33 as amended by Acts of the Sixty-ninth General Assembly,  
34 1981 Session, chapter 102, section 2, is amended to  
35 read as follows:

36 4. Except as provided in section 321.52, the  
37 county treasurer of the county of residence of the  
38 transferee upon receipt of the application for a new  
39 certificate of title, the appropriate fee, and the  
40 affidavit as provided in subsection 2, and when  
41 satisfied as to the genuineness and regularity of  
42 the application, shall issue a restricted certificate  
43 of title to the applicant but shall not issue  
44 registration plates or a registration card. A  
45 restricted certificate of title shall be coded in  
46 the manner prescribed by the department and shall  
47 be red in color and shall have conspicuously imprinted  
48 thereon in bold print, in a manner prescribed by the  
49 department, the words "RESTRICTED CERTIFICATE OF  
50 TITLE--CANNOT BE REGISTERED AND OPERATED ON THE

S=5114  
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1 HIGHWAYS WITHOUT A VALID APPROVED CERTIFICATE OF  
2 INSPECTION EXCEPT AS PROVIDED IN SECTION 321.51 OF  
3 THE CODE OF IOWA." A county treasurer may also issue  
4 a restricted certificate of title which is not red  
5 in color but shall have the words "RED TITLE" in bold  
6 letters and the words "RESTRICTED--CANNOT BE  
7 REGISTERED WITHOUT A VALID APPROVED CERTIFICATE OF  
8 INSPECTION" stamped on the face of the title in red  
9 ink. At the time the transferee surrenders a valid  
10 approved certificate of inspection and the restricted  
11 certificate of title to the county treasurer of the  
12 county of residence, the county treasurer, upon payment  
13 of the appropriate fees, shall issue a certificate  
14 of title that is not restricted for the vehicle and  
15 shall also issue a registration card and registration  
16 plates to the applicant if the applicant is not in  
17 possession of registration plates which may be attached  
18 to the vehicle, ~~however~~. The registration fee shall  
19 be prorated for the remaining unexpired months of  
20 the registration year. However, if the registration  
21 fee for the vehicle has been paid for the current  
22 year, the county treasurer shall issue a registration  
23 card and registration plates to the applicant if the  
24 applicant is not in possession of registration plates  
25 which may be attached to the vehicle upon payment  
26 of an additional registration fee of five dollars.

27 A vehicle with a restricted certificate of title shall  
28 not have a registration plate attached to the vehicle.

29 Sec. 10. Section 321.70, Code 1981, is amended  
30 by striking the section and inserting in lieu thereof  
31 the following:

32 321.70 DEALER VEHICLES. A dealer registered under  
33 this chapter shall not be required to register any  
34 vehicle owned by the dealer which is being held for  
35 sale or trade, provided the registration fee was not  
36 delinquent at the time the vehicle was acquired by  
37 the dealer. When a dealer ceases to hold any vehicle  
38 for sale or trade or the vehicle otherwise becomes  
39 subject to registration under this chapter the  
40 registration fee and delinquent registration fee,  
41 if any, shall be due for the registration year.

42 Sec. 11. Section 321.105, unnumbered paragraph  
43 1, Code 1981, is amended to read as follows:

44 An annual registration fee shall be paid for each  
45 vehicle operated upon the public highways of this  
46 state unless the vehicle is specifically exempted  
47 under ~~the provisions of~~ this chapter. If a vehicle,  
48 which has been registered for the current registration  
49 year, is transferred during the registration year,  
50 the transferee shall reregister the vehicle as provided

1 in section 321.46 ~~without-payment-of-an-additional~~  
2 ~~annual-registration-fee.~~

3 Sec. 12. Section 321.106, Code 1981, is amended  
4 by striking the section and inserting in lieu thereof  
5 the following:

6 321.106 REGISTRATION FOR FRACTIONAL PART OF YEAR.

7 When a vehicle is registered under chapter 326 or  
8 a motor truck, truck tractor, or road tractor is  
9 registered for a combined gross weight exceeding five  
10 tons and there is no delinquency and the registration  
11 is made in February or succeeding months through  
12 November, the registration fee shall be computed on  
13 the basis of one-twelfth of the annual registration  
14 fee multiplied by the number of unexpired months of  
15 the year. A fee shall not be required for the month  
16 of December for a vehicle registered on a calendar  
17 year basis on which there is no delinquency. A fee  
18 shall not be required for the month of the owner's  
19 birthday for a vehicle on which there is no  
20 delinquency. Whenever any fee computed under this  
21 section contains a fractional part of a dollar, the  
22 fee shall be computed to the nearest whole dollar.  
23 A fee computed under this section shall not be less  
24 than five dollars. The fee so computed shall be  
25 deemed to be the annual registration fee for the  
26 remainder of the registration year.

27 A reduction in the registration fee shall not be  
28 allowed by the department until the applicant files  
29 satisfactory evidence to prove that there is no  
30 delinquency in registration.

31 Sec. 13. Section 321.112, Code 1981, is amended  
32 to read as follows:

33 321.112 MINIMUM MOTOR VEHICLE FEE. No motor  
34 vehicle, ~~regardless-of-age,~~ except as provided in  
35 ~~section~~ sections 321.115 and 321.117 shall be  
36 registered for a ~~full~~ registration year for less than  
37 ten dollars.

38 Sec. 14. Section 321.113, Code 1981, is amended  
39 to read as follows:

40 321.113 AUTOMATIC REDUCTION. After ~~said~~ a motor  
41 vehicle ~~has-been-registered~~ is more than five times  
42 model years old, that part of the registration fee  
43 which is based on the value of the vehicle shall be:

44 Seventy-five percent of the rate as fixed when  
45 new;

46 After a motor vehicle is more than six times model  
47 years old, fifty percent;

48 After a motor vehicle is more than eight times  
49 model years old, that part of the registration fee  
50 based on the value of ~~said~~ the vehicle shall be ten

1 percent. Where the ninth registration fee for a motor  
2 vehicle has been computed and fixed by the department  
3 prior to July 4, 1949, there shall be added to ~~such~~  
4 the registration fee, in lieu of the ten percent  
5 provided for herein, one dollar if such registration  
6 fee has been computed and fixed at fifteen dollars  
7 or less and two dollars if ~~such~~ the registration fee  
8 has been computed and fixed at more than fifteen  
9 dollars.

10 Sec. 15. Section 321.116, Code 1981, is amended  
11 to read as follows:

12 321.116 ELECTRIC AUTOMOBILES. For all electric  
13 motor vehicles the annual fee shall be twenty-five  
14 dollars. When any electric motor vehicle ~~has been~~  
15 registered which is more than five times model years  
16 old the annual registration fee shall be fifteen  
17 dollars.

18 Sec. 16. Section 321.117, Code 1981, is amended  
19 to read as follows:

20 321.117 MOTORCYCLE, AMBULANCE, AND HEARSE FEES.  
21 For all motorcycles the annual fee shall be ten  
22 dollars. For all motorized bicycles the annual fee  
23 shall be five dollars. When ~~said~~ the motorcycle has  
24 been-registered is more than five times model years  
25 old, the annual registration fee shall be five dollars.  
26 The annual registration fee for ambulances and hearses  
27 shall be fifty dollars. Passenger car plates shall  
28 be issued for ambulances and hearses.

29 Sec. 17. Section 321.121, Code 1981, as amended  
30 by Acts of the Sixty-ninth General Assembly, Second  
31 Extraordinary 1981 Session, chapter 2, section 6,  
32 is amended to read as follows:

33 321.121 SPECIAL TRUCKS FOR FARM USE. The  
34 registration fee for a special truck shall be eighty  
35 dollars for a gross weight of six tons, one hundred  
36 dollars for a gross weight of seven tons, one hundred  
37 twenty dollars for a gross weight of eight tons, and  
38 in addition, fifteen dollars for each ton over eight  
39 tons and not exceeding eighteen tons. The registration  
40 fee for a special truck with a gross weight  
41 registration exceeding eighteen tons but not exceeding  
42 nineteen tons shall be three hundred twenty-five  
43 dollars and for a gross weight registration exceeding  
44 nineteen tons but not exceeding twenty tons the  
45 registration fee shall be three hundred seventy-five  
46 dollars. Any person convicted of using a truck  
47 registered as a special truck for any purpose other  
48 than permitted by section 321.1, subsection 71, shall,  
49 in addition to any other penalty imposed by law, be  
50 required to pay regular motor truck registration fees

1 upon such truck.

2 Sec. 18. Section 321.122, subsection 1, paragraph  
3 a, Code 1981, is amended to read as follows:

4 a. For a combined gross weight of three tons or  
5 less forty-five dollars and after a vehicle which  
6 is more than ten full-registrations model years old  
7 thirty-five dollars.

8 Sec. 19. Section 321.123, subsection 1, unnumbered  
9 paragraph 2, Code 1981, is amended to read as follows:

10 Travel trailers and fifth-wheel travel trailers,  
11 except those in manufacturer's or dealer's stock,  
12 an annual fee of twenty cents per square foot of floor  
13 space computed on the exterior overall measurements,  
14 but excluding three feet occupied by any trailer hitch  
15 as provided by and certified to by the owner, to the  
16 nearest whole dollar, which amount shall not be  
17 prorated or refunded; except the annual fee for travel  
18 trailers of any type, when registered in Iowa for  
19 the first time or when removed from a manufacturer's  
20 or dealer's stock, shall be prorated on a monthly  
21 basis. The registrant of a travel trailer of any  
22 type shall be issued a "travel trailer" plate. It  
23 is further provided the annual fee thus computed shall  
24 be limited to seventy-five percent of the full fee  
25 after the sixth-registration the vehicle is more than  
26 six model years old.

27 Sec. 20. Section 321.124, subsection 3, Code 1981,  
28 is amended to read as follows:

29 3. The annual registration fee for motor homes  
30 and multipurpose vehicles is as follows:

31 a. For class "A" motor homes with a list price  
32 of thirty-five thousand dollars or more as certified  
33 to the department by the manufacturer, four hundred  
34 dollars for the-first-five-registrations registration  
35 each year through five model years and three hundred  
36 dollars for each succeeding registration.

37 b. For class "A" motor homes with a list price  
38 of twenty thousand dollars or more but less than  
39 thirty-five thousand dollars as certified to the  
40 department by the manufacturer, one hundred forty  
41 dollars for the-first-five-registrations registration  
42 each year through five model years and one hundred  
43 five dollars for each succeeding registration.

44 c. For class "A" motor homes with a list price  
45 of less than twenty thousand dollars as certified  
46 to the department by the manufacturer, one hundred  
47 twenty dollars for the-first-five-registrations  
48 registration each year through five model years and  
49 eighty-five dollars for each succeeding registration.

50 d. For a class "A" motor home which is a passenger-

1 carrying bus which has been registered at least five  
2 times as a motor truck and which has been converted,  
3 modified or altered to provide temporary living  
4 quarters, ninety dollars for ~~the-first-ten~~  
5 registrations registration each year through five  
6 model years and sixty-five dollars for each succeeding  
7 registration. In computing the number of  
8 registrations, the registrations shall be cumulative  
9 beginning with the registration of the class "A" motor  
10 home as a motor truck prior to its conversion,  
11 modification, or alteration to provide temporary  
12 living quarters.

13 e. For class "B" motor homes, ninety dollars for  
14 ~~the-first-five-registrations~~ registration each year  
15 through five model years and sixty-five dollars for  
16 each succeeding registration.

17 f. For class "C" motor homes, one hundred ten  
18 dollars for ~~the-first-five-registrations~~ registration  
19 each year through five model years and eighty dollars  
20 for each succeeding registration.

21 g. For multipurpose vehicles, seventy-five dollars  
22 for ~~the-first-five-registrations~~ registration each  
23 year through five model years and fifty-five dollars  
24 for each succeeding registration.

25 Sec. 21. Section 321.126, unnumbered paragraph  
26 1 and subsections 2, 3, and 4, Code 1981, are amended  
27 to read as follows:

28 Refunds of current registration fees previously  
29 paid for the registration of motor vehicles shall  
30 be allowed in accordance with this section, except  
31 that no refund shall be allowed and paid if the unused  
32 portion of the fee is less than five dollars.  
33 Subsections 1 and 2 shall not apply to motor vehicles  
34 registered by the county treasurer. ~~Such~~ The refunds  
35 shall be made as follows:

36 2. If the motor vehicle is stolen, the owner shall  
37 give notice of the theft to the ~~county-treasurer~~  
38 department within five days, -who-in-turn-shall-notify  
39 the-department. If the motor vehicle is not recovered  
40 by the owner ~~before-December-1-of-the-year-for-which~~  
41 the-registration-fee-was-paid thirty days prior to  
42 the end of the current registration year, the owner  
43 shall make a statement of the theft and make claim  
44 for refund.

45 3. If the motor vehicle is placed in storage by  
46 the owner upon the owner's entry into the military  
47 service of the United States, the owner shall return  
48 the plates to the county treasurer or the department  
49 and make a statement regarding ~~such~~ the storage and  
50 military service and make claim for refund. Whenever

1 the owner of a motor vehicle so placed in storage  
2 desires to again register ~~such~~ the vehicle, the county  
3 treasurer or department shall compute and collect  
4 the fees for registration ~~in accordance with section~~  
5 ~~321.106~~ for the registration year commencing in the  
6 month the vehicle is removed from storage.

7 4. If the motor vehicle is registered by the  
8 county treasurer during the current registration year  
9 and the owner or lessee registers the vehicle for  
10 prorated under chapter 326, the owner of the registered  
11 vehicle shall surrender the registration plates to  
12 the county treasurer and may file a claim for refund.

13 Sec. 22. Section 321.126, subsection 1, Code 1981,  
14 is amended by striking the subsection and inserting  
15 in lieu thereof the following:

16 1. If the motor vehicle is destroyed by fire or  
17 accident, or junked and its identity as a motor vehicle  
18 entirely eliminated, the owner in whose name the motor  
19 vehicle was registered at the time of destruction  
20 or dismantling shall return the plates to the  
21 department and within thirty days thereafter make  
22 a statement of such destruction or dismantling and  
23 make claim for refund. With reference to the  
24 destruction or dismantling of a vehicle, no refund  
25 shall be allowed unless a junking certificate has  
26 been issued, as provided in section 321.52.

27 Sec. 23. Section 321.127, Code 1981, as amended  
28 by Acts of the Sixty-ninth General Assembly, 1981  
29 Session, chapter 104, section 1, is amended to read  
30 as follows:

31 ~~321.127~~ AMOUNT OF REFUND. ~~For December and each~~  
32 ~~succeeding month the~~ The refund for motor vehicles  
33 shall be computed on the basis of one-fourth of the  
34 annual registration fee multiplied by the number of  
35 remaining quarters of the registration year from date  
36 of filing of the claim for refund with the county  
37 treasurer, computed to the nearest quarter dollar.  
38 The department, unless reasonable grounds exist for  
39 delay, shall make refund on or before the fifteenth  
40 day of the quarter following the quarter in which  
41 the claim is filed with the department. For trailers  
42 or semitrailers issued a multiyear registration plate  
43 a refund shall be paid equal to the annual fee for  
44 twelve months times the remaining number of complete  
45 ~~calendar~~ registration years. Refunds for motor  
46 vehicles registered for prorated under chapter 326  
47 shall be paid on the basis of unexpired complete  
48 calendar months remaining from the date the claim  
49 is filed with the department.

50 Sec. 24. Section 321.132, Code 1981, is amended

1 to read as follows:

2 321.132 WHEN LIEN ATTACHES. The lien of the  
3 original registration fee ~~shall attach~~ attaches, at  
4 the time the same fee is first payable, as provided  
5 by law, and the lien of all renewals of registration  
6 ~~shall attach on January 1 of each year thereafter~~  
7 the first day of each succeeding registration year.

8 Sec. 25. Section 321.134, Code 1981, is amended  
9 by striking the section and inserting in lieu thereof  
10 the following:

11 321.134 MONTHLY PENALTY. On the first day of  
12 the second month following the beginning of each  
13 registration year a penalty of five percent of the  
14 annual registration fee shall be added to the  
15 registration fees not paid by that date and an  
16 additional penalty of five percent shall be added  
17 the first day of each succeeding month, until the  
18 fee is paid. A penalty shall not be less than five  
19 dollars. If the owner of a vehicle surrenders the  
20 registration plates for a vehicle prior to the time  
21 they expire, to the county treasurer of the county  
22 where the vehicle is registered, or to the department  
23 if the vehicle is registered under chapter 326, the  
24 owner may register the vehicle any time thereafter  
25 upon payment of the registration fee for the  
26 registration year without penalty. The penalty on  
27 vehicles registered under chapter 326 shall accrue  
28 February 1 of each year.

29 The annual registration fee for trucks, truck  
30 tractors, and road tractors, as provided in sections  
31 321.121 and 321.122, may be payable in two equal  
32 semiannual installments if the annual registration  
33 fee exceeds the registration fee for a vehicle with  
34 a gross weight exceeding five tons. The penalties  
35 provided in the preceding unnumbered paragraph shall  
36 be computed on the amount of the first installment  
37 only and on the first day of the seventh month of  
38 the registration period the same rate of penalty shall  
39 apply to the second installment, until the fee is  
40 paid. Semiannual installments shall not apply to  
41 commercial vehicles subject to proportional  
42 registration, with a base state other than the state  
43 of Iowa, as defined in section 326.2, subsection 6.  
44 The penalty on vehicles registered under chapter 326  
45 shall accrue August 1 of each year.

46 If a penalty applies to any vehicle registration  
47 fee provided for in sections 321.121 and 321.122,  
48 the same penalty shall be assessed on the fees  
49 collected to increase the registered gross weight  
50 of the vehicle, if the increased gross weight is

1 requested within forty-five days from the date the  
2 delinquent vehicle is registered for the current  
3 registration period.

4 Sec. 26. Section 321.149, Code 1981, is amended  
5 to read as follows:

6 321.149 BLANKS. The department shall not later  
7 than November 15 of each year prepare and furnish  
8 the treasurer of each county all blank books, blank  
9 forms, and all supplies required for the administration  
10 of this chapter, including applications for  
11 registration and transfer of vehicles, ~~quadruple~~  
12 quintuple receipts, and original remittance sheets  
13 to be used in remitting fees to the department, in  
14 such form as the department may prescribe. Contracts  
15 for ~~such~~ the blank books, blank forms, and supplies  
16 shall be awarded by the state superintendent of  
17 ~~printing~~ beard to persons, firms, partnerships, or  
18 corporations engaged in the business of printing in  
19 Iowa unless, or through them, ~~such~~ the persons, firms,  
20 partnerships or corporations cannot provide the  
21 required printing set forth in this section. In lieu  
22 of purchasing under competitive bids the state  
23 superintendent of printing beard shall have authority  
24 to arrange with the director of the division of  
25 corrections of the department of social services to  
26 furnish ~~such~~ the supplies as can be made in the state  
27 institutions.

28 Sec. 27. Section 321.166, subsection 2, Code 1981,  
29 is amended to read as follows:

30 2. Every registration plate or pair of plates  
31 shall display a registration plate number which shall  
32 consist of alphabetical or numerical characters or  
33 a combination thereof and the name of this state,  
34 which may be abbreviated. Every registration plate  
35 issued by the county treasurer shall display the name  
36 of the county except plates issued for motor trucks  
37 with a combined gross weight exceeding five tons,  
38 truck tractors, motorcycles, motorized bicycles,  
39 travel trailers, mobile homes, semitrailers and  
40 trailers. The year of expiration or the date of  
41 expiration shall be displayed on vehicle registration  
42 plates, except plates issued under ~~the provisions~~  
43 ~~of~~ section 321.19. Registration plates issued for  
44 motor trucks and truck tractors shall be designed  
45 in such a manner that the gross weight for which the  
46 vehicle is registered may be displayed on the plate.  
47 Special truck registration plates shall display the  
48 word "special".

49 Sec. 28. Section 321.166, Code 1981, is amended  
50 by adding the following new subsection:

1 NEW SUBSECTION. The month of expiration of  
2 registration, which may be abbreviated, shall be  
3 displayed on vehicle registration plates issued by  
4 the county treasurer. A distinctive emblem or  
5 validation sticker may be prescribed by the department  
6 to designate the month of expiration which shall be  
7 attached to the embossed area on the plate located  
8 at the lower corners of the registration plate.

9 Sec. 29. Section 321.167, Code 1981, is amended  
10 by striking the section and inserting in lieu thereof  
11 the following:

12 321.167 DELIVERY OF PLATES, STICKERS, AND EMBLEMS.

13 The department, upon requisition by the county  
14 treasurer, shall provide vehicle registration plates,  
15 validation stickers, and emblems as required for the  
16 administration of this chapter. Vehicle registration  
17 plates and validation stickers shall be provided to  
18 the county treasurer in numerical sequence.

19 Sec. 30. Section 321.466, subsection 2, Code 1981,  
20 is amended by striking the subsection.

21 Sec. 31. Section 321.466, subsections 3 and 4,  
22 Code 1981, are amended to read as follows:

23 3. ~~On~~ During or after July-1-of-each-year the  
24 seventh month of a current registration year, the  
25 owner of a motor truck, truck tractor, road tractor,  
26 semitrailer or trailer may, if his the owner's  
27 operation thereof has not resulted in a conviction  
28 or action pending under this section or-an-action  
29 then-pending-against-him-for-violation-of-the-same,  
30 increase the gross load weight of any-such the vehicle  
31 to a higher gross weight classification by payment  
32 of one-twelfth of the difference between the annual  
33 fee for the higher gross weight and the amount of  
34 the fee for the gross weight at which it is registered,  
35 multiplied by the number of unexpired months of the  
36 registration year.

37 4. Upon conversion of a truck to a truck tractor  
38 or a truck tractor to a truck, an increased gross  
39 weight registration of the proper type may be obtained  
40 for any-such the vehicle by payment, except as provided  
41 in section 321.106, of one-twelfth of the difference  
42 between the annual fee for the higher gross weight  
43 and the amount of the annual fee for the gross weight  
44 at which the vehicle is registered, multiplied by  
45 the number of unexpired months of the registration  
46 year from the date of such the conversion.

47 Sec. 32. Section 805.8, subsection 2, paragraph  
48 b, Code 1981, as amended by Acts of the Sixty-ninth  
49 General Assembly, 1981 Session, chapter 103, section  
50 9, is amended to read as follows:

1 b. For registration violations under sections  
2 321.32, 321.34, 321.37, 321.38 and 321.41 the scheduled  
3 fine is five dollars. For-violations-of-sections  
4 321-34-and-321-37-the-case-shall-be-dismissed-without  
5 imposition-of-fine-or-costs-if-a-license-or  
6 registration-valid-at-the-time-of-the-issuance-of  
7 the-citation-is-presented-by-the-defendant-to-the  
8 magistrate-or-scheduled-violations-officer.

9 Sec. 33. Chapter 321, Code 1981, is amended by  
10 adding the following new section:

11 NEW SECTION. MULTIPLE REGISTRATION PERIODS AND  
12 ADJUSTMENTS.

13 1. There are established twelve registration  
14 periods for the registration of vehicles by the county  
15 treasurer. Each registration period shall commence  
16 on the first day of each calendar month following  
17 the month of the birth of the owner of the vehicle  
18 and end on the last day of the twelfth month. Every  
19 vehicle registered by the county treasurer shall be  
20 registered for a full twelve-month period, except  
21 mobile homes that are registered on a semiannual basis  
22 and trucks with a gross weight exceeding five tons  
23 which may be registered on a semiannual basis.

24 2. The county treasurer may adjust the renewal  
25 or expiration date of vehicles when deemed necessary  
26 to equalize the number of vehicles registered in each  
27 twelve-month period or for the administrative  
28 efficiency of the county treasurer's office. The  
29 adjustment shall be accomplished by delivery of a  
30 written notice to the vehicle owner of the adjustment  
31 and allowance of a credit for the remaining months  
32 of the unused portion of the registration fee, rounded  
33 to the nearest whole dollar, which amount shall be  
34 deducted from the annual registration fee due at the  
35 time of registration. Upon receipt of the notification  
36 the owner shall, within thirty days, surrender the  
37 registration card and registration plates to the  
38 county treasurer of the county where the vehicle is  
39 registered, except that the registration plates shall  
40 not be surrendered if validation stickers or other  
41 emblems are used to designate the month and year of  
42 expiration of registration. Upon payment of the  
43 annual registration fee, less the credit allowed for  
44 the remaining months of the unused portion of the  
45 registration fee, the county treasurer shall issue  
46 a new registration card and registration plates,  
47 validation stickers, or emblems which indicate the  
48 month and year of expiration of registration.

49 3. Vehicles subject to registration which are  
50 owned by a person other than a natural person shall

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1 be registered for a registration year as determined  
2 by the county treasurer.

3 Sec. 34. Chapter 321, Code 1981, is amended by  
4 adding the following new section:

5 NEW SECTION. IMPLEMENTATION OF TWELVE-MONTH  
6 REGISTRATION PERIOD. To implement the change from  
7 calendar year registration to the system provided  
8 for in section 33 of this Act, the vehicles registered  
9 by the county treasurer on or after December 1, 1983,  
10 shall be registered as follows:

11 1. Vehicle registrations which are not delinquent  
12 may be registered on or after December 1, 1983 up  
13 to and including January 31, 1984 without penalty.

14 Registration fees paid on or after February 1, 1984  
15 shall be subject to a penalty equal to five percent  
16 of the annual registration fee and an additional  
17 penalty of five percent shall be added the first day  
18 of each succeeding month, until the fee is paid.

19 2. Vehicles shall be registered for the  
20 registration year as defined in section 1 of this  
21 Act. If the registration year of the vehicle is for  
22 a period of less than twelve months, the registration  
23 fee shall be prorated for the remaining unexpired  
24 months, except as provided in subsection 3.

25 3. The owner of a vehicle for which the  
26 registration year begins on February 1 may elect to  
27 register the vehicle for a period of one month or  
28 thirteen months. The owner of a vehicle for which  
29 the registration year begins on March 1 may elect  
30 to register the vehicle for a period of two months  
31 or fourteen months. The owner of a vehicle for which  
32 the registration year begins on April 1 may elect  
33 to register the vehicle for a period of three months  
34 or fifteen months.

35 Sec. 35. Section 27 of this Act which requires  
36 the issuance of registration plates which display  
37 the name of the county for motor trucks with a combined  
38 gross weight of five tons or less and section 28 of  
39 this Act which requires an embossed area on the lower  
40 corners of the registration plate shall take effect  
41 for the next registration year for which the department  
42 issues new registration plates and shall apply  
43 thereafter.

44 Sec. 36. Sections 321.69, 321.107, and 321.114,  
45 Code 1981, are repealed.

46 Sec. 37. This Act takes effect December 1, 1983."

47 2. Amend the title, lines 1 and 2, by striking  
48 the words "and licensing for the operation of".

S-5114 FILED  
FEBRUARY 18, 1982

BY COMMITTEE ON TRANSPORTATION  
RICHARD F. DRAKE, CHAIR

*Adopted as amended  
by 5179 3/10 (p. 660)*

March 15, 1982

SENATE AMENDMENT TO HOUSE FILE 808

5398

1 Amend House File 808, as amended, passed, and  
2 reprinted by the House, as follows:

3 1. By striking everything after the enacting  
4 clause and inserting in lieu thereof the following:

5 "Section 1. Section 321.1, subsection 71, Code  
6 1981, as amended by Acts of the Sixty-ninth General  
7 Assembly, Second Extraordinary 1981 Session, chapter  
8 2, section 5, is amended to read as follows:

9 71. A "special truck" means a motor truck not  
10 used for hire with a gross weight registration of  
11 ~~eight~~ six through twenty tons used by a person engaged  
12 in farming to transport commodities produced only  
13 by the owner, or to transport commodities purchased  
14 by the owner for use in the owner's own farming opera-  
15 tion or occasional use for charitable purposes.

16 Sec. 2. Section 321.1, Code 1981, is amended by  
17 adding the following new subsection:

18 NEW SUBSECTION. "Registration year" means the  
19 period of twelve consecutive months beginning on the  
20 first day of the month following the month of the  
21 birth of the owner of the vehicle for vehicles  
22 registered by the county treasurer and the calendar  
23 year for vehicles registered by the department or  
24 vehicles with a combined gross weight exceeding five  
25 tons which are registered by the county treasurer  
26 and mobile homes.

27 Sec. 3. Section 321.24, Code 1981, is amended  
28 by inserting after unnumbered paragraph 1 the following  
29 new unnumbered paragraph:

30 NEW UNNUMBERED PARAGRAPH. A vehicle shall be  
31 registered for the registration year. A vehicle  
32 registered for the first time in this state shall  
33 be registered for the remaining unexpired months of  
34 the registration year and pay a registration fee  
35 prorated for the remaining unexpired months of the  
36 registration year.

37 Sec. 4. Section 321.34, subsection 3, unnumbered  
38 paragraph 1, Code 1981, is amended to read as follows:

39 In lieu of issuing new registration plates each  
40 registration year for a vehicle renewing registration,  
41 the department may reassign the registration plates  
42 previously issued to ~~such~~ the vehicle and may adopt  
43 and prescribe an annual validation ~~sticker~~ stickers  
44 indicating payment of registration fee, ~~-which-annual~~  
45 ~~validation-sticker-shall-be-attached-to-said~~  
46 ~~registration-plates-bearing-the-numerals-indicating~~  
47 ~~the-year-for-which-the-original-plates-are-validated~~  
48 fees. The department shall issue two validation  
49 stickers for each registration plate. One sticker  
50 shall specify the year of expiration of the registra-

1 tion period. The second sticker shall specify the  
2 month of expiration of the registration period. The  
3 month of registration shall not be required on  
4 registration plates or validation stickers issued  
5 for vehicles registered under chapter 326.

6 Sec. 5. Section 321.39, Code 1981, is amended  
7 by striking the section and inserting in lieu thereof  
8 the following:

9 321.39 EXPIRATION OF REGISTRATION. Except as  
10 provided in this chapter every vehicle registration,  
11 registration card, and registration plate shall expire  
12 as follows:

13 1. For vehicles registered under chapter 326 and  
14 any motor truck, truck tractor, or road tractor  
15 registered for a combined gross weight exceeding five  
16 tons, at midnight on the last day of December of each  
17 year.

18 2. For vehicles registered by the county treasurer,  
19 at midnight on the last day of the registration year.

20 3. For vehicles on which the first installment  
21 of an annual fee has been paid, at midnight on the  
22 last day of June; for vehicles on which the second  
23 installment of an annual fee has been paid, at midnight  
24 on the last day of December.

25 4. For vehicles registered without payment of  
26 fees as provided in section 321.19, when designated  
27 by the department.

28 5. For mobile homes, at midnight on the last day  
29 of June and December each year.

30 Registration for every vehicle registered by the  
31 county treasurer shall expire upon transfer of  
32 ownership.

33 Sec. 6. Section 321.40, unnumbered paragraph 1,  
34 Code 1981, is amended by striking the unnumbered  
35 paragraph and inserting in lieu thereof the following:

36 Application for renewal of a vehicle registration  
37 shall be made on or after the first day of the month  
38 of expiration of registration and up to and including  
39 the last day of the month following the month of  
40 expiration of registration. The registration shall  
41 be renewed upon payment of the appropriate registration  
42 fee.

43 Sec. 7. Section 321.40, unnumbered paragraph 3,  
44 Code 1981, is amended by striking the unnumbered  
45 paragraph.

46 Sec. 8. Section 321.46, Code 1981, is amended  
47 to read as follows:

48 321.46 NEW TITLE AND REGISTRATION UPON TRANSFER  
49 OF REGISTRATION OWNERSHIP.

50 1. The transferee shall within seven calendar

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1 days after purchase or transfer apply for and obtain  
2 from the county treasurer of the person's residence,  
3 or if a nonresident, the county treasurer of the  
4 county where the primary users of the vehicle are  
5 located or the county where all other vehicles owned  
6 by the nonresident are registered, a ~~transfer-of~~ new  
7 registration and a new certificate of title for such  
8 the vehicle except as provided in section 321.48.  
9 The transferee shall present with the application  
10 the certificate of title endorsed and assigned by  
11 the previous owner and the signed registration card  
12 or other evidence of current registration as required  
13 by the department. The transferee shall be required  
14 to list a motor vehicle license number as part of  
15 the application for a registration transfer and a  
16 new title. The motor vehicle license number shall  
17 not be the social security number of the transferee  
18 unless requested by the transferee.

19 2. Upon filing the application for a new  
20 registration ~~transfer~~ and a new title, the applicant  
21 shall pay a title fee of two dollars and a registration  
22 fee prorated for the remaining unexpired months of  
23 the registration year. The county treasurer, if  
24 satisfied of the genuineness and regularity of the  
25 application and that applicant has complied with all  
26 the requirements of this chapter, shall ~~forthwith~~  
27 issue a new certificate of title and registration  
28 card to the purchaser or transferee, shall cancel  
29 the prior registration for the vehicle, and shall  
30 forward the necessary copies to the department on  
31 the date of issuance, as prescribed in section 321.24.

32 3. The applicant shall be entitled to a credit  
33 for that portion of the registration fee of the vehicle  
34 sold, traded, or junked within the state which had  
35 not expired prior to the transfer of ownership of  
36 the vehicle. The registration fee for the new  
37 registration for the vehicle acquired shall be reduced  
38 by the amount of the credit. The credit shall be  
39 computed on the basis of the number of months remaining  
40 in the registration year, rounded to the nearest whole  
41 dollar. The credit shall be subject to the following  
42 limitations:

43 a. The credit shall be claimed within thirty days  
44 from the date the vehicle for which credit is granted  
45 was sold, transferred, or junked. After thirty days,  
46 all credits shall be disallowed.

47 b. Any credit granted to the owner of a vehicle  
48 which has been sold, traded, or junked may only be  
49 claimed by that person toward the registration fee  
50 for another vehicle purchased and the credit may not

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1 be sold, transferred, or assigned to any other person.  
2 c. When the amount of the credit is computed to  
3 be an amount of less than five dollars, a credit shall  
4 be disallowed.  
5 d. To claim a credit for the unexpired registration  
6 fee on a junked vehicle, the county treasurer shall  
7 disallow any claim for credit unless the owner presents  
8 a junking certificate or other evidence as required  
9 by the department to the county treasurer.  
10 e. A credit shall not be allowed to any person  
11 who is eligible to receive a refund, upon proper  
12 application, under section 321.126.  
13 f. The credit shall only be allowed if the owner  
14 provides the copy of the registration receipt to the  
15 county treasurer.  
16 g. The credit allowed shall not exceed the amount  
17 of the registration fee for the vehicle acquired.  
18 If the registration fee upon application is delinquent,  
19 the applicant shall be required to pay the delinquent  
20 fee from the first day the registration fee was due  
21 prorated to the month of application for new title.  
22 4. The seller or transferor may file an affidavit  
23 on forms prescribed and provided by the department  
24 with the county treasurer of the county where the  
25 vehicle is registered certifying the sale or transfer  
26 of ownership of such the vehicle and the assignment  
27 and delivery of the certificate of title for such  
28 the vehicle. Upon receipt of such the affidavit the  
29 county treasurer shall file such the affidavit with  
30 the copy of the registration receipt for such the  
31 vehicle on file in his the treasurer's office and  
32 on that day he the treasurer shall forward copies  
33 of the affidavit to the department and to the county  
34 treasurer of the county of residence of the purchaser  
35 or transferee. Upon filing such the affidavit it  
36 shall be presumed that the seller or transferor has  
37 assigned and delivered the certificate of title for  
38 such the vehicle.  
39 Sec. 9. Section 321:48, Code 1981, is amended  
40 to read as follows:  
41 321.48 VEHICLES ACQUIRED FOR RESALE.  
42 1. When the transferee of a vehicle is a dealer  
43 who holds the vehicle for resale and operates the  
44 vehicle only for purposes incident to a resale and  
45 displays a dealer plate on the vehicle or does not  
46 drive such vehicle or permit it to be driven upon  
47 the highways, such transferee shall not be required  
48 to obtain transfer-of a new registration or a new  
49 certificate of title but upon transferring title or  
50 interest to another person shall execute and

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1 acknowledge an assignment and warranty of title upon  
2 the certificate of title assigned to the person and  
3 deliver the same to the person to whom such transfer  
4 is made. The dealer shall also sign the reverse side  
5 of the registration card for such vehicle indicating  
6 the name and address of the new purchaser.

7 2. Any foreign registered vehicle purchased or  
8 otherwise acquired by a dealer for the purpose of  
9 resale shall be issued a certificate of title thereto  
10 by the county treasurer of the dealer's residence  
11 upon proper application therefor as provided in this  
12 chapter and upon payment of a fee of two dollars and  
13 such dealer shall be exempt from the payment of any  
14 and all registration fees for such vehicle. Such  
15 application for certificate of title shall be made  
16 within forty-eight hours after said vehicle comes  
17 within the border of the state.

18 3. ~~Whenever a dealer purchases or otherwise~~  
19 ~~acquires a vehicle registered in this state he shall~~  
20 ~~issue a signed receipt to the previous owner,~~  
21 ~~indicating the date of purchase or acquisition, the~~  
22 ~~name and address of such previous owner and the~~  
23 ~~registration number of the vehicle purchased or~~  
24 ~~acquired. -- The original receipt shall be delivered~~  
25 ~~to the owner on the date of purchase or acquisition~~  
26 ~~and two copies shall be mailed or delivered by the~~  
27 ~~dealer to the county treasurer of his residence within~~  
28 ~~forty-eight hours after purchase or acquisition.~~  
29 ~~The county treasurer shall forward one copy to the~~  
30 ~~department. -- Forms for such receipts shall be furnished~~  
31 ~~by the department.~~ In a transaction in which a vehicle  
32 is traded to a dealer as defined in chapter 322 or  
33 chapter 322C toward the purchase price of another  
34 vehicle and each vehicle is owned in whole or in part  
35 by the same person, the person acquiring the vehicle  
36 from the dealer shall be entitled to a credit under  
37 section 321.46.

38 4. Nothing in this section shall be construed  
39 to prohibit a dealer from obtaining a new certificate  
40 of title and ~~transfer of~~ or new registration in the  
41 same manner as other purchasers.

42 Sec. 10. Section 321.51, subsection 4, Code 1981,  
43 as amended by Acts of the Sixty-ninth General Assembly,  
44 1981 Session, chapter 102, section 2, is amended to  
45 read as follows:

46 4. Except as provided in section 321.52, the  
47 county treasurer of the county of residence of the  
48 transferee upon receipt of the application for a new  
49 certificate of title, the appropriate fee, and the  
50 affidavit as provided in subsection 2, and when

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1 satisfied as to the genuineness and regularity of  
2 the application, shall issue a restricted certificate  
3 of title to the applicant but shall not issue  
4 registration plates or a registration card. A  
5 restricted certificate of title shall be coded in  
6 the manner prescribed by the department and shall  
7 be red in color and shall have conspicuously imprinted  
8 thereon in bold print, in a manner prescribed by the  
9 department, the words "RESTRICTED CERTIFICATE OF  
10 TITLE--CANNOT BE REGISTERED AND OPERATED ON THE  
11 HIGHWAYS WITHOUT A VALID APPROVED CERTIFICATE OF  
12 INSPECTION EXCEPT AS PROVIDED IN SECTION 321.51 OF  
13 THE CODE OF IOWA." A county treasurer may also issue  
14 a restricted certificate of title which is not red  
15 in color but shall have the words "RED TITLE" in bold  
16 letters and the words "RESTRICTED--CANNOT BE REGISTERED  
17 WITHOUT A VALID APPROVED CERTIFICATE OF INSPECTION"  
18 stamped on the face of the title in red ink. At the  
19 time the transferee surrenders a valid approved  
20 certificate of inspection and the restricted  
21 certificate of title to the county treasurer of the  
22 county of residence, the county treasurer, upon payment  
23 of the appropriate fees, shall issue a certificate  
24 of title that is not restricted for the vehicle and  
25 shall also issue a registration card and registration  
26 plates to the applicant if the applicant is not in  
27 possession of registration plates which may be attached  
28 to the vehicle, ~~however.~~ The registration fee shall  
29 be prorated for the remaining unexpired months of  
30 the registration year. However, if the registration  
31 fee for the vehicle has been paid for the current  
32 year, the county treasurer shall issue a registration  
33 card and registration plates to the applicant if the  
34 applicant is not in possession of registration plates  
35 which may be attached to the vehicle upon payment  
36 of an additional registration fee of five dollars.  
37 A vehicle with a restricted certificate of title shall  
38 not have a registration plate attached to the vehicle.  
39 Sec. 11. Section 321.70, Code 1981, is amended  
40 by striking the section and inserting in lieu thereof  
41 the following:  
42 321.70 DEALER VEHICLES. A dealer registered under  
43 this chapter shall not be required to register any  
44 vehicle owned by the dealer which is being held for  
45 sale or trade, provided the registration fee was not  
46 delinquent at the time the vehicle was acquired by  
47 the dealer. When a dealer ceases to hold any vehicle  
48 for sale or trade or the vehicle otherwise becomes  
49 subject to registration under this chapter the  
50 registration fee and delinquent registration fee,

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1 if any, shall be due for the registration year.

2 Sec. 12. Section 321.105, unnumbered paragraph

3 1, Code 1981, is amended to read as follows:

4 An annual registration fee shall be paid for each  
5 vehicle operated upon the public highways of this  
6 state unless the vehicle is specifically exempted  
7 under ~~the provisions of~~ this chapter. If a vehicle,  
8 which has been registered for the current registration  
9 year, is transferred during the registration year,  
10 the transferee shall reregister the vehicle as provided  
11 in section 321.46 ~~without payment of an additional~~  
12 ~~annual registration fee.~~

13 Sec. 13. Section 321.106, Code 1981, is amended  
14 by striking the section and inserting in lieu thereof  
15 the following:

16 321.106 REGISTRATION FOR FRACTIONAL PART OF YEAR.  
17 When a vehicle is registered under chapter 326 or  
18 a motor truck, truck tractor, or road tractor is  
19 registered for a combined gross weight exceeding five  
20 tons and there is no delinquency and the registration  
21 is made in February or succeeding months through  
22 November, the registration fee shall be computed on  
23 the basis of one-twelfth of the annual registration  
24 fee multiplied by the number of unexpired months of  
25 the year. A fee shall not be required for the month  
26 of December for a vehicle registered on a calendar  
27 year basis on which there is no delinquency. A fee  
28 shall not be required for the month of the owner's  
29 birthday for a vehicle on which there is no  
30 delinquency. Whenever any fee computed under this  
31 section contains a fractional part of a dollar, the  
32 fee shall be computed to the nearest whole dollar.  
33 A fee computed under this section shall not be less  
34 than five dollars. The fee so computed shall be  
35 deemed to be the annual registration fee for the  
36 remainder of the registration year.

37 A reduction in the registration fee shall not be  
38 allowed by the department until the applicant files  
39 satisfactory evidence to prove that there is no  
40 delinquency in registration.

5417 41 Sec. 14. Section 321.112, Code 1981, is amended  
42 to read as follows:

43 321.112 MINIMUM MOTOR VEHICLE FEE. No motor  
44 vehicle, ~~regardless of age,~~ except as provided in  
45 ~~section sections~~ 321.115 and 321.117 shall be  
46 registered for a full registration year for less than  
47 ten dollars.

48 Sec. 15. Section 321.113, Code 1981, is amended  
49 to read as follows:

50 321.113 AUTOMATIC REDUCTION. After said a motor

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1 vehicle has-been-registered is more than five times  
2 model years old, that part of the registration fee  
3 which is based on the value of the vehicle shall be:  
4 Seventy-five percent of the rate as fixed when  
5 new;

6 After a motor vehicle is more than six times model  
7 years old, fifty percent;

8 After a motor vehicle is more than eight times  
9 model years old, that part of the registration fee  
10 based on the value of said the vehicle shall be ten  
11 percent. Where the ninth registration fee for a motor  
12 vehicle has been computed and fixed by the department  
13 prior to July 4, 1949, there shall be added to such  
14 the registration fee, in lieu of the ten percent  
15 provided for herein, one dollar if such registration  
16 fee has been computed and fixed at fifteen dollars  
17 or less and two dollars if such the registration fee  
18 has been computed and fixed at more than fifteen  
19 dollars.

20 Sec. 16. Section 321.116, Code 1981, is amended  
21 to read as follows:

22 321.116 ELECTRIC AUTOMOBILES. For all electric  
23 motor vehicles the annual fee shall be twenty-five  
24 dollars. When any electric motor vehicle has-been  
25 registered which is more than five times model years  
26 old the annual registration fee shall be fifteen  
27 dollars.

28 Sec. 17. Section 321.117, Code 1981, is amended  
29 to read as follows:

30 321.117 MOTORCYCLE, AMBULANCE, AND HEARSE FEES.  
31 For all motorcycles the annual fee shall be ten  
32 dollars. For all motorized bicycles the annual fee  
33 shall be five dollars. When said the motorcycle has  
34 been-registered is more than five times model years  
35 old, the annual registration fee shall be five dollars.  
36 The annual registration fee for ambulances and hearses  
37 shall be fifty dollars. Passenger car plates shall  
38 be issued for ambulances and hearses.

39 Sec. 18. Section 321.121, Code 1981, as amended  
40 by Acts of the Sixty-ninth General Assembly, Second  
41 Extraordinary 1981 Session, chapter 2, section 6,  
42 is amended to read as follows:

43 321.121 SPECIAL TRUCKS FOR FARM USE. The  
44 registration fee for a special truck shall be eighty  
45 dollars for a gross weight of six tons, one hundred  
46 dollars for a gross weight of seven tons, one hundred  
47 twenty dollars for a gross weight of eight tons, and  
48 in addition, fifteen dollars for each ton over eight  
49 tons and not exceeding eighteen tons. The registration  
50 fee for a special truck with a gross weight

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1 registration exceeding eighteen tons but not exceeding  
2 nineteen tons shall be three hundred twenty-five  
3 dollars and for a gross weight registration exceeding  
4 nineteen tons but not exceeding twenty tons the  
5 registration fee shall be three hundred seventy-five  
6 dollars. Any person convicted of using a truck  
7 registered as a special truck for any purpose other  
8 than permitted by section 321.1, subsection 71, shall,  
9 in addition to any other penalty imposed by law, be  
10 required to pay regular motor truck registration fees  
11 upon such truck.

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12 Sec. 19. Section 321.122, subsection 1, paragraph  
13 a, Code 1981, is amended to read as follows:

14 a. For a combined gross weight of three tons or  
15 less forty-five dollars and after a vehicle which  
16 is more than ten full-registrations model years old  
17 thirty-five dollars.

18 Sec. 20. Section 321.123, subsection 1, unnumbered  
19 paragraph 2, Code 1981, is amended to read as follows:

20 Travel trailers and fifth-wheel travel trailers,  
21 except those in manufacturer's or dealer's stock,  
22 an annual fee of twenty cents per square foot of floor  
23 space computed on the exterior overall measurements,  
24 but excluding three feet occupied by any trailer hitch  
25 as provided by and certified to by the owner, to the  
26 nearest whole dollar, which amount shall not be  
27 prorated or refunded; except the annual fee for travel  
28 trailers of any type, when registered in Iowa for  
29 the first time or when removed from a manufacturer's  
30 or dealer's stock, shall be prorated on a monthly  
31 basis. The registrant of a travel trailer of any  
32 type shall be issued a "travel trailer" plate. It  
33 is further provided the annual fee thus computed shall  
34 be limited to seventy-five percent of the full fee  
35 after the sixth-registration the vehicle is more than  
36 six model years old.

37 Sec. 21. Section 321.124, subsection 3, Code 1981,  
38 is amended to read as follows:

39 3. The annual registration fee for motor homes  
40 and multipurpose vehicles is as follows:

41 a. For class "A" motor homes with a list price  
42 of thirty-five thousand dollars or more as certified  
43 to the department by the manufacturer, four hundred  
44 dollars for ~~the first five registrations~~ registration  
45 each year through five model years and three hundred  
46 dollars for each succeeding registration.

47 b. For class "A" motor homes with a list price  
48 of twenty thousand dollars or more but less than  
49 thirty-five thousand dollars as certified to the  
50 department by the manufacturer, one hundred forty

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1 dollars for the-~~first-five-registrations~~ registration  
2 each year through five model years and one hundred  
3 five dollars for each succeeding registration.  
4 c. For class "A" motor homes with a list price  
5 of less than twenty thousand dollars as certified  
6 to the department by the manufacturer, one hundred  
7 twenty dollars for the-~~first-five-registrations~~  
8 registration each year through five model years and  
9 eighty-five dollars for each succeeding registration.  
10 d. For a class "A" motor home which is a passenger-  
11 carrying bus which has been registered at least five  
12 times as a motor truck and which has been converted,  
13 modified or altered to provide temporary living  
14 quarters, ninety dollars for the-~~first-ten~~  
15 registrations registration each year through ten model  
16 years and sixty-five dollars for each succeeding  
17 registration. In computing the number of  
18 registrations, the registrations shall be cumulative  
19 beginning with the registration of the class "A" motor  
20 home as a motor truck prior to its conversion,  
21 modification, or alteration to provide temporary  
22 living quarters.  
23 e. For class "B" motor homes, ninety dollars for  
24 the-~~first-five-registrations~~ registration each year  
25 through five model years and sixty-five dollars for  
26 each succeeding registration.  
27 f. For class "C" motor homes, one hundred ten  
28 dollars for the-~~first-five-registrations~~ registration  
29 each year through five model years and eighty dollars  
30 for each succeeding registration.  
31 g. For multipurpose vehicles, seventy-five dollars  
32 for the-~~first-five-registrations~~ registration each  
33 year through five model years and fifty-five dollars  
34 for each succeeding registration.  
35 Sec. 22. Section 321.126, unnumbered paragraph  
36 1 and subsections 2, 3, and 4, Code 1981, are amended  
37 to read as follows:  
38 Refunds of current registration fees previously  
39 paid for the registration of motor vehicles shall  
40 be allowed in accordance with this section, except  
41 that no refund shall be allowed and paid if the unused  
42 portion of the fee is less than five dollars.  
43 Subsections 1 and 2 shall not apply to motor vehicles  
44 registered by the county treasurer. Such The refunds  
45 shall be made as follows:  
46 2. If the motor vehicle is stolen, the owner shall  
47 give notice of the theft to the county-treasurer  
48 department within five days, ~~who-in-turn-shall-notify~~  
49 ~~the-department.~~ If the motor vehicle is not recovered  
50 by the owner before-~~December-1-of-the-year-for-which~~

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1 ~~the registration fee was paid~~ thirty days prior to  
2 the end of the current registration year, the owner  
3 shall make a statement of the theft and make claim  
4 for refund.

5 3. If the motor vehicle is placed in storage by  
6 the owner upon the owner's entry into the military  
7 service of the United States, the owner shall return  
8 the plates to the county treasurer or the department  
9 and make a statement regarding ~~such~~ the storage and  
10 military service and make claim for refund. Whenever  
11 the owner of a motor vehicle so placed in storage  
12 desires to again register ~~such~~ the vehicle, the county  
13 treasurer or department shall compute and collect  
14 the fees for registration ~~in accordance with section~~  
15 ~~321-106~~ for the registration year commencing in the  
16 month the vehicle is removed from storage.

17 4. If the motor vehicle is registered by the  
18 county treasurer during the current registration year  
19 and the owner or lessee registers the vehicle for  
20 prorata under chapter 326, the owner of the registered  
21 vehicle shall surrender the registration plates to  
22 the county treasurer and may file a claim for refund.

23 Sec. 23. Section 321.126, subsection 1, Code 1981,  
24 is amended by striking the subsection and inserting  
25 in lieu thereof the following:

26 1. If the motor vehicle is destroyed by fire or  
27 accident, or junked and its identity as a motor vehicle  
28 entirely eliminated, the owner in whose name the motor  
29 vehicle was registered at the time of destruction  
30 or dismantling shall return the plates to the  
31 department and within thirty days thereafter make  
32 a statement of such destruction or dismantling and  
33 make claim for refund. With reference to the  
34 destruction or dismantling of a vehicle, no refund  
35 shall be allowed unless a junking certificate has  
36 been issued, as provided in section 321.52.

37 Sec. 24. Section 321.127, Code 1981, as amended  
38 by Acts of the Sixty-ninth General Assembly, 1981  
39 Session, chapter 104, section 1, is amended to read  
40 as follows:

41 321.127 AMOUNT OF REFUND. ~~For December and each~~  
42 ~~succeeding month the~~ The refund for motor vehicles  
43 shall be computed on the basis of one-fourth of the  
44 annual registration fee multiplied by the number of  
45 remaining quarters of the registration year from date  
46 of filing of the claim for refund with the county  
47 treasurer, computed to the nearest quarter dollar.  
48 The department, unless reasonable grounds exist for  
49 delay, shall make refund on or before the fifteenth  
50 day of the quarter following the quarter in which

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1 the claim is filed with the department. For trailers  
2 or semitrailers issued a multiyear registration plate  
3 a refund shall be paid equal to the annual fee for  
4 twelve months times the remaining number of complete  
5 calendar registration years. Refunds for motor  
6 vehicles registered for prorate under chapter 326  
7 shall be paid on the basis of unexpired complete  
8 calendar months remaining from the date the claim  
9 is filed with the department.

10 Sec. 25. Section 321.132, Code 1981, is amended  
11 to read as follows:

12 321.132 WHEN LIEN ATTACHES. The lien of the  
13 original registration fee shall ~~attach~~ attaches, at  
14 the time the same fee is first payable, as provided  
15 by law, and the lien of all renewals of registration  
16 shall attach on ~~January 1 of each year thereafter~~  
17 the first day of each succeeding registration year.

18 Sec. 26. Section 321.134, Code 1981, is amended  
19 by striking the section and inserting in lieu thereof  
20 the following:

21 321.134 MONTHLY PENALTY. On the first day of  
22 the second month following the beginning of each  
23 registration year a penalty of five percent of the  
24 annual registration fee shall be added to the  
25 registration fees not paid by that date and an  
26 additional penalty of five percent shall be added  
27 the first day of each succeeding month, until the  
28 fee is paid. A penalty shall not be less than five  
29 dollars. If the owner of a vehicle surrenders the  
30 registration plates for a vehicle prior to the time  
31 they expire, to the county treasurer of the county  
32 where the vehicle is registered, or to the department  
33 if the vehicle is registered under chapter 326, the  
34 owner may register the vehicle any time thereafter  
35 upon payment of the registration fee for the  
36 registration year without penalty. The penalty on  
37 vehicles registered under chapter 326 shall accrue  
38 February 1 of each year.

39 The annual registration fee for trucks, truck  
40 tractors, and road tractors, as provided in sections  
41 321.121 and 321.122, may be payable in two equal  
42 semiannual installments if the annual registration  
43 fee exceeds the registration fee for a vehicle with  
44 a gross weight exceeding five tons. The penalties  
45 provided in the preceding unnumbered paragraph shall  
46 be computed on the amount of the first installment  
47 only and on the first day of the seventh month of  
48 the registration period the same rate of penalty shall  
49 apply to the second installment, until the fee is  
50 paid. Semiannual installments shall not apply to

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1 commercial vehicles subject to proportional  
2 registration, with a base state other than the state  
3 of Iowa, as defined in section 326.2, subsection 6.  
4 The penalty on vehicles registered under chapter 326  
5 shall accrue August 1 of each year.

6 If a penalty applies to any vehicle registration  
7 fee provided for in sections 321.121 and 321.122,  
8 the same penalty shall be assessed on the fees  
9 collected to increase the registered gross weight  
10 of the vehicle, if the increased gross weight is  
11 requested within forty-five days from the date the  
12 delinquent vehicle is registered for the current  
13 registration period.

14 Sec. 27. Section 321.149, Code 1981, is amended  
15 to read as follows:

16 321.149 BLANKS. The department shall not later  
17 than November 15 of each year prepare and furnish  
18 the treasurer of each county all blank books, blank  
19 forms, and all supplies required for the administration  
20 of this chapter, including applications for  
21 registration and transfer of vehicles, ~~quadruple~~  
22 quintuple receipts, and original remittance sheets  
23 to be used in remitting fees to the department, in  
24 such form as the department may prescribe. Contracts  
25 for ~~such~~ the blank books, blank forms, and supplies  
26 shall be awarded by the ~~state~~ superintendent of  
27 ~~printing board~~ to persons, firms, partnerships, or  
28 corporations engaged in the business of printing in  
29 Iowa unless, or through them, ~~such~~ the persons, firms,  
30 partnerships or corporations cannot provide the  
31 required printing set forth in this section. In lieu  
32 of purchasing under competitive bids the ~~state~~  
33 superintendent of printing board shall have authority  
34 to arrange with the director of the division of  
35 corrections of the department of social services to  
36 furnish ~~such~~ the supplies as can be made in the state  
37 institutions.

38 Sec. 28. Section 321.166, subsection 2, Code 1981,  
39 is amended to read as follows:

40 2. Every registration plate or pair of plates  
41 shall display a registration plate number which shall  
42 consist of alphabetical or numerical characters or  
43 a combination thereof and the name of this state,  
44 which may be abbreviated. Every registration plate  
45 issued by the county treasurer shall display the name  
46 of the county except plates issued for motor trucks  
47 with a combined gross weight exceeding five tons,  
48 truck tractors, motorcycles, motorized bicycles,  
49 travel trailers, mobile homes, semitrailers and  
50 trailers. The year of expiration or the date of

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1 expiration shall be displayed on vehicle registration  
2 plates, except plates issued under the provisions  
3 of section 321.19. Registration plates issued for  
4 motor trucks and truck tractors shall be designed  
5 in such a manner that the gross weight for which the  
6 vehicle is registered may be displayed on the plate.  
7 Special truck registration plates shall display the  
8 word "special".

9 Sec. 29. Section 321.166, Code 1981, is amended  
10 by adding the following new subsection:

11 NEW SUBSECTION. The month of expiration of  
12 registration, which may be abbreviated, shall be  
13 displayed on vehicle registration plates issued by  
14 the county treasurer. A distinctive emblem or  
15 validation sticker may be prescribed by the department  
16 to designate the month of expiration which shall be  
17 attached to the embossed area on the plate located  
18 at the lower corners of the registration plate.

19 Sec. 30. Section 321.167, Code 1981, is amended  
20 by striking the section and inserting in lieu thereof  
21 the following:

22 321.167 DELIVERY OF PLATES, STICKERS, AND EMBLEMS.  
23 The department, upon requisition by the county  
24 treasurer, shall provide vehicle registration plates,  
25 validation stickers, and emblems as required for the  
26 administration of this chapter. Vehicle registration  
27 plates and validation stickers shall be provided to  
28 the county treasurer in numerical sequence.

29 Sec. 31. Section 321.466, subsection 2, Code 1981,  
30 is amended by striking the subsection.

31 Sec. 32. Section 321.466, subsections 3 and 4,  
32 Code 1981, are amended to read as follows:

33 3. ~~On~~ During or after July 1 of each year the  
34 seventh month of a current registration year, the  
35 owner of a motor truck, truck tractor, road tractor,  
36 semitrailer or trailer may, if his the owner's  
37 operation thereof has not resulted in a conviction  
38 or action pending under this section or an action  
39 then pending against him for violation of the same,  
40 increase the gross load weight of any such the vehicle  
41 to a higher gross weight classification by payment  
42 of one-twelfth of the difference between the annual  
43 fee for the higher gross weight and the amount of  
44 the fee for the gross weight at which it is registered,  
45 multiplied by the number of unexpired months of the  
46 registration year.

47 4. Upon conversion of a truck to a truck tractor  
48 or a truck tractor to a truck, an increased gross  
49 weight registration of the proper type may be obtained  
50 for any such the vehicle by payment, except as provided

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1 in section 321.106, of one-twelfth of the difference  
2 between the annual fee for the higher gross weight  
3 and the amount of the annual fee for the gross weight  
4 at which the vehicle is registered, multiplied by  
5 the number of unexpired months of the registration  
6 year from the date of such the conversion.

7 Sec. 33. Section 805.8, subsection 2, paragraph  
8 b, Code 1981, as amended by Acts of the Sixty-ninth  
9 General Assembly, 1981 Session, chapter 103, section  
10 9, is amended to read as follows:

11 b. For registration violations under sections  
12 321.32, 321.34, 321.37, 321.38, and 321.41 the  
13 scheduled fine is five dollars. ~~For violations of~~  
14 ~~sections 321.34 and 321.37 the case shall be dismissed~~  
15 ~~without imposition of fine or costs if a license or~~  
16 ~~registration valid at the time of the issuance of~~  
17 ~~the citation is presented by the defendant to the~~  
18 ~~magistrate or scheduled violations officer.~~

19 Sec. 34. Chapter 321, Code 1981, is amended by  
20 adding the following new section:

21 NEW SECTION. MULTIPLE REGISTRATION PERIODS AND  
22 ADJUSTMENTS.

23 1. There are established twelve registration  
24 periods for the registration of vehicles by the county  
25 treasurer. Each registration period shall commence  
26 on the first day of each calendar month following  
27 the month of the birth of the owner of the vehicle  
28 and end on the last day of the twelfth month. Every  
29 vehicle registered by the county treasurer shall be  
30 registered for a full twelve-month period, except  
31 mobile homes that are registered on a semiannual  
32 basis, vehicles registered under sections 321.24 or  
33 321.46, vehicles registered under chapter 326, and  
34 trucks with a gross weight exceeding five tons which  
35 may be registered on a semiannual basis.

36 2. The county treasurer may adjust the renewal  
37 or expiration date of vehicles when deemed necessary  
38 to equalize the number of vehicles registered in each  
39 twelve-month period or for the administrative  
40 efficiency of the county treasurer's office. The  
41 adjustment shall be accomplished by delivery of a  
42 written notice to the vehicle owner of the adjustment  
43 and allowance of a credit for the remaining months  
44 of the unused portion of the registration fee, rounded  
45 to the nearest whole dollar, which amount shall be  
46 deducted from the annual registration fee due at the  
47 time of registration. Upon receipt of the notification  
48 the owner shall, within thirty days, surrender the  
49 registration card and registration plates to the  
50 county treasurer of the county where the vehicle is

1 registered, except that the registration plates shall  
2 not be surrendered if validation stickers or other  
3 emblems are used to designate the month and year of  
4 expiration of registration. Upon payment of the  
5 annual registration fee, less the credit allowed for  
6 the remaining months of the unused portion of the  
7 registration fee, the county treasurer shall issue  
8 a new registration card and registration plates,  
9 validation stickers, or emblems which indicate the  
10 month and year of expiration of registration.

11 3. Vehicles subject to registration which are  
12 owned by a person other than a natural person shall  
13 be registered for a registration year as determined  
14 by the county treasurer.

15 Sec. 35. Chapter 321, Code 1981, is amended by  
16 adding the following new section:

17 NEW SECTION. IMPLEMENTATION OF TWELVE-MONTH  
18 REGISTRATION PERIOD. To implement the change from  
19 calendar year registration to the system provided  
20 for in section 33 of this Act, the vehicles registered  
21 by the county treasurer on or after December 1, 1983,  
22 shall be registered as follows:

23 1. Vehicle registrations which are not delinquent  
24 may be registered on or after December 1, 1983 up  
25 to and including January 31, 1984 without penalty.  
26 Registration fees paid on or after February 1, 1984  
27 shall be subject to a penalty equal to five percent  
28 of the annual registration fee and an additional  
29 penalty of five percent shall be added the first day  
30 of each succeeding month, until the fee is paid.

31 2. Vehicles shall be registered for the  
32 registration year as defined in section 2 of this  
33 Act. If the registration year of the vehicle is for  
34 a period of less than twelve months, the registration  
35 fee shall be prorated for the remaining unexpired  
36 months, except as provided in subsection 3.

37 3. The owner of a vehicle for which the  
38 registration year begins on February 1 may elect to  
39 register the vehicle for a period of one month or  
40 thirteen months. The owner of a vehicle for which  
41 the registration year begins on March 1 may elect  
42 to register the vehicle for a period of two months  
43 or fourteen months. The owner of a vehicle for which  
44 the registration year begins on April 1 may elect  
45 to register the vehicle for a period of three months  
46 or fifteen months.

47 Sec. 36. Section 27 of this Act which requires  
48 the issuance of registration plates which display  
49 the name of the county for motor trucks with a combined  
50 gross weight of five tons or less and section 28 of

1 this Act which requires an embossed area on the lower  
2 corners of the registration plate shall take effect  
3 for the next registration year for which the department  
4 issues new registration plates and shall apply  
5 thereafter.

6 Sec. 37. Sections 321.69, 321.107, and 321.114,  
7 Code 1981, are repealed.

8 Sec. 38. This Act takes effect December 1, 1983."

9 2. Amend the title, lines 1 and 2, by striking  
10 the words "and licensing for the operation of".

*House  
concurred  
2/19/83 (8.922)*

HOUSE FILE 808

H-5417

1 Amend the Senate amendment to House File 808, H-  
2 5398, as follows:

3 1. Page 7, by inserting after line 40, the  
4 following:

5 "Sec. \_\_\_\_ Section 321.109, subsection 1, Code  
6 1981, is amended to read as follows:

7 1. The annual fee for all motor vehicles including  
8 vehicles designated by manufacturers as station wagons,  
9 except motor trucks exceeding three tons gross weight,  
10 motor homes, multipurpose vehicles, ambulances,  
11 hearses, motorcycles, and motor bicycles, shall be  
12 equal to one percent of the value as fixed by the  
13 department plus forty cents for each one hundred  
14 pounds or fraction thereof of weight of vehicle, as  
15 fixed by the department. The weight of a motor  
16 vehicle, fixed by the department for registration  
17 purposes, shall include the weight of a battery,  
18 heater, bumpers, spare tire, and wheel.

19 PARAGRAPH DIVIDED. ~~Provided, however, that~~ However  
20 for any new vehicle purchased in this state by a  
21 nonresident for removal to the nonresident's state  
22 of residence the purchaser may make application to  
23 the county treasurer in the county of purchase for  
24 a transit plate for which a fee of five dollars shall  
25 be paid. And provided, however, that for any used  
26 vehicle held by a registered dealer and not currently  
27 registered in this state, or for any vehicle held  
28 by an individual and currently registered in this  
29 state, when purchased in this state by a nonresident  
30 for removal to the nonresident's state of residence,  
31 the purchaser may make application to the county  
32 treasurer in the county of purchase for a transit  
33 plate for which a fee of three dollars shall be paid.  
34 The county treasurer shall issue a nontransferable  
35 certificate of registration for which no refund shall  
36 be allowed; and the transit plates shall be void  
37 thirty days after issuance. Such purchaser may apply  
38 for a certificate of title by surrendering the  
39 manufacturer's or importer's certificate or certificate  
40 of title, duly assigned as provided in this chapter.  
41 In this event, the treasurer in the county of purchase  
42 shall, when satisfied with the genuineness and  
43 regularity of the application, and upon payment of  
44 a fee of two dollars, issue a certificate of title  
45 in the name and address of such nonresident purchaser  
46 delivering the same to the person entitled thereto  
47 as provided in this chapter."

48 2. Page 9, by inserting after line 11, the  
49 following:

50 "Sec. \_\_\_\_ Section 321.122, subsection 1,

1 unnumbered paragraph 1, Code 1981, is amended to read  
2 as follows:

3 The annual registration fee for truck tractors,  
4 road tractors, and motor trucks exceeding three tons  
5 gross weight, except special trucks, shall be based  
6 on the combined gross weight of the vehicle or  
7 combination of vehicles. All such trucks, truck  
8 tractors, or road tractors shall be registered for  
9 a gross weight equal to or in excess of the unladen  
10 weight of the vehicle or combination of vehicles.  
11 The annual registration fee for such vehicles or  
12 combination of vehicles shall be:".

13 3. Page 9, by striking lines 12 through 17 and  
14 inserting in lieu thereof the following:

15 "Sec. . . . Section 321.122, subsection 1, paragraph  
16 a, Code 1981, is amended by striking the paragraph."

17 4. By renumbering sections as necessary.

H-5417 FILED MARCH 15, 1982

BY LIND of Black Hawk

*H/L 3/19/82 (p. 922)*

HOUSE FILE 808

AN ACT

RELATING TO THE REGISTRATION OF MOTOR VEHICLES, WITH A  
DECEMBER 1, 1983 EFFECTIVE DATE.

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

Section 1. Section 321.1, subsection 71, Code 1981, as amended by Acts of the Sixty-ninth General Assembly, Second Extraordinary 1981 Session, chapter 2, section 5, is amended to read as follows:

71. A "special truck" means a motor truck not used for hire with a gross weight registration of ~~eight~~ six through twenty tons used by a person engaged in farming to transport commodities produced only by the owner, or to transport commodities purchased by the owner for use in the owner's own farming operation or occasional use for charitable purposes.

Sec. 2. Section 321.1, Code 1981, is amended by adding the following new subsection:

NEW SUBSECTION. "Registration year" means the period of twelve consecutive months beginning on the first day of the month following the month of the birth of the owner of the vehicle for vehicles registered by the county treasurer and the calendar year for vehicles registered by the department or vehicles with a combined gross weight exceeding five tons which are registered by the county treasurer and mobile homes.

Sec. 3. Section 321.24, Code 1981, is amended by inserting after unnumbered paragraph 1 the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. A vehicle shall be registered for the registration year. A vehicle registered for the first time in this state shall be registered for the remaining unexpired months of the registration year and pay a

registration fee prorated for the remaining unexpired months of the registration year.

Sec. 4. Section 321.34, subsection 3, unnumbered paragraph 1, Code 1981, is amended to read as follows:

In lieu of issuing new registration plates each registration year for a vehicle renewing registration, the department may reassign the registration plates previously issued to ~~each~~ the vehicle and may adopt and prescribe ~~an~~ annual validation ~~sticker~~ stickers indicating payment of registration fee, ~~which annual-validation-sticker-shall-be-attached-to-said registration-plates-bearing-the-numerals-indicating-the-year-for-which-the-original-plates-are-validated~~ fees. The department shall issue two validation stickers for each registration plate. One sticker shall specify the year of expiration of the registration period. The second sticker shall specify the month of expiration of the registration period. The month of registration shall not be required on registration plates or validation stickers issued for vehicles registered under chapter 326.

Sec. 5. Section 321.39, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

321.39 EXPIRATION OF REGISTRATION. Except as provided in this chapter every vehicle registration, registration card, and registration plate shall expire as follows:

1. For vehicles registered under chapter 326 and any motor truck, truck tractor, or road tractor registered for a combined gross weight exceeding five tons, at midnight on the last day of December of each year.
2. For vehicles registered by the county treasurer, at midnight on the last day of the registration year.
3. For vehicles on which the first installment of an annual fee has been paid, at midnight on the last day of June; for vehicles on which the second installment of an annual fee has been paid, at midnight on the last day of December.
4. For vehicles registered without payment of fees as provided in section 321.19, when designated by the department.

5. For mobile homes, at midnight on the last day of June and December each year.

Registration for every vehicle registered by the county treasurer shall expire upon transfer of ownership.

Sec. 6. Section 321.40, unnumbered paragraph 1, Code 1981, is amended by striking the unnumbered paragraph and inserting in lieu thereof the following:

Application for renewal of a vehicle registration shall be made on or after the first day of the month of expiration of registration and up to and including the last day of the month following the month of expiration of registration. The registration shall be renewed upon payment of the appropriate registration fee.

Sec. 7. Section 321.40, unnumbered paragraph 3, Code 1981, is amended by striking the unnumbered paragraph.

Sec. 8. Section 321.46, Code 1981, is amended to read as follows:

321.46 NEW TITLE AND REGISTRATION UPON TRANSFER OF REGISTRATION OWNERSHIP.

1. The transferee shall within seven calendar days after purchase or transfer apply for and obtain from the county treasurer of the person's residence, or if a nonresident, the county treasurer of the county where the primary users of the vehicle are located or the county where all other vehicles owned by the nonresident are registered, a ~~transfer~~ of new registration and a new certificate of title for ~~such~~ the vehicle except as provided in section 321.48. The transferee shall present with the application the certificate of title endorsed and assigned by the previous owner and the signed registration card or other evidence of current registration as required by the department. The transferee shall be required to list a motor vehicle license number as part of the application for a registration transfer and a new title. The motor vehicle license number shall not be the social security number of the transferee unless requested by the transferee.

2. Upon filing the application for a new registration transfer and a new title, the applicant shall pay a title fee of two dollars and a registration fee prorated for the remaining unexpired months of the registration year. The county treasurer, if satisfied of the genuineness and regularity of the application and that applicant has complied with all the requirements of this chapter, shall ~~forthwith~~ issue a new certificate of title and registration card to the purchaser or transferee, shall cancel the prior registration for the vehicle, and shall forward the necessary copies to the department on the date of issuance, as prescribed in section 321.24.

3. The applicant shall be entitled to a credit for that portion of the registration fee of the vehicle sold, traded, or junked within the state which had not expired prior to the transfer of ownership of the vehicle. The registration fee for the new registration for the vehicle acquired shall be reduced by the amount of the credit. The credit shall be computed on the basis of the number of months remaining in the registration year, rounded to the nearest whole dollar. The credit shall be subject to the following limitations:

a. The credit shall be claimed within thirty days from the date the vehicle for which credit is granted was sold, transferred, or junked. After thirty days, all credits shall be disallowed.

b. Any credit granted to the owner of a vehicle which has been sold, traded, or junked may only be claimed by that person toward the registration fee for another vehicle purchased and the credit may not be sold, transferred, or assigned to any other person.

c. When the amount of the credit is computed to be an amount of less than five dollars, a credit shall be disallowed.

d. To claim a credit for the unexpired registration fee on a junked vehicle, the county treasurer shall disallow any claim for credit unless the owner presents a junking

certificate or other evidence as required by the department to the county treasurer.

e. A credit shall not be allowed to any person who is eligible to receive a refund, upon proper application, under section 321.126.

f. The credit shall only be allowed if the owner provides the copy of the registration receipt to the county treasurer.

g. The credit allowed shall not exceed the amount of the registration fee for the vehicle acquired. If the registration fee upon application is delinquent, the applicant shall be required to pay the delinquent fee from the first day the registration fee was due prorated to the month of application for new title.

4. The seller or transferor may file an affidavit on forms prescribed and provided by the department with the county treasurer of the county where the vehicle is registered certifying the sale or transfer of ownership of such the vehicle and the assignment and delivery of the certificate of title for such the vehicle. Upon receipt of such the affidavit the county treasurer shall file such the affidavit with the copy of the registration receipt for such the vehicle on file in his the treasurer's office and on that day he the treasurer shall forward copies of the affidavit to the department and to the county treasurer of the county of residence of the purchaser or transferee. Upon filing such the affidavit it shall be presumed that the seller or transferor has assigned and delivered the certificate of title for such the vehicle.

Sec. 9. Section 321.48, Code 1981, is amended to read as follows:

321.48 VEHICLES ACQUIRED FOR RESALE.

1. When the transferee of a vehicle is a dealer who holds the vehicle for resale and operates the vehicle only for purposes incident to a resale and displays a dealer plate on the vehicle or does not drive such vehicle or permit it

to be driven upon the highways, such transferee shall not be required to obtain ~~transfer-of a new~~ registration or a new certificate of title but upon transferring title or interest to another person shall execute and acknowledge an assignment and warranty of title upon the certificate of title assigned to the person and deliver the same to the person to whom such transfer is made. The dealer shall also sign the reverse side of the registration card for such vehicle indicating the name and address of the new purchaser.

2. Any foreign registered vehicle purchased or otherwise acquired by a dealer for the purpose of resale shall be issued a certificate of title thereto by the county treasurer of the dealer's residence upon proper application therefor as provided in this chapter and upon payment of a fee of two dollars and such dealer shall be exempt from the payment of any and all registration fees for such vehicle. Such application for certificate of title shall be made within forty-eight hours after said vehicle comes within the border of the state.

3. ~~Whenever a dealer purchases or otherwise acquires a vehicle registered in this state he shall issue a signed receipt to the previous owner, indicating the date of purchase or acquisition, the name and address of such previous owner and the registration number of the vehicle purchased or acquired. The original receipt shall be delivered to the owner on the date of purchase or acquisition and two copies shall be mailed or delivered by the dealer to the county treasurer of his residence within forty-eight hours after purchase or acquisition. The county treasurer shall forward one copy to the department. Forms for such receipts shall be furnished by the department. In a transaction in which a vehicle is traded to a dealer as defined in chapter 322 or chapter 322C toward the purchase price of another vehicle and each vehicle is owned in whole or in part by the same person, the person acquiring the vehicle from the dealer shall be entitled to a credit under section 321.46.~~

4. Nothing in this section shall be construed to prohibit a dealer from obtaining a new certificate of title ~~and transfer of or new~~ registration in the same manner as other purchasers.

Sec. 10. Section 321.51, subsection 4, Code 1981, as amended by Acts of the Sixty-ninth General Assembly, 1981 Session, chapter 102, section 2, is amended to read as follows:

4. Except as provided in section 321.52, the county treasurer of the county of residence of the transferee upon receipt of the application for a new certificate of title, the appropriate fee, and the affidavit as provided in subsection 2, and when satisfied as to the genuineness and regularity of the application, shall issue a restricted certificate of title to the applicant but shall not issue registration plates or a registration card. A restricted certificate of title shall be coded in the manner prescribed by the department and shall be red in color and shall have conspicuously imprinted thereon in bold print, in a manner prescribed by the department, the words "RESTRICTED CERTIFICATE OF TITLE--CANNOT BE REGISTERED AND OPERATED ON THE HIGHWAYS WITHOUT A VALID APPROVED CERTIFICATE OF INSPECTION EXCEPT AS PROVIDED IN SECTION 321.51 OF THE CODE OF IOWA." A county treasurer may also issue a restricted certificate of title which is not red in color but shall have the words "RED TITLE" in bold letters and the words "RESTRICTED--CANNOT BE REGISTERED WITHOUT A VALID APPROVED CERTIFICATE OF INSPECTION" stamped on the face of the title in red ink. At the time the transferee surrenders a valid approved certificate of inspection and the restricted certificate of title to the county treasurer of the county of residence, the county treasurer, upon payment of the appropriate fees, shall issue a certificate of title that is not restricted for the vehicle and shall also issue a registration card and registration plates to the applicant if the applicant is not in possession of registration plates which may be attached to the vehicle; however, the registration fee shall be prorated for the

remaining unexpired months of the registration year. However, if the registration fee for the vehicle has been paid for the current year, the county treasurer shall issue a registration card and registration plates to the applicant if the applicant is not in possession of registration plates which may be attached to the vehicle upon payment of an additional registration fee of five dollars. A vehicle with a restricted certificate of title shall not have a registration plate attached to the vehicle.

Sec. 11. Section 321.70, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

321.70 DEALER VEHICLES. A dealer registered under this chapter shall not be required to register any vehicle owned by the dealer which is being held for sale or trade, provided the registration fee was not delinquent at the time the vehicle was acquired by the dealer. When a dealer ceases to hold any vehicle for sale or trade or the vehicle otherwise becomes subject to registration under this chapter the registration fee and delinquent registration fee, if any, shall be due for the registration year.

Sec. 12. Section 321.105, unnumbered paragraph 1, Code 1981, is amended to read as follows:

An annual registration fee shall be paid for each vehicle operated upon the public highways of this state unless the vehicle is specifically exempted under ~~the provisions of~~ this chapter. If a vehicle, which has been registered for the current registration year, is transferred during the registration year, the transferee shall reregister the vehicle as provided in section 321.46 ~~without payment of an additional annual registration fee.~~

Sec. 13. Section 321.106, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

321.106 REGISTRATION FOR FRACTIONAL PART OF YEAR. When a vehicle is registered under chapter 326 or a motor truck, truck tractor, or road tractor is registered for a combined

gross weight exceeding five tons and there is no delinquency and the registration is made in February or succeeding months through November, the registration fee shall be computed on the basis of one-twelfth of the annual registration fee multiplied by the number of unexpired months of the year. A fee shall not be required for the month of December for a vehicle registered on a calendar year basis on which there is no delinquency. A fee shall not be required for the month of the owner's birthday for a vehicle on which there is no delinquency. Whenever any fee computed under this section contains a fractional part of a dollar, the fee shall be computed to the nearest whole dollar. A fee computed under this section shall not be less than five dollars. The fee so computed shall be deemed to be the annual registration fee for the remainder of the registration year.

A reduction in the registration fee shall not be allowed by the department until the applicant files satisfactory evidence to prove that there is no delinquency in registration.

Sec. 14. Section 321.112, Code 1981, is amended to read as follows:

321.112 MINIMUM MOTOR VEHICLE FEE. No motor vehicle, ~~regardless-of-age,~~ except as provided in ~~section~~ sections 321.115 and 321.117 shall be registered for a ~~full~~ registration year for less than ten dollars.

Sec. 15. Section 321.113, Code 1981, is amended to read as follows:

321.113 AUTOMATIC REDUCTION. After ~~said~~ a motor vehicle ~~has-been-registered is more than five times model years old,~~ that part of the registration fee which is based on the value of the vehicle shall be:

Seventy-five percent of the rate as fixed when new;

After a motor vehicle is more than six times model years old, fifty percent;

After a motor vehicle is more than eight times model years old, that part of the registration fee based on the value

of ~~said~~ the vehicle shall be ten percent. Where the ninth registration fee for a motor vehicle has been computed and fixed by the department prior to July 4, 1949, there shall be added to ~~sueh~~ the registration fee, in lieu of the ten percent provided for herein, one dollar if such registration fee has been computed and fixed at fifteen dollars or less and two dollars if ~~sueh~~ the registration fee has been computed and fixed at more than fifteen dollars.

Sec. 16. Section 321.116, Code 1981, is amended to read as follows:

321.116 ELECTRIC AUTOMOBILES. For all electric motor vehicles the annual fee shall be twenty-five dollars. When any electric motor vehicle ~~has-been-registered~~ which is more than five times model years old the annual registration fee shall be fifteen dollars.

Sec. 17. Section 321.117, Code 1981, is amended to read as follows:

321.117 MOTORCYCLE, AMBULANCE, AND HEARSE FEES. For all motorcycles the annual fee shall be ten dollars. For all motorized bicycles the annual fee shall be five dollars. When ~~said~~ the motorcycle ~~has-been-registered is more than~~ five times model years old, the annual registration fee shall be five dollars. The annual registration fee for ambulances and hearses shall be fifty dollars. Passenger car plates shall be issued for ambulances and hearses.

Sec. 18. Section 321.121, Code 1981, as amended by Acts of the Sixty-ninth General Assembly, Second Extraordinary 1981 Session, chapter 2, section 6, is amended to read as follows:

321.121 SPECIAL TRUCKS FOR FARM USE. The registration fee for a special truck shall be eighty dollars for a gross weight of six tons, one hundred dollars for a gross weight of seven tons, one hundred twenty dollars for a gross weight of eight tons, and in addition, fifteen dollars for each ton over eight tons and not exceeding eighteen tons. The

registration fee for a special truck with a gross weight registration exceeding eighteen tons but not exceeding nineteen tons shall be three hundred twenty-five dollars and for a gross weight registration exceeding nineteen tons but not exceeding twenty tons the registration fee shall be three hundred seventy-five dollars. Any person convicted of using a truck registered as a special truck for any purpose other than permitted by section 321.1, subsection 71, shall, in addition to any other penalty imposed by law, be required to pay regular motor truck registration fees upon such truck.

Sec. 19. Section 321.122, subsection 1, paragraph a, Code 1981, is amended to read as follows:

a. For a combined gross weight of three tons or less forty-five dollars and after a vehicle which is more than ten full-registrations model years old thirty-five dollars.

Sec. 20. Section 321.123, subsection 1, unnumbered paragraph 2, Code 1981, is amended to read as follows:

Travel trailers and fifth-wheel travel trailers, except those in manufacturer's or dealer's stock, an annual fee of twenty cents per square foot of floor space computed on the exterior overall measurements, but excluding three feet occupied by any trailer hitch as provided by and certified to by the owner, to the nearest whole dollar, which amount shall not be prorated or refunded; except the annual fee for travel trailers of any type, when registered in Iowa for the first time or when removed from a manufacturer's or dealer's stock, shall be prorated on a monthly basis. The registrant of a travel trailer of any type shall be issued a "travel trailer" plate. It is further provided the annual fee thus computed shall be limited to seventy-five percent of the full fee after the sixth-registration vehicle is more than six model years old.

Sec. 21. Section 321.124, subsection 3, Code 1981, is amended to read as follows:

3. The annual registration fee for motor homes and multipurpose vehicles is as follows:

a. For class "A" motor homes with a list price of thirty-five thousand dollars or more as certified to the department by the manufacturer, four hundred dollars for the-first-five registrations registration each year through five model years and three hundred dollars for each succeeding registration.

b. For class "A" motor homes with a list price of twenty thousand dollars or more but less than thirty-five thousand dollars as certified to the department by the manufacturer, one hundred forty dollars for the-first-five-registrations registration each year through five model years and one hundred five dollars for each succeeding registration.

c. For class "A" motor homes with a list price of less than twenty thousand dollars as certified to the department by the manufacturer, one hundred twenty dollars for the-first five-registrations registration each year through five model years and eighty-five dollars for each succeeding registration.

d. For a class "A" motor home which is a passenger-carrying bus which has been registered at least five times as a motor truck and which has been converted, modified or altered to provide temporary living quarters, ninety dollars for the first-ten-registrations registration each year through ten model years and sixty-five dollars for each succeeding registration. In computing the number of registrations, the registrations shall be cumulative beginning with the registration of the class "A" motor home as a motor truck prior to its conversion, modification, or alteration to provide temporary living quarters.

e. For class "B" motor homes, ninety dollars for the-first five-registrations registration each year through five model years and sixty-five dollars for each succeeding registration.

f. For class "C" motor homes, one hundred ten dollars for the-first-five-registrations registration each year through five model years and eighty dollars for each succeeding registration.

g. For multipurpose vehicles, seventy-five dollars for ~~the first five registrations~~ registration each year through five model years and fifty-five dollars for each succeeding registration.

Sec. 22. Section 321.126, unnumbered paragraph 1 and subsections 2, 3, and 4, Code 1981, are amended to read as follows:

Refunds of current registration fees ~~previously~~ paid for the registration of motor vehicles shall be allowed in accordance with this section, except that no refund shall be allowed and paid if the unused portion of the fee is less than five dollars. Subsections 1 and 2 shall not apply to motor vehicles registered by the county treasurer. ~~Such~~ The refunds shall be made as follows:

2. If the motor vehicle is stolen, the owner shall give notice of the theft to the ~~county treasurer department~~ department within five days, ~~who in turn shall notify the department.~~ If the motor vehicle is not recovered by the owner ~~before December 1 of the year for which the registration fee was paid~~ thirty days prior to the end of the current registration year, the owner shall make a statement of the theft and make claim for refund.

3. If the motor vehicle is placed in storage by the owner upon the owner's entry into the military service of the United States, the owner shall return the plates to the county treasurer or the department and make a statement regarding ~~such~~ the storage and military service and make claim for refund. Whenever the owner of a motor vehicle so placed in storage desires to again register ~~such~~ the vehicle, the county treasurer or department shall compute and collect the fees for registration ~~in accordance with section 321.106~~ for the registration year commencing in the month the vehicle is removed from storage.

4. If the motor vehicle is registered by the county treasurer during the current registration year and the owner

or lessee registers the vehicle for prorate under chapter 326, the owner of the registered vehicle shall surrender the registration plates to the county treasurer and may file a claim for refund.

Sec. 23. Section 321.126, subsection 1, Code 1981, is amended by striking the subsection and inserting in lieu thereof the following:

1. If the motor vehicle is destroyed by fire or accident, or junked and its identity as a motor vehicle entirely eliminated, the owner in whose name the motor vehicle was registered at the time of destruction or dismantling shall return the plates to the department and within thirty days thereafter make a statement of such destruction or dismantling and make claim for refund. With reference to the destruction or dismantling of a vehicle, no refund shall be allowed unless a junking certificate has been issued, as provided in section 321.52.

Sec. 24. Section 321.127, Code 1981, as amended by Acts of the Sixty-ninth General Assembly, 1981 Session, chapter 104, section 1, is amended to read as follows:

321.127 AMOUNT OF REFUND. ~~For December and each succeeding month the~~ The refund for motor vehicles shall be computed on the basis of one-fourth of the annual registration fee multiplied by the number of remaining quarters of the registration year from date of filing of the claim for refund with the county treasurer, computed to the nearest quarter dollar. The department, unless reasonable grounds exist for delay, shall make refund on or before the fifteenth day of the quarter following the quarter in which the claim is filed with the department. For trailers or semitrailers issued a multiyear registration plate a refund shall be paid equal to the annual fee for twelve months times the remaining number of complete ~~calendar~~ registration years. Refunds for motor vehicles registered for prorate under chapter 326 shall be paid on the basis of unexpired complete calendar months remaining from the date the claim is filed with the department.

Sec. 25. Section 321.132, Code 1981, is amended to read as follows:

321.132 WHEN LIEN ATTACHES. The lien of the original registration fee ~~shall attach~~ attaches, at the time the ~~same~~ fee is first payable, as provided by law, and the lien of all renewals of registration ~~shall attach on January 1 of each year thereafter~~ the first day of each succeeding registration year.

Sec. 26. Section 321.134, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

321.134 MONTHLY PENALTY. On the first day of the second month following the beginning of each registration year a penalty of five percent of the annual registration fee shall be added to the registration fees not paid by that date and an additional penalty of five percent shall be added the first day of each succeeding month, until the fee is paid. A penalty shall not be less than five dollars. If the owner of a vehicle surrenders the registration plates for a vehicle prior to the time they expire, to the county treasurer of the county where the vehicle is registered, or to the department if the vehicle is registered under chapter 326, the owner may register the vehicle any time thereafter upon payment of the registration fee for the registration year without penalty. The penalty on vehicles registered under chapter 326 shall accrue February 1 of each year.

The annual registration fee for trucks, truck tractors, and road tractors, as provided in sections 321.121 and 321.122, may be payable in two equal semiannual installments if the annual registration fee exceeds the registration fee for a vehicle with a gross weight exceeding five tons. The penalties provided in the preceding unnumbered paragraph shall be computed on the amount of the first installment only and on the first day of the seventh month of the registration period the same rate of penalty shall apply to the second installment, until the fee is paid. Semiannual installments shall not

apply to commercial vehicles subject to proportional registration, with a base state other than the state of Iowa, as defined in section 326.2, subsection 6. The penalty on vehicles registered under chapter 326 shall accrue August 1 of each year.

If a penalty applies to any vehicle registration fee provided for in sections 321.121 and 321.122, the same penalty shall be assessed on the fees collected to increase the registered gross weight of the vehicle, if the increased gross weight is requested within forty-five days from the date the delinquent vehicle is registered for the current registration period.

Sec. 27. Section 321.149, Code 1981, is amended to read as follows:

321.149 BLANKS. The department shall not later than November 15 of each year prepare and furnish the treasurer of each county all blank books, blank forms, and all supplies required for the administration of this chapter, including applications for registration and transfer of vehicles, ~~quadruple~~ quintuple receipts, and original remittance sheets to be used in remitting fees to the department, in such form as the department may prescribe. Contracts for ~~such the~~ blank books, blank forms, and supplies shall be awarded by the ~~state~~ superintendent of printing board to persons, firms, partnerships, or corporations engaged in the business of printing in Iowa unless, or through them, ~~such the~~ persons, firms, partnerships or corporations cannot provide the required printing set forth in this section. In lieu of purchasing under competitive bids the ~~state~~ superintendent of printing board shall have authority to arrange with the director of the division of corrections of the department of social services to furnish ~~such the~~ supplies as can be made in the state institutions.

Sec. 28. Section 321.166, subsection 2, Code 1981, is amended to read as follows:

2. Every registration plate or pair of plates shall display a registration plate number which shall consist of alphabetical or numerical characters or a combination thereof and the name of this state, which may be abbreviated. Every registration plate issued by the county treasurer shall display the name of the county except plates issued for motor trucks with a combined gross weight exceeding five tons, truck tractors, motorcycles, motorized bicycles, travel trailers, mobile homes, semitrailers and trailers. The year of expiration or the date of expiration shall be displayed on vehicle registration plates, except plates issued under the provisions of section 321.19. Registration plates issued for motor trucks and truck tractors shall be designed in such a manner that the gross weight for which the vehicle is registered may be displayed on the plate. Special truck registration plates shall display the word "special".

Sec. 29. Section 321.166, Code 1981, is amended by adding the following new subsection:

**NEW SUBSECTION.** The month of expiration of registration, which may be abbreviated, shall be displayed on vehicle registration plates issued by the county treasurer. A distinctive emblem or validation sticker may be prescribed by the department to designate the month of expiration which shall be attached to the embossed area on the plate located at the lower corners of the registration plate.

Sec. 30. Section 321.167, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

321.167 DELIVERY OF PLATES, STICKERS, AND EMBLEMS. The department, upon requisition by the county treasurer, shall provide vehicle registration plates, validation stickers, and emblems as required for the administration of this chapter. Vehicle registration plates and validation stickers shall be provided to the county treasurer in numerical sequence.

Sec. 31. Section 321.466, subsection 2, Code 1981, is amended by striking the subsection.

Sec. 32. Section 321.466, subsections 3 and 4, Code 1981, are amended to read as follows:

3. ~~On~~ During or after ~~July 1 of each year~~ the seventh month of a current registration year, the owner of a motor truck, truck tractor, road tractor, semitrailer or trailer may, if ~~his~~ the owner's operation thereof has not resulted in a conviction or action pending under this section ~~or an action then pending against him for violation of the same,~~ increase the gross load weight of any ~~such~~ the vehicle to a higher gross weight classification by payment of one-twelfth of the difference between the annual fee for the higher gross weight and the amount of the fee for the gross weight at which it is registered, multiplied by the number of unexpired months of the registration year.

4. Upon conversion of a truck to a truck tractor or a truck tractor to a truck, an increased gross weight registration of the proper type may be obtained for any ~~such~~ the vehicle by payment, except as provided in section 321.106, of one-twelfth of the difference between the annual fee for the higher gross weight and the amount of the annual fee for the gross weight at which the vehicle is registered, multiplied by the number of unexpired months of the registration year from the date of ~~such~~ the conversion.

Sec. 33. Section 805.8, subsection 2, paragraph b, Code 1981, as amended by Acts of the Sixty-ninth General Assembly, 1981 Session, chapter 103, section 9, is amended to read as follows:

b. For registration violations under sections 321.32, 321.34, 321.37, 321.38, and 321.41 the scheduled fine is five dollars. ~~For violations of sections 321.34 and 321.37 the case shall be dismissed without imposition of fine or costs if a license or registration valid at the time of the issuance of the citation is presented by the defendant to the magistrate or scheduled violations officer.~~

Sec. 34. Chapter 321, Code 1981, is amended by adding the following new section:

NEW SECTION. MULTIPLE REGISTRATION PERIODS AND ADJUSTMENTS.

1. There are established twelve registration periods for the registration of vehicles by the county treasurer. Each registration period shall commence on the first day of each calendar month following the month of the birth of the owner of the vehicle and end on the last day of the twelfth month. Every vehicle registered by the county treasurer shall be registered for a full twelve-month period, except mobile homes that are registered on a semiannual basis, vehicles registered under section 321.24 or 321.46, vehicles registered under chapter 326, and trucks with a gross weight exceeding five tons which may be registered on a semiannual basis.

2. The county treasurer may adjust the renewal or expiration date of vehicles when deemed necessary to equalize the number of vehicles registered in each twelve-month period or for the administrative efficiency of the county treasurer's office. The adjustment shall be accomplished by delivery of a written notice to the vehicle owner of the adjustment and allowance of a credit for the remaining months of the unused portion of the registration fee, rounded to the nearest whole dollar, which amount shall be deducted from the annual registration fee due at the time of registration. Upon receipt of the notification the owner shall, within thirty days, surrender the registration card and registration plates to the county treasurer of the county where the vehicle is registered, except that the registration plates shall not be surrendered if validation stickers or other emblems are used to designate the month and year of expiration of registration. Upon payment of the annual registration fee, less the credit allowed for the remaining months of the unused portion of the registration fee, the county treasurer shall issue a new registration card and registration plates, validation stickers, or emblems which indicate the month and year of expiration of registration.

3. Vehicles subject to registration which are owned by a person other than a natural person shall be registered for a registration year as determined by the county treasurer.

Sec. 35. Chapter 321, Code 1981, is amended by adding the following new section:

NEW SECTION. IMPLEMENTATION OF TWELVE-MONTH REGISTRATION PERIOD. To implement the change from calendar year registration to the system provided for in section 33 of this Act, the vehicles registered by the county treasurer on or after December 1, 1983, shall be registered as follows:

1. Vehicle registrations which are not delinquent may be registered on or after December 1, 1983 up to and including January 31, 1984 without penalty. Registration fees paid on or after February 1, 1984 shall be subject to a penalty equal to five percent of the annual registration fee and an additional penalty of five percent shall be added the first day of each succeeding month, until the fee is paid.

2. Vehicles shall be registered for the registration year as defined in section 2 of this Act. If the registration year of the vehicle is for a period of less than twelve months, the registration fee shall be prorated for the remaining unexpired months, except as provided in subsection 3.

3. The owner of a vehicle for which the registration year begins on February 1 may elect to register the vehicle for a period of one month or thirteen months. The owner of a vehicle for which the registration year begins on March 1 may elect to register the vehicle for a period of two months or fourteen months. The owner of a vehicle for which the registration year begins on April 1 may elect to register the vehicle for a period of three months or fifteen months.

Sec. 36. Section 27 of this Act which requires the issuance of registration plates which display the name of the county for motor trucks with a combined gross weight of five tons or less and section 28 of this Act which requires an embossed area on the lower corners of the registration plate shall

take effect for the next registration year for which the department issues new registration plates and shall apply thereafter.

Sec. 37. Sections 321.69, 321.107, and 321.114, Code 1981, are repealed.

Sec. 38. This Act takes effect December 1, 1983.

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DELWYN STROMER  
Speaker of the House

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TERRY E. BRANSTAD  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 808, Sixty-ninth General Assembly.

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ELIZABETH A. ISAACSON  
Chief Clerk of the House

Approved \_\_\_\_\_, 1982

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ROBERT D. RAY  
Governor

H.F. 808