

Reprinted 4/5/83

FILED MAR 8 1983

SENATE FILE 379

BY COMMITTEE ON TRANSPORTATION
Approved 3/8 (p. 675)

Passed Senate, Date March 31, 1983 (p. 1055) Passed House, Date 4-8-83 (p. 1138)
Vote: Ayes 47 Nays 0 Vote: Ayes 93 Nays 0
Approved May 2, 1983

A BILL FOR

1 An Act relating to the motor vehicle code by extending the
2 time period under which a vehicle may be operated under
3 a "registration applied for" card, by extending the time
4 period under which a dealer may file an application for
5 registration and certificate of title, and by allowing a
6 dealer under certain circumstances to display for sale
7 a motor vehicle without first having obtained a certificate
8 of title.

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

SENATE FILE 379

51

S-3246

1 Amend Senate File 379 as follows:
2 1. Page 1, line 24, by striking the word "seven"
3 and inserting in lieu thereof the words "seven
4 fifteen".

S-3246 FILED BY DONALD V. DOYLE
MARCH 17, 1983
Adopted 3/31/83 (p. 1055)

SENATE FILE 379

S-3356
1 Amend Senate File 379 as follows:
2 1. Page 2, by striking lines 17 through 28.

S-3356 FILED BY DONALD V. DOYLE
MARCH 28, 1983 RICHARD F. DRAKE
Adopted 3/31/83 (p. 1055)

1 Section 1. Section 321.25, unnumbered paragraph 1, Code
2 1983, is amended to read as follows:

3 A vehicle may be operated upon the highways of this state
4 without registration plates for a period of twenty thirty
5 days after the date of delivery of the vehicle to the purchaser
6 from a dealer if a card bearing the words "registration applied
7 for" is attached on the rear of the vehicle. The card shall
8 have plainly stamped or stenciled the registration number
9 of the dealer from whom the vehicle was purchased and the
10 date of delivery of the vehicle. A dealer shall not issue
11 a card to a person known to the dealer to be in possession
12 of registration plates which may be attached to the vehicle.
13 A dealer shall not issue a card unless an application for
14 registration and certificate of title has been made by the
15 purchaser and a receipt issued to the purchaser of the vehicle
16 showing the fee paid by the person making the application.
17 Dealers' records shall indicate the agency to which the fee
18 is sent and the date the fee is sent. The dealer shall forward
19 the application by the purchaser to the county treasurer or
20 state office within seven fifteen calendar days from the date
21 of delivery of the vehicle.

22 Sec. 2. Section 321.46, unnumbered paragraph 1, Code 1983,
23 is amended to read as follows:

24 The transferee shall within seven calendar days after
25 purchase or transfer apply for and obtain from the county
26 treasurer of the person's residence, or if a nonresident,
27 the county treasurer of the county where the primary users
28 of the vehicle are located or the county where all other
29 vehicles owned by the nonresident are registered, a transfer
30 of registration and a new certificate of title for such the
31 vehicle except as provided in section 321.25 or 321.48. The
32 transferee shall present with the application the certificate
33 of title endorsed and assigned by the previous owner and the
34 signed registration card. The transferee shall be required
35 to list a motor vehicle license number as part of the

1 application for a registration transfer and a new title.
 2 The motor vehicle license number shall not be the social
 3 security number of the transferee unless requested by the
 4 transferee.

5 Sec. 3. Section 321.48, subsection 1, Code 1983, is amended
 6 by adding the following new unnumbered paragraph:

7 NEW UNNUMBERED PARAGRAPH. A dealer licensed pursuant to
 8 chapter 322 or chapter 322C who has acquired a vehicle for
 9 resale which is subject to a security interest as provided
 10 in section 321.50 and who has forwarded to the secured party
 11 the sum necessary to discharge the security interest may offer
 12 the vehicle for sale prior to the receipt from the county
 13 treasurer of the certificate of title for the vehicle with
 14 the lien discharged for a period of not more than twenty days
 15 from the date the vehicle was acquired and the provisions
 16 of section 321.104, subsection 2 shall not apply.

17 Sec. 4. Section 321.48, subsection 2, Code 1983, is amended
 18 to read as follows:

19 2. Any A foreign registered vehicle purchased or otherwise
 20 acquired by a dealer for the purpose of resale shall be issued
 21 a certificate of title ~~therete~~ by the county treasurer of
 22 the dealer's residence upon proper application ~~therefer~~ as
 23 provided in this chapter and upon payment of a fee of two
 24 dollars ~~and-sueh~~. The dealer shall be exempt from the payment
 25 of any and all registration fees for ~~sueh~~ the vehicle. ~~Sueh~~
 26 The application for certificate of title shall be made within
 27 ~~forty-eight-hours~~ fifteen days after ~~said~~ the vehicle comes
 28 within the border of the state.

29 EXPLANATION

30 This bill extends the period that a vehicle may be operated
 31 with a "registration applied for" card attached to the rear
 32 of the vehicle. The period is extended from twenty days to
 33 thirty days. The bill also gives the dealer eight more days
 34 to forward the application for registration and certificate
 35 of title for the vehicle.

1 The bill also allows a dealer to show a motor vehicle that
2 has been acquired for resale without first having obtained
3 the certificate of title if the vehicle was subject to a
4 security interest and the dealer has forwarded to the secured
5 party the sum necessary to discharge the security interest.
6 The dealer may show the vehicle for a maximum period of twenty
7 days without prior receipt of the certificate of title.

8 The bill requires a dealer who has acquired a foreign
9 registered vehicle fifteen days to apply for a certificate
10 of title after the vehicle comes within the border of the
11 state.

12 The bill takes effect July 1 following its enactment.

13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

SENATE FILE 379

BY COMMITTEE ON TRANSPORTATION

Substituted for #. 7. 588 4/8/83

(AS AMENDED AND PASSED BY THE SENATE MARCH 31, 1983)

Passed Senate, Date 3-31-83 (p. 1055) Passed House, Date 4-8-83 (p. 1138)

Vote: Ayes 47 Nays 0 Vote: Ayes 93 Nays 0

Approved May 2, 1983 (p. 1515)

A BILL FOR

1 An Act relating to the motor vehicle code by extending the
 2 time period under which a vehicle may be operated under
 3 a "registration applied for" card, by extending the time
 4 period under which a dealer may file an application for
 5 registration and certificate of title, and by allowing a
 6 dealer under certain circumstances to display for sale
 7 a motor vehicle without first having obtained a certificate
 8 of title.

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

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

_____ =New Language
by the Senate

* = Language Stricken
by the Senate

1 Section 1. Section 321.25, unnumbered paragraph 1, Code
2 1983, is amended to read as follows:

3 A vehicle may be operated upon the highways of this state
4 without registration plates for a period of twenty thirty
5 days after the date of delivery of the vehicle to the purchaser
6 from a dealer if a card bearing the words "registration applied
7 for" is attached on the rear of the vehicle. The card shall
8 have plainly stamped or stenciled the registration number
9 of the dealer from whom the vehicle was purchased and the
10 date of delivery of the vehicle. A dealer shall not issue
11 a card to a person known to the dealer to be in possession
12 of registration plates which may be attached to the vehicle.
13 A dealer shall not issue a card unless an application for
14 registration and certificate of title has been made by the
15 purchaser and a receipt issued to the purchaser of the vehicle
16 showing the fee paid by the person making the application.
17 Dealers' records shall indicate the agency to which the fee
18 is sent and the date the fee is sent. The dealer shall forward
19 the application by the purchaser to the county treasurer or
20 state office within seven fifteen calendar days from the date
21 of delivery of the vehicle.

22 Sec. 2. Section 321.46, unnumbered paragraph 1, Code 1983,
23 is amended to read as follows:

24 The transferee shall within seven fifteen calendar days
25 after purchase or transfer apply for and obtain from the
26 county treasurer of the person's residence, or if a
27 nonresident, the county treasurer of the county where the
28 primary users of the vehicle are located or the county where
29 all other vehicles owned by the nonresident are registered,
30 a transfer of registration and a new certificate of title
31 for ~~such~~ the vehicle except as provided in section 321.25
32 or 321.48. The transferee shall present with the application
33 the certificate of title endorsed and assigned by the previous
34 owner and the signed registration card. The transferee shall
35 be required to list a motor vehicle license number as part

1 of the application for a registration transfer and a new
2 title. The motor vehicle license number shall not be the
3 social security number of the transferee unless requested
4 by the transferee.

5 Sec. 3. Section 321.48, subsection 1, Code 1983, is amended
6 by adding the following new unnumbered paragraph:

7 NEW UNNUMBERED PARAGRAPH. A dealer licensed pursuant to
8 chapter 322 or chapter 322C who has acquired a vehicle for
9 resale which is subject to a security interest as provided
10 in section 321.50 and who has forwarded to the secured party
11 the sum necessary to discharge the security interest may offer
12 the vehicle for sale prior to the receipt from the county
13 treasurer of the certificate of title for the vehicle with
14 the lien discharged for a period of not more than twenty days
15 from the date the vehicle was acquired and the provisions
16 of section 321.104, subsection 2 shall not apply.

* 17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

SSNATE FILE 379

AN ACT

RELATING TO THE MOTOR VEHICLE CODE BY EXTENDING THE TIME PERIOD UNDER WHICH A VEHICLE MAY BE OPERATED UNDER A "REGISTRATION APPLIED FOR" CARD, BY EXTENDING THE TIME PERIOD UNDER WHICH A DEALER MAY FILE AN APPLICATION FOR REGISTRATION AND CERTIFICATE OF TITLE, AND BY ALLOWING A DEALER UNDER CERTAIN CIRCUMSTANCES TO DISPLAY FOR SALE A MOTOR VEHICLE WITHOUT FIRST HAVING OBTAINED A CERTIFICATE OF TITLE.

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

Section 1. Section 321.25, unnumbered paragraph 1, Code 1983, is amended to read as follows:

A vehicle may be operated upon the highways of this state without registration plates for a period of twenty thirty days after the date of delivery of the vehicle to the purchaser from a dealer if a card bearing the words "registration applied for" is attached on the rear of the vehicle. The card shall have plainly stamped or stenciled the registration number of the dealer from whom the vehicle was purchased and the date of delivery of the vehicle. A dealer shall not issue a card to a person known to the dealer to be in possession of registration plates which may be attached to the vehicle. A dealer shall not issue a card unless an application for

registration and certificate of title has been made by the purchaser and a receipt issued to the purchaser of the vehicle showing the fee paid by the person making the application. Dealers' records shall indicate the agency to which the fee is sent and the date the fee is sent. The dealer shall forward the application by the purchaser to the county treasurer or state office within seven fifteen calendar days from the date of delivery of the vehicle.

Sec. 2. Section 321.46, unnumbered paragraph 1, Code 1983, is amended to read as follows:

The transferee shall within seven fifteen 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 registration and a new certificate of title for such the vehicle except as provided in section 321.25 or 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. 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.

Sec. 3. Section 321.48, subsection 1, Code 1983, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. A dealer licensed pursuant to chapter 322 or chapter 322C who has acquired a vehicle for resale which is subject to a security interest as provided in section 321.50 and who has forwarded to the secured party the sum necessary to discharge the security interest may offer the vehicle for sale prior to the receipt from the county

treasurer of the certificate of title for the vehicle with the lien discharged for a period of not more than twenty days from the date the vehicle was acquired and the provisions of section 321.104, subsection 2 shall not apply.

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 379, Seventieth General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved May 2, 1983

TERRY E. BRANSTAD
Governor