

House Jud. & Law 2-9-89 (p. 369)
Amend. # DO PASS 4-5-89 (p. 1295)
→ #3882

FILED JAN 31 1989

SENATE FILE 121
BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO SSB 13)

Passed Senate, Date 2/2/89 (p. 276) Passed House, Date 4-12-89 (p. 150)
Vote: Ayes 50 Nays 0 Vote: Ayes 95 Nays 0
Approved 3-2-89 (p. 1850)

Repassed 4-17-89 (p. 1478)
Ayes 46 Nays 0 A BILL FOR

4-39691 An Act relating to the possession or making of motor vehicle
2 licenses, nonoperator's identification cards, and blank motor
3 vehicle license forms, and providing penalties.

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

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SF 121

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1 Section 1. Section 321.216, Code 1989, is amended by add-
2 ing the following new subsection:

3 NEW SUBSECTION. 8. To obtain, possess, or have in one's
4 control or on one's premises a motor vehicle license, a non-
5 operator's identification card, or a blank motor vehicle
6 license form, which has been made by a person having no
7 authority or right to make the license, card, or form.

8 Sec. 2. NEW SECTION. 321.216A FALSIFYING MOTOR VEHICLE
9 LICENSES AND FORMS AND NONOPERATOR'S IDENTIFICATION CARDS.

10 It is a serious misdemeanor for any person to make a motor
11 vehicle license, a nonoperator's identification card, or a
12 blank motor vehicle license form if the person has no
13 authority or right to make the license, card, or form.

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14 EXPLANATION

15 This bill makes it a simple misdemeanor for a person to
16 possess a motor vehicle license, a nonoperator's
17 identification card, or a blank motor vehicle license form,
18 which has been made by a person having no authority or right
19 to make the license, card, or form.

20 This bill makes it a serious misdemeanor for any person to
21 make a motor vehicle license, a nonoperator's identification
22 card, or a blank motor vehicle license form if the person has
23 no authority or right to make the license, card, or form.

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SENATE FILE 121

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1 Amend Senate File 121, as passed by the Senate, as
2 follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Sec. ____ . Section 321.1, subsection 16, un-
6 numbered paragraph 3, Code 1989, is amended to read as
7 follows:

8 Notwithstanding the other provisions of this
9 subsection any a vehicle covered thereby by this
10 subsection if it otherwise qualifies may be registered
11 as special mobile equipment, or operated or moved
12 ~~under the provisions of~~ sections 321.57 to 321.63, if
13 the person in whose name such the vehicle is to be
14 registered or to whom a special plate ~~or plates are~~ is
15 to be issued elects to do so ~~and under such~~. Under
16 those circumstances the provisions of this subsection
17 ~~shall is~~ not be applicable to such the vehicle, nor
18 ~~shall such is the~~ vehicle be required to comply with
19 ~~the provisions of~~ sections 321.384 to 321.429, when
20 ~~such the~~ vehicle is moved during daylight hours,
21 ~~provided however, the provisions of~~. However, section
22 321.383, ~~shall remain~~ remains applicable to such the
23 vehicle.

24 Sec. ____ . Section 321.18, subsection 7, Code 1989,
25 is amended to read as follows:

26 7. Any A school bus in this state used exclusively
27 for the transportation of pupils to and from school or
28 a school function or for the purposes provided in
29 section 285.1, subsection 1, and section 285.10,
30 subsection 9. Upon application the department shall,
31 without charge, issue a registration certificate and
32 shall also issue a registration plates plate which
33 shall have imprinted thereon on the plate the words
34 "Private School Bus" and a distinguishing number
35 assigned to the applicant. ~~Such plates~~ The plate
36 shall be attached to the ~~front and rear~~ of each bus
37 exempt from registration under this subsection.

38 Sec. ____ . Section 321.19, subsection 1, unnumbered
39 paragraph 2, Code 1989, is amended to read as follows:

40 The department shall furnish, on application, free
41 of charge, distinguishing plates for vehicles thus
42 exempted, which plates, except plates on Iowa highway
43 safety patrol vehicles, shall bear the word "official"
44 and the department shall keep a separate record of
45 them. Registration plates issued for Iowa highway
46 safety patrol vehicles, except unmarked patrol
47 vehicles, shall bear two red stars on a yellow
48 background, one before and one following the
49 registration number on the plate, which registration
50 number shall be the officer's badge number.

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1 Registration plates issued for a county sheriff's
2 sheriffs' patrol vehicles shall display one seven-
3 pointed gold star on a green background followed by
4 the letter "S" and the call number of the vehicle.
5 However, the director of general services or the
6 director of transportation may order the issuance of a
7 regular registration plates plate for any exempted
8 vehicle used by peace officers in the enforcement of
9 the law, persons enforcing chapter 204 and other laws
10 relating to controlled substances, persons in the
11 department of justice who are regularly assigned to
12 conduct investigations which cannot reasonably be
13 conducted with a vehicle displaying an "official"
14 state registration plates plate, and persons in the
15 lottery division of the department of revenue and
16 finance whose regularly assigned duties relating to
17 security or the carrying of lottery tickets cannot
18 reasonably be conducted with a vehicle displaying an
19 "official" registration plates plate. For purposes of
20 sale of exempted vehicles, the exempted governmental
21 body, upon the sale of the exempted vehicle, may issue
22 for in-transit purposes a pasteboard card bearing the
23 words "Vehicle in Transit", the name of the official
24 body from which the vehicle was purchased, together
25 with the date of the purchase plainly marked in at
26 least one-inch letters, and other information required
27 by the department. The in-transit card is valid for
28 use only within forty-eight hours after the purchase
29 date as indicated on the bill of sale which shall be
30 carried by the driver.

31 Sec. ____ . Section 321.21, Code 1989, is amended to
32 read as follows:

33 321.21 SPECIAL MOBILE EQUIPMENT PLATES.

34 1. A person owning any special mobile equipment
35 may make application to the department, upon the
36 appropriate form furnished by the department, for a
37 certificate containing a general distinguishing number
38 and for one or more special mobile equipment plates
39 plate. The applicant shall also submit proof of the
40 status of the vehicle as special mobile equipment as
41 may reasonably be required by the department.

42 2. The department upon granting such the
43 application, shall issue to the applicant a
44 certificate containing, but not limited to, the
45 applicant's name and address and the general
46 distinguishing number assigned to the applicant and
47 such other information deemed necessary by the
48 department for proper identification.

49 3. The department shall also issue a special
50 mobile equipment plates plate as applied for, which

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1 shall have displayed the general distinguishing number
2 assigned to the applicant. Each plate ~~or-pair-of~~
3 ~~plates~~ issued shall have displayed on the face of the
4 plate the words: Special Mobile Equipment. The fee
5 for each plate ~~or-pair-of-special-plates~~ is fifteen
6 dollars.

7 4. Every A special mobile equipment plate issued
8 ~~shall-expire~~ expires at midnight on the thirty-first
9 day of December of the third year following issuance,
10 and a new plate ~~or-plates~~ for the ensuing three-year
11 period may be obtained by the person to whom any
12 expired plate was issued upon application to the
13 department and payment of the fee required by law.

14 5. Every A person owning special mobile equipment
15 for which a certificate and a plate ~~or-plates~~ have
16 been issued shall keep a written record of the
17 vehicles upon which such the special mobile equipment
18 plates are used, which record shall be open to
19 inspection by any police officer or any officer or
20 employee of the department.

21 6. The certificate and ~~plates~~ plate issued shall
22 be for purposes of identification only and shall not
23 constitute a registration as required under this
24 chapter. A certificate of title need not be executed
25 when the certificate and ~~plates~~ plate are issued and a
26 certificate of title need not be delivered to the
27 purchaser or transferee when special mobile equipment
28 is sold or disposed of unless the special mobile
29 equipment is a mobile home.

30 7. The department may issue temporary written
31 authorization. The temporary authority shall permit
32 the operation of special mobile equipment until
33 permanent identification is issued, except that the
34 temporary authority shall expire after ten days.

35 Sec. _____. Section 321.22, subsection 1, Code 1989,
36 is amended to read as follows:

37 1. An urban transit company or system having a
38 franchise to operate in any city and any regional
39 transit system may make application to the
40 department, upon forms furnished by the department,
41 for a certificate containing a distinguishing number
42 and for one or more ~~pairs-of~~ transit bus plates to be
43 attached to the ~~front-and~~ rear of buses owned or
44 operated by the transit company or system.

45 Sec. _____. Section 321.23, subsection 3, Code 1989,
46 is amended to read as follows:

47 3. ~~In-the-event~~ If an applicant for registration
48 of a foreign vehicle for which a certificate of title
49 has been issued is able to furnish evidence of being
50 the registered owner of the vehicle to the county

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1 treasurer of the owner's residence, although unable to
2 surrender ~~such~~ the certificate of title, the county
3 treasurer may issue a registration receipt and ~~plates~~
4 plate upon receipt of the required registration fee
5 but shall not issue a certificate of title thereto.
6 Upon surrender of the certificate of title from the
7 foreign state, the county treasurer shall issue a
8 certificate of title to the owner of the vehicle, or
9 person entitled ~~thereto~~ to the certificate, of such
10 vehicle as provided in this chapter.

11 Sec. ____ . Section 321.25, unnumbered paragraph 1,
12 Code 1989, is amended to read as follows:

13 A vehicle may be operated upon the highways of this
14 state without a registration ~~plates~~ plate for a period
15 of thirty days after the date of delivery of the
16 vehicle to the purchaser from a dealer if a card
17 bearing the words "registration applied for" is
18 attached on the rear of the vehicle. The card shall
19 have plainly stamped or stenciled the registration
20 number of the dealer from whom the vehicle was
21 purchased and the date of delivery of the vehicle. A
22 dealer shall not issue a card to a person known to the
23 dealer to be in possession of a registration ~~plates~~
24 plate which may be attached to the vehicle. A dealer
25 shall not issue a card unless an application for
26 registration and certificate of title has been made by
27 the purchaser and a receipt issued to the purchaser of
28 the vehicle showing the fee paid by the person making
29 the application. Dealers' records shall indicate the
30 agency to which the fee is sent and the date the fee
31 is sent. The dealer shall forward the application by
32 the purchaser to the county treasurer or state office
33 within fifteen calendar days from the date of delivery
34 of the vehicle.

35 Sec. ____ . Section 321.26, subsection 2, Code 1989,
36 is amended to read as follows:

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

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

13 Sec. ____ . Section 321.34, Code 1989, is amended to
14 read as follows:

15 321.34 PLATES PLATE OR VALIDATION STICKER
16 FURNISHED -- RETAINED BY OWNER -- SPECIAL PLATES.

17 1. PLATES PLATE ISSUED. The county treasurer upon
18 receiving application, accompanied by proper fee, for
19 registration of a vehicle shall issue to the owner one
20 registration plate for a ~~motorcycle, motorized~~
21 ~~bicycle, truck, tractor, trailer, or semitrailer and~~
22 ~~two registration plates for every other~~ the motor
23 vehicle. The registration plates plate, including a
24 special registration plates plate, shall be assigned
25 to the owner of a the vehicle. When the owner of a
26 registered vehicle transfers or assigns ownership of
27 the vehicle to another person, the owner shall remove
28 the registration plates plate from the vehicle. The
29 owner shall forward the plates plate to the county
30 treasurer where the vehicle is registered or the owner
31 may have the plates plate assigned to another vehicle
32 within thirty days after transfer, upon payment of the
33 fees required by law. The owner shall immediately
34 affix a registration plates plate retained by the
35 owner to another vehicle owned or acquired by the
36 owner, providing the owner complies with section
37 321.46. The department shall adopt rules providing
38 for the assignment of a registration plates plate to
39 the transferee of a vehicle for which a credit is
40 allowed under section 321.46, subsection 6.

41 2. VALIDATION STICKERS. In lieu of issuing a new
42 registration plates plate each registration year for a
43 vehicle renewing registration, the department may
44 reassign the registration plates plate previously
45 issued to the vehicle and may adopt and prescribe
46 annual validation stickers indicating payment of
47 registration fees. The department shall issue two
48 validation stickers for each ~~set of~~ registration
49 plates plate. One sticker shall specify the year of
50 expiration of the registration period. The second

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1 sticker shall specify the month of expiration of the
2 registration period and need not be reissued annually.
3 The month of registration shall not be required on
4 registration ~~plates~~ plate or validation stickers
5 issued for vehicles registered under chapter 326. ~~The~~
6 ~~stickers-shall-be-displayed-only-on-the-rear~~
7 ~~registration-plate,-except-that-the-stickers-shall-be~~
8 ~~displayed-on-the-front-registration-plate-of-a-truck-~~
9 tractor.

10 The state department of transportation shall
11 ~~promulgate~~ adopt rules to provide for the placement of
12 motor vehicle registration validation stickers on ~~all~~
13 the registration ~~plates~~ plate issued for the a motor
14 vehicle when such the validation stickers are issued
15 in lieu of issuing a new registration ~~plates~~ plate
16 under the ~~provisions~~ of this section.

17 3. RADIO OPERATORS PLATES. The owner of an
18 automobile, light delivery truck, panel delivery
19 truck, or pickup who holds an amateur radio license
20 issued by the federal communications commission may,
21 upon written application to the county treasurer
22 accompanied by a fee of five dollars, order a special
23 registration ~~plates~~ plate bearing the call letters
24 authorized for the radio station covered by the
25 person's amateur radio license. When received by the
26 county treasurer, such the special registration ~~plates~~
27 plate shall be issued to the applicant in exchange for
28 the registration ~~plates~~ plate previously issued to the
29 person applicant. Not more than one set-of special
30 registration ~~plates~~ plate may be issued to an
31 applicant. ~~Said~~ The fee shall be in addition to and
32 not in lieu of the fee-for regular registration ~~plates~~
33 plate. ~~Special~~ The special registration ~~plates~~ plate
34 must be surrendered upon expiration of the owner's
35 amateur radio license and the owner ~~shall-thereupon-be~~
36 is then entitled to the owner's regular registration
37 ~~plates~~ plate. The county treasurer shall validate a
38 special ~~plates~~ plate in the same manner as a regular
39 registration ~~plates~~ plate, upon payment of five
40 dollars in addition to the regular annual registration
41 fee.

42 4. MULTIYEAR PLATES. In lieu of issuing annual
43 registration plates for trailers and semitrailers, the
44 department may issue multiyear registration plates for
45 a three-year period or a six-year period for trailers
46 and semitrailers licensed under chapter 326, upon
47 payment of the appropriate registration fee. Fees
48 from three-year and six-year payments shall not be
49 reduced or prorated.

50 5. PERSONALIZED REGISTRATION PLATES.

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1 a. Upon application and the payment of a fee of
2 twenty-five dollars, the director may issue to the
3 owner of a motor vehicle registered in this state or a
4 trailer or travel trailer registered in this state, a
5 personalized registration ~~plates~~ plate marked with up
6 to seven initials, letters, or a combination of
7 numerals and letters requested by the owner. However,
8 personalized registration plates for motorcycles and
9 motorized bicycles shall be marked with no more than
10 six initials, letters, or combinations of numerals and
11 letters. Upon receipt of the personalized
12 registration ~~plates~~ plate, the applicant shall
13 surrender the regular registration ~~plates~~ plate to the
14 county treasurer. The fee for issuance of the
15 personalized registration ~~plates~~ plate shall be in
16 addition to the regular annual registration fee.

17 b. The county treasurer shall validate a
18 personalized registration ~~plates~~ plate in the same
19 manner as a regular registration ~~plates-are~~ plate is
20 validated under this section at an annual fee of five
21 dollars in addition to the regular annual registration
22 fee. A person may renew a personalized registration
23 plate without paying the additional registration fee
24 under paragraph "a" unless a new series of
25 registration plates is being issued to replace a
26 current series. A person renewing a personalized
27 registration plate within one month following the time
28 requirements under section 321.40 may renew the
29 personalized plate without paying the additional
30 registration fee under paragraph "a" but shall pay the
31 five-dollar fee in addition to the regular
32 registration fee and any penalties subject to regular
33 registration plate holders for late renewal.

34 c. The fees collected by the director under this
35 section shall be paid to the treasurer of state and
36 credited by the treasurer of state as provided in
37 section 321.145.

38 6. SAMPLE VEHICLE REGISTRATION PLATES. Vehicle
39 registration plates displaying the general design of
40 regular registration plates, with the word "sample"
41 displayed on the each plate, may be furnished to any a
42 person upon payment of a fee of three dollars for each
43 plate, except that such the plates may be furnished to
44 governmental agencies without cost. Sample A sample
45 registration ~~plates~~ plate shall not be attached to a
46 vehicle moved on the highways of this state.

47 7. HANDICAPPED PLATES. The owner of a motor
48 vehicle subject to registration pursuant to section
49 321.109, subsection 1, light delivery truck, panel
50 delivery truck, or pickup, who is a handicapped person

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1 as defined in section 601E.1, may, upon written
2 application to the department, order a special
3 registration plates plate designed by the department
4 bearing the international symbol of accessibility.
5 The special registration plates plate shall only be
6 issued if the application is accompanied with a
7 statement from a physician licensed under chapter 148,
8 150, or 150A, written on the physician's stationery,
9 stating the nature of the applicant's handicap and
10 such additional information as required by rules
11 adopted by the department. If the application is
12 approved by the department the special registration
13 plates plate shall be issued to the applicant in
14 exchange for the previous registration plates plate
15 issued to the person applicant. The fee for the
16 special plates plate is five dollars which is in
17 addition to the regular annual registration fee. The
18 department shall validate the a special plates plate
19 in the same manner as a regular registration plates
20 are plate is validated under this section at the
21 regular annual registration fee. However, the a
22 special plates plate shall not be renewed without the
23 applicant furnishing evidence to the department that
24 the owner of the motor vehicle is still a handicapped
25 person as defined in section 601E.1, unless the
26 applicant has previously provided satisfactory
27 evidence to the department that the owner of the
28 vehicle is permanently handicapped in which case the
29 furnishing of additional evidence shall not be
30 required for renewal. The special registration plates
31 plate shall be surrendered in exchange for a regular
32 registration plates plate when the owner of the motor
33 vehicle no longer qualifies as a handicapped person as
34 defined in section 601E.1.

35 8. PRISONER OF WAR PLATES. The owner of a motor
36 vehicle subject to registration under section 321.109,
37 subsection 1, light delivery truck, panel delivery
38 truck, or pickup who was a prisoner of war during the
39 second world war at any time between December 7, 1941,
40 and December 31, 1946, the Korean conflict at any time
41 between June 25, 1950, and January 31, 1955, or the
42 Vietnam conflict at any time between August 5, 1964,
43 and June 30, 1973, all dates inclusive, may upon
44 written application to the department, order a special
45 registration plates plate designed by the department
46 in co-operation with the adjutant general which plates
47 signify plate signifies that the applicant was a
48 prisoner of war as defined in this subsection. Each
49 An applicant applying for a special registration
50 plates plate under this subsection may purchase only

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1 one set-of-registration plates plate under this
2 subsection. The application is subject to approval by
3 the department, in consultation with the adjutant
4 general, and the special registration plates plate
5 shall be issued to the applicant in exchange for the
6 registration plates plate previously issued to the
7 person applicant. The special plates shall contain
8 the letters "POW" and three numerals and are subject
9 to an annual registration fee of fifteen dollars. The
10 department shall validate the special plates in the
11 same manner as regular registration plates are
12 validated under this section.

13 9. NATIONAL GUARD PLATES. The owner of a motor
14 vehicle subject to registration pursuant to section
15 321.109, subsection 1, light delivery truck, panel
16 delivery truck, or pickup who is a member of the
17 national guard, as defined in chapter 29A, may upon
18 written application to the department, order a special
19 registration plates plate designed by the department
20 in co-operation with the adjutant general which plates
21 signify plate signifies that the applicant is a member
22 of the national guard. The application shall be
23 approved by the department, in consultation with the
24 adjutant general, and the special registration plates
25 plate shall be issued to the applicant in exchange for
26 the registration plates plate previously issued to the
27 person. The fee for the special plates ~~shall be~~ plate
28 is five dollars which shall be in addition to the
29 regular annual registration fee. The department shall
30 validate the a special plates plate in the same manner
31 as a regular registration plates ~~are~~ plate is
32 validated under this section at the regular annual
33 registration fee. ~~Special~~ A special registration
34 plates plate shall be surrendered in exchange for a
35 regular registration plates plate upon termination of
36 the owner's membership in the active national guard.

37 10. COLLEGIATE PLATES.

38 a. Upon application and payment of the proper
39 fees, the director may issue to the owner of a motor
40 vehicle, trailer, or travel trailer registered in this
41 state, a collegiate registration plates plate. Upon
42 receipt of the collegiate registration plates plate,
43 the applicant shall surrender the regular registration
44 plates plate to the county treasurer.

45 b. Collegiate registration plates shall be
46 designed for each of the three state universities.
47 The collegiate registration plates shall be designated
48 as follows:

49 (1) The letters "ISU" followed by a four-digit
50 number all in cardinal on a gold background for Iowa

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1 State University of science and technology.

2 (2) The letters "UNI" followed by a four-digit
3 number all in purple on a gold background for the
4 University of Northern Iowa.

5 (3) The letters "UI" followed by a four-digit
6 number all in black on a gold background for the state
7 University of Iowa.

8 c. The fees for a collegiate registration plate
9 are as follows:

10 (1) A registration fee of twenty-five dollars.

11 (2) A special collegiate registration fee of
12 twenty-five dollars.

13 These fees are in addition to the regular annual
14 registration fee. The fees collected by the director
15 under this subsection shall be paid monthly to the
16 treasurer of state and credited by the treasurer of
17 state to the road use tax fund. Notwithstanding
18 section 423.24 and prior to the application of section
19 423.24, subsection 1, paragraph "b", the treasurer of
20 state shall credit monthly from revenues derived from
21 the operation of section 423.7, respectively, to Iowa
22 State University of science and technology, the
23 University of Northern Iowa, and the state University
24 of Iowa, the amount of the special collegiate
25 registration fees collected in the previous month for
26 collegiate registration plates designed for the
27 university. The moneys credited are appropriated to
28 the respective universities to be used for
29 scholarships for students attending the universities.

30 d. The county treasurer shall validate a
31 collegiate registration plates plate in the same
32 manner as a regular registration plates-are plate is
33 validated under this section at an annual fee of five
34 dollars in addition to the regular annual registration
35 fee.

36 11. CONGRESSIONAL MEDAL OF HONOR PLATES. The
37 owner of a motor vehicle subject to registration under
38 section 321.109, subsection 1, light delivery truck,
39 panel delivery truck, or pickup who has been awarded
40 the congressional medal of honor may, upon written
41 application to the department, order a special
42 registration plates plate which shall be red, white,
43 and blue in color and shall bear an emblem of the
44 congressional medal of honor and an identifying
45 number. Each applicant applying for a special
46 registration plates plate under this subsection may
47 purchase only one set-of registration plates plate
48 under this subsection. The application is subject to
49 approval by the department and the special
50 registration plates plate shall be issued to the

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1 applicant in exchange for the registration plates
2 plate previously issued to the person. The special
3 plates are subject to an annual registration fee of
4 fifteen dollars. The department shall validate the
5 special plates in the same manner as regular
6 registration plates are validated under this section.
7 The department shall not issue a special registration
8 plates plate until service organizations in the state
9 have furnished the department either the special dies
10 or the cost of the special dies necessary for the
11 manufacture of the special registration plate.

12 Sec. _____. Section 321.37, unnumbered paragraph 1,
13 Code 1989, is amended to read as follows:

14 ~~Registration-plates-issued-for-a-motor-vehicle~~
15 ~~other-than-a-motorcycle,-motorized-bicycle-or-a-truck~~
16 ~~tractor-shall-be-attached-to-the-motor-vehicle,-one-in~~
17 ~~the-front-and-the-other-in-the-rear.~~ The registration
18 plate issued for a motor vehicle, motorcycle,
19 motorized bicycle, or other vehicle required to be
20 registered hereunder under this chapter, other than a
21 truck tractor, shall be attached to the rear of the
22 vehicle. The registration plate issued for a truck
23 tractor shall be attached to the front of the truck
24 tractor. The special plate issued to a dealer shall be
25 attached on the rear of the vehicle when operated on
26 the highways of this state.

27 Sec. _____. Section 321.38, Code 1989, is amended to
28 read as follows:

29 321.38 PLATES, METHOD OF ATTACHING -- IMITATIONS
30 PROHIBITED.

31 Every A registration plate shall at all times be
32 securely fastened in a horizontal position to the
33 vehicle for which it is issued so as to prevent the
34 plate from swinging and at a height of not less than
35 twelve inches from the ground, measuring from the
36 bottom of the plate, in a place and position to be
37 clearly visible and shall be maintained free from
38 foreign materials and in a condition to be clearly
39 legible. ~~An-imitation A plate or-plates~~ imitating or
40 purporting to imitate the official registration plate
41 of any other state or territory of the United States
42 or of any foreign government shall not be fastened to
43 the rear of the vehicle.

44 Sec. _____. Section 321.41, unnumbered paragraph 3,
45 Code 1989, is amended to read as follows:

46 A person who has registered a vehicle in a county,
47 other than the county designated on the vehicle
48 registration plate, may apply to the county treasurer
49 where the vehicle is registered for a new registration
50 plates plate upon payment of a fee of five dollars and

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1 the return of the former county registration plates
2 plate.

3 Sec. ____. Section 321.42, unnumbered paragraph 1,
4 Code 1989, is amended to read as follows:

5 If a registration card, or registration plate, or
6 pair-of-plates is lost or becomes illegible, the owner
7 shall immediately apply for replacement. The fee for
8 a replacement registration card ~~shall be~~ is three
9 dollars. The fee for a replacement registration plate
10 or-pair-of-plates-shall-be is five dollars. When the
11 owner has furnished information required by the
12 department and paid the proper fee, a duplicate,
13 substitute, or new registration card, or registration
14 plate, or-pair-of-plates may be issued.

15 Sec. ____. Section 321.47, unnumbered paragraph 2,
16 Code 1989, is amended to read as follows:

17 ~~Whenever~~ If ownership of a vehicle is transferred
18 ~~under the provisions of~~ this section the registration
19 ~~plates~~ plate shall be removed and forwarded to the
20 county treasurer of the county where the vehicle is
21 registered or to the department if the vehicle is
22 owned by a nonresident. Upon transfer the vehicle
23 shall not be operated upon the highways of this state
24 until the person entitled to possession of the vehicle
25 applies for and obtains registration for the vehicle.

26 Sec. ____. Section 321.52, subsection 1, Code 1989,
27 is amended to read as follows:

28 1. When a vehicle is sold outside the state for
29 purposes other than for junk the owner, dealer or
30 otherwise, shall detach the registration plates plate
31 and registration card and shall indicate on the
32 reverse side of ~~such~~ the registration card the name
33 and address of the foreign purchaser or transferee
34 over the person's signature. The owner shall
35 surrender the registration plates plate and
36 registration card to the county treasurer, unless the
37 registration ~~plates-are~~ plate is properly attached to
38 another vehicle, ~~who.~~ The county treasurer shall
39 cancel the records, ~~and-shall~~ destroy the registration
40 ~~plates~~ plate, and forward the registration card to the
41 department. The department shall make a notation on
42 the records of the out-of-state sale, and, after a
43 reasonable period, may destroy the files ~~to~~ for that
44 particular vehicle. The department ~~is-not-authorized~~
45 ~~to shall not~~ make a refund of license fees on a
46 vehicle sold out of state unless it receives the
47 registration card completed as provided in this
48 section.

49 Sec. ____. Section 321.52, subsection 3, unnumbered
50 paragraph 1, Code 1989, is amended to read as follows:

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1 When a vehicle for which a certificate of title is
2 issued is junked or dismantled by the owner, the owner
3 shall detach the registration plates plate and
4 surrender the plates plate to the county treasurer,
5 unless the plates-are plate is properly assigned to
6 another vehicle. The owner shall also surrender the
7 certificate of title to the county treasurer. Upon
8 surrendering receiving the certificate of title, the
9 county treasurer shall issue to the person, without
10 fee, a junking certificate, which shall authorize the
11 holder to possess, transport, or transfer ownership of
12 the junked vehicle by endorsement of the junking
13 certificate. The county treasurer shall hold the
14 surrendered certificate of title, registration receipt
15 and, if applicable, the registration plates plate for
16 a period of fourteen days following the issuance of a
17 junking certificate under this subsection. Within the
18 fourteen-day period the person who was issued the
19 junking certificate and to whom the vehicle was titled
20 or assigned may surrender to the county treasurer the
21 junking certificate, and upon the person's payment of
22 appropriate fees and taxes and payment of any credit
23 for registration fees received by the person for the
24 vehicle under section 321.46, subsection 3, the county
25 treasurer shall issue to the person a certificate of
26 title for the vehicle. After the expiration of the
27 fourteen-day period, a county treasurer shall not
28 issue a certificate of title for a junked vehicle for
29 which a junking certificate is issued. The county
30 treasurer shall cancel the record of the vehicle and
31 forward the certificate of title to the department.

32 Sec. _____. Section 321.57, unnumbered paragraph 3,
33 Code 1989, is amended to read as follows:

34 Also a transporter may operate or move any a
35 vehicle of like type upon the highways solely for the
36 purpose of delivery upon likewise displaying thereon
37 on the vehicle a like plates plate issued to the
38 transporter as provided in these sections.

39 Sec. _____. Section 321.89, subsection 1, paragraph
40 b, subparagraph (1), Code 1989, is amended to read as
41 follows:

42 (1) A vehicle that has been left unattended on
43 public property for more than forty-eight hours and
44 lacks a current registration plates plate or two or
45 more wheels or other parts which renders the vehicle
46 totally inoperable, or

47 Sec. _____. Section 321.98, Code 1989, is amended to
48 read as follows:

49 321.98 OPERATION WITHOUT REGISTRATION.

50 No A person shall not operate, nor shall an owner

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1 knowingly permit to be operated upon any a highway any
2 a vehicle required to be registered and titled
3 hereunder under this chapter unless there shall-be is
4 attached thereto to and displayed thereon on the
5 vehicle when and as required by this chapter a valid
6 registration card and registration plate ~~or-plates~~
7 issued ~~therefor~~ for the current registration year and
8 unless a certificate of title has been issued for ~~such~~
9 the vehicle, except as otherwise expressly permitted
10 in this chapter. Any A violation of this section is a
11 simple misdemeanor.

12 Sec. ____ . Section 321.103, Code 1989, is amended
13 to read as follows:

14 321.103 OWNER TO RETURN EVIDENCES OF REGISTRATION
15 AND TITLE.

16 Whenever ~~When~~ the department as authorized
17 ~~hereunder in this chapter~~ cancels, suspends, or
18 revokes the registration of a vehicle, or certificate
19 of title, or registration card, or registration plate
20 ~~or-plates~~, or any a nonresident or other permit, or
21 the registration of any a dealer, the owner or person
22 in possession of ~~the same~~ shall immediately return the
23 ~~evidences~~ evidence of registration, certificate of
24 title, or ~~plates~~ plate so canceled, suspended, or
25 revoked to the department.

26 Sec. ____ . Section 321.104, subsection 3, Code
27 1989, is amended to read as follows:

28 3. To fail to surrender a certificate of title,
29 registration card, or registration ~~plates~~ plate upon
30 cancellation, suspension, or revocation of the
31 certificate or registration by the department and
32 notice as prescribed in this chapter.

33 Sec. ____ . Section 321.105, unnumbered paragraph 2,
34 Code 1989, is amended to read as follows:

35 The registration fee shall be paid to the county
36 treasurer at the same time the application is made for
37 the registration or reregistration of the motor
38 vehicle or trailer. An owner may, when applying for
39 registration or reregistration of a motor vehicle or
40 trailer, request that the ~~plates~~ plate be mailed to
41 the owner's post-office address. The owner's request
42 shall be accompanied by a mailing fee as determined
43 annually by the director.

44 Sec. ____ . Section 321.126, subsections 1, 3, and
45 4, Code 1989, are amended to read as follows:

46 1. If the motor vehicle is destroyed by fire or
47 accident, or junked and its identity as a motor
48 vehicle entirely eliminated, the owner in whose name
49 the motor vehicle was registered at the time of
50 destruction or dismantling shall return the ~~plates~~

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1 registration plate to the department and within thirty
2 days thereafter make a statement of such the
3 destruction or dismantling and make claim for refund.
4 With reference to the destruction or dismantling of a
5 vehicle, no a refund shall not be allowed unless a
6 junking certificate has been issued, as provided in
7 section 321.52.

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

20 4. If the motor vehicle is registered by the
21 county treasurer during the current registration year
22 and the owner or lessee registers the vehicle for
23 proportional registration under chapter 326, the owner
24 of the registered vehicle shall surrender the
25 registration plates plate to the county treasurer and
26 may file a claim for refund. In lieu of a refund, a
27 credit for the registration fees paid to the county
28 treasurer may be applied by the department to the
29 owner or lessee's proportional registration fees upon
30 the surrender of the county plates plate and
31 registration.

32 Sec. ____ . Section 321.134, unnumbered paragraph 1,
33 Code 1989, is amended to read as follows:

34 On the first day of the second month following the
35 beginning of each registration year a penalty of five
36 percent of the annual registration fee shall be added
37 to the registration fees not paid by that date and an
38 additional penalty of five percent shall be added the
39 first day of each succeeding month, until the fee is
40 paid. A penalty shall not be less than five dollars.
41 If the owner of a vehicle surrenders the registration
42 plates plate for a vehicle prior to the plates plate
43 becoming delinquent, to the county treasurer of the
44 county where the vehicle is registered, or to the
45 department if the vehicle is registered under chapter
46 326, the owner may register the vehicle any time
47 thereafter upon payment of the registration fee for
48 the registration year without penalty. The penalty on
49 vehicles registered under chapter 326 ~~shall accrue~~
50 accrues February 1 of each year.

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1 Sec. ____ . Section 321.166, subsections 2 and 6,
2 Code 1989, are amended to read as follows:

3 2. ~~Every A registration plate or pair of plates~~
4 shall display a registration plate number which shall
5 consist of alphabetical or numerical characters or a
6 combination thereof and the name of this state, which
7 may be abbreviated. ~~Every A~~ registration plate issued
8 by the county treasurer shall display the name of the
9 county, except plates issued for truck tractors,
10 motorcycles, motorized bicycles, travel trailers,
11 semitrailers, and trailers. The year of expiration or
12 the date of expiration shall be displayed on vehicle
13 registration plates, except plates issued under
14 section 321.19. Special truck registration plates
15 shall display the word "special".

16 6. ~~Registration plates~~ A registration plate issued
17 to a disabled veteran under ~~the provisions of~~ section
18 321.105, shall display the alphabetical characters
19 "DV" which shall precede the registration plate
20 number. The ~~plates~~ plate may also display a
21 handicapped identification sticker if issued to the
22 disabled veteran by the department under section
23 601E.6."

24 2. Page 1, by inserting after line 13 the
25 following:

26 "Sec. ____ . Section 326.15, subsections 1 and 2,
27 Code 1989, are amended to read as follows:

28 1. If the motor vehicle is destroyed by fire or
29 accident, or junked and its identity as a motor
30 vehicle is entirely eliminated, the owner in whose
31 name the motor vehicle was registered at the time of
32 destruction or dismantling shall return the ~~plates~~
33 plate to the department and make a claim for refund.
34 A refund is not allowed unless a junking certificate
35 has been issued, as provided in section 321.52.

36 2. If the motor vehicle is removed from the
37 apportioned fleet, the owner in whose name the motor
38 vehicle was registered shall return the ~~plates~~ plate
39 to the department and make a claim for refund. A
40 refund shall not be allowed without documentation of
41 the subsequent registration of the motor vehicle.

42 Sec. ____ . Section 326.17, Code 1989, is amended to
43 read as follows:

44 326.17 IOWA BASE PLATES.

45 Resident fleet owners shall be required to list
46 Iowa as the base state for all commercial vehicles
47 which qualify under the term "base state" as defined
48 in this chapter, and Iowa base plates shall be
49 displayed on all such commercial vehicles.

50 Nonresident fleet owners subject to proportional

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1 registration shall display an Iowa base plates plate
 2 if the commercial vehicle qualifies as an Iowa based
 3 vehicle as defined in this chapter.

4 Sec. ____ . Section 326.22, Code 1989, is amended to
 5 read as follows:

6 326.22 OPERATIONAL LAWS OF IOWA APPLICABLE.

7 A nonresident registered vehicle is subject to all
 8 laws and rules governing the operation of such the
 9 vehicle on the highways of this state. The
 10 registration number plates plate, stickers, or other
 11 identification assigned and furnished to any a vehicle
 12 for the current registration year by the state in
 13 which the vehicle is registered shall be displayed on
 14 the vehicle substantially as provided in chapter 321
 15 for vehicles registered pursuant to the-provisions-of
 16 this chapter. In addition, a fee set by the
 17 department to cover actual cost shall be charged for
 18 each plate, sticker, or other identification furnished
 19 for each vehicle registered in accordance with the
 20 provisions-of this section or extended reciprocity in
 21 accordance with the-provisions-of this section. A
 22 charge shall not be made for the initial registration
 23 receipt or cab card issued for each vehicle registered
 24 pursuant to an apportionment registration agreement.

25 A fee set by the department to cover actual costs
 26 shall be charged for issuance of duplicate plates,
 27 stickers or other identification required, duplicate
 28 registration receipts, and duplicate cab cards.

29 Sec. ____ . Section 601E.6, subsection 1, unnumbered
 30 paragraph 2, Code 1989, is amended to read as follows:

31 A handicapped person who has been issued a
 32 registration plates plate as a seriously disabled
 33 veteran under the-provisions-of section 321.105 may
 34 apply to the department for a handicapped
 35 identification stickers sticker to be affixed to the
 36 plates plate. The handicapped identification stickers
 37 sticker shall bear the international symbol of
 38 accessibility. The handicapped identification
 39 stickers shall be acquired by the department and sold
 40 at cost, not to exceed five dollars, to eligible
 41 handicapped persons upon application on forms
 42 prescribed by the department.

43 Sec. ____ . This Act takes effect July 1 following
 44 its enactment and, except for sections amending
 45 section 321.216 of the Code and creating section
 46 321.216A, applies to registration plates issued on or
 47 after its effective date."

48 3. Title page, line 1, by inserting after the
 49 word "to" the following: "motor vehicles by providing
 50 for the issuance of a single registration plate and

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1 proscribing".

2 4. Title page, line 1, by inserting after the
 3 word "of" the word "certain".

By JAY of Appanoose
 CONNOLLY of Dubuque
 SCHNEKLOTH of Scott

SENATE FILE 121

H-3882

1 Amend Senate File 121, as passed by the Senate, as
2 follows:
3 1. Page 1, by inserting after line 13 the
4 following:
5 "Sec. ____ . Section 805.8, subsection 2, Code 1989,
6 is amended by adding the following new paragraph:
7 NEW PARAGRAPH. p. For obtaining, possessing, or
8 having in one's control or one's premises a motor
9 vehicle license, a nonoperator's identification card,
10 or a blank motor vehicle license form in violation of
11 section 321.216, subsection 7 or 8, the scheduled fine
12 is fifty dollars."

By COMMITTEE ON JUDICIARY
AND LAW ENFORCEMENT
JAY of Appanoose, Chairperson

H-3882 FILED APRIL 6, 1989

Adopted 4-12-89 (p1482)

HOUSE AMENDMENT TO
SENATE FILE 121

S-3704

1 Amend Senate File 121, as passed by the Senate, as
2 follows:
3 1. Page 1, by inserting after line 13 the
4 following:
5 "Sec. ____ . Section 805.8, subsection 2, Code 1989,
6 is amended by adding the following new paragraph:
7 NEW PARAGRAPH. p. For obtaining, possessing, or
8 having in one's control or one's premises a motor
9 vehicle license, a nonoperator's identification card,
10 or a blank motor vehicle license form in violation of
11 section 321.216, subsection 7 or 8, the scheduled fine
12 is fifty dollars."

RECEIVED FROM THE HOUSE

S-3704 FILED APRIL 14, 1989

(inserted 4-17-89 (p. 14/15))

SSB 13
TRANSPORTATION
Bill

SENATE FILE 121
BY (PROPOSED STATE DEPARTMENT
OF TRANSPORTATION BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the possession or making of motor vehicle
2 licenses, nonoperator's identification cards, and blank motor
3 vehicle license forms, and providing penalties.

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

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1 Section 1. Section 321.216, Code 1989, is amended by add-
2 ing the following new subsection:

3 NEW SUBSECTION. 8. To obtain, possess, or have in one's
4 control or on one's premises a motor vehicle license, a non-
5 operator's identification card, or a blank motor vehicle
6 license form, which has been made by a person having no
7 authority or right to make the license, card, or form.

8 Sec. 2. NEW SECTION. 321.216A FALSIFYING MOTOR VEHICLE
9 LICENSES AND FORMS AND NONOPERATOR'S IDENTIFICATION CARDS.

10 It is a serious misdemeanor for any person to make a motor
11 vehicle license, a nonoperator's identification card, or a
12 blank motor vehicle license form if the person has no
13 authority or right to make the license, card, or form.

14 EXPLANATION

15 This bill makes it a simple misdemeanor for a person to
16 possess a motor vehicle license, a nonoperator's
17 identification card, or a blank motor vehicle license form,
18 which has been made by a person having no authority or right
19 to make the license, card, or form.

20 This bill makes it a serious misdemeanor for any person to
21 make a motor vehicle license, a nonoperator's identification
22 card, or a blank motor vehicle license form if the person has
23 no authority or right to make the license, card, or form.

24 BACKGROUND STATEMENT

25 SUBMITTED BY THE AGENCY

26 Counterfeit driver licenses are being manufactured in in-
27 creasing numbers. In several cases around Iowa, primarily in
28 college towns, people are making driver licenses and selling
29 them to others under the legal drinking age. These
30 counterfeit licenses are used for admittance to drinking
31 establishments and to purchase alcohol. Since there is
32 currently no specific statute prohibiting a person from making
33 or possessing a counterfeit license, the department and county
34 attorneys have been unable to stop the activity. A variety of
35 techniques have been used in Iowa including making licenses

1 from other states, or using photos from picture booths and
2 mock-ups of the Iowa license.

3 A similar bill passed the Senate in 1988, but did not pass
4 the House Committee prior to the funeral.

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license form in violation of section 321.216, subsection 7 or 8, the scheduled fine is fifty dollars.

SENATE FILE 121

AN ACT

RELATING TO THE POSSESSION OR MAKING OF MOTOR VEHICLE LICENSES, NONOPERATOR'S IDENTIFICATION CARDS, AND BLANK MOTOR VEHICLE LICENSE FORMS, AND PROVIDING PENALTIES.

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

Section 1. Section 321.216, Code 1989, is amended by adding the following new subsection:

NEW SUBSECTION. 8. To obtain, possess, or have in one's control or on one's premises a motor vehicle license, a nonoperator's identification card, or a blank motor vehicle license form, which has been made by a person having no authority or right to make the license, card, or form.

Sec. 2. NEW SECTION. 321.216A FALSIFYING MOTOR VEHICLE LICENSES AND FORMS AND NONOPERATOR'S IDENTIFICATION CARDS.

It is a serious misdemeanor for any person to make a motor vehicle license, a nonoperator's identification card, or a blank motor vehicle license form if the person has no authority or right to make the license, card, or form.

Sec. 3. Section 805.8, subsection 2, Code 1989, is amended by adding the following new paragraph:

NEW PARAGRAPH. p. For obtaining, possessing, or having in one's control or one's premises a motor vehicle license, a nonoperator's identification card, or a blank motor vehicle

JO ANN ZIMMERMAN
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 121, Seventy-third General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved  1989

TERRY E. BRANSTAD
Governor