

Amended Section of Law 218 (2235)

Represented

FEB 2 1990

SENATE FILE 2235
BY KINLEY

Passed Senate, Date 2/22/90 (2674) Passed House, Date 3/19/90 (P.1171)
Vote: Ayes 49 Nays 0 Vote: Ayes 95 Nays 0
Approved March 30, 1990

A BILL FOR

1 An Act relating to reassignment of certificates of title and
2 providing an effective date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 2235

1 Section 1. Section 321.24, unnumbered paragraph 4, Code
2 Supplement 1989, is amended to read as follows:

3 The certificate shall bear the seal of the county treasurer
4 or of the department, and the signature of the county
5 treasurer, the deputy county treasurer, or the department
6 director or deputy designee. The certificate shall provide
7 space for the signature of the owner. The owner shall sign
8 the certificate of title in the space provided with pen and
9 ink upon its receipt. The certificate of title shall contain
10 upon the reverse side a form for assignment of title or
11 interest and warranty by the owner, for reassignments by a
12 licensed dealer licensed in this state or in another state.
13 Attached to the certificate of title shall be an application
14 for a new certificate of title by the transferee as provided
15 in this chapter. However, titles for mobile homes shall not
16 be reassigned by licensed dealers. All certificates of title
17 shall be typewritten or printed by other mechanical means.
18 Notwithstanding section 321.1, subsection 38, as used in this
19 paragraph "dealer" means every person engaged in the business
20 of buying, selling, or exchanging vehicles of a type required
21 to be registered under this chapter.

22 Sec. 2. This Act, being deemed of immediate importance,
23 takes effect upon enactment.

24 EXPLANATION

25 This bill allows certificates of title to be reassigned by
26 a dealer licensed in this state or in another state. The bill
27 takes effect upon its enactment.

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SENATE FILE 2235

S-5177

1 Amend Senate File 2235 as follows:

2 1. Page 1, line 12, by inserting after the words
3 "another state" the following: "if the state in which
4 the dealer is licensed permits Iowa licensed dealers
5 to similarly reassign certificates of title".

6 2. Page 1, by inserting after line 21 the
7 following:

8 "Sec. ____ . Section 321.48, subsection 2, Code
9 1989, is amended to read as follows:

10 2. A foreign registered vehicle purchased or
11 otherwise acquired by a dealer for the purpose of
12 resale shall be issued a certificate of title for the
13 vehicle by the county treasurer of the dealer's
14 residence upon proper application as provided in this
15 chapter and upon payment of a fee of five dollars and
16 the dealer is exempt from the payment of any and all
17 registration fees for the vehicle. The application
18 for certificate of title shall be made within fifteen
19 days after the vehicle comes within the border of the
20 state. However, a dealer acquiring a vehicle
21 registered in another state which permits Iowa dealers
22 to reassign that state's certificates of title shall
23 not be required to obtain a new registration or a new
24 certificate of title and upon transferring title or
25 interest to another person shall execute an assignment
26 upon the certificate of title for the vehicle to the
27 person to whom the transfer is made and deliver the
28 assigned certificate of title to the person."

29 3. By renumbering as necessary.

By RICHARD F. DRAKE
GEORGE R. KINLEY

S-5177 FILED FEBRUARY 21, 1990

Adopted 2/22 (p 674)

SENATE FILE **2235**
BY KINLEY

(AS AMENDED AND PASSED BY THE SENATE FEBRUARY 22, 1990)

~~_____~~ - New Language by the Senate

Passed Senate, Date 2/22/90 (p. 574) Passed House, Date 3/17/90 (p. 1171)
Vote: Ayes 49 Nays 0 Vote: Ayes 95 Nays 0
Approved March 30, 1990
Motion to Reconsider of 2235 w/d 3/21

A BILL FOR

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2 providing an effective date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 2235

1 Section 1. Section 321.24, unnumbered paragraph 4, Code
2 Supplement 1989, is amended to read as follows:

3 The certificate shall bear the seal of the county treasurer
4 or of the department, and the signature of the county
5 treasurer, the deputy county treasurer, or the department
6 director or deputy designee. The certificate shall provide
7 space for the signature of the owner. The owner shall sign
8 the certificate of title in the space provided with pen and
9 ink upon its receipt. The certificate of title shall contain
10 upon the reverse side a form for assignment of title or
11 interest and warranty by the owner, for reassignments by a
12 licensed dealer licensed in this state or in another state if
13 the state in which the dealer is licensed permits Iowa
14 licensed dealers to similarly reassign certificates of title.
15 Attached to the certificate of title shall be an application
16 for a new certificate of title by the transferee as provided
17 in this chapter. However, titles for mobile homes shall not
18 be reassigned by licensed dealers. All certificates of title
19 shall be typewritten or printed by other mechanical means.
20 Notwithstanding section 321.1, subsection 38, as used in this
21 paragraph "dealer" means every person engaged in the business
22 of buying, selling, or exchanging vehicles of a type required
23 to be registered under this chapter.

24 Sec. 2. Section 321.48, subsection 2, Code 1989, is
25 amended to read as follows:

26 2. A foreign registered vehicle purchased or otherwise
27 acquired by a dealer for the purpose of resale shall be issued
28 a certificate of title for the vehicle by the county treasurer
29 of the dealer's residence upon proper application as provided
30 in this chapter and upon payment of a fee of five dollars and
31 the dealer is exempt from the payment of any and all
32 registration fees for the vehicle. The application for
33 certificate of title shall be made within fifteen days after
34 the vehicle comes within the border of the state. However, a
35 dealer acquiring a vehicle registered in another state which

1 permits Iowa dealers to reassign that state's certificates of
2 title shall not be required to obtain a new registration or a
3 new certificate of title and upon transferring title or
4 interest to another person shall execute an assignment upon
5 the certificate of title for the vehicle to the person to whom
6 the transfer is made and deliver the assigned certificate of
7 title to the person.

8 Sec. 3. This Act, being deemed of immediate importance,
9 takes effect upon enactment.

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SENATE FILE 2235

AN ACT

RELATING TO REASSIGNMENT OF CERTIFICATES OF TITLE AND PROVIDING
AN EFFECTIVE DATE.

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

Section 1. Section 321.24, unnumbered paragraph 4, Code Supplement 1989, is amended to read as follows:

The certificate shall bear the seal of the county treasurer or of the department, and the signature of the county treasurer, the deputy county treasurer, or the department director or deputy designee. The certificate shall provide space for the signature of the owner. The owner shall sign

the certificate of title in the space provided with pen and ink upon its receipt. The certificate of title shall contain upon the reverse side a form for assignment of title or interest and warranty by the owner, for reassignments by a licensed dealer licensed in this state or in another state if the state in which the dealer is licensed permits Iowa licensed dealers to similarly reassign certificates of title. Attached to the certificate of title shall be an application for a new certificate of title by the transferee as provided in this chapter. However, titles for mobile homes shall not be reassigned by licensed dealers. All certificates of title shall be typewritten or printed by other mechanical means. Notwithstanding section 321.1, subsection 38, as used in this paragraph "dealer" means every person engaged in the business of buying, selling, or exchanging vehicles of a type required to be registered under this chapter.

Sec. 2. Section 321.48, subsection 2, Code 1989, is amended to read as follows:

2. A foreign registered vehicle purchased or otherwise acquired by a dealer for the purpose of resale shall be issued a certificate of title for the vehicle by the county treasurer of the dealer's residence upon proper application as provided in this chapter and upon payment of a fee of five dollars and the dealer is exempt from the payment of any and all registration fees for the vehicle. The application for certificate of title shall be made within fifteen days after the vehicle comes within the border of the state. However, a dealer acquiring a vehicle registered in another state which permits Iowa dealers to reassign that state's certificates of title shall not be required to obtain a new registration or a new certificate of title and upon transferring title or interest to another person shall execute an assignment upon the certificate of title for the vehicle to the person to whom the transfer is made and deliver the assigned certificate of title to the person.

Sec. 3. This Act, being deemed of immediate importance, takes effect upon enactment.

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 2235, Seventy-third General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved April 30, 1990

TERRY E. BRANSTAD
Governor