

S-3/11/98 No Pass
S-3/26/98 UNFINISHED BUSINESS CALENDAR

FEB 20 1998
WAYS & MEANS CALENDAR

HOUSE FILE 2392
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HF 2125)

Passed House, ^(p.394) Date 3/2/98 Passed Senate, Date ^(p.432) 3/28/98
Vote: Ayes 91 Nays 0 Vote: Ayes 46 Nays 0
Approved April 6, 1998

A BILL FOR

1 An Act relating to permitting the display of new motor trucks by
2 nonresident motor vehicle dealers at qualified events in this
3 state, establishing a fee, and providing an effective date.

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

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HF 2392

1 Section 1. Section 322.5, Code 1997, is amended by adding
 2 the following new subsection:

3 NEW SUBSECTION. 4. A nonresident motor vehicle dealer,
 4 who is authorized by a written contract with a manufacturer or
 5 distributor of new motor trucks to sell at retail such new
 6 motor trucks, may display motor trucks within this state at
 7 qualified events approved by the department. The dealer must
 8 obtain a temporary permit from the department. An application
 9 for a temporary permit shall be made upon a form provided by
 10 the department and shall be accompanied by a ten dollar permit
 11 fee. Permits shall be issued for a period not to exceed
 12 fourteen days. The department shall issue a temporary permit
 13 under this subsection only if the qualified event for which
 14 the permit is issued meets all of the following conditions:

15 a. The sale of motor vehicles is not allowed during the
 16 qualified event.

17 b. The qualified event is conducted in a controlled area
 18 and is not open to the public generally.

19 c. The qualified event generally promotes the motor truck
 20 industry.

21 d. The qualified event is conducted within the area of
 22 responsibility that is specified in the motor vehicle dealer's
 23 contract with the manufacturer or distributor.

24 A temporary permit shall not be issued under this
 25 subsection unless the state in which the nonresident motor
 26 vehicle dealer is licensed extends by reciprocity similar
 27 privileges to a motor vehicle dealer licensed by this state.

28 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
 29 immediate importance, takes effect upon enactment.

30 EXPLANATION

31 The bill permits nonresident motor truck dealers to display
 32 motor trucks in this state at a qualified event. A qualified
 33 event is one which does not allow the sale of motor vehicles,
 34 which is not open to the public, which promotes the trucking
 35 industry, and which is conducted within the area of the

1 permittee's contractual responsibility. No temporary permit
2 will be issued to the applicant unless the applicant's state
3 provides reciprocity to a motor vehicle dealer licensed in
4 Iowa. Permits may be issued for a period not to exceed 14
5 days upon payment of a \$10 fee.

6 The bill takes effect upon enactment.

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HOUSE FILE 2392

S-5395

1 Amend House File 2392, as passed by the House as
2 follows:

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

5 "Sec. ____ . Section 322.5, Code 1997, is amended by
6 adding the following new subsection:

7 NEW SUBSECTION. 5. A motor vehicle dealer or
8 manufacturer selling emergency vehicles, in addition
9 to selling vehicles at their principal place of
10 business and at the location of a buyer, may, upon
11 receipt of a temporary permit approved by the
12 department, display and offer for sale emergency
13 vehicles at shows and exhibitions located at
14 universities, colleges, and community colleges. An
15 application for a temporary permit shall be made upon
16 a form provided by the department and shall be
17 accompanied by a ten dollar permit fee. Permits shall
18 be issued for a period not to exceed fourteen days. A
19 sale of an emergency vehicle by a motor vehicle dealer
20 or manufacturer shall be completed and a sales
21 agreement shall not be signed at any show or
22 exhibition. All such sales shall be consummated at
23 the motor vehicle dealer's or manufacturer's principal
24 place of business or at the location of a buyer."

25 2. Page 1, line 5, by inserting after the word
26 "trucks" the following: "or emergency vehicles".

27 3. Page 1, by striking line 6 and inserting the
28 following: "motor trucks or emergency vehicles, may
29 display motor trucks or emergency vehicles within this
30 state at".

31 4. Page 1, line 19, by inserting after the word
32 "truck" the following: "or emergency vehicle".

33 5. Title Page, line 1, by inserting after the
34 word "permitting" the following: "the display of
35 emergency vehicles at shows and exhibitions and".

36 6. Title Page, line 1, by inserting after the
37 word "trucks" the following: "and emergency
38 vehicles".

39 7. By renumbering as necessary.

By BILL FINK

S-5395 FILED MARCH 26, 1998
RULED OUT OF ORDER

(p. 932)

HOUSE FILE 2392

AN ACT

RELATING TO PERMITTING THE DISPLAY OF NEW MOTOR TRUCKS BY
NONRESIDENT MOTOR VEHICLE DEALERS AT QUALIFIED EVENTS IN
THIS STATE, ESTABLISHING A FEE, AND PROVIDING AN EFFECTIVE
DATE.

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

Section 1. Section 322.5, Code 1997, is amended by adding
the following new subsection:

NEW SUBSECTION. 4. A nonresident motor vehicle dealer,
who is authorized by a written contract with a manufacturer or
distributor of new motor trucks to sell at retail such new
motor trucks, may display motor trucks within this state at
qualified events approved by the department. The dealer must
obtain a temporary permit from the department. An application
for a temporary permit shall be made upon a form provided by
the department and shall be accompanied by a ten dollar permit
fee. Permits shall be issued for a period not to exceed
fourteen days. The department shall issue a temporary permit
under this subsection only if the qualified event for which
the permit is issued meets all of the following conditions:

- a. The sale of motor vehicles is not allowed during the
qualified event.
- b. The qualified event is conducted in a controlled area
and is not open to the public generally.
- c. The qualified event generally promotes the motor truck
industry.
- d. The qualified event is conducted within the area of
responsibility that is specified in the motor vehicle dealer's
contract with the manufacturer or distributor.

A temporary permit shall not be issued under this
subsection unless the state in which the nonresident motor

vehicle dealer is licensed extends by reciprocity similar
privileges to a motor vehicle dealer licensed by this state.

Sec. 2. EFFECTIVE DATE. This Act, being deemed of
immediate importance, takes effect upon enactment.

RON J. CORBETT
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 2392, Seventy-seventh General Assembly.

Approved April 6, 1998

ELIZABETH ISAACSON
Chief Clerk of the House

TERRY E. BRANSTAD
Governor