

1-27-97 Do Pass

JAN 15 1997

TRANSPORTATION

*Substituted
SF 5
(P. 288)
2/12/97*

HOUSE FILE 31
BY WELTER, EDDIE, VANDE HOEF,
GARMAN, HAHN, and NELSON

(COMPANION TO LSB 1087SS
BY KIBBIE)

WITHDRAWN
2-12-97

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

A BILL FOR

1 An Act relating to the registration fee for ex-prisoner of war
2 motor vehicle plates and providing effective and retroactive
3 applicability dates.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 31

1 Section 1. Section 321.34, Code 1997, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 8A. EX-PRISONER OF WAR SPECIAL PLATES.

4 The owner of a motor vehicle subject to registration under
5 section 321.109, subsection 1, light delivery truck, panel
6 delivery truck, or pickup who was a prisoner of war during the
7 Second World War at any time between December 7, 1941, and
8 December 31, 1946, the Korean Conflict at any time between
9 June 25, 1950, and January 31, 1955, or the Vietnam Conflict
10 at any time between August 5, 1964, and June 30, 1973, all
11 dates inclusive, may, upon written application to the
12 department, order special registration plates with an ex-
13 prisoner of war processed emblem with the emblem designed by
14 the department in cooperation with the adjutant general which
15 emblem signifies that the owner was a prisoner of war as
16 described in this subsection. The application is subject to
17 approval by the department, in consultation with the adjutant
18 general. The special plates are subject to an annual fee of
19 fifteen dollars. The department shall validate the special
20 plates in the same manner as regular registration plates are
21 validated under this section.

22 The surviving spouse of a person who was issued special
23 plates under this subsection may continue to use the special
24 plates subject to registration of the special plates in the
25 surviving spouse's name and upon payment of the annual
26 registration fee. If the surviving spouse remarries, the
27 surviving spouse shall return the special plates to the
28 department and the department shall issue regular registration
29 plates to the surviving spouse.

30 Sec. 2. Section 321.34, subsection 15, Code 1997, is
31 amended by striking the subsection.

32 Sec. 3. EFFECTIVE AND APPLICABILITY DATE. This Act, being
33 deemed of immediate importance, takes effect upon enactment
34 and is retroactively applicable to January 1, 1997. The
35 county treasurer shall refund to an owner any registration

1 fees in excess of fifteen dollars paid by the owner for ex-
2 prisoner of war special plates.

3 EXPLANATION

4 This bill provides that the fee for ex-prisoner of war
5 special motor vehicle registration plates is only \$15 and does
6 not include the regular annual registration fee and provides
7 that the department of transportation is to validate the
8 plates in the same manner as regular plates.

9 The bill takes effect upon enactment and is retroactively
10 effective to January 1, 1997. The bill requires county
11 treasurers to refund the registration fees paid for the plates
12 which is above \$15.

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H-1021

1 Amend House File 31 as follows:

2 1. Page 1, line 12, by inserting after the word
3 "order" the following: "only one set of".

4 2. Page 1, line 13, by striking the words "emblem
5 with the emblem" and inserting the following:
6 "emblem. The emblem shall be".

7 3. Page 1, lines 14 and 15, by striking the words
8 "which emblem signifies" and inserting the following:
9 "and shall signify".

10 4. Page 1, line 18, by inserting after the word
11 "plates" the following: "shall be issued at no charge
12 and".

13 5. Page 1, line 19, by striking the word
14 "department" and inserting the following: "county
15 treasurer".

16 6. Page 1, by inserting after line 31, the
17 following:

18 "Sec. _____. A person eligible to be issued ex-
19 prisoner of war special plates who ordered and paid
20 for the special plates on or after January 1, 1997,
21 but prior to the effective date of this Act shall be
22 entitled to a refund from the state department of
23 transportation of all fees in excess of fifteen
24 dollars paid for issuance of one set of the special
25 plates. A person eligible for a refund under this
26 section shall submit a claim for a refund to the state
27 department of transportation on a form for that
28 purpose obtained from the county treasurer.
29 Notwithstanding any provision of the Code to the
30 contrary, refunds shall be paid by the department from
31 registration fees deposited in the road use tax fund
32 under section 321.145.

33 A person who obtained more than one set of special
34 plates under section 321.34, subsection 15, shall
35 surrender the additional set or sets of special plates
36 not later than the end of the registration year for
37 which the plates were issued. A refund shall not be
38 issued for additional sets of special plates."

39 7. By striking page 1, line 34, through page 2,
40 line 2, and inserting the following: "and is
41 retroactively applicable to January 1, 1997."

42 8. By renumbering as necessary.

By VANDE HOEF of Osceola

H-1021 FILED FEBRUARY 11, 1997

Adopted (A 288)

2/12/97