FEB 2 9 2000

Place On Calendar

HOUSE FILE **2512**

BY   COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO HF 2222)

Passed House, (p.653) Date 3/9/00   Passed Senate, (p.834) Date 3/23/00
Vote: Ayes 92 Nays 0   Vote: Ayes 46 Nays 0
          Approved ____April 6, 2000____

A BILL FOR

1 An Act relating to certain violations attributed to motor
2   vehicles rented from motor vehicle rental companies.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1   Section 1. Section 321.484, unnumbered paragraph 2, Code
2 1999, is amended to read as follows:
3   The owner of a vehicle shall not be held responsible for a
4 violation of a provision regulating the stopping, standing, or
5 parking of a vehicle, whether the provision is contained in
6 this chapter, or chapter 321L, or an ordinance or other
7 regulation or rule, if the owner establishes that at the time
8 of the violation the vehicle was in the custody of an
9 identified person other than the owner pursuant to a lease as
10 defined in chapter 321F or pursuant to a rental agreement as
11 defined in section 516D.3. The furnishing to the clerk of the
12 district court where the charge is pending of a copy of the
13 lease prescribed by section 321F.6 or rental agreement that
14 was in effect for the vehicle at the time of the alleged
15 violation shall be prima facie evidence that the vehicle was
16 in the custody of an identified person other than the owner
17 within the meaning of this paragraph, and the charge against
18 the owner shall be dismissed. The clerk of the district court
19 then shall cause a uniform citation and complaint to be issued
20 against the lessee or renter of the vehicle, and the citation
21 shall be served upon the defendant by ordinary mail directed
22 to the defendant at the address shown in the lease or rental
23 agreement.
24   EXPLANATION
25   This bill amends a provision in Code section 321.484,
26 relating to the liability of owners of vehicles for certain
27 stopping, standing, or parking violations committed by a
28 person other than the owner, to exempt the owner if the owner
29 establishes that the vehicle was in the custody of a person
30 other than the owner at the time of the violation pursuant to
31 a rental agreement. The citation and complaint will then be
32 issued to the renter of the vehicle. Currently, Code section
33 321.484 contains the same exemption for leased vehicles.
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HOUSE FILE 2512

AN ACT
RELATING TO CERTAIN VIOLATIONS ATTRIBUTED TO MOTOR VEHICLES
RENTED FROM MOTOR VEHICLE RENTAL COMPANIES.

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

Section 1. Section 321.484, unnumbered paragraph 2, Code
1999, is amended to read as follows:
The owner of a vehicle shall not be held responsible for a
violation of a provision regulating the stopping, standing, or
parking of a vehicle, whether the provision is contained in
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of the violation the vehicle was in the custody of an
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the owner shall be dismissed. The clerk of the district court
then shall cause a uniform citation and complaint to be issued
against the lessee or renter of the vehicle, and the citation

shall be served upon the defendant by ordinary mail directed
to the defendant at the address shown in the lease or rental
agreement.

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BRENT SIEGRIST
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 2512, Seventy-eighth General Assembly.

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ELIZABETH ISAACSON
Chief Clerk of the House

Approved *April 6*, 2000

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THOMAS J. VILSACK
Governor