

Senate File 76

SENATE FILE _____
BY BLACK

(COMPANION TO HF 129 BY LUKAN)

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

A BILL FOR

1 An Act to require proof of financial liability coverage upon
2 registration of a motor vehicle and providing penalties.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1767SS 82
5 dea/gg/14

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1 1 Section 1. Section 321.20, subsection 1, Code 2007, is
2 amended by adding the following new paragraph:
1 3 NEW PARAGRAPH. g. If the vehicle is a motor vehicle, the
1 4 owner shall certify on the application that financial
1 5 liability coverage is in effect for the motor vehicle and
1 6 provide a description of the financial liability coverage as
1 7 noted on the proof of financial liability coverage card issued
1 8 for the motor vehicle. The owner shall notify the county
1 9 treasurer when the insurance carrier or other source of the
1 10 financial liability coverage changes within thirty days of
1 11 obtaining the new coverage. The application provided by the
1 12 department shall include a statement for the applicant to sign
1 13 that acknowledges the applicant's knowledge of the requirement
1 14 to notify the county treasurer of a financial liability
1 15 coverage change. A person who falsely certifies as to
1 16 financial liability coverage required under this section or
1 17 section 321.40 commits a simple misdemeanor. A person who
1 18 fails to notify the county treasurer of a change in financial
1 19 liability coverage as required pursuant to this paragraph
1 20 commits a simple misdemeanor if the person's motor vehicle is
1 21 operated on the highway after the thirty-day notification
1 22 period has lapsed.

1 23 Sec. 2. Section 321.30, Code 2007, is amended by adding
1 24 the following new subsection:

1 25 NEW SUBSECTION. 17. The department or the county
1 26 treasurer shall refuse registration of a motor vehicle if the
1 27 owner does not provide satisfactory certification that
1 28 financial liability coverage is in effect for the motor
1 29 vehicle.

1 30 Sec. 3. Section 321.40, Code 2007, is amended by adding
1 31 the following new unnumbered paragraph:

1 32 NEW UNNUMBERED PARAGRAPH. A form for certification of
1 33 financial liability coverage shall accompany each renewal
1 34 statement sent to the owner of a motor vehicle under this
1 35 section. The county treasurer shall refuse to renew the
2 1 registration of a motor vehicle if the applicant does not
2 2 submit certification of financial liability coverage in effect
2 3 for the motor vehicle.

2 4 EXPLANATION

2 5 This bill requires the owner of a motor vehicle to certify
2 6 that financial liability coverage is in effect for the vehicle
2 7 at the time the vehicle is registered and each time the
2 8 registration is renewed. If the insurance carrier or other
2 9 source of the financial liability coverage changes, the owner
2 10 of the motor vehicle has 30 days in which to notify the county
2 11 treasurer of the change in coverage. The owner of the motor
2 12 vehicle can be charged with a simple misdemeanor if the owner
2 13 fails to provide timely notification of a change in coverage
2 14 and the motor vehicle is operated on a highway. In addition,
2 15 a person who falsely certifies as to financial liability
2 16 coverage required for registration or renewal commits a simple
2 17 misdemeanor. A simple misdemeanor is punishable by
2 18 confinement for no more than 30 days or a fine of at least \$65

2 19 but not more than \$625 or by both.
2 20 LSB 1767SS 82
2 21 dea:nh/gg/14