

House File 343 - Introduced

HOUSE FILE _____
BY ZIRKELBACH

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

A BILL FOR

1 An Act relating to registration and numbering requirements for
2 certain canoes and kayak type vessels and making a penalty
3 applicable.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 2119YH 83
6 av/sc/14

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1 1 Section 1. Section 462A.5, subsection 1, Code 2009, is
1 2 amended to read as follows:
1 3 1. a. The owner of each vessel required to be numbered by
1 4 this state shall register it every three years with the
1 5 commission through the county recorder of the county in which
1 6 the owner resides, or, if the owner is a nonresident, the
1 7 owner shall register it in the county in which such vessel is
1 8 principally used. The commission shall develop and maintain
1 9 an electronic system for the registration of vessels pursuant
1 10 to this chapter. The commission shall establish forms and
1 11 procedures as necessary for the registration of all vessels.
1 12 b. The owner of the vessel shall file an application for
1 13 registration with the appropriate county recorder on forms
1 14 provided by the commission. The application shall be
1 15 completed and signed by the owner of the vessel and shall be
1 16 accompanied by the appropriate fee, and the writing fee
1 17 specified in section 462A.53. Upon applying for registration,
1 18 the owner shall display a bill of sale, receipt, or other
1 19 satisfactory proof of ownership as provided by the rules of
1 20 the commission to the county recorder. If the county recorder
1 21 is not satisfied as to the ownership of the vessel or that
1 22 there are no undisclosed security interests in the vessel, the
1 23 county recorder may register the vessel but shall, as a
1 24 condition of issuing a registration certificate, require the
1 25 applicant to follow the procedure provided in section 462A.5A.
1 26 Upon receipt of the application in approved form accompanied
1 27 by the required fees, the county recorder shall enter it upon
1 28 the records of the recorder's office and shall issue to the
1 29 applicant a pocket-size registration certificate. The
1 30 certificate shall be executed in triplicate, one copy to be
1 31 delivered to the owner, one copy to the commission, and one
1 32 copy to be retained on file by the county recorder. The
1 33 registration certificate shall bear the number awarded to the
1 34 vessel, the passenger capacity of the vessel, and the name and
1 35 address of the owner. In the use of all vessels except
2 1 nonpowered sailboats, nonpowered canoes or kayak type vessels,
2 2 and commercial vessels, the registration certificate shall be
2 3 carried either in the vessel or on the person of the operator
2 4 of the vessel when in use. In the use of nonpowered
2 5 sailboats, nonpowered canoes or kayak type vessels, or
2 6 commercial vessels, the registration certificate may be kept
2 7 on shore in accordance with rules adopted by the commission.
2 8 The operator shall exhibit the certificate to a peace officer
2 9 upon request or, when involved in an occurrence of any nature
2 10 with another vessel or other personal property, to the owner
2 11 or operator of the other vessel or personal property.
2 12 c. A vessel that has an expired registration certificate
2 13 from another state may be registered in this state upon proper
2 14 application, payment of all applicable registration and
2 15 writing fees, and payment of a penalty of five dollars.
2 16 d. On all vessels except nonpowered sailboats and
2 17 nonpowered canoes or kayak type vessels the owner shall cause
2 18 the identification number to be painted on or attached to each
2 19 side of the bow of the vessel in such size and manner as may

2 20 be prescribed by the rules of the commission. On nonpowered
2 21 ~~boats canoes or kayak type vessels greater than twenty feet in~~
2 22 ~~length, and nonpowered sailboats,~~ the number may be placed at
2 23 alternate locations as prescribed by the rules of the
2 24 commission. All numbers shall be maintained in a legible
2 25 condition at all times. On nonpowered canoes or kayak type
2 26 vessels twenty feet or less in length the owner shall affix
2 27 the registration emblem for the vessel at locations on the
2 28 vessel and in such manner as may be prescribed by the
2 29 commission by rule, but the owner is not required to affix the
2 30 identification number on the vessel.

2 31 e. No number, other than the number awarded to a vessel
2 32 under the provisions of this chapter or granted reciprocity
2 33 pursuant to this chapter, shall be painted, attached or
2 34 otherwise displayed on either side of the bow of such vessel.

2 35 f. The owner of each vessel must display and maintain, in
3 1 a legible manner and in a prominent spot on the exterior of
3 2 such vessel, other than the bow, the passenger capacity of the
3 3 vessel which must conform with the passenger capacity
3 4 designated on the registration certificate.

3 5 Sec. 2. Section 462A.6, subsection 7, Code 2009, is
3 6 amended to read as follows:

3 7 7. ~~The following A nonpower or nonsail vessels:~~

3 8 a. ~~Inflatable vessels~~ inflatable vessel, seven feet or
3 9 less in length.

3 10 b. ~~Conventional design canoes and kayak type vessels,~~
3 11 ~~thirteen feet or less in length.~~

3 12 EXPLANATION

3 13 This bill requires all nonpowered canoes and kayak type
3 14 vessels to be registered, regardless of their length.
3 15 Currently, nonpowered canoes or kayak type vessels 13 feet or
3 16 less in length are not required to be registered.

3 17 The bill provides that a nonpowered canoe or kayak type
3 18 vessel greater than 20 feet in length must display its
3 19 identification number at locations and in a size and manner
3 20 prescribed by the natural resource commission by rule.
3 21 Currently, rules specify that such numbers must be painted or
3 22 attached to the bow of the vessel in characters not less than
3 23 three inches in height.

3 24 The bill also provides that a nonpowered canoe or kayak
3 25 type vessel that is 20 feet or less in length is not required
3 26 to display its identification number but is required to affix
3 27 the vessel's registration emblem as required by the commission
3 28 by rule.

3 29 A violation of the provisions of the bill is punishable by
3 30 a scheduled fine of \$10.

3 31 LSB 2119YH 83

3 32 av/sc/14.1