House Study Bill 260 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON LOCAL GOVERNMENT BILL BY CHAIRPERSON BLOOMINGDALE)

A BILL FOR

An Act relating to title fees for snowmobiles, all-terrain vehicles, and vessels of surviving spouses.

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

Section 1. Section 321G.31, subsection 1, Code 2021, is amended to read as follows:

1. If ownership of a snowmobile is transferred by operation of law, such as by inheritance, order in bankruptcy, insolvency, replevin, or execution sale, the transferee, within thirty days after acquiring the right to possession of the snowmobile, shall mail or deliver to the county recorder of the transferee's county of residence satisfactory proof of ownership as the county recorder requires, together with an application for a new certificate of title, and the required fee. However, if the transferee is the surviving spouse of the deceased owner, the county recorder shall waive the required fee.

Sec. 2. Section 321I.33, subsection 1, Code 2021, is amended to read as follows:

1. If ownership of an all-terrain vehicle is transferred by operation of law, such as by inheritance, order in bankruptcy, insolvency, replevin, or execution sale, the transferee, within thirty days after acquiring the right to possession of the all-terrain vehicle, shall mail or deliver to the county recorder of the transferee's county of residence satisfactory proof of ownership as the county recorder requires, together with an application for a new certificate of title, and the required fee. However, if the transferee is the surviving spouse of the deceased owner, the county recorder shall waive the required fee.

Sec. 3. Section 462A.82, subsection 1, Code 2021, is amended to read as follows:

1. If ownership of a vessel is transferred by operation of law, such as by inheritance, order in bankruptcy, insolvency, replevin, execution sale, or in compliance with section 578A.7, the transferee, within thirty days after acquiring the right to possession of the vessel by operation of law, shall mail or deliver to the county recorder satisfactory proof of ownership as the county recorder requires, together with an application

for a new certificate of title, and the required fee. A title tax is not required on these transactions. However, if the transferee is the surviving spouse of the deceased owner, the county recorder shall waive the required fee.

EXPLANATION

The inclusion of this explanation does not constitute agreement with the explanation's substance by the members of the general assembly.

Under current law, when ownership of a snowmobile, all-terrain vehicle (ATV), or vessel is transferred by operation of law, such as by inheritance, order in bankruptcy, insolvency, replevin, or execution sale, the transferee must pay a required certificate of title fee as part of the application process to transfer ownership. The fee is paid to the county recorder.

This bill requires that if the transferee is the surviving spouse of the deceased owner, the county recorder must waive the required fee.

The title fee for snowmobiles and ATVs is $10 and the title fee for vessels is $5.