

House File 2439 - Introduced

HOUSE FILE 2439
BY BEHN

A BILL FOR

- 1 An Act relating to specially constructed motorcycles.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 321.1, subsection 76, Code 2026, is
2 amended to read as follows:

3 76. "*Specially constructed vehicle*" means every vehicle of a
4 type required to be registered under this chapter not originally
5 constructed under a distinctive name, make, model, or type by a
6 generally recognized manufacturer of vehicles and not materially
7 altered from its original construction. "Specially constructed
8 vehicle" includes a motorcycle assembled by a person who is
9 not a manufacturer if the assembled motorcycle does not comply
10 with the certification label requirement under 49 C.F.R. pt. 567,
11 regardless of whether the motorcycle is constructed under a
12 distinctive name, make, model, or type. "*Specially constructed*
13 *vehicle*" does not include a street rod, replica vehicle, or
14 glider kit vehicle.

15 EXPLANATION

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

18 This bill defines "specially constructed vehicle" to include
19 a motorcycle assembled by a person who is not a vehicle
20 manufacturer if the assembled motorcycle does not comply with
21 the certification label requirement under 49 C.F.R. pt. 567,
22 regardless of whether the motorcycle is constructed under a
23 distinctive name, make, model, or type. Federal regulations
24 generally require manufacturers of motor vehicles to permanently
25 affix to each vehicle a certification label in such a manner
26 that it cannot be removed without destroying or defacing it.
27 A certification label is intended to assist a consumer in
28 determining which of the federal motor vehicle safety standards
29 (49 C.F.R. pt. 571), bumper standards (49 C.F.R. pt. 581),
30 and federal theft prevention standards (49 C.F.R. pt. 541) are
31 applicable to the vehicle.

32 Under current law, a person who registers a specially
33 constructed vehicle must state the fact that the vehicle is
34 specially constructed in the application. The application fee
35 is \$30. The application must be accompanied by a statement

1 from the department of transportation (DOT) authorizing the motor
2 vehicle to be titled and registered. A physical inspection of
3 all specially constructed vehicles must be made so the DOT can
4 determine whether the motor vehicle complies with the definition
5 of "specially constructed vehicle" and to determine that the
6 integral component parts are properly identified and that the
7 rightful ownership is established before the owner can register
8 and title the motor vehicle. The purpose of the physical
9 inspection is not to determine whether the motor vehicle is in
10 a condition safe to operate. Upon completion of every specially
11 constructed vehicle, the owner is required to certify on a form
12 prescribed by the DOT that the vehicle is in compliance with all
13 equipment specifications required under Code chapter 321 (motor
14 vehicles and law of the road).

15 If a vehicle does not meet the equipment requirements of Code
16 chapter 321 due to the particular use for which it is designed or
17 intended, the vehicle may be registered by the DOT upon payment
18 of appropriate fees and after inspection and certification by the
19 DOT that the vehicle is not in an unsafe condition.