

House File 419 - Reprinted

HOUSE FILE 419

BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HSB 40)

(As Amended and Passed by the House March 23, 2021)

A BILL FOR

1 An Act allowing counties to collect a fee for the issuance
2 and renewal of driver's licenses and nonoperator's
3 identification cards to persons who reside outside the
4 county.

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

1 Section 1. Section 321M.9, subsection 1, Code 2021, is
2 amended to read as follows:

3 1. *Fees to counties.*

4 a. Notwithstanding any other provision in the Code to the
5 contrary, the county treasurer of a county authorized to issue
6 driver's licenses under this chapter shall retain for deposit
7 in the county general fund seven dollars of fees received for
8 each issuance or renewal of driver's licenses and nonoperator's
9 identification cards, but shall not retain any moneys for
10 the issuance of any persons with disabilities identification
11 devices. The five dollar processing fee charged by a county
12 treasurer for collection of a civil penalty under section
13 321J.17 shall be retained for deposit in the county general
14 fund. The county treasurer shall remit the balance of fees and
15 all civil penalties to the department.

16 b. A county authorized to issue driver's licenses under
17 this chapter may charge, in addition to any other fee imposed
18 by law, a convenience fee for the issuance or renewal of a
19 driver's license or nonoperator's identification card to a
20 person who is not a resident of the county, unless that person
21 or the spouse of that person pays property tax to the county
22 and provides proof of payment such as a receipt as provided in
23 section 445.5, subsection 6, written or verbal confirmation
24 from the county treasurer, report from the department of
25 revenue, bank statement, financing statement, or another form
26 of proof as determined by the county. The authorization to
27 charge a convenience fee shall be interpreted narrowly and any
28 question about whether charging the fee is authorized shall
29 be resolved in favor of the nonresident person if the person
30 provides any evidence that the person or the person's spouse
31 paid property tax in the county, and any evidence that the
32 person and the person's spouse are married, if applicable. The
33 convenience fee shall be ten dollars. The county treasurer
34 shall retain the collected fee for deposit in the county
35 general fund.