HOUSE FILE 419
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HSB 40)

(As Amended and Passed by the House March 23, 2021)
[= New Language by the House

A BILL FOR

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

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

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

1. *Fees to counties.*

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

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