

35 9. For a copy of any paper required by law, made by him, for each  
36 ~~one hundred words or fraction thereof~~, twenty-five cents.

37 10. Mileage in all cases required by law, going and returning, pro-  
38 vided that this subsection shall not apply where provision is made for  
39 expenses, and in no case shall the law be construed to allow both mile-  
40 age and expenses for the same services and for the same trip. In case  
41 the sheriff transports by auto, one or more persons to any state institu-  
42 tion or any other destination required by law, or in case one or more  
43 legal papers are served on the same trip, he shall be entitled to but one  
44 mileage at the rate prescribed herein, the mileage cost thereof to be  
45 prorated to the respective persons transported and also in the case of  
46 separate papers served. Provided, however, that in the serving of origi-  
47 nal notices in civil cases *and in the serving and returning of a sub-*  
48 *poena* the sheriff shall be allowed mileage expenses in each action  
49 wherein such original notices *or subpoena* are served, *with a mini-*  
50 *imum mileage expense of one dollar for each service*, and, he may re-  
51 fuse to serve original notices in civil cases until the statutory fees and  
52 *estimated* mileage for service have been paid.

53 11. For attending sale of property, for each day, ~~one dollar~~ *three*  
54 *dollars*.

55 12. For conveying one or more persons to any state, county, or pri-  
56 vate institution by order of court, or commission, he shall be allowed  
57 his necessary expenses, for himself and such person or persons, and in  
58 addition thereto, ~~forty cents~~ *three dollars* per hour for the time neces-  
59 sarily employed in going to and from such institution, same to be  
60 charged and accounted for as fees. Should the sheriff *or deputy sheriff*  
61 need any assistance in taking any person to any such institution, the  
62 same shall be furnished at the expense of the county.

63 13. For serving any warrant for the seizure of intoxicating liquors,  
64 one dollar; for the removal and custody of such liquor, actual and rea-  
65 sonable expenses; for the destruction of such liquor under the order of  
66 the court, one dollar and his actual and reasonable expenses; for post-  
67 ing and leaving notices in such cases, one dollar and his actual expen-  
68 ses.

Approved June 29, 1975

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## CHAPTER 102

### VESSELS

S. F. 511

AN ACT relating to vessels.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section one hundred six point four (106.4), Code 1975, is  
2 amended to read as follows:

3 **106.4 Operation of unnumbered vessels prohibited.** Every un-  
4 documented vessel *except as provided in section one hundred six*  
5 *point six (106.6) of the Code* on the waters of this state under the ju-  
6 risdiction of the state conservation commission and waters specifically  
7 delegated to local authorities shall be numbered. No person shall oper-

8 ate, maintain or give permission for the operation or maintenance of  
9 any such vessel on such waters unless the vessel is numbered in accor-  
10 dance with this chapter or in accordance with applicable federal laws or  
11 in accordance with a federally approved numbering system of another  
12 state and unless the certificate of number awarded to such vessel is in  
13 full force and effect and the identifying number set forth in the certifi-  
14 cate of number is displayed on each side of the bow of such vessel.

1 SEC. 2. Section one hundred six point five (106.5), subsection one  
2 (1), unnumbered paragraphs two (2) and three (3), Code 1975, are  
3 amended to read as follows:

4 The owner of such vessel shall file an application for registration  
5 with the appropriate county recorder on forms provided by the com-  
6 mission. The application shall be completed and signed by the owner  
7 of the vessel and shall be accompanied by a fee of eight dollars for  
8 each motorboat or sailboat, four dollars for any other vessel without  
9 sail or motor, and a writing fee of fifty cents. *Upon applying for reg-  
10 istration the owner shall surrender the certificate of origin to the  
11 county recorder.* Upon receipt of the application in approved form ac-  
12 companied by the required fees, the county recorder shall enter the  
13 same upon the records of his office and shall issue to the applicant a  
14 pocket-size registration certificate. The certificate shall be executed in  
15 triplicate, one copy to be delivered to the owner, one copy to the com-  
16 mission, and one copy to be retained on file by the county recorder.  
17 The registration certificate shall bear thereon the number awarded to  
18 such vessel, the passenger capacity of such vessel and the name and ad-  
19 dress of the owner. ~~The~~ *In the use of all vessels except nonpowered  
20 sailboats, nonpowered canoes and commercial vessels the registra-  
21 tion certificate shall be carried either in the vessel or on the person of  
22 the operator of such vessel when in use. In the use of nonpowered  
23 sailboats, nonpowered canoes or commercial vessels, the registration  
24 certificate may be kept on shore in accordance with rules promul-  
25 gated by the commission where it is accessible upon request of any  
26 officer or other public official.*

27 ~~The~~ *On all vessels except nonpowered sailboats the owner shall  
28 cause the identification number to be painted on or attached to each  
29 side of the bow of the vessel in such size and manner as may be pre-  
30 scribed by the rules of the commission and. On nonpowered boats the  
31 number may be placed at alternate locations as prescribed by the  
32 rules of the commission. All numbers shall be maintained in a legible  
33 condition at all times.*

1 SEC. 3. Section one hundred six point five (106.5), Code 1975, is  
2 amended by adding the following new subsections:

3 NEW SUBSECTION. The owner of each vessel which has a valid ma-  
4 rine document issued by the bureau of customs of the United States  
5 government or any federal agency successor thereto shall register it ev-  
6 ery two years with the county recorder in the same manner prescribed  
7 for undocumented vessels and shall cause the registration validation  
8 decal to be placed on the vessel in the manner prescribed by the rules  
9 of the commission. When such vessel bears the identification required  
10 in the documentation, it shall be exempt from the placement of the  
11 identification numbers as required on undocumented vessels. The fee  
12 for such registration shall be twenty-five dollars plus the usual writing  
13 fee.

14 NEW SUBSECTION. If the owner of a registered vessel places such ves-  
15 sel in storage, he shall return the registration certificate to the county  
16 recorder with an affidavit stating that the vessel is placed in storage

17 and the effective date of such storage. The county recorder shall notify  
 18 the commission of each registered vessel placed in storage. When the  
 19 owner of a stored vessel desires to renew the vessel's registration, he  
 20 shall make application to the county recorder and pay the registration  
 21 fees as provided in subsections one (1) and three (3) of this section with-  
 22 out penalty. No refund of registration fees shall be allowed for a stored  
 23 vessel.

1 SEC. 4. Section one hundred six point six (106.6), Code 1975, sub-  
 2 sections one (1) and three (3), are amended to read as follows:

3 1. Covered by a number in full force and effect which has been  
 4 awarded to it pursuant to ~~federal law~~ or a federally-approved number-  
 5 ing system of another state if such vessel shall not have been within  
 6 this state for a period in excess of ~~ninety sixty~~ days within one calen-  
 7 dar year.

8 3. A public vessel of the United States, a state or subdivision thereof  
 9 *which is used for enforcement, search and rescue or official research*  
 10 *and studies, but not including vessels used for recreation or com-*  
 11 *mmercial purposes.*

1 SEC. 5. Section one hundred six point six (106.6), Code 1975, is  
 2 amended by adding the following new subsections:

3 NEW SUBSECTION. An air mattress, inner tube, or other toy or beach  
 4 type item which is being used in a recognized swimming area. In the  
 5 case of a natural lake or reservoir these beach or swimming areas may  
 6 be less, but in no case shall exceed three hundred feet from shore.

7 NEW SUBSECTION. The following nonpower or nonsail vessels:

8 a. Inflatable vessels, seven feet or less in length.

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

1 SEC. 6. Section one hundred six point twelve (106.12), subsection  
 2 five (5), Code 1975, is amended to read as follows:

3 5. No person shall operate a vessel and enter into areas in which  
 4 search and rescue operations are being conducted *or an area affected*  
 5 *by a natural disaster* unless authorized by the officer in charge of the  
 6 search and rescue *or disaster* operation. Any person authorized in an  
 7 area of operation shall operate his vessel at a no wake speed and shall  
 8 keep clear of all other vessels engaged in the search and rescue *or di-*  
 9 *saster* operation.

10 *A person who must operate a vessel in a disaster area to gain ac-*  
 11 *cess or egress from the person's home shall be considered an autho-*  
 12 *rized person by the officer in charge.*

1 SEC. 7. Section one hundred six point forty-three (106.43), Code  
 2 1975, is amended to read as follows:

3 **106.43 Transfer of ownership.** Upon the transfer of ownership  
 4 of any vessel, the owner, except as otherwise provided by this chapter,  
 5 shall complete the form on the back of the registration certificate and  
 6 shall deliver it to the purchaser or transferee at the time of delivering  
 7 the vessel. *All registrations must be valid for the current registra-*  
 8 *tion period prior to the transfer of any registration, including as-*  
 9 *ignment to a dealer.*

1 SEC. 8. Chapter one hundred six (106), Code 1975, is amended by  
 2 adding the following new section:

3 **NEW SECTION. Certificate of origin.**

4 1. A manufacturer, importer, dealer or other person shall not sell or  
 5 otherwise dispose of a new vessel subject to registration under the pro-

6 visions of this chapter to a dealer to be used by such dealer for purpos-  
 7 es of display and lease or resale without delivering to such dealer a  
 8 manufacturer's or importer's certificate of origin duly executed and  
 9 with such information thereon as may be required by the rules of the  
 10 commission. The dealer of vessels subject to registration under the pro-  
 11 visions of this chapter shall upon the vessel's disposal or sale to any  
 12 person surrender the certificate of origin to that person at the time pos-  
 13 session of the vessel is taken by such person.

14 2. Any person other than a manufacturer who constructs a vessel or  
 15 uses an unconventional device as a vessel for navigation shall submit  
 16 detailed specifications of such vessel or device to the commission. The  
 17 commission shall assign a hull identification number to the vessel or  
 18 device. The applicant shall cause the number to be carved, burned,  
 19 stamped, embossed, or otherwise permanently affixed to the outboard  
 20 side of the transom or, if there is no transom, to the outermost star-  
 21 board side at the end of the hull that bears the rudder or other steering  
 22 mechanism, above the waterline of the vessel or device in such a way  
 23 that alteration, removal, or replacement would be obvious and evident.

24 The builder or owner of such vessel or device shall execute a certifi-  
 25 cate of origin in the same manner as is required of a manufacturer, and  
 26 in the registration or sale of such vessel or device the certificate of ori-  
 27 gin shall be required and surrendered in the same manner as for manu-  
 28 factured or imported vessels.

Approved July 3, 1975

This Act was passed by the G.A. prior to July 1, 1975; see §3.7 of the Code

## CHAPTER 103

### DISPOSITION OF CERTAIN WILD GAME

H. F. 156

AN ACT relating to the disposition of certain game by the state conservation commission.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Chapter one hundred nine (109), Code 1975, is amended  
 2 by adding the following new section:

3 NEW SECTION. Except as provided in section one hundred nine  
 4 point thirteen (109.13) of the Code, any game or fish seized by the  
 5 commission under section one hundred nine point twelve (109.12) of  
 6 the Code or any game accidentally killed by a motor vehicle on a pub-  
 7 lic highway shall, when salvageable, be disposed of as determined by  
 8 the commission or its designee.

Approved June 3, 1975