

CHAPTER 70
REGISTRATION OF VEHICLES AND LICENSING
OF CERTAIN PERSONS

S. F. 101

AN ACT relating to the registration and licensing of certain vehicles and manufacturers of vehicles by providing a registration fee schedule for ambulances, motor homes, and multipurpose vehicles, by defining a manufacturer of motor vehicles, by licensing certain persons manufacturing, distributing, and wholesaling motor vehicles, subject to penalties provided by law.

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

Section 1. Section three hundred twenty-one point one (321.1), subsection forty (40), Code 1979, is amended to read as follows:

40. "Manufacturer" means every person engaged in the business of ~~constructing~~ fabricating or assembling vehicles of a type required to be registered ~~hereunder--at-an-established-place-of-business-in-this-state~~. It does not include a person who converts, modifies or alters a completed motor vehicle manufactured by another person. It includes a person who uses a completed motor vehicle manufactured by another person to construct a class B motor home as defined in section six (6) of this Act.

Sec. 2. Section three hundred twenty-one point one (321.1), Code 1979, is amended by adding the following new subsections:

NEW SUBSECTION. "Motor home" means a motor vehicle designed as an integral unit to be used as a conveyance upon the public streets and highways and for use as a temporary or recreational dwelling and having at least four, two of which shall be systems specified in paragraph a, d, or e of this subsection, of the following permanently installed systems which meet American national standards institute and national fire protection association standards in effect on the date of manufacture:

- a. Cooking facilities.
- b. Ice box or mechanical refrigerator.
- c. Potable water supply including plumbing and a sink with faucet either self-contained or with connections for an external source, or both.
- d. Self-contained toilet or a toilet connected to a plumbing system with connection for external water disposal, or both.
- e. Heating or air conditioning system or both, separate from the vehicle engine or the vehicle engine electrical system.
- f. A one hundred ten-one hundred fifteen volt alternating current electrical system separate from the vehicle engine electrical system either with its own power supply or with a connection for an external source, or both, or a liquefied petroleum system and supply.

NEW SUBSECTION. "Completed motor vehicle" means a motor vehicle which does not require any additional manufacturing operations to perform its

intended function except the addition of readily attachable equipment, components or minor finishing operations.

NEW SUBSECTION. "Ambulance" means a motor vehicle which is equipped with life support systems and used to transport sick and injured persons who require emergency medical care to medical facilities.

Sec. 3. Section three hundred twenty-one point forty-five (321.45), subsection one (1), Code 1979, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Completed motor vehicles, other than class B motor homes, which are converted, modified or altered shall retain the identity and model year of the original manufacturer of the vehicle. Motor homes and all other motor vehicles manufactured from chassis or incomplete motor vehicles manufactured by another may have the identity and model year assigned by the final manufacturer.

Sec. 4. Section three hundred twenty-one point one hundred nine (321.109), subsection one (1), Code 1979, is amended to read as follows:

1. The annual fee for all motor vehicles including vehicles designated by manufacturers as station wagons, except motor trucks, motor homes, multipurpose vehicles, ambulances, hearses, motorcycles, and motor bicycles, shall be equal to one percent of the value as fixed by the department plus forty cents for each one hundred pounds or fraction thereof of weight of vehicle, as fixed by the department. The weight of a motor vehicle, fixed by the department for registration purposes, shall include the weight of a battery, heater, bumpers, spare tire, and wheel. Provided, however, that for any new vehicle purchased in this state by a nonresident for removal to ~~his~~ the nonresident's state of residence the purchaser may make application to the county treasurer in the county of purchase for a transit plate for which a fee of five dollars shall be paid. And provided, however, that for any used vehicle held by a registered dealer and not currently registered in this state, or for any vehicle held by an individual and currently registered in this state, when purchased in this state by a nonresident for removal to ~~his~~ the nonresident's state of residence, the purchaser may make application to the county treasurer in the county of purchase for a transit plate for which a fee of three dollars shall be paid. The county treasurer shall issue a nontransferable certificate of registration for which no refund shall be allowed; and the transit plates shall be void thirty days after issuance. Such purchaser may apply for a certificate of title by surrendering the manufacturer's or importer's certificate or certificate of title, duly assigned as provided in this chapter. In this event, the treasurer in the county of purchase shall, when satisfied with the genuineness and regularity of the application, and upon payment of a fee of two dollars, issue a certificate of title in the name and address of such nonresident purchaser delivering the same to the person entitled thereto as provided in this chapter.

Sec. 5. Section three hundred twenty-one point one hundred seventeen (321.117), Code 1979, is amended to read as follows:

321.117 MOTORCYCLE, AMBULANCE, AND HEARSE FEES. For all motorcycles the annual fee shall be ten dollars. For all motorized bicycles the annual fee

shall be five dollars. When said motorcycle has been registered five times, the annual registration fee shall be five dollars. The annual registration fee for ambulances and hearses shall be fifty dollars. Passenger car plates shall be issued for ambulances and hearses.

Sec. 6. Chapter three hundred twenty-one (321), Code 1979, is amended by adding the following new section:

NEW SECTION.

1. Motor homes are classified as follows:

a. Class A motor home means a truck chassis or special chassis upon which is built a driver's compartment and an entire body which provides temporary living quarters.

b. Class B motor home means a completed van-type vehicle which has been converted, modified, constructed, or altered to provide temporary living quarters.

c. Class C motor home means an incomplete vehicle upon which is permanently attached a body designed to provide temporary living quarters.

2. Class A motor homes and class C motor homes are exempt from the provisions of section three hundred twenty-two point five (322.5), unnumbered paragraph two (2) of the Code except that a motor vehicle dealer showing class A motor homes and class C motor homes shall apply for a temporary permit upon forms and for such time as provided in section three hundred twenty-two point five (322.5), unnumbered paragraph two (2) of the Code and the department may issue the temporary permit upon payment of the fee provided therein.

3. The annual registration fee for motor homes and multipurpose vehicles is as follows:

a. For class A motor homes with a list price of thirty-five thousand dollars or more as certified to the department by the manufacturer, four hundred dollars for the first ten registrations and three hundred dollars for each succeeding registration.

b. For class A motor homes with a list price of less than thirty-five thousand dollars as certified to the department by the manufacturer, one hundred forty dollars for the first ten registrations and one hundred five dollars for each succeeding registration.

c. For class B motor homes, ninety dollars for the first ten registrations and sixty-five dollars for each succeeding registration.

d. For class C motor homes, one hundred ten dollars for the first ten registrations and eighty dollars for each succeeding registration.

e. For multipurpose vehicles, seventy-five dollars for the first ten registrations and fifty-five dollars for each succeeding registration.

Sec. 7. Section three hundred twenty-two point two (322.2), subsection fifteen (15), Code 1979, is amended to read as follows:

15. "Manufacturer" means any person, ~~resident or nonresident, who manufactures or assembles~~ engaged in the business of fabricating or assembling motor vehicles. It does not include a person who converts, modifies, or alters a completed motor vehicle manufactured by another person. It includes a person who uses a completed motor vehicle manufactured by another person to construct a class B motor home as defined in section six (6) of this Act.

Sec. 8. Section three hundred twenty-two point two (322.2), Code 1979, is amended by adding the following new subsection:

NEW SUBSECTION. "Completed motor vehicle" means a motor vehicle which does not require any additional manufacturing operations to perform its intended function except the addition of readily attachable equipment, components or minor finishing operations.

Sec. 9. Section three hundred twenty-two point twenty-seven (322.27), Code 1979, is amended by striking the section and inserting in lieu thereof the following:

322.27 MANUFACTURER'S OR DISTRIBUTOR'S LICENSE. A manufacturer, except an alien manufacturer represented by an importer, distributor branch, factory representative or distributor representative shall not engage in business as a manufacturer in this state or employ, appoint or maintain distributors or wholesalers, factory representatives or branches, distributor representatives or branches, or dealers, without a license as provided in this chapter. However, new motor vehicle dealers may wholesale motor vehicles without an additional license and used motor vehicle dealers may wholesale used motor vehicles without an additional license.

Sec. 10. Section three hundred twenty-two point twenty-eight (322.28), Code 1979, is amended by striking the section and inserting in lieu thereof the following:

322.28 FACTORY OR DISTRIBUTOR REPRESENTATIVE'S LICENSE. A distributor or wholesaler of new motor vehicles shall not sell or offer for sale a motor vehicle at retail unless licensed as a new motor vehicle dealer. A licensed distributor or wholesaler of a new motor vehicle shall not register or title a new motor vehicle held for sale and shall transfer ownership of a new motor vehicle by assigning the manufacturer's statement of origin for the vehicle.

Sec. 11. Section three hundred twenty-two point twenty-nine (322.29), Code 1979, is amended by striking the section and inserting in lieu thereof the following:

322.29 ISSUANCE OF LICENSE--FEES. Application for license shall be made to the department by a manufacturer, distributor, wholesaler, factory branch, distributor branch, factory representative or distributor representative in a form and containing information as the department requires and shall be accompanied by the required license fee. Licenses shall be granted or refused within thirty days after application, and shall expire, unless sooner revoked or suspended, on December thirty-first of the calendar year for which they are granted.

License fees for each calendar year, or part thereof, shall be as follows effective January 1, 1980:

1. For a motor vehicle manufacturer, thirty-five dollars.
2. For a new motor vehicle distributor or wholesaler, twenty dollars.
3. For a used motor vehicle distributor or wholesaler, ten dollars.
4. For each factory branch of a motor vehicle manufacturer in this state, ten dollars.
5. For a factory representative or distributor branch or representative, five dollars.

A license shall not be issued to a person as a distributor or wholesaler for a new motor vehicle model unless the distributor or wholesaler has written authorization from the manufacturer as a distributor or wholesaler of the motor vehicle model. A license shall not be issued to a factory representative unless the person is employed by a licensed manufacturer. A license shall not be issued to a distributor representative unless the person is employed by a licensed distributor or wholesaler. A license shall not be issued to a factory branch unless the motor vehicle manufacturer maintaining the branch is a licensed manufacturer nor shall a license be issued to a distributor branch unless the distributor maintaining the branch is a licensed distributor or wholesaler.

Every factory representative or distributor representative shall carry a license when engaged in business, and display the license upon request. The license shall name the employer, and in case of a change of employer, the representative shall immediately mail the license to the department which shall endorse the change on the license without charge.

Sec. 12. The provisions of sections four (4) and five (5), and section six (6), subsection three (3), of this Act are effective December first following enactment of this Act for registration fees payable on or after December first following enactment of this Act for vehicle registrations issued for the succeeding calendar year.

Sec. 13. Except the provisions of section two (2) and section six (6), subsections one (1) and two (2), of this Act which become effective upon publication, the remaining provisions of this Act shall become effective January first following enactment.

Sec. 14. This Act, being deemed of immediate importance, shall take effect from and after its publication in *The Forest City Summit*, a newspaper published in Forest City, Iowa, and in the *Muscatine Journal*, a newspaper published in Muscatine, Iowa.

Approved February 9, 1979

I hereby certify that the foregoing Act, Senate File 101, was published in *The Forest City Summit*, Forest City, Iowa, on February 15, 1979, and in the *Muscatine Journal*, Muscatine, Iowa on February 13, 1979, and republished February 22, 1979.

MELVIN D. SYNHORST, *Secretary of State*