

IOWA 82ND IOWA GENERAL ASSEMBLY -- SECOND SESSION

CHAPTER 1044

HOUSE FILE 2452

2008 Ia. ALS 1044; 2008 Ia. Ch. 1044; 2008 Ia. LAWS 1044; 2007 Ia. HF 2452

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

[*1] Section 1. Section 321.1, subsection 59, Code 2007, is amended to read as follows:

59. "Reconstructed vehicle" means every vehicle of a type required to be registered [D] hereunder [A] UNDER THIS CHAPTER [A] materially altered from its original construction by the removal, addition, or substitution of essential parts, new or used. [A] "RECONSTRUCTED VEHICLE" DOES NOT INCLUDE A STREET ROD OR REPLICA VEHICLE. [A]

[*2] Sec. 2. Section 321.1, Code 2007, is amended by adding the following new subsection:

NEW SUBSECTION. 61. "Replica vehicle" means any completed motor vehicle other than a motorcycle or motorized bicycle with a gross vehicle weight rating of less than ten thousand pounds consisting of a body, frame, and other essential parts, assembled as a reproduction of a vehicle originally manufactured by a generally recognized manufacturer of motor vehicles with the substitution or addition of essential parts to update the vehicle for purposes of safety, performance, or reliability. For purposes of vehicle registration, the model year of a replica vehicle shall be the same as the model year of the motor vehicle that it is designed to resemble.

[*3] Sec. 3. Section 321.1, subsection 74, Code 2007, is amended to read as follows:

74. "Specially constructed vehicle" means every vehicle of a type required to be registered [D] hereunder [A] UNDER THIS CHAPTER [A] not originally constructed under a distinctive name, make, model, or type by a generally recognized manufacturer of vehicles and not materially altered from its original construction. [A] A "SPECIALLY CONSTRUCTED VEHICLE" DOES NOT INCLUDE A STREET ROD OR REPLICA VEHICLE. [A]

[*4] Sec. 4. Section 321.1, Code 2007, is amended by adding the following new subsection:

NEW SUBSECTION. 78A. "Street rod" means any car or motor truck with a gross vehicle weight rating of less than ten thousand pounds required to be registered under this chapter, manufactured by a generally recognized manufacturer of motor vehicles prior to the year 1949, which may contain a body or frame not manufactured by the original manufacturer, or any motor vehicle designed and manufactured to resemble a motor vehicle manufactured prior to the year 1949. For purposes of vehicle registration, the model year of a street rod shall be the same as the model year of the motor vehicle that it is designed to resemble.

[*5] Sec. 5. Section 321.23, subsection 1, Code 2007, is amended to read as follows:

1. [A] A. [A] If the vehicle to be registered is a specially constructed [A] VEHICLE [A], reconstructed [A] VEHICLE [A], [A] STREET ROD, REPLICA VEHICLE, [A] or foreign vehicle, such fact shall be stated in the application. A fee of ten dollars shall be paid by the person making the application upon issuance of a certificate of title by the county treasurer. For a specially constructed [A] VEHICLE, [A] [D] or [D] reconstructed [D] motor [D] vehicle [A], STREET ROD, OR REPLICA VEHICLE [A] subject to registration, the application shall be accompanied by a statement from the department authorizing the motor vehicle to be titled and registered in this state.

[A] B. [A] The department shall cause a physical inspection to be made of all specially constructed [A] VEHICLES, [A] [D] or [D] reconstructed [D] motor [D] vehicles, [A] STREET RODS, AND REPLICA VEHICLES [A] upon application for a certificate of title by the owner, to determine whether the motor vehicle complies with the definition of specially constructed [D] motor [D] vehicle [A] , [A] [D] or [D] reconstructed [D] motor [D] vehicle [A] , STREET ROD, OR REPLICA VEHICLE [A] in this chapter and to determine that the integral component parts are properly identified and that the rightful ownership is established before issuing the owner the authority to have the motor vehicle registered and titled. The purpose of the physical inspection under this section is not to determine whether the motor vehicle is in a condition safe to operate.

[A] C. [A] The owner of a specially constructed [A] VEHICLE, [A] [D] or [D] reconstructed vehicle [A] , STREET ROD, OR REPLICA VEHICLE [A] shall apply for a certificate of title and registration for the vehicle at the county treasurer's office within thirty days of the inspection. For a foreign vehicle which has been registered outside this state, the owner shall surrender to the treasurer all registration plates, registration cards, and certificates of title, or if the vehicle to be registered is from a nontitle state, the evidence of foreign registration and ownership as may be prescribed by the department except as provided in subsection 2.

[A] D. UPON COMPLETION OF EVERY SPECIALLY CONSTRUCTED VEHICLE, RECONSTRUCTED VEHICLE, STREET ROD, OR REPLICA VEHICLE, THE OWNER SHALL CERTIFY ON A FORM PRESCRIBED BY THE DEPARTMENT THAT SUCH VEHICLE IS IN COMPLIANCE WITH ALL EQUIPMENT SPECIFICATIONS REQUIRED UNDER THIS CHAPTER. [A]

[*6] Sec. 6. NEW SECTION. 321.115A REPLICA VEHICLES AND STREET RODS -- MODEL YEAR PLATES PERMITTED -- PENALTY.

1. A motor vehicle may be registered as a replica vehicle or street rod upon payment of the fee provided for in section 321.109, 321.113, 321.122, or 321.124. The owner of a vehicle registered under this section may display registration plates from or representing the model year of the motor vehicle or the model year of the motor vehicle the registered vehicle is designed to resemble, furnished by the person and approved by the department, in lieu of the current and valid Iowa registration plates issued for the vehicle, provided that the current and valid Iowa registration plates and the registration card issued for the vehicle are simultaneously carried within the vehicle and are available for inspection to any peace officer upon the officer's request.

2. Truck tractors and semitrailers registered under this section shall not be used to haul loads.

3. A person convicted of a violation of this section is guilty of a simple misdemeanor punishable as a scheduled violation under section 805.8A, subsection 2, paragraph "b".

[*7] Sec. 7. Section 805.8A, subsection 2, paragraph b, Code 2007, is amended to read as follows:

b. For violations under sections 321.17, 321.47, 321.55, 321.98, [D] and [D] 321.115, [A] AND 321.115A, [A] the scheduled fine is thirty dollars.

[*8] Sec. 8. EFFECTIVE DATE. This Act takes effect July 1, 2009.

HISTORY:

Approved by the Governor April 8, 2008

SPONSOR:

House Committee on Transportation