

CHAPTER 50
REGULATED VEHICLE, SNOWMOBILE AND VESSEL BONDING

571—50.1(321G,321I) Definitions. For the purposes of this chapter, the following definitions shall apply:

“*All-terrain vehicle*” means the same as defined in Iowa Code section 321I.1.

“*Department*” means the Department of Natural Resources.

“*Off-road motorcycle*” means the same as defined in Iowa Code section 321I.1

“*Off-road utility vehicle*” means the same as defined in Iowa Code section 321I.1

“*Regulated vehicle*” means all-terrain vehicles, off-road motorcycles, and off-road utility vehicles, either collectively or individually. For purposes of this chapter only, “regulated vehicle” shall also include a snowmobile.

“*Snowmobile*” means same as defined in Iowa Code section 321G.1.

“*Vessel*” means same as defined in Iowa Code section 462A.2.

“*Watercraft*” means same as defined in Iowa Code section 462A.2. Docks, defined and regulated by 571—Chapter 16, are not watercraft.

DIVISION I
REGULATED VEHICLES

571—50.2(321G,321I) Bond required before issuance of title or registration. An applicant for certificate of title who cannot provide the supporting documents required in rules 571-46 and 571-47 (321G and 321I) shall be required to complete the following procedures as a condition to obtaining a title and registration.

50.2(1) Procedures. This subrule describes the procedures to be followed to obtain a certificate of title. The procedures described are in addition to the regular procedures for titling and registering a regulated vehicle.

a. The applicant shall submit a request form to the department on a form provided by the department. The request form shall include a copy of the written proof of ownership at the time the vehicle was acquired.

b. The applicant shall contact the department and provide identifying information in regard to the regulated vehicle. The required identifying information shall include the manufacturer identification number, registration sticker (if affixed to the regulated vehicle), photographs of the regulated vehicle which show the front, rear, and one side of the regulated vehicle and any additional information about the regulated vehicle as may be requested by the department. If no manufacturer identification number is currently affixed to the regulated vehicle, the applicant shall complete the department’s procedure for obtaining such number, and the assigned number shall be affixed before the applicant may proceed with the registration application process set forth in this chapter.

50.2(2) Investigation. The department upon receipt of sufficient identifying information from an applicant shall:

a. Search the department’s registration records to determine if there is an owner of record for the regulated vehicle and if the regulated vehicle has been reported stolen or embezzled;

b. If the department finds a record of prior ownership in the department’s registration records, the department shall mail the release of ownership and rights to the regulated vehicle by first-class mail to the owner of record, at the owner’s last-known address. The notice shall state that the owner of record may assert the owner’s right to claim the regulated vehicle.

50.2(3) Letter of release. Upon receipt of the letter of release by the last registered owner or legal representative, the department may:

a. Provide approval notification to the applicant and the county recorder that there is sufficient evidence to indicate that the applicant is the rightful owner, and that there is no known unsatisfied security interest, so the regulated vehicle may be registered and titled in Iowa.

b. Notify the appropriate authorities of the owner’s claim to the regulated vehicle and no further action will be completed by the department.

50.2(4) Letter of release. If the department receives no response from the owner of record within thirty days after the date of mailing or the post office returns the notice to the department as undeliverable, the department will continue processing the bond request.

The department will determine the current retail value for the same type of regulated vehicle for which the registration is being sought with documentation from the JD Powers (formerly NADA), Kelley Blue Book or

through competitive pricing found on the internet or the applicant may submit an appraisal of the regulated vehicle by a licensed regulated vehicle dealer.

a. If the current retail value of the regulated vehicle is \$1000 or less as determined by the department and is over 15 years old - the department may allow the registration of the vehicle

b. If the current retail value of the regulated vehicle as determined by the department is more than \$1000, the department will notify the applicant that the following requirements are needed to proceed with the bonding process:

(1) Completed registration application form (as provided by the department)

(2) Inspection of the regulated vehicle by a representative of the department, with signature required on the registration application form

(3) Complete surety bond form (as provided by the department).

50.2(5) Approval. If the department determines that the applicant has complied with this rule, that there is sufficient evidence to indicate that the applicant is the rightful owner, and that there is no known unsatisfied security interest, the department shall forward the original application to the county recorder and notify the applicant that the regulated vehicle may be registered and titled in Iowa.

50.2(6) Disapproval. If the department determines that the applicant has not complied with this rule, that there is sufficient evidence to indicate that the applicant may not be the rightful owner, that there is an unsatisfied security interest, or that the owner of record asserts a claim for the regulated vehicle, the department shall not authorize issuance of a certificate of title or registration receipt and shall notify the applicant in writing of the reason(s).

571—50.3 to 50.9 Reserved.

DIVISION II VESSELS

571—50.10(462a) Bond required before issuance of title or registration. An applicant for certificate of title who cannot provide the supporting documents required in rules 571-46 and 571-47 (321G and 321I) shall be required to complete the following procedures as a condition to obtaining a title and registration. .

50.10(1) Procedures. This subrule describes the procedures to be followed to obtain a certificate of title. The procedures described are in addition to the regular procedures for titling and registering a vessel.

a. The applicant shall submit a request form to the department on a form provided by the department. The request form shall include a copy of the written proof of ownership at the time the vessel was acquired.

b. The applicant shall contact the department and provide identifying information in regard to the vessel. The required identifying information shall include the manufacturer identification number, registration sticker (if affixed to the regulated vessel), photographs of the vessel which show the front, rear, and one side of the vessel and any additional information about the vessel as may be requested by the department. If no manufacturer identification number is currently affixed to the vessel, the applicant shall complete the department's procedure for obtaining such number, and the assigned number shall be affixed before the applicant may proceed with the registration application process set forth in this chapter.

50.10(2) Investigation. The department upon receipt of sufficient identifying information from an applicant shall:

a. Search the department's registration records to determine if there is an owner of record for the vessel and if the vessel has been reported stolen or embezzled;

b. If the department finds a record of prior ownership in the department's registration records, the department shall mail the release of ownership and rights to the vessel by first-class mail to the owner of record, at the owner's last- known address. The notice shall state that the owner of record may assert the owner's right to claim the vessel.

50.10(3) Letter of release. Upon receipt of the letter of release by the last registered owner or legal representative, the department may:

a. Provide approval notification to the applicant and the county recorder that there is sufficient evidence to indicate that the applicant is the rightful owner, and that there is no known unsatisfied security interest, so the vessel may be registered and titled in Iowa.

b. Notify the appropriate authorities of the owner's claim to the vessel and no further action will be completed by the department.

50.10(4) Letter of release. If the department receives no response from the owner of record within thirty days after the date of mailing or the post office returns the notice to the department as undeliverable, the department will continue processing the bond request.

The department will determine the current retail value for the same type of vessel for which the registration is being sought with documentation from the JD Powers (formerly NADA), Kelley Blue Book or through competitive pricing found on the internet or the applicant may submit an appraisal of the vessel by a licensed vessel dealer.

a. If the current retail value of the vessel is \$1000 or less as determined by the department and is over 15 years old - the department may allow the registration of the vehicle

b. If the current retail value of the vessel as determined by the department is more than \$1000, the department will notify the applicant that the following requirements are needed to proceed with the bonding process:

(1) Completed registration application form (as provided by the department)

(2) Inspection of the vessel by a representative of the department, with signature required on the registration application form

(3) Complete surety bond form (as provided by the department).

50.2(5) Approval. If the department determines that the applicant has complied with this rule, that there is sufficient evidence to indicate that the applicant is the rightful owner, and that there is no known unsatisfied security interest, the department shall forward the original application to the county recorder and notify the applicant that the vessel may be registered and titled in Iowa.

50.2(6) Disapproval. If the department determines that the applicant has not complied with this rule, that there is sufficient evidence to indicate that the applicant may not be the rightful owner, that there is an unsatisfied security interest, or that the owner of record asserts a claim for the vessel, the department shall not authorize issuance of a certificate of title or registration receipt and shall notify the applicant in writing of the reason(s).