

January 22, 1963.

Judiciary 2.

See 1-27

Passed House, Date 2-28-63

Vote: Ayes 96 Nays 4

Approved 4-23-63

House File 41

By RILEY.

Passed Senate, Date 4-17-63

Vote: Ayes 47 Nays 0

*Passed on file 3/4
Transportation, etc 3/12
Pass 4/15*

A BILL FOR

An Act relating to certified common carriers of passengers operating on charter.

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

- 1 Section 1. Section two (2) of chapter two hundred forty-
- 2 eight, Acts of the Fifty-eighth General Assembly, is hereby
- 3 amended by striking from lines fifteen (15) and sixteen (16)
- 4 the words "made within one hundred twenty (120) days from
- 5 the effective date of this Act" and inserting in lieu thereof
- 6 the word "and".

EXPLANATION OF HOUSE FILE 41

Anyone who was in the charter coach operation prior to March 1, 1959, was required to make application for a certificate of convenience and necessity within 120 days from the effective date of chapter 248, Acts of the 58th General Assembly, which is an amendment to section 325.6 of the Code. If any such operator by oversight or lack of knowledge failed to comply within the 120 days he could not legally operate thereafter. This works an unjust hardship on those individuals who operated a charter coach service prior to March 1, 1959, and who were unaware of the change in the law.

HOUSE FILE 41

1 Amend House File 41 by striking everything after the enacting
2 clause and inserting in lieu thereof the following:

3 Section 1. Section three hundred twenty-five point six
4 (325.6), Code 1962, is hereby amended by adding thereto the
5 following:

6 "Any resident person, firm or corporation with its principal
7 place of business in the state of Iowa, engaged in a continuous
8 actual operation from the same point of origin as a charter
9 carrier as defined in section three hundred twenty-five point
10 one (325.1) of the Code from November 1, 1949, to November 1,
11 1959, and which, because of excusable neglect, failed to make
12 application within the time provided in chapter two hundred
13 forty-eight, Acts of the Fifty-eighth General Assembly, shall
14 be granted a certificate of convenience and necessity upon
15 application therefor made within ten (10) days from the effective
16 date of this Act upon compliance with the provisions of sections
17 three hundred twenty-five point twenty-six (325.26), three
18 hundred twenty-five point twenty-eight (325.28), three hundred
19 twenty-five point twenty-nine (325.29), three hundred twenty-
20 five point thirty-one (325.31), and three hundred twenty-five
21 point thirty-five (325.35), of the Code."

22 Sec. 2. This Act being deemed of immediate importance shall
23 take effect and be in force from and after its publication in
24 the Iowa City Press-Citizen, a newspaper published in
25 Iowa City, Iowa, and in the Logan Herald-Observer,
26 a newspaper published in Logan, Iowa.

Filed
February 27, 1963.

cc. 2/28

RILEY of Linn.