

February 28, 1963.

House File 468

Passed on File. *Mr. Tolson Schiele Commerce & Trade 3/11 Pass 3/22* By NELSON and SCHERLE.

Passed House, Date *5-1-63*

Passed Senate, Date.....

Vote: Ayes *99* Nays *5*

Vote: Ayes..... Nays.....

Approved.....

Lifting Committee 5/2
Lifting Com. Cal. 5/2
Shall H7468 laid on table?
aye 26 nays 20 5/13
Laid on table 5/13
Reconsider vote on to table 5/13

A BILL FOR

An Act relating to size, weight, and load vehicle permits.

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

1 Section 1. Section three hundred twenty-one point four
2 hundred sixty-seven (321.467), Code 1962, is hereby amended by
3 striking from line seventy-three (73) thereof the word "two" and
4 inserting in lieu thereof the word "five".

1 Sec. 2. Section three hundred twenty-one point four hundred
2 sixty-seven (321.467), Code 1962, is hereby further amended by
3 striking from line seventy-five (75) thereof the word "two" and
4 inserting in lieu thereof the word "five".

1 Sec. 3. Section three hundred twenty-one point four hundred
2 sixty-seven (321.467), Code 1962, is hereby further amended by
3 striking from lines seventy-six (76) and seventy-seven (77)
4 thereof the words "of forty-five feet" and inserting in lieu
5 thereof the words "as provided in section three hundred twenty-
6 one point four hundred fifty-seven (321.457)".

1 Sec. 4. Section three hundred twenty-one point four hundred
2 sixty-seven (321.467), Code 1962, is hereby further amended by
3 striking from line seventy-nine (79) thereof the words "forty-
4 five feet" and inserting in lieu thereof the words "the overall
5 length as provided in section three hundred twenty-one point four
6 hundred fifty-seven (321.457)".

1 Sec. 5. Section three hundred twenty-one point four hundred

2 sixty-seven (321.467), Code 1962, is hereby further amended by
3 striking from line eighty-two (82) thereof the words "forty-
4 seven feet" and inserting in lieu thereof the words "the overall
5 length as provided in section three hundred twenty-one point four
6 hundred fifty-seven (321.457) plus the load tolerance herein
7 permitted".

1 Sec. 6. Section three hundred twenty-one point four hundred
2 sixty-seven (321.467), Code 1962, is hereby further amended by
3 striking from lines seventy-two (72) and seventy-three (73) the
4 words "motor vehicles" and inserting in lieu thereof the words
5 "vehicles and boats".

1 Sec. 7. Section three hundred twenty-one point four hundred
2 sixty-seven (321.467), Code 1962, is hereby further amended by
3 striking from lines eighty-seven (87) to ninety-five (95), in-
4 clusive, the following, "to a retail farm implement dealer to
5 transport, on his own regular delivery vehicle, farm machines
6 from his nearest branch house or distribution point to the re-
7 tailer's place of business and from the retail dealer to the
8 customer's farm within the county of the retailer's place of
9 business or counties adjoining the retail dealer's place of busi-
10 ness", and by inserting in lieu thereof the following, "for the
11 transportation of farm machines on the highways of this state".

1 Sec. 8. Section three hundred twenty-one point four hundred
2 sixty-seven (321.467), Code 1962, is further amended by adding
3 thereto the following new paragraph:

4 "Notwithstanding any other provision of this chapter which
5 may be inconsistent herewith in the event under the laws of the
6 United States there are established size and/or weight limits for
7 vehicles using the national system of interstate and defense

8 highways which exceed in whole or in any part the provisions of
9 this chapter relating to size and/or weight, the state highway
10 commission shall grant annual permits for moving vehicles over
11 the national system of interstate and defense highways located
12 in this state of a size and/or weight conforming to such laws of
13 the United States or in the event the national bureau of roads or
14 association of state highway officials shall adopt or recommend
15 size and/or weight limits for vehicles using the national system
16 of interstate and defense highways which exceed in whole or in
17 any part the provisions relating to size and/or weight and if the
18 state highway commission shall find that an allocation of federal
19 funds will not be jeopardized thereby, the state highway com-
20 mission shall grant annual permits for moving vehicles over the
21 national system of interstate and defense highways located in
22 this state conforming to the greater of the sizes and/or weights
23 so adopted or recommended and the state highway commission may
24 grant permits on an annual basis or for such lesser periods of
25 time it deems appropriate in the instance permitting the moving
26 of vehicles over the other highways of this state of the size
27 and/or weight established under the laws of the United States
28 relating to the national system of interstate and defense high-
29 ways, or of the sizes and/or weights adopted or recommended by
30 the bureau of public roads or the association of state highway
31 officials.”

1 Sec. 9. Section three hundred twenty-one point four hundred
2 sixty-nine (321.469), Code 1962, is hereby amended by inserting
3 before the word “The” in line one (1) the words “Except as other-
4 wise provided,”.

EXPLANATION OF HOUSE FILE 468

This bill authorizes the highway commission to issue permits granting a load tolerance of five feet on vehicles used exclusively for the transportation of vehicles and boats. It also provides for permits for the movement of vehicles in conformity with the sizes and weights established by federal law or adopted or recommended by the National Bureau of Roads or Association of State Highway Officials. The bill authorizes the highway commission to issue permits for the transportation of farm machines fixing a tolerance of width and length of load.

HOUSE FILE 468

- 1 Amend House File 468 as follows:
- 2 By striking all after the enacting clause and inserting in
- 3 lieu thereof the following:
- 4 "Section 1. Section three hundred twenty-one point
- 5 four hundred sixty-seven (321.467), Code 1962, is hereby
- 6 amended by inserting before the word 'in' in line sixty-one
- 7 (61) the following: 'except as to mobile homes,'.
- 8 "Sec. 2. Section three hundred twenty-one point four
- 9 hundred sixty-seven (321.467), Code 1962, is hereby further
- 10 amended by inserting before the word 'the' in line sixty-
- 11 three (63) the following: 'or in the interest of the eco-
- 12 nomic welfare of this state,'.
- 13 "Sec. 3. Section three hundred twenty-one point four
- 14 hundred sixty-seven (321.467), Code 1962, is hereby further
- 15 amended by inserting after the word 'permits' in line sixty-
- 16 four (64) the following: 'on an annual or such other basis
- 17 as it deems proper'.
- 18 "Sec. 4. Section three hundred twenty-one point four
- 19 hundred sixty-seven (321.467), Code 1962, is hereby further
- 20 amended by inserting after the word 'vehicles' in line
- 21 sixty-five (65) the following: 'and loads,'.
- 22 "Sec. 5. Section three hundred twenty-one point four
- 23 hundred sixty-seven (321.467), Code 1962, is hereby further
- 24 amended by inserting after the word 'essential' in line
- 25 sixty-nine (69) the following: 'or is a movement in the
- 26 economic welfare of this state'.
- 27 "Sec. 6. Section three hundred twenty-one point four
- 28 hundred sixty-seven (321.467), Code 1962, is hereby further
- 29 amended by striking lines seventy (70) to eighty-two (82),
- 30 inclusive."

Filed
April 29, 1963.

Adopted 4/1/63
NELSON of Winnebago.

EXPLANATION OF AMENDMENT TO HOUSE FILE 468

- 1 With the exception of mobile homes, provisions of the Code
- 2 with respect to which are not affected by this amendment, the
- 3 effect of this amendment is to grant authority to the highway
- 4 commission to grant permits for the movement of vehicles and
- 5 loads of excess size and weight over the highways if the com-
- 6 mission finds that such movements are in the economic welfare
- 7 of the state. The provisions of the Code relating to trans-
- 8 porting farm machinery are not affected and it is not necessary
- 9 for the commission to make a finding that such transportation
- 10 of farm machinery as is already authorized is in the economic
- 11 welfare. However, transportation of farm machinery in addition
- 12 to the movements already authorized by the Code could be
- 13 permitted under this amendment if the commission finds that they
- 14 are in the economic welfare of the state. The net result is
- 15 that the present Code restrictions on permits are not removed
- 16 except that, with the exception of mobile homes, the commission
- 17 could grant permits without the limitations, provided they
- 18 found that the movements involved were in the interest of the
- 19 economic welfare of the state.