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I hereby certify that the foregoing act was published in the Des Moines Register and the Des Moines Capital April 23, 1919.

W. S. ALLEN, *Secretary of State.*

## CHAPTER 275.

### LICENSING AND REGULATION OF MOTOR VEHICLES.

H. F. 550.

AN ACT to repeal chapter two-b (2-b) of title VIII of the supplement to the code, 1913, relating to the licensing and regulation of motor vehicles and to enact a substitute therefor and prescribing penalties for the violation thereof.

*Be it enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. **Repeal and substitute.** That chapter two-B (2-B) of  
2 title VIII of the supplement to the code, 1913, be and is hereby repealed  
3 and the following enacted in lieu thereof.

1 SEC. 2. **Words and phrases defined.** In all laws of this state regu-  
2 lating motor vehicles, the term "motor vehicle", except where other-  
3 wise expressly provided, shall include all vehicles propelled by any  
4 power other than muscular power, except traction engines, road rollers,  
5 fire wagons and engines, police patrols, city or town ambulances, city  
6 and government vehicles clearly marked as such, and such vehicles as  
7 are run only upon tracks or rails. The term "local authorities" shall  
8 include all officers of counties, cities or towns, as well as all boards,  
9 committees, or other public officials of such counties, cities or towns.  
10 "Motorcycle" shall include all motor vehicles designed to travel on not  
11 more than three wheels in contact with the ground, and of not exceed-  
12 ing ten horse power, and of not exceeding the weight of five hundred  
13 pounds unladen. A trailer shall be deemed to be any vehicle, which is at  
14 any time drawn upon the public highway by a motor vehicle excepting  
15 any implements of husbandry temporarily drawn, propelled or moved  
16 upon such highway. "Highway" shall include any public highway,  
17 county road, state highway or state road, public street, avenue, alley,  
18 park, parkway, driveway, square or place, bridge, viaduct, trestle, or  
19 any other territory or structure, whether public or private designed,  
20 intended or used by or for the general public for the passage of vehicles,  
21 in any county, or incorporated city or town within the state of Iowa;  
22 "local authorities" shall include all boards of supervisors, trustees or  
23 councils, commissions, committees, and other public officials of counties,  
24 incorporated cities or towns; "chauffeur" shall mean any person who  
25 operates an automobile in the transportation of persons or freight and  
26 who receives any compensation for such service in wages, commission  
27 or otherwise, paid directly or indirectly, or who as owner or employee  
28 operates an automobile carrying passengers or freight for hire; pro-  
29 vided, however, that this definition shall not include manufacturers'

30 agents, proprietors of garages and dealers, salesmen, mechanics, or  
31 demonstrators of automobiles in the ordinary course of their business;  
32 "non-residents" shall mean residents of states or countries other than  
33 the state of Iowa and of countries other than the United States whose  
34 sojourn in this state, or whose occupation or their regular place of  
35 abode or business in this state, if any, covers a total period of less  
36 than three months in the calendar year; "owner" shall include any  
37 person, firm, association, or corporation, having the lawful ownership,  
38 use or control, or the right to the use or control, of a motor vehicle,  
39 under a lease or otherwise, for a period of ten or more successive days.  
40 The term "where a vehicle is kept" shall refer to the county of resi-  
41 dence of the owner or to the county where the vehicle is mainly kept  
42 if it be different from that of the residence of the owner. The words  
43 "license fee" shall have the same meaning as "registration fee" and  
44 when a motor vehicle is "licensed" it is also "registered" and vice  
45 versa. A dealer shall include "dealers and manufacturers"; "manu-  
46 facturer" or "dealer" shall signify a person, firm, association, or cor-  
47 poration regularly in the business of having in his, its or their posses-  
48 sion motor vehicles for sale or trade and for use and operation pur-  
49 suant thereto, and shall be considered owners of motor vehicles manu-  
50 factured or dealt in by them for the purposes of this act, prior to sale  
51 and delivery thereof, and of all motor vehicles in their possession and  
52 operated or driven by them or by their agents or employees; provided,  
53 however, that anything to the contrary herein notwithstanding, the  
54 determination of the department shall be final and conclusive upon the  
55 question whether or not an applicant for registration shall be a manu-  
56 facturer or dealer within the meaning and intent of this act; "garage"  
57 shall mean every place of business where motor vehicles are received  
58 for housing, storage or repair, for compensation; "intersecting high-  
59 way" shall mean any highway which joins another at any angle,  
60 whether or not it crosses the other; "person" shall include any corpo-  
61 ration, association, copartnership, company, firm, or other aggregation  
62 of individuals and where the term "person" is used in connection with  
63 the registration of a motor vehicle, it shall include any corporation,  
64 association, copartnership, company, firm, or other aggregation of  
65 individuals which owns or controls such motor vehicle as actual owner,  
66 or for the purpose of sale or for renting, whether as agent, salesman,  
67 or otherwise; "department" as used in this act shall mean the secre-  
68 tary of state; "specially constructed" motor vehicle shall mean a  
69 motor vehicle which shall not have been originally constructed under  
70 a distinctive name, make, model or type of a generally recognized  
71 manufacturer of motor vehicles; provided, that in case of dispute  
72 the determination of the department as to the character of construc-  
73 tion of any such motor vehicle shall be conclusive; "reconstructed  
74 motor vehicle" shall mean a motor vehicle which shall have been  
75 assembled or constructed largely by means of essential parts, new or  
76 used, derived from other motor vehicles or makes of motor vehicles of  
77 various names, models or types, or which, if originally otherwise, con-  
78 structed, shall have been materially altered by the removal of essential  
79 parts, or by addition or substitution of essential parts, new or used,  
80 derived from motor vehicles or makes of motor vehicles, provided, that  
81 for the purpose of this act the term "essential parts" shall include, not  
82 only integral parts but also body parts such as fenders, hood, cowl,  
83 and other parts, the removal, alteration or substitution of which will

84 tend to conceal the identity or substantially alter the appearance of  
85 the motor vehicle; and provided, further, that in case of dispute the  
86 determination of the department as to the character of such assembly,  
87 reconstruction or alteration shall be conclusive; "imported motor  
88 vehicle" shall mean any motor vehicle which shall be brought into this  
89 state from another country or state otherwise than in the ordinary  
90 course of business by or through a manufacturer or dealer and which  
91 has not been registered in this state.

1     **SEC. 3. License — number plates — certificate — license fee.** Every  
2 motor vehicle kept in this state and whose owner is a resident of this  
3 state, and every motor vehicle kept in this state, except temporarily  
4 by a nonresident owner and every motor vehicle kept and used in  
5 this state a majority of the time, and every motor vehicle used in  
6 this state and not properly licensed under the laws of another state  
7 shall not be operated by its own power upon any public highway  
8 without being licensed and without carrying license number plates  
9 and proper license certificate and without having had its license fee  
10 duly paid, all as required by law. Any such motor vehicle once  
11 licensed in the state and by removal not longer subject to license in  
12 this state, shall upon being returned to this state and subject to  
13 license be again originally licensed. Every motor vehicle originally  
14 licensed as provided by law shall, so long as it is subject to license,  
15 within the state, pay an annual license fee in advance.

1     **SEC. 4. Application for registration — filing — blank.** Every  
2 owner of motor vehicle which shall be operated or driven upon the  
3 public highways shall, except as herein otherwise expressly provided,  
4 have filed in the office of the county treasurer of the county in which  
5 he resides, a verified application for registration or reregistration on  
6 a blank to be furnished by the department for that purpose, contain-  
7 ing such information as the department may require for the efficient  
8 administration of this act.

1     **SEC. 5. County treasurer — procedure as to motor vehicle and**  
2 **trailer — duplicate number plates and certificates.** Upon receipt of  
3 the application and license fee for a motor vehicle, as provided in this  
4 act, the county treasurer shall file such application in his office and  
5 register such motor vehicle with the name, post-office address and  
6 business address of the owner, together with the facts stated in such  
7 application, in a book or index to be kept for the purpose, under the  
8 distinctive number assigned to such motor vehicle by the county  
9 treasurer, which book or index shall be open to public inspection dur-  
10 ing reasonable business hours, and he shall give to the owner a  
11 receipt for the fee paid, and shall forthwith assign to such motor  
12 vehicle a distinctive number, and, without expense to the applicant,  
13 shall issue and deliver, or forward by mail or express to the owner,  
14 a certificate of registration and container for same in such form as  
15 the department may prescribe, and duplicate number plates bearing a  
16 number corresponding to the number assigned to such motor vehicle.  
17 Upon receipt of the application and license fee for a trailer, as pro-  
18 vided in this act, the county treasurer shall issue a receipt for the  
19 fee paid and shall at once forward the application to the department.  
20 The department shall register and assign to the trailer a distinctive  
number and shall forward to the owner a certificate of registration

21 and a single number plate bearing the number corresponding to the  
 22 number assigned to the trailer. In the event of the loss, mutilation  
 23 or destruction of any number plate, the owner of the registered  
 24 motor vehicle, or manufacturer, or dealer, as the case may be, may  
 25 obtain from the department a duplicate thereof upon filing in the  
 26 office of the department an affidavit showing such facts and the pay-  
 27 ment of a fee of fifty cents (\$.50) for each plate. Duplicate certi-  
 28 ficates of registration may be issued by the county treasurer in like  
 29 cases, without the payment of any fee therefor.

SEC. 6. Number plates, etc. — bids and bidders — requirements  
 1 — failure — damages, etc. The executive council shall purchase all  
 2 number plates, containers and other supplies required by this act  
 3 after receiving competitive bids under open specifications. The bid-  
 4 ders shall be required to furnish samples of such supplies and in  
 5 awarding the contract the council may consider the quality and suit-  
 6 ability of the samples submitted as well as the price quoted. A  
 7 record of all bids submitted shall be kept and the samples submitted  
 8 shall be preserved until the next subsequent letting. The successful  
 9 bidder shall be required to execute to the state a good and sufficient  
 10 bond in such amount as the executive council shall require, condi-  
 11 tioned upon the plates furnished being in accordance with the samples  
 12 and specifications, and providing for liquidated damages for failure  
 13 to deliver plates at the time specified in the contract. In lieu of  
 14 purchasing under competitive bids the council shall have authority  
 15 to arrange with the board of control to furnish such supplies as may  
 16 be made at the state institutions.

SEC. 7. Number plates, etc. — issue of by department to county  
 1 treasurer — material — size — design, etc. On or before the first  
 2 day of December of each year, the department shall deliver, or cause  
 3 to be delivered to the county treasurer of each county, approximately  
 4 as many duplicate number plates and certificate containers as there  
 5 are motor vehicles registered in such county during the preceding  
 6 year. The plates so delivered to each county treasurer to be in numer-  
 7 ical sequence. Thereafter, during the year, the department, upon  
 8 requisition of the county treasurer, shall deliver additional number  
 9 plates and certificate containers. The department shall keep an accu-  
 10 rate record of all number plates issued to each county, and shall also  
 11 keep a record showing the assignment thereof by the county treas-  
 12 urer to motor vehicles. Such number plates shall be of metal, at  
 13 least six (6) inches wide and not less than fifteen (15) inches in  
 14 length, on which there shall be the initials "Ia" and numerals indi-  
 15 cating the year for which it is issued; and shall be of a distinctively  
 16 different color each year, and there shall be at all times a marked  
 17 contrast between the colors of the number plates and that of the  
 18 numerals or letters thereon; said colors to be designated by the  
 19 department. The distinctive number assigned to the vehicle shall  
 20 be set forth in numerals four (4) inches long, each stroke of which  
 21 shall be at least five-eighths (5-8) of an inch in width. In the case  
 22 of a motor vehicle registered by a manufacturer or dealer, there shall  
 23 be on such plate, in addition to the foregoing, the letter "D" each  
 24 stroke of such letter to be at least four (4) inches long and five-  
 25 eighths (5-8) of an inch in width. The number plates for use on a  
 26 motor bicycle or a motorcycle shall be one-half ( $\frac{1}{2}$ ) the size above

27 stated. All number plates issued shall be and remain the property  
28 of the state of Iowa.

1 **SEC. 8. Renewals — failure to pay fee for previous period —**  
2 **registration withheld for — expiration.** Registration shall be  
3 renewed annually as provided in section ten (10), to take effect on  
4 the first day of January of each year; provided, that the county  
5 treasurer shall withhold the registration of any motor vehicle the  
6 owner of which shall have failed to register the same under the provi-  
7 sions of this act, for any previous period or periods for which it  
8 appears that registration should have been made, until the fee for  
9 such previous period or periods shall be paid. All certificates of reg-  
10 istration issued under provisions of this act shall expire on the last  
11 day of the calendar year for which they were issued.

1 **SEC. 9. Dismantled motor vehicle — procedure as to license plates**  
2 **—misdemeanor — penalty.** When a motor vehicle is permanently  
3 dismantled or no longer used on the public highway, the owner thereof  
4 shall detach the license plates and surrender them to the county  
5 treasurer, who shall cancel the registration of record and report such  
6 cancellation forthwith to the department upon blanks provided for  
7 that purpose. Such license plates shall be destroyed by the county  
8 treasurer who shall so advise the department. A failure to comply  
9 with the provisions of this act shall constitute a misdemeanor and  
10 upon conviction shall be punishable by a fine of not less than five  
11 dollars (\$5.00) nor more than fifty dollars (\$50.00) or by imprison-  
ment not exceeding ten days.

1 **SEC. 10. License fee — to whom and when paid — classification**  
2 **— schedule of rates, etc.** An annual license fee shall be paid for  
3 each motor vehicle operated upon the public highways of this state  
4 unless said vehicle is specifically exempted under the provisions of  
5 this act. Said license fee shall be paid to the county treasurer at the  
6 same time the application is made for the registration or reregistra-  
7 tion of said motor vehicle and the county treasurer shall not issue a  
8 registration certificate for any motor vehicle until the proper license  
9 fee has been paid.

10 The amount of said license fee shall be and is fixed at the following  
11 rates:

12 1. For all motor vehicles except motor trucks, motorcycles and  
13 motor bicycles, a fee equal to one per cent of the value as fixed by  
14 the executive council, plus forty cents for each one hundred pounds  
15 or fraction thereof of weight of vehicle, as fixed by the executive  
16 council, provided that no motor vehicle regardless of age shall be  
17 licensed for less than ten dollars (\$10.00).

18 The executive council shall annually classify all such motor vehicles  
19 by value and by weight. The value shall be fixed at the next even  
20 one hundred (100) dollars above the retail list price when new F. O. B.  
21 the factory, and the weight shall be fixed at the next even one hun-  
22 dred (100) pounds above the manufacturers' shipping weight or the  
23 actual weight of the vehicle fully equipped.

24 2. After said motor vehicle has been registered five times, that  
25 part of the license fee which is based on the value of said vehicle shall  
26 be one-half the rate as fixed when new, except as provided in para-  
graph one (1) above, and the sworn statement of the registrant as

27 to the number of times such motor vehicle has been registered shall  
28 be conclusive evidence of that fact.

29 3. For all motorcycles the annual license fee shall be five dollars  
30 (\$5.00). When said motorcycle has been registered five (5) times,  
31 the annual license fee shall be one-half the rate when new.

32 4. For all motor trucks, the fee shall be fixed in accordance with  
33 the following schedule:

34	a. Motor trucks equipped with all pneumatic tires:	
35	For 1 ton or less capacity	\$15.00 per annum
36	“ 1½ tons capacity	22.50 “ “
37	“ 2 “ “	30.00 “ “
38	“ 2½ “ “	45.00 “ “
39	“ 3 “ “	65.00 “ “
40	“ 3½ “ “	90.00 “ “
41	“ 4 “ “	105.00 “ “
42	“ 4½ “ “	120.00 “ “
43	“ 5 “ “	135.00 “ “
44	“ 6 “ “	165.00 “ “

45	b. Motor trucks equipped with two or more solid rubber tires:	
46	For 1 ton or less capacity	\$15.00 per annum
47	“ 1½ tons capacity	22.50 “ “
48	“ 2 “ “	30.00 “ “
49	“ 2½ “ “	55.00 “ “
50	“ 3 “ “	75.00 “ “
51	“ 3½ “ “	100.00 “ “
52	“ 4 “ “	115.00 “ “
53	“ 4½ “ “	130.00 “ “
54	“ 5 “ “	145.00 “ “
55	“ 6 “ “	175.00 “ “

56 Provided that for all trucks having a load capacity above two tons  
57 and operated exclusively within the limits of cities and towns, the  
58 annual license fee shall be two-thirds the rates fixed above.

59 The license fee for each ton of load capacity above six tons shall  
60 be fifty dollars in addition to the six ton rate, provided that no license  
61 shall be issued for any motor truck having a greater load capacity  
62 than six tons without a specific permit from the municipal authorities  
63 for operation entirely within the limits of municipalities and without  
64 a specific permit from the state highway department and board of  
65 supervisors for operation without the limits of municipalities. Said  
66 permit may define and limit the streets and highways over which  
67 said heavy trucks may be licensed to operate.

68	c. Motor trucks equipped with iron, steel or hard tires:	
69	1 ton or less capacity	\$40.00
70	1½ ton capacity	50.00
71	No license issued for heavier load capacities.	

72 5. For all trailers, the license fee shall be fixed in accordance with  
73 the following schedule:

74	Trailers equipped with all pneumatic tires:	
75	1 ton or less capacity	\$10.00
76	2 “ “	15.00
77	3 “ “	25.00
78	4 “ “	40.00
79	5 “ “	50.00
80	6 “ “	60.00

81	Trailers equipped with two or more solid rubber tires:	
82	1 ton or less capacity	\$10.00
83	2 " "	15.00
84	3 " "	35.00
85	4 " "	50.00
86	5 " "	60.00
87	6 " "	70.00
88	Trailers equipped with iron, steel or hard tires:	
89	1/2 ton capacity	\$3.00
90	1 " "	15.00
91	2 " "	30.00
92	All motor trucks, trailers, and motor vehicles used for other than	
93	the conveyance of passengers shall have attached thereto a conspicu-	
94	ous metal plate giving the actual weight of the vehicle equipped and	
95	weight of loading capacity as specified by the manufacturer or maker	
96	and no license shall be issued until the vehicle is so equipped. Any	
97	person violating any of the provisions of this section shall be deemed	
98	guilty of a misdemeanor, and upon conviction, shall be subject to a	
99	fine of not less than five dollars (\$5.00) nor more than (\$50.00) fifty	
100	dollars for the first and second offenses. Upon a third conviction,	
101	the department shall have authority to cancel the certificate of reg-	
102	istration and call in the number plates and a new license shall not	
103	be issued for any such motor vehicle for a period of one year.	

SEC. 11. ~~Chauffeur — license — fee — certificate — badge — duplicates—renewals—minors—fictitious names—revocation of license~~

1 ~~—automobiles, etc.—taking without consent—penalty.~~ It shall be  
 2 unlawful for any person, known as a chauffeur, and employed for hire  
 3 therefor, to operate or drive a motor vehicle upon the public high-  
 4 ways, or streets, of cities or towns of this state, unless licensed by the  
 5 department as herein provided.

6 Any person desiring a chauffeur's license shall file with the depart-  
 7 ment an application under oath stating his name, residence, business  
 8 address, if any, age, color, single or married, whether he has ever been  
 9 convicted of a violation of the motor vehicle laws of this state or any  
 10 other state, or has been convicted within one year of intoxication, and  
 11 such other information as the department may require. Such license  
 12 shall not be issued until the department is satisfied that the applicant  
 13 is over eighteen (18) years of age and is a fit and proper person to  
 14 receive such license. The fee for chauffeur's license shall be two  
 15 dollars (\$2.00) payable annually and shall expire on the last day of  
 16 the year for which it is issued.

17 To each person shall be assigned a distinguishing number and the  
 18 department shall issue to the licensee a certificate containing the dis-  
 19 tinguishing number assigned to the licensee, his name, age, place of  
 20 residence, business address, if any, and a brief description of the  
 21 licensee for purpose of identification, and such other information as  
 22 the department shall deem necessary. Each person licensed as a  
 23 chauffeur, shall endorse his usual signature on the license certificate  
 24 and his license shall not be valid until the certificate is so endorsed.

25 The department shall also furnish, without extra charge therefor  
 26 to each chauffeur licensed a suitable metal badge with the number  
 27 assigned to him stamped thereon, such badge to have stamped thereon  
 28 the words "Registered Chauffeur No. ...., Iowa," and year of  
 29 issue.

30 This badge shall thereafter be worn by such chauffeur, affixed to  
31 his clothing in a conspicuous place, at all times when he is operating  
32 a motor vehicle upon the public highway and the license certificate  
33 shall be carried at all times when he is operating a motor vehicle  
34 upon the public highway and shall be produced for inspection upon  
35 request by any peace officer. In case of the loss of such badge or  
36 certificate a duplicate will be issued by the department on the filing of  
37 an affidavit showing the fact of loss, and on payment of a fee of one  
38 dollar (\$1.00) to the department in the case of a badge, and fifty  
39 cents (\$.50) in case of a certificate. Applications for the annual  
40 renewal of license by chauffeurs shall be accompanied by the fee  
41 required by this section. No chauffeur's license or badge shall be  
42 issued to any applicant under the age of eighteen (18) years; pro-  
43 vided, that it shall be unlawful for any person to cause or knowingly  
44 to permit his or her child, ward or employee to operate a motor  
45 vehicle upon the public highway as a chauffeur without first having  
46 obtained such license as hereinbefore specified; and the application  
47 to the department of a minor to operate a motor vehicle, as chauffeur,  
48 shall not be granted by the department unless the parent or parents  
49 having custody of such applicant or the guardian of such applicant  
50 shall have joined in said application by signing the same; and pro-  
51 vided further, that any negligence of a minor, so licensed, in operat-  
52 ing a motor vehicle upon the public highway, as chauffeur, shall be  
53 imputed to the person, persons or corporation, who shall employ said  
54 chauffeur; which person, persons, or corporation shall be jointly and sever-  
55 ally liable with such minor for any damage caused by such negligence.

56 Upon the receipt of an application, the department shall register  
57 the applicant in a book or on index cards which shall be kept in the  
58 same manner as the books or index cards for the registration of  
59 motor vehicles.

60 No person shall use a fictitious name in applying for such chauffeur's  
61 license, nor shall any chauffeur voluntarily permit any other  
62 person to possess or use his license certificate or badge; nor shall any  
63 person, while operating a motor vehicle, use or possess any license  
64 certificate or badge belonging to another person.

65 No person shall display or cause or permit to be displayed, or have  
66 in his possession, any canceled, revoked, altered or fictitious regis-  
67 tration number plates, registration certificate, chauffeur's license  
68 certificate or chauffeur's badge, as the same are respectively provided  
69 for in this act.

70 The official head of the department may, after due hearing, upon  
71 not less than five (5) days' notice to be sent by registered letter to  
72 the address given by the person seeking a chauffeur's license, which  
73 shall constitute a sufficient service of notice, suspend or revoke the  
74 chauffeur's license issued to any person under this act, for any cause  
75 which he may deem sufficient, or he may, when a chauffeur has been  
76 convicted a third time of a violation of any of the provisions of this  
77 act, revoke or suspend the license of the chauffeur so convicted and  
78 no new license shall be issued to such person for at least one (1) year  
79 after the date of revocation of such license nor thereafter except in  
80 the discretion of the said officer. Any certificate or license issued  
81 to any chauffeur to operate motor vehicles upon an application or  
82 statement which is untrue as to any material fact, shall be void from  
83 the date of issue.



84 Any chauffeur whose license shall be revoked by the department,  
 85 or shall be found to be void, shall forthwith return his license certi-  
 86 ficate and badge to the department. If any chauffeur or other person  
 87 shall without the consent of the owner take or cause to be taken any  
 88 automobile or motor vehicle and operate or drive or cause the same  
 89 to be operated or driven, he shall be imprisoned in the penitentiary  
 90 not to exceed one year or be imprisoned in the county jail not to  
 91 exceed six months, or be fined not to exceed five hundred dollars  
 92 (\$500.00).

SEC. 12. Motor vehicle — operator under 15 years of age —  
 1 responsibility for damage. No person under fifteen (15) years of  
 2 age shall operate or drive a motor vehicle by permission from the  
 3 owner of the car unless such person be accompanied by a person of  
 4 mature years and in all cases where damage is done by any car driven  
 5 by any person under fifteen (15) years of age and in all cases where  
 6 damage is done by the car, driven by consent of the owner, by reason  
 7 of negligence of the driver, the owner of the car shall be liable for  
 8 such damage.

SEC. 13. Manufacturers — models, list price, weight — statement  
 1 — filing of with department — rebuilt or foreign cars, etc. Every  
 2 manufacturer of a motor vehicle sold or offered for sale within this  
 3 state, either by the manufacturer, distributor, dealer or any other  
 4 person, shall, on or before the first day of June, 1919, and annually  
 5 thereafter, file in the office of the department a sworn statement  
 6 showing the various models manufactured by him, and the retail list  
 7 price and weight of each model as of June first of that year. No  
 8 motor vehicle shall be registered in this state unless the manufac-  
 9 turer thereof has furnished to the department the sworn statement  
 10 herein provided, giving the list price and weight of the model of the  
 11 motor vehicle that is offered for registration, except that the county  
 12 treasurer shall have authority to fix the value and weight of any  
 13 rebuilt or foreign car or any car on which the list price and weight is  
 14 not available, provided the department shall have authority to review  
 15 the action of the county treasurer in such cases, establish the correct  
 16 value and weight and revoke the findings of the county treasurer, if  
 17 found incorrect.

SEC. 14. Motor vehicles — exemption as to fees — penalties —  
 1 distinguishing plates — separate records. All motor vehicles owned  
 2 and used in the transaction of official business by the representatives  
 3 of foreign powers or by officers, boards or departments of the govern-  
 4 ment of the United States, and by the state of Iowa, counties, munic-  
 5 ipalities and other subdivisions of government, and such self-propelling  
 6 vehicles as are used neither for the conveyance of persons for hire,  
 7 pleasure or business nor for the transportation of freight, and small  
 8 trailers, under one thousand (1000) pounds capacity, equipped with  
 9 rubber tires, used with pleasure motor vehicles and used for carrying  
 10 personal baggage or effects, are hereby exempted from the payment  
 11 of the fees in this act prescribed, but shall not be exempt from the pen-  
 12 alties herein provided. The department shall furnish, on application,  
 13 free of charge, distinguishing plates for motor vehicles thus exempted  
 14 and keep a separate record thereof.

SEC. 15. Department — annual statement — what to include — executive council — requirement of. The department shall prepare, prior to the second day of July, 1919, and annually thereafter, a statement showing all the different makes and models of motor vehicles previously registered in his department, and all the different makes and models of motor vehicles, statements of which have been filed in his office as provided in section thirteen (13) hereof, together with the retail list price and weight of the same, and the executive council shall, on or before the 15th day of July of each year, and at such other times as they may deem necessary, fix the value and weight of each of the different makes and models of motor vehicles so reported to them by the department, or which are sold or offered for sale within the state.

The statement prepared by the department shall also include the load capacities of the various makes and models of motor trucks and trailers and the proper license fee to be paid for the registration of each.

SEC. 16. Motor vehicles — lien against — registration fees as — collection — delinquent fees — procedure of department and county officers, etc. All registration or other fees herein or heretofore provided for in this act shall be and continue a lien against the motor vehicle for which said fees are payable until such time as they are paid as provided by law, with any accrued penalties. The lien of the original registration fee shall attach, at the time the same is first payable, as provided by law, and the lien of all renewals of registration shall attach on January 1st of each year thereafter. The collection of same may be enforced against any motor vehicle or it may be collected by suit against the owner who shall remain personally liable therefor until such time as the transfer thereof shall be reported to the county treasurer or until such time as said vehicle ceases to be in use and all fees and penalties to such date shall be paid. On January 1st of each year, a penalty of one dollar (\$1.00) shall be added to all fees not paid by that date, and one dollar (\$1.00) shall be added to such fees on the first of each month thereafter that the same remains unpaid, until paid.

On April first of the year 1921, and annually thereafter, the department shall forward to the county treasurer of each county, a list of all motor vehicles in said county on which the registration fee has not been paid, showing the amount of the delinquent fee, registration number, make and factory number, together with the name and address of the owner of each car as disclosed by the records. In the first week of May of each year the county treasurer shall cause to be published in each of the official newspapers in his county, a list of all motor vehicles owned within his county upon which the license fee has not been paid for that year. Such list shall show the factory number, make and model of the vehicle together with the name and post-office address of the owner thereof as shown by the records of his office and the amount of the license fee and penalty due upon the vehicle. Immediately after the publication of the list as herein provided, it shall be the duty of the county treasurer to collect the license and penalty.

The county treasurer shall collect from each delinquent, fifty cents (\$.50) on each vehicle on which the fee is delinquent to cover cost of publication. The cost of publication provided for in this section

36 shall be paid as other bills for the maintenance of the department, but  
37 shall first be certified by the county treasurer of the county in which  
38 the publication was made, and approved by the department. He  
39 shall in all cases collect and remit to the department the correct  
40 license fee on each motor vehicle registered by him and shall be  
41 responsible on his bond for such amount. All fees and penalties col-  
42 lected by the county treasurer shall be remitted to the department on  
43 or before the fifteenth (15) day of each month following their collec-  
44 tions in the same manner as provided by section 1459 of the code.

45 It shall be the duty of the county treasurer to deliver to the sheriff  
46 of the county, fifteen (15) days from the date of publication of the  
47 delinquent motor list, a certified list of the motor vehicles on which  
48 the fees are delinquent, as shown by the record of his office, which  
49 list shall show, name and address of owner, make of car, license  
50 number, factory and engine number, amount of fees and penalty due.

51 It shall be the duty of the sheriff of the county to forthwith pro-  
52 ceed to the collection of the unpaid fees and penalties as certified to  
53 him by county treasurer by taking possession of the motor vehicle  
54 described in said certified list and proceed to advertise and sell same  
55 upon ten (10) days' notice for the purpose of collecting fees, penal-  
56 ties and costs. Said certified list shall for all purposes be a sufficient  
57 warrant therefore. The procedure of the sale of the motor vehicle  
58 for the collection of the license fees, penalties and costs shall be the  
59 same as that provided for the collection of the taxes on personal  
60 property by distress and sale as set forth in section 1406 of the code.  
61 Should a motor vehicle on which the fee is delinquent be removed  
62 from the county in which it was originally registered, either by  
63 transfer or removal by owner to another county, without having noti-  
64 fied the county treasurer or department of such removal and the  
65 sheriff knowing to which county same was removed, may forward the  
66 warrant to the sheriff of the county where such motor vehicle is at  
67 that time, when he shall proceed to collect the same as though the  
68 vehicle had been originally registered in his county, and make return  
69 to the county treasurer of the county from which he received the  
70 warrant.

71 The sheriff shall be entitled to receive as costs, the sum of two  
72 dollars (\$2.00) for serving the writ or warrant of seizure and ten  
73 cents (\$.10) for each mile actually traveled by him in collecting the  
74 fee and penalties, and one dollar (\$1.00) per day for care of the  
75 motor vehicle while in his possession, which shall be collected from  
76 the owner of such delinquent motor vehicle, such costs and mileage,  
77 and costs of care while in his possession, shall be retained by him in  
78 full for his services.

79 When the fee and penalties have been collected the same shall forth-  
80 with be returned to the county treasurer, together with a report  
81 showing the name and address of the owner and description of car  
82 upon which such fee was collected. Thereupon the county treasurer  
83 shall issue to the owner number plates and a receipt showing payment  
84 of fees and penalties.

SEC. 17. Blank books, forms, supplies, etc. — department to fur-  
nish county treasurer with — card index (numerical and county) —  
1 certificates of registration. It is hereby made the duty of the depart-  
2 ment to prepare and furnish the treasurer of each county all blank  
3 books, blank forms and all supplies required for the administration

4 of this act, including applications for registration and transfer of  
5 vehicles, triplicate receipts, one of which shall be returned to the  
6 department on the day the license is issued, one delivered to the owner  
7 of the motor vehicle, and one retained by the treasurer of the county,  
8 and including duplicate remittance sheets to be used in remitting fees  
9 to the department, which shall contain the license number, name and  
10 address of owner, weight, price and load capacity of the vehicle, and  
11 the fee collected. All receipts for fees paid, certificates of registra-  
12 tion, notices of transfer, and other blanks required for the adminis-  
13 tration of this act shall contain the license number, and manufac-  
14 turer's number, factory number, name of owner, and such other  
15 matters as the department may deem necessary for the efficient  
16 administration of this act.

17 It shall be the duty of the department to install and maintain a  
18 numerical and a county card index, both of which shall contain the  
19 following information; viz., name and address of owner, license  
20 number, make, factory number, model, style, engine number, date of  
21 purchase, registration certificate number, number of cylinders, rated  
22 load carrying capacity, weight, list price or value of car fixed by the  
23 executive council, fees paid and date of payment.

24 The certificate of registration provided for herein shall contain on  
25 its face the name of the owner of the motor vehicle, his postoffice  
26 address, date of issue, fee paid, license number, make of car, style  
27 of car, model, engine number, factory number, and signature of  
28 owner. The reverse side of the certificate of registration shall con-  
29 tain notice of sale and transfer of the motor vehicle by the owner to  
30 the purchaser with a description of the car as set out in the certificate  
31 of registration which shall have blank spaces for the signature of  
32 both the owner and purchaser.

**SEC. 18. Registered motor vehicle — transfer of — notice of —  
owner and purchaser to join in — duty of purchaser — provisions  
applicable.** Upon the transfer of ownership of any registered motor  
1 vehicle, the owner shall immediately give notice to the county treas-  
2 urer, upon the form on the reverse side of the certificate of registra-  
3 tion, stating the date of such transfer, the name and postoffice  
4 address, with street number if in a city, of the person to whom trans-  
5 ferred, the license number, and such other information as the depart-  
6 ment may require. The purchaser of the motor vehicle shall join in  
7 the notice of transfer to the county treasurer and shall at the same  
8 time make application for the transfer of the motor vehicle and for a  
9 new certificate of registration. Upon filing the application for trans-  
10 fer, the applicant shall pay a fee of one dollar (\$1.00) for the  
11 transfer, thereupon the county treasurer, if satisfied of the genuine-  
12 ness and regularity of such transfer, shall register said motor vehicle  
13 in the name of the transferee and issue a new certificate of registra-  
14 tion as provided in this act. Until said transferee has received said  
15 certificate of registration and has written his name upon the face  
16 thereof, delivery and title to said motor vehicle shall be deemed not  
17 to have been made and passed. The county treasurer shall forthwith  
18 notify the department of such transfer and upon receipt of such  
19 statement, the department shall file such statement in his office and  
20 note upon the registration book or index, such change of ownership.  
21

22 The provisions provided for herein for the transfer of motor vehicles  
23 shall apply to the sale and transfer of all motor vehicles to manufac-  
24 turers or dealers.

1 SEC. 19. Motor vehicles — registration fees in lieu of taxes. The  
2 registration fees imposed by this act upon motor vehicles, other than  
3 those of manufacturers and dealers, shall be in lieu of all taxes, gen-  
4 eral or local, to which motor vehicles may be subject.

SEC. 20. Secondhand or used automobiles, etc. — vendor and ven-  
dee — requirements of — serial or other numbers — defacing or  
1 altering — violation of act — penalty. It shall be unlawful for any  
2 person, firm, association, or corporation to buy any secondhand or  
3 used automobile, or motor vehicle without requiring and receiving  
4 from the vendor thereof, a certificate of registration and transfer from  
5 the officer whose duty it is to register or license motor vehicles in the  
6 state in which said motor vehicle is registered or licensed, showing  
7 the factory number, license number, description, and ownership of  
8 said motor vehicle or to sell or offer for sale any secondhand or used  
9 motor vehicle without furnishing to the vendee of said motor vehicle,  
10 a certificate of registration and transfer from the officer whose duty  
11 it is to register or license motor vehicles in the state in which said  
12 motor vehicle is registered or licensed, showing the factory number,  
13 description, license number and ownership of said motor vehicle.

14 It shall be unlawful for any person, firm, association or corporation  
15 to deface, or alter any serial number, engine number or assembling  
16 number of a motor vehicle or registration number of certificate of  
17 registration or to have in his or its possession a motor vehicle, the  
18 serial number or engine number of which is defaced, altered or tam-  
19 pered with unless said person, firm, association or corporation has in  
20 his or its possession a certificate of registration and transfer from  
21 the officer whose duty it is to register or license motor vehicles in the  
22 state in which said motor vehicle is registered, showing good and  
23 sufficient reason why numbers are defaced, changed or tampered  
24 with; and also showing the original serial or engine number, and also  
25 showing the ownership of said motor vehicle.

26 Any person, firm, association or corporation found guilty, personally  
27 or by agent, of violating any of the provisions of this section shall be  
28 imprisoned in the penitentiary not more than five (5) years or be  
29 fined not more than one thousand dollars (\$1,000) or be imprisoned  
30 in the county jail not more than one (1) year.

SEC. 21. Motor vehicle — application for registration by vendee  
— dealer's registration number — temporary use of — "car in transit"  
1 — cars owned in other states. Upon the sale of a motor vehicle by a  
2 manufacturer or dealer, the vendee shall at once make application by  
3 mail or otherwise, for registration thereof, after which he may operate  
4 the same upon the public highway without its individual number plate  
5 thereon for a period of not more than fifteen (15) days, provided, that  
6 during such period the motor vehicle shall have attached thereto, in  
7 accordance with the provisions hereof, both on the front and rear of  
8 such vehicle, pasteboard cards bearing the words, "License Applied  
9 For", and the registration number of the dealer from whom the car  
10 was purchased together with the date of purchase plainly stamped or  
11 stenciled thereon. The letters and figures upon such cards shall not  
12 be less than one (1) inch in height except that the letters in the words

13 "License Applied For", shall not be less than two (2) inches in  
14 height, provided, that no manufacturer or dealer shall issue or per-  
15 mit the use of such card until an application for a license has been  
16 made, as herein provided, by the person to whom it is issued. The  
17 department shall, upon the application of any manufacturer or  
18 dealer, furnish such cards free of charge with the words "License  
19 Applied For" printed thereon and sufficient blank space to permit the  
20 printing, stamping or stenciling thereon of the dealers' number and  
21 the date. Provided further, that a motor vehicle that is being  
22 brought into this state from another state either for use or for sale  
23 herein, may be driven upon the public highway for a period of not to  
24 exceed ten (10) days provided it shall carry, both on the front and  
25 rear a pasteboard card bearing the words "Car in Transit", and the  
26 date of purchase. The words, letters and figures upon said car shall  
27 be of the same size and general character as those required in this  
28 section for the cards showing that application has been made for a  
29 license. Nothing in this section, however, shall be construed so as  
30 to interfere with the use of motor vehicles upon the highways of this  
31 state that are owned by persons living in another state, regulation of  
32 which is provided for elsewhere in this act.

SEC. 22. **Number plates — display of — certificate of registration — container — license numbers, certificate colors, etc. — change of — misdemeanor — penalty.** Every motor vehicle required to be licensed  
1 shall have conspicuously displayed the number plates furnished, one  
2 on the front end and one on the rear end of such vehicle, each securely  
3 fastened, so as to prevent the same from swinging and each so placed  
4 that the same shall not become habitually obscured by dust and mud.  
5 The number plates of a junked or dismembered vehicle shall not  
6 thereafter be used, and no number plate shall be detached from the  
7 vehicle for which it is issued and to which it belongs for the purpose  
8 of using the same upon any other vehicle, and any such plates shall not  
9 be used upon any vehicle, other than that for which it was issued. The  
10 certificate of registration issued by the county treasurer shall also be  
11 displayed in a proper holder that will protect the same, of a kind  
12 approved by the executive council and placed in plain view in such  
13 place on or in the vehicle where the same can be easily seen by any  
14 peace officer or other person desiring to ascertain when the license  
15 fee was paid, and whether the car bears the proper certificate of reg-  
16 istration. The department may prescribe the exact location of such  
17 certificate container. The executive council may at its discretion  
18 approve devices for holding and displaying the certificate of regis-  
19 tration, and may require such devices to receive and hold such certi-  
20 ficate so that when the certificate is removed from the holder the  
21 certificate will be destroyed or mutilated so it cannot be used on other  
22 vehicles. It shall be unlawful to change the license numbers assigned  
23 by the county treasurer to any motor vehicle, unless for some cause a  
24 new number may be assigned according to law or to change the colors  
25 or make any counterfeit of certificate of registration, or to use or dis-  
26 play on any motor vehicle any other than the certificate of registra-  
27 tion licensing such vehicle or to intentionally use or display any such  
28 certificate on which the names, numbers, or data stated are not true,  
29 or do not correspond to the vehicle licensed, such certificate of regis-  
30 tration shall be of a distinctively different color each year and shall  
31

32 have date thereon that shall identify only the car on which same is  
33 carried.

34 Any violation of this section shall constitute a misdemeanor, and  
35 upon conviction shall be punishable by a fine of not less than ten dol-  
36 lars (\$10.00) nor more than one hundred dollars (\$100.00), or by  
37 imprisonment not exceeding thirty (30) days.

SEC. 23. **Manufacturers, etc. — general distinctive number —**  
1 **certificate — number plates — duplicates, etc.** Every person, firm,  
2 association or corporation manufacturing or dealing in motor vehicles,  
3 may instead of registering each motor vehicle, make an application for  
4 a general distinctive number for all the motor vehicles owned or con-  
5 trolled by such manufacturer or dealer. On the payment of a regis-  
6 tration fee of twenty-five dollars (\$25.00), such application shall be  
7 registered in the office of the department. The department shall  
8 thereupon assign and issue to such manufacturer or dealer a general  
9 distinctive number, and without expense to the applicant, issue and  
10 promptly deliver to such manufacturer or dealer, a certificate of regis-  
11 tration and two number plates with a number corresponding to the  
12 number of such certificate.

13 Such number plates shall be displayed by each motor vehicle of  
14 such manufacturer or dealer when the same is operated or driven on  
15 the public highways. Such manufacturer or dealer may obtain as  
16 many duplicates of such number plates as may be desired upon the  
17 payment to the department of fifteen dollars (\$15.00) for each dupli-  
18 cate set, provided that if a manufacturer or dealer has an established  
19 place of business in more than one city or town, such manufacturer or  
20 dealer shall secure a separate and distinct certificate of registration  
21 and number plates for each such place of business. Nothing in this  
22 section shall be construed to apply to a motor vehicle operated by a  
23 manufacturer or dealer for private use or for hire, which said motor  
24 vehicle shall be individually registered as provided in this act.

SEC. 24. **Nonresidents — registration, display of numbers, etc.**  
1 The provisions of the foregoing sections relative to registration and  
2 display of registration numbers shall not apply to a motor vehicle  
3 owned by a nonresident of this state, other than a foreign corpora-  
4 tion, manufacturer or dealer doing business in this state, provided  
5 that the owner shall have complied with the provisions of the law of  
6 the foreign country, state, territory or federal district of his resi-  
7 dence relative to registration of motor vehicles and the display of  
8 registration numbers thereon and shall conspicuously display his reg-  
9 istration numbers as required thereby. The provisions of this sec-  
10 tion shall be operative as to a motor vehicle owned by a nonresident  
11 of this state to the extent that under the laws of the foreign country,  
12 state, territory or federal district of his residence like exemptions and  
13 privileges are granted to motor vehicles duly registered under the  
14 laws, and owned by the residents of this state.

SEC. 25. **Motor vehicles — (a) brakes — (b) signalling device —**  
1 **(c) lights — (d) cut-out device and muffler — enforcement of pro-**  
2 **visions.** (a) Every motor vehicle, while in use on the public high-  
3 ways of this state, shall be provided with adequate brakes. (b)  
4 Every motor vehicle shall be equipped with a suitable bell, horn, or  
5 other signalling device producing an abrupt sound sufficiently loud to  
serve as an adequate warning of danger, but no persons operating any

6 motor vehicle shall make or cause to be made any unnecessary noise  
7 with such bell, horn or signalling device, or use the same except as a  
8 warning of danger. Loud signalling devices shall not be used during  
9 the period of from one hour after sunset to one hour before sunrise,  
10 unless absolutely necessary to avoid accidents. An adequate signal-  
11 ling device shall in all cases be sounded on approaching curves, tops  
12 of hills, and the intersecting highways in the country where the  
13 operator's view is obscured. (c) All motor vehicles in use on the  
14 public highways excepting motorcycles, motor bicycles, and such  
15 motor vehicles as are properly equipped with one light in the for-  
16 ward center of such motor vehicle, shall, during the period of from  
17 one-half hour after sunset to one-half hour before sunrise, display  
18 two or more white or tinted lights, other than red, on the forward  
19 part of said vehicle, so placed as to be seen from the front, and of  
20 sufficient illuminating power to be visible at a distance of five hundred  
21 (500) feet in the direction in which displayed, and to reveal any per-  
22 sons, vehicle or substantial object seventy-five (75) feet ahead of the  
23 lamps. Such motor vehicle when in use shall also display on the  
24 rear a lamp so constructed and placed as to show a red light from the  
25 rear and throw a white light directed upon the rear registration  
26 marker and render the numerals thereon visible for at least fifty (50)  
27 feet in the direction from which the vehicle is proceeding. Motor-  
28 cycles, motor bicycles and motor vehicles equipped with one light as  
29 herein provided, shall display on the forward part one white or tinted  
30 light, as aforesaid, and a red light to the rear, so constructed and  
31 placed as to throw a white light directly upon the registration marker  
32 as prescribed in the case of any other motor vehicle, provided that the  
33 operator of any motor vehicle may proceed in a cautious and careful  
34 manner, in the event of a failure of one or more of his lights to operate,  
35 toward his destination, but he shall take the first reasonable oppor-  
36 tunity to put his lights in order, otherwise to be deemed guilty of  
37 violation of this provision. The provision as to the rear light shall  
38 also apply to vehicles which are trailed or towed by motor vehicles.  
39 It shall be unlawful to use on a vehicle of any kind operated on the  
40 public highways of this state, including motorcycles, any lighting  
41 device of over four (4) candle power, equipped with a reflector, unless  
42 the same shall be so designed, or arranged that the directly reflected  
43 and undiffused beam of such light when measured seventy-five (75)  
44 feet or more ahead of the light shall not rise above forty-two (42)  
45 inches from the level surface on which the vehicle stands under all  
46 conditions of load. If, in addition to headlights, any such vehicle is  
47 equipped with any auxiliary light, projecting lights, or devices other  
48 than the rear lamp, such auxiliary light or lights shall be subject to  
49 all the restrictions of this section, regarding direction of the beam.  
50 If a spotlight is used on a motor vehicle it shall be unlawful for any  
51 person to direct its rays toward the eyes of the driver or occupants  
52 of an approaching vehicle, or to the left of the center of the traveled  
53 way when meeting another vehicle. No person shall operate a motor  
54 vehicle on any highway of this state equipped with an electric bulb or  
55 other lighting device of a greater capacity than thirty-two (32)  
56 candle power, no matter how the same may be shaded, covered or  
57 obscured. Any person who shall turn all or any of his motor vehicle's  
58 lights off for the purpose of avoiding arrest or identification, shall be  
59 deemed guilty of a misdemeanor and, upon conviction, subject to a



60 fine of one hundred dollars (\$100.00) or imprisonment for a period of  
 61 not to exceed thirty (30) days, or both fine and imprisonment. (d)  
 62 It shall be unlawful for any operator of any motor car, taxicab, auto-  
 63 mobile, motor truck or motorcycle, while on the public highway, to  
 64 use any cut-out fitting or other apparatus or device which will allow  
 65 the exhaust gases from the engine of the motor vehicle to escape into  
 66 the atmosphere without first passing through a silencer, expansion  
 67 chamber, or other contrivance suitable and sufficient for reducing as  
 68 far as may be reasonably practicable, the noise which would other-  
 69 wise be caused by the escape of the said gases, provided further, that  
 70 it shall be unlawful for any person to drive or to permit to be driven  
 71 on the streets of any city or town, any motor vehicle at any time with  
 72 the muffler cut out or not in operation. Any violation of this section  
 73 shall constitute a misdemeanor, and upon conviction, shall be pun-  
 74 ished by a fine of not less than five dollars (\$5.00) nor more than  
 75 twenty-five dollars (\$25.00) for the first and second offense, provided  
 76 further that for the third conviction the department shall revoke the  
 77 license and certificate of registration of the person so convicted and  
 78 no new license or certificate shall be granted to the person for a  
 79 period of one (1) year.

80 It shall be the duty of the mayor of cities and towns, the police,  
 81 sheriff, and all peace officers to enforce provisions of this act.

**SEC. 26. Motor vehicles — control — street car passengers — requirement for safety of — operator — specific duties set forth**

1 (a—o). Upon approaching any person walking in the traveled por-  
 2 tion of any public highway or a horse or any animal being led, ridden  
 3 or driven thereon, or a crossing or intersection of public highways,  
 4 or a bridge, or a sharp turn, or a curve, or a steep descent, and also  
 5 in passing such person or such horse or other animal, and in travers-  
 6 ing such crossing, bridge, turn, curve or descent, the person operat-  
 7 ing a motor vehicle or motorcycle shall have the same under control  
 8 and shall reduce the speed to a reasonable and proper rate.

9 Except where safety zones are provided, and the highway is of  
 10 sufficient width to admit of safe passage, the driver or operator of  
 11 every vehicle shall bring the same to a full stop not less than five  
 12 (5) feet from the rear of any street car headed in the same direc-  
 13 tion which has stopped for the purpose of taking on and discharging  
 14 passengers, and remain standing until such car has taken on or dis-  
 15 charged its passengers. Any person violating any requirement of  
 16 this section shall be deemed guilty of a misdemeanor and subject  
 17 upon conviction to a fine of not less than five dollars (\$5.00) nor  
 18 more than one hundred dollars (\$100.00) for the first offense, and  
 19 double said penalties for any subsequent offense. The provisions of  
 20 this section shall apply to the operator who causes his motor vehicle  
 21 to be operated in violation of this section.

22 (a) The operator of a motor vehicle shall turn to the right when  
 23 meeting another vehicle, and in cities and towns shall at all times  
 24 travel on the right-hand side of the center of the street.

25 (b) The operator of a motor vehicle, when overtaking and pass-  
 26 ing another vehicle, shall pass to the left when the surface of the  
 27 ground will permit and shall not drive to the right until clear of  
 28 such vehicle.

29 (c) The operator of a motor vehicle shall, before stopping, turn-  
 30 ing or changing the course of such vehicle, first see that there is

31 sufficient space to make such movement in safety and shall give a  
32 visible or audible signal to the crossing officer, if there be such, or  
33 to the drivers of vehicles following, of his intention to make such  
34 movement, by raising and extending the hand and indicating with  
35 it the direction in which he wishes to turn.

36 (d) The operator of a motor vehicle, in turning to the right  
37 from one street or highway into another, shall turn the corner as  
38 near the right-hand as practicable, and, in turning to the left from  
39 one street or highway into another, shall pass to the right of and  
40 beyond the center before turning.

41 (e) The operator of a motor vehicle, in crossing from one side of  
42 the street, or highway, to the other side thereof, shall turn to the  
43 left, so as to head in the direction in which vehicles are moving.

44 (f) In cities and towns it shall be unlawful to stop a motor  
45 vehicle on the street unless the right side thereof is next to and  
46 parallel with the curb and as near thereto as the condition of the  
47 street will permit; provided, however, that cities and towns shall  
48 have the power to designate by ordinance suitable areas within which  
49 automobiles may be parked or left standing (without being parallel  
50 to the curb), and to prescribe rules governing the use of such areas  
51 for such purpose; provided, that this rule shall not apply in cases of  
52 emergency, when the stop is made to avoid accident or to allow  
53 pedestrians or vehicles to cross in front of such motor vehicle, or  
54 when made in obedience to the signal of a police officer.

55 (g) In cities and towns it shall be unlawful for the operator of  
56 any motor vehicle to overtake and pass another vehicle at street  
57 intersections in the business districts.

58 (h) It shall be unlawful for the operator of a motor vehicle to  
59 permit the motor of same to operate in such a manner as to visibly  
60 emit an unduly great amount of steam, smoke or products of com-  
61 bustion from exhaust pipes or openings.

62 (i) Where two vehicles are approaching on any public street or  
63 highway so that their paths will intersect and there is danger of  
64 collision, the vehicle approaching the other from the right shall have  
65 the right of way.

66 (j) In cities and towns, it shall be unlawful for the operator of  
67 any motor vehicle to leave any such vehicle standing upon any  
68 street in the business district thereof within fifteen (15) feet of the  
69 corner or within fifteen (15) feet of any hydrant.

70 (k) In cities and towns no motor vehicle shall be left standing  
71 in front of or within fifteen (15) feet of either side of the entrance  
72 of any theatre, auditorium or other building where large assem-  
73 blages of people are being held, except in taking on or discharging  
74 passengers or freight, and then only for such length of time as is  
75 necessary for such purpose.

76 (l) At theatres and public gatherings in cities or towns, or under  
77 unusual circumstances, motor vehicles shall stand or move as directed  
78 by the police.

79 (m) It shall be unlawful for the operator of any motor vehicle  
80 or person in charge thereof to leave unattended upon any street or  
81 highway a motor vehicle with the engine running.

82 (n) The driver of any vehicle driven or propelled upon the public  
83 highways shall, when overtaken by a faster moving vehicle proceed-  
84 ing in the same direction, upon a signal, either by the sounding of a

85 bell, horn or other signalling device, given by the driver of the over-  
 86 taking vehicle, cause his vehicle to be driven to the right of the  
 87 center of the traveled way if he can do so with safety and remain  
 88 to the right of the center of such traveled way until the overtaking  
 89 vehicle shall have safely passed. Any driver of a vehicle that is  
 90 overtaken by a faster moving vehicle who fails to heed the signal  
 91 of the overtaking vehicle when it is given under such circumstances  
 92 that he could, by the exercise of ordinary care and observation and  
 93 precaution, hear such signal and who fails to yield that part of the  
 94 traveled way as herein provided, shall be guilty of a misdemeanor  
 95 and upon conviction shall be punished by a fine of not to exceed  
 96 twenty-five dollars (\$25.00) or by imprisonment not exceeding ten  
 97 (10) days and if upon the trial of the case the person charged with  
 98 the violation of this provision shall claim that he did not hear the  
 99 signal of the overtaking vehicle, the burden of proof shall rest upon  
 100 him to show that he did not hear such signal provided that it shall  
 101 first be proven that the overtaking vehicle gave a signal by the use  
 102 of a bell, horn or other signalling device.

103 (o) It shall be unlawful for the operator of any motor vehicle to  
 104 leave it standing, while showing a red light, parallel to, and within  
 105 twenty-five (25) feet of the tracks of any railroad in cities and  
 106 towns.

SEC. 27. Motor vehicle—speed schedule—load on wheel—maxi-  
 1 mum width—wood or metal projections on tires. Every person  
 2 operating a motor vehicle on the public highway of this state shall  
 3 drive the same in a careful and prudent manner, and at a rate of  
 4 speed that will not endanger the property of another, or the life or  
 5 limb of any person, and shall in no event drive the same at a greater  
 6 rate than as follows:

7 (a) Thirty (30) miles per hour if the weight of vehicle and load  
 8 is less than three (3) tons and the vehicle is equipped with pneumatic  
 9 tires, and twenty-five (25) miles per hour if such vehicle is equipped  
 10 with solid rubber tires.

11 (b) Twenty-five (25) miles per hour if the weight of the vehicle  
 12 and load is more than three (3) tons and less than six (6) tons and  
 13 the vehicle is equipped with pneumatic tires, and twenty (20) miles  
 14 per hour if such vehicle is equipped with solid rubber tires.

15 (c) Sixteen (16) miles per hour if the weight of the vehicle and  
 16 load is more than six (6) tons and the vehicle is equipped with pneu-  
 17 matic tires, and twelve (12) miles per hour if such vehicle is equipped  
 18 with solid tires.

19 (d) Ten (10) miles per hour if the vehicle or any trailer is  
 20 equipped with two (2) or more metal tires.

21 Provided, that the local authorities of any city or town may estab-  
 22 lish a suburban district in which the maximum speed of any vehicle  
 23 shall not exceed twenty (20) miles per hour, and a business district  
 24 in which the maximum speed of any vehicle shall not exceed fifteen  
 25 (15) miles per hour, provided that such city or town shall have placed  
 26 conspicuously on every main highway where the rate of speed  
 27 changes, signs of sufficient size to be easily readable by a person  
 28 using the highway, bearing the words: "City of ....."  
 29 "Town of .....". "Slow down to ..... miles"  
 30 (the rate being inserted), and also an arrow pointing in the direction

31 where the speed is to be reduced or changed, and also on further con-  
32 dition that such ordinance, rule or regulation shall fix the punish-  
33 ment for violation thereof, not to exceed twenty-five dollars, or (5)  
34 five days in jail, which punishment shall, during the existence of such  
35 ordinance, rule or regulation, supersede those otherwise specified in  
36 this act.

37 The total maximum load on any one wheel of any motor vehicle  
38 including the weight of the vehicle and the load it carries, shall be  
39 four tons, provided the total maximum weight of the vehicle and  
40 load shall not in any event exceed fourteen tons. The total load on  
41 any wheel of any vehicle shall be limited to eight hundred pounds per  
42 inch width of tire in actual contact with the road surface, measured  
43 at the narrowest point of the tire, on all highways improved with a  
44 rigid surface such as concrete, brick or bituminous pavements on a  
45 concrete base; and, four hundred pounds per inch width of tire in  
46 actual contact with the surface, measured at the narrowest point of  
47 the tire, on all highways having earth, gravel or similar surfaces.

48 The maximum width of any motor vehicle and its load shall be lim-  
49 ited to eight feet, excepting loads of loose hay, straw and similar farm  
50 products.

51 No motor vehicle shall operate over any highway, improved with a  
52 gravel or paved surface, which has projections of metal or wood  
53 beyond the tread of traffic surface of the tire excepting vehicle  
54 equipped with caterpillar tread; provided that tractors, traction  
55 engines or similar motor vehicles may be operated which have "V"  
56 shaped or diagonal cleats arranged in such a manner that two or more  
57 cleats are continuously in contact with the road surface and that the  
58 weight per inch width of such cleats in continuous contact with the  
59 road surface measured in the direction of the movement of the vehicle  
60 does not exceed eight hundred pounds per inch width of tire.

SEC. 28. Rate of speed herein fixed — enactments in conflict —  
1 local authorities — powers of under exceptions (1) and (2). Limita-  
2 tions as to the rate of speed herein fixed shall be exclusive of all other  
3 limitations fixed by law of this state or any political subdivision  
4 thereof. Local authorities shall have no power to enact, enforce or  
5 maintain any ordinance, rule or regulation in any way in conflict with,  
6 contrary to or inconsistent with the provisions of this act, or of any  
7 section or other subdivision thereof, and no such ordinance, rule or  
8 regulation of said local authorities heretofore, or hereafter enacted  
9 shall have any force or effect, excepting, however, that (1) such  
10 powers as are now or may hereafter be vested in local authorities to  
11 enact ordinances and regulations, applicable equally and generally to  
12 all vehicles and other users of the highways, and providing for traffic  
13 or crossing officers or semaphores, to bring about the orderly passage  
14 of vehicles and other users of the public highways on certain portions  
15 thereof, where the traffic is heavy and continuous, as well as (2) the  
16 powers now or hereafter vested in local authorities to license and to  
17 regulate the operation of vehicles offered to the public for hire, and  
18 to regulate the use of the highways for processions or assemblages,  
19 shall remain in full force and effect, and all ordinances, rules and  
20 regulations which may have been or which may be hereafter enacted  
21 in pursuance of such powers, shall remain in full force and effect; and  
22 provided, further, that local authorities may by general rule, ordinance  
23 or regulation, exclude vehicles from any cemetery or ground used for

24 the burial of the dead, or exclude vehicles used solely or principally  
25 for commercial purposes, from any park or part of a park system  
26 where such general rule, ordinance, or regulation is applicable equally  
27 and generally to all other vehicles used for the same purpose; pro-  
28 vided, that at the entrance, or at each entrance if there be more than  
29 one, to such cemetery or park from which vehicles are so excluded,  
30 there shall have been posted a sign plainly legible from the middle of  
31 the public highway on which such cemetery or park opens, plainly  
32 indicating such exclusion and prohibition; and provided, further, that  
33 the local authorities of any city, town, or city and county may impose  
34 additional restrictions to those herein contained applicable to vehicles  
35 exclusively used in the carrying of merchandise or articles of freight  
36 and of a capacity in excess of one ton in weight and may designate  
37 certain streets whereon heavy laden vehicles may be excluded or  
38 declared to be "one way" streets, may further, restrict, or prohibit,  
39 the use of trailers. Provided, further, that where local authorities of  
40 other states shall, by adoption of rules and regulations or otherwise,  
41 prohibit motor vehicles from operating upon highways in any sub-  
42 division of such other state which motor vehicles are duly licensed  
43 under the laws of this state, then in such cases the local authorities  
44 of this state may, by ordinance or otherwise, require the motor  
45 vehicles of the subdivisions of such other state while operating by  
46 their own power in this state to be licensed under the laws of this  
47 state.

1       **SEC. 29. Provisions of act — violation of — misdemeanor — pen-**  
2 **alty.** The violation of any of the provisions herein shall constitute  
3 a misdemeanor punishable by a fine of not to exceed one hundred dol-  
4 lars, except as otherwise provided in this act.

1       **SEC. 30. Motor vehicle — operator of — intoxication — misde-**  
2 **meanor; culpability for accident — felony; conviction — procedure by**  
3 **department and trial court.** Whoever operates a motor vehicle while  
4 in an intoxicated condition shall be guilty of a misdemeanor, and shall  
5 be punished as provided by section 4906 of the code. Any person  
6 operating a motor vehicle, who, knowing that injury has been caused  
7 to a person, due to the culpability of said operator, or to accident,  
8 leaves the place of said injury or accident without stopping and giv-  
9 ing his name, postoffice address, including street number, and regis-  
10 tration number of said motor vehicle, to the injured party, and give  
11 such aid to the injured person as the circumstances may require, shall  
12 be guilty of a felony punishable by fine of not more than five hundred  
13 dollars (\$500.00) or by imprisonment for a term not exceeding two  
14 (2) years, or by both such fine and imprisonment; and if any person  
15 be convicted the second time of either of the foregoing offenses, he  
16 shall be guilty of a felony punishable by imprisonment for a term of  
17 not less than one (1) year and not more than five (5) years, or by a  
18 fine not exceeding one thousand dollars (\$1,000.00). A conviction of  
19 a violation of this section shall be reported forthwith by the trial  
20 court or the clerk thereof, to the department, who shall, upon recom-  
21 mendation of the trial court, suspend the certificate of registration  
22 of the motor vehicle operated by the person violating this section, or  
23 if he be an owner, the certificate of registration of his motor vehicle;  
and if no appeal therefrom is taken, or if an appeal duly taken be dis-  
missed or the judgment affirmed, and upon notice thereof by said

24 clerk, the department shall revoke the certificate of registration of  
 25 said motor vehicle, and shall order the certificate of registration deliv-  
 26 ered to the department, and shall not reissue said certificate of regis-  
 27 tration or any other certificate of registration to such person unless  
 28 the department, in its discretion, after an investigation, or upon  
 29 rehearing, decides to reissue or issue a certificate.

1 **SEC. 31. Certificate of registration — suspension, etc., of — mis-**  
 2 **demeanor to operate motor vehicle under.** Any person who operates  
 3 any motor vehicle while a certificate of registration of a motor vehicle  
 4 issued to him is suspended or revoked, shall be guilty of a misde-

1 **SEC. 32. Application for registration — false statement in — mis-**  
 2 **demeanor.** Any person making a false statement in the verified  
 3 application for registration shall be guilty of a misdemeanor.

1 **SEC. 33. Violation of act — conviction for — procedure by court;**  
 2 **reversal on appeal — duty of department.** Upon conviction of any  
 3 person for the violation of any of the provisions of this act, the trial  
 4 court or clerk thereof shall immediately certify the facts of the case,  
 5 including the name and address of the offender, the judgment of the  
 6 court and the sentence imposed, to the department, who shall enter  
 7 the same in a book or index kept for that purpose, and in case of any  
 8 other person in a book or index of offenders, to be kept for such pur-  
 9 pose. If any conviction shall be reversed upon appeal therefrom, the  
 10 person whose conviction has been reversed may serve on the depart-  
 11 ment, a certified copy of the order of reversal, whereupon, the depart-  
 12 ment shall enter the same in the proper book or index in connection  
 with the record of such conviction.

1 **SEC. 34. Assault or homicide — prosecution for — conviction not**  
 2 **bar to.** A conviction of the violation of any of the provisions of this  
 3 act shall not be a bar to a prosecution for an assault or for a homicide  
 committed by any person in operating motor vehicles.

1 **SEC. 35. Moneys paid into state treasury — apportionment; unex-**  
 2 **pendent balances — biennial apportionment to counties.** Ninety-four  
 3 (94) per cent of all moneys paid into the state treasury pursuant to  
 4 the provisions of this act, except as otherwise provided by law and  
 5 section 39 hereof, shall be apportioned among the several counties in  
 6 the same ratio that the area of each county bears to the total area  
 7 of the state, said apportionment to be made by the treasurer of state.  
 8 Two and one-half (2½) per cent of all moneys paid into the state  
 9 treasury on and after the taking effect of this act pursuant to its  
 10 provisions, shall be set aside and shall constitute a maintenance fund  
 11 for the state highway commission, and three and one-half (3½) per  
 12 cent of all of said money paid to the treasurer of state shall consti-  
 13 tute a fund for the payment of salaries as provided by law for the  
 14 motor vehicle department, the expenses for plates, certificate con-  
 15 tainers, blanks, etc., and maintenance of the automobile department.  
 16 The maintenance fund for said state highway commission, shall be  
 17 drawn out only on warrants drawn by the auditor of state on itemized  
 18 vouchers approved by the state highway commission, the expendi-  
 19 tures of which commission shall be audited by the state board of audit,  
 and a full and complete report of all said expenditures shall be pub-

20 lished in the annual report under the act creating the state highway  
21 commission.

22 Biennially, at the close of the calendar year, any unexpended bal-  
23 ances remaining in the funds provided for the maintenance of the  
24 state highway department and the motor vehicle department which  
25 have accrued from the motor license fees paid in for that period, shall  
26 be apportioned among the several counties in the same manner as the  
27 ninety-four per cent of said funds is apportioned.

SEC. 36. Public garage — record — what to contain — evidence of  
1 larceny — duty of proprietor, etc. — violation of act — penalty. It  
2 is hereby made the duty of each and every person, firm, association,  
3 corporation, copartnership operating a public garage in this state to  
4 keep for public inspection a record of the license number and engine  
5 or factory serial number of all motor vehicles taken in or held in  
6 charge by said garage for the purpose of selling, rental, livery, stor-  
7 age or repair. Said record shall contain the name and address of the  
8 owner of the motor vehicle, the name and address of the person deliver-  
9 ing or taking the motor vehicle to the garage, and the license num-  
10 ber and the engine number thereof. The alteration or obliteration of  
11 said engine number shall be prima facie evidence of larceny of said  
12 motor vehicle, and the proprietor, agents, servants or employes,  
13 immediately upon the discovery of such obliteration or alteration,  
14 shall notify the sheriff and police officers of the proper county, and  
15 shall hold the said motor vehicle for a period of twenty-four (24)  
16 hours or until investigation shall have been made by the sheriff or  
17 police officers. Provided, however, such record need not be made  
18 when a motor vehicle is taken in or held in charge a second time,  
19 when the owner or driver is personally known to the proprietor of  
20 such garage, his agent or employee.

21 Any person, firm, association, corporation or copartnership found  
22 guilty, personally or by agent, of violating any of the provisions of  
23 this section shall be fined in a sum not to exceed one hundred dollars  
24 (\$100.00).

SEC. 37. Department — issue of act, etc., by — authority on rules  
1 and instructions — assistants — authorization. The department  
2 shall issue this act in pamphlet form, together with such rules,  
3 instruction and explanatory matter as may seem advisable, copies of  
4 such pamphlet shall be given as wide distribution as the department  
5 shall determine and a supply shall be furnished each county treas-  
6 urer.

7 The department shall have full authority to make such rules and  
8 issue such instructions as may be necessary to insure and obtain uni-  
9 formity in the administration and full enforcement of the provisions  
10 of this act. All local officials charged with the administration and  
11 enforcement of this act shall act and be governed in their official acts  
12 herein required by the rules promulgated by the department.

13 The department is authorized and directed to employ such assistants  
14 and clerks as may be required by the department in the administra-  
15 tion of this act, provided, the salaries and number of any such assist-  
16 ants and clerks shall be authorized by the executive council.

1 SEC. 38. Acts inconsistent — repeal of. All acts or parts of acts  
2 inconsistent with this act or contrary thereto are hereby repealed.

SEC. 39. Motor vehicle fund — department — additional for use  
 1 of. The department may use in addition to the portion of the motor  
 2 vehicle fund set apart as a maintenance fund, such further part of  
 3 the motor vehicle fund as may be necessary to carry out the provi-  
 4 sions of this act. The provisions of this section shall go into effect  
 5 July 4, 1919.

SEC. 40. Act — date of taking effect — provisions — transfer of  
 1 department. This act shall take effect December first, nineteen hun-  
 2 dred nineteen, except that application for registration may be had  
 3 and number plates and licenses issued at any time within thirty (30)  
 4 days prior to said date, to be effective thereafter. Provided further,  
 5 that those parts of this act relating to the filing of price lists and  
 6 weights of motor vehicles and capacity of trucks and trailers by the  
 7 manufacturers of motor vehicles, fixing a valuation upon the different  
 8 kinds, makes and models of motor vehicles by the executive council as  
 9 a basis for fixing a license fee, the preparation of blanks, books,  
 10 indexes, the letting of contracts for number plates, containers, chauff-  
 11 eur's badges, providing for necessary clerks, the transferring of the  
 12 department to the secretary of state, and all preparations for putting  
 13 into effect this act not inconsistent with the existing law shall become  
 14 effective July 1, 1919.

Approved April 21, A. D. 1919.

## CHAPTER 276.

### ELECTION EXPENSES AT MILITARY CAMPS IN 1918, ETC.

S. F. 137.

AN ACT to appropriate money to pay the salaries of certain persons who acted as judges and clerks of election in the year 1918 at the various military camps throughout the United States in taking the vote of persons in the military service, and to meet extraordinary expenses of the various commissioners who were appointed to take such vote, including a per diem for certain commissioners who made a survey at certain camps preliminary to the election.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. Military camps — election in 1918 — judges and  
 1 clerks — salaries. There is hereby appropriated out of any money  
 2 in the state treasury not otherwise appropriated the sum of twelve  
 3 hundred dollars (\$1200.00) to pay the salaries of persons who acted  
 4 as judges and clerks of election in the year 1918 at the various mili-  
 5 tary camps throughout the United States in taking the vote of citi-  
 6 zens of Iowa who were in the military service.

SEC. 2. Commissioners — expenses. There is hereby appropri-  
 2 ated out of any money in the state treasury not otherwise appropriated  
 3 the sum of thirteen hundred ninety-eight dollars (1398.00) to pay  
 4 necessary traveling expenses to each of certain commissioners who  
 5 were directed by the governor of the state to make a preliminary  
 6 investigation with reference to taking the soldier vote at certain mili-