

exclusions, limitations, conditions, and offsets which are designed to avoid duplication of insurance or other benefits.

Sec. 8. This Act takes effect January first following its enactment.

Sec. 9. Sections six (6) and seven (7) of this Act apply only to policies of insurance issued or renewed on or after the effective date of this Act.

Approved May 24, 1980

CHAPTER 1107

VEHICLES OF EXCESS SIZE AND WEIGHT

S. F. 2272

AN ACT relating to the movement of vehicles of excessive size and weight.

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

Section 1. Section three hundred twenty-one E point seven (321E.7), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter seventy-three (73), section one (1), is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Special mobile equipment, as defined in section three hundred twenty-one point one (321.1), subsection seventeen (17), of the Code, is not subject to the requirements for distance in feet between the extremes of any group of axles or the extreme axles of the vehicle or combination of vehicles as required by this chapter when being moved upon the highways, except the interstate road system, as defined in section three hundred six point three (306.3), subsection three (3), of the Code.

Sec. 2. Section three hundred twenty-one E point eight (321E.8), subsections one (1) and two (2), Code 1979, as the section is amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter seventy-three (73), sections two (2) and three (3), are amended to read as follows:

1. Vehicles with indivisible loads having an overall width not to exceed twelve feet, five inches or mobile homes including appurtenances not to exceed twelve feet, five inches and an overall length not to exceed seventy-seventy-five feet, zero inches may be moved for unlimited distances. The vehicle and load shall not exceed the height of thirteen feet, ten inches and the total gross weight as prescribed in section 321.463.

2. Vehicles with indivisible loads having an overall width not to exceed fourteen feet, zero inches and an overall length not to exceed eighty eighty-five feet, zero inches shall be restricted to trip distances not to exceed fifty highway and street miles in total aggregate. The vehicle and load shall not exceed the height as prescribed in section 321.456 and the total gross weight as prescribed in section 321.463.

Sec. 3. Section three hundred twenty-one E point nine (321E.9), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session,

chapter seventy-three (73), section four (4), is amended by striking the section and inserting in lieu thereof the following:

321E.9 SINGLE-TRIP PERMITS. Subject to the discretion and judgment provided for in section three hundred twenty-one E point one (321E.1) of the Code, single-trip permits shall be issued in accordance with the following provisions:

1. Vehicles with indivisible loads having an overall width not to exceed forty feet, zero inches, an overall length not to exceed one hundred twenty feet, zero inches, or a total gross weight not to exceed one hundred thousand pounds may be moved, provided the gross weight on any one axle shall not exceed the maximum prescribed in section three hundred twenty-one point four hundred sixty-three (321.463), pursuant to rules adopted pursuant to chapter seventeen A (17A) of the Code. The height of the vehicles and loads shall be limited only to height limitations of underpasses, bridges, power lines and other established height restrictions on the specified route. A mobile home shall not be moved under the provisions of this section if the actual mobile home width exceeds twelve feet, five inches or length exceeds sixty-seven feet, six inches, excluding hitch or any overhang. The vehicle with load shall be accompanied by an escort as required by rules adopted pursuant to chapter seventeen A (17A) of the Code.

2. Vehicles with indivisible loads exceeding the width, length, and total gross weight provided in subsection one (1) of this section, may be moved in special or emergency situations, provided the gross weight on any one axle shall not exceed the maximum prescribed in section three hundred twenty-one point four hundred sixty-three (321.463) of the Code. The vehicle and load shall be accompanied by an escort as required by rules adopted pursuant to chapter seventeen A (17A) of the Code. The issuing authority may impose any special restrictions as deemed necessary on movements by permit under this subsection.

3. Vehicles or combinations of vehicles consisting of construction machinery being temporarily moved on streets, roads, and highways with a maximum total gross weight limitation and a single axle weight limitation prescribed in section three hundred twenty-one E point seven (321E.7) of the Code, an overall width not to exceed fourteen feet, an overall length not to exceed eighty feet, may be moved for unlimited distances over specified routes when accompanied by an escort as required by rules adopted pursuant to chapter seventeen A (17A) of the Code. The height of the vehicle or combination of vehicles shall be limited only to the height limitations of underpasses, bridges, power lines, and other established height restrictions on the specified route.

Sec. 4. Section three hundred twenty-one E point thirteen (321E.13), Code 1979, is amended to read as follows:

321E.13 FINANCIAL RESPONSIBILITY. Prior to the issuance of any permit, the applicant for a permit shall be required to file proof of financial responsibility or to post a bond ~~not to exceed ten thousand dollars~~ with the issuing authority. Such bonds The amount of the bond shall be determined by the issuing authority and shall be used as security for repair or replacement of official signs, signals, and roadway foundations, surfaces, or structures

which may be damaged or destroyed during the movement of a vehicle and load operating under ~~such~~ the permit. The duration of the bond shall be determined by the issuing authority for a period not to exceed one year.

Sec. 5. Section three hundred twenty-one E point fourteen (321E.14), Code 1979, is amended to read as follows:

321E.14 FEES FOR PERMITS. The department or local authorities issuing ~~such~~ the permits shall charge a fee of ten dollars for an annual permit and a fee of five dollars for a single-trip permit and shall determine charges for special permits issued pursuant to section three hundred twenty-one E point twenty-nine (321E.29) of the Code by rules adopted pursuant to chapter seventeen A (17A) of the Code. Fees for the movement of buildings, parts of buildings, or unusual vehicles or loads may be increased to cover the costs of inspections by the issuing authority. A fee not to exceed eighty dollars per ten-hour day or prorated fraction thereof per person and car for escort service may be charged when requested or when required under this chapter. Proration of escort fees between state and local authorities when more than one governmental authority provides or is required to provide escort for a movement during the period of a day shall be determined by rule under section 321E.15. The department and local authorities may charge any permit applicant for the cost of trimming trees and removal and replacement of natural obstructions or official signs and signals or other public or private property required to be removed during the movement of a vehicle and load. In addition to the fees provided in this section, the annual fee for a permit for special mobile equipment, as defined in section three hundred twenty-one point one (321.1), subsection seventeen (17), of the Code, operated pursuant to section one (1) of this Act with a combined gross weight up to and including eighty thousand pounds shall be twenty-five dollars and for a combined gross weight exceeding eighty thousand pounds, fifty dollars.

Sec. 6. Section three hundred twenty-one E point seventeen (321E.17), Code 1979, is amended to read as follows:

321E.17 FIVE OR MORE VIOLATIONS. Proof of imposition of penalties on five or more occasions for violation of sections 321.454, 321.456, 321.457, ~~or~~ 321.463, or three hundred twenty-one E point sixteen (321E.16) of the Code or any combination of penalties for violation of said sections totaling five or more incurred during any twelve-month period with respect to the operation of one or more vehicles by any one permit holder, whether operated personally or through agents, servants, or employees of the permit holder shall constitute prima-facie evidence that the permit holder has willfully operated or caused to be operated a vehicle or vehicles in violation of this chapter.

Sec. 7. Section three hundred twenty-one E point twenty-four (321E.24), Code 1979, is amended to read as follows:

321E.24 WARNING DEVICE ON LONG LOADS. Any vehicle which, including load, exceeds the length of ~~sixty-five~~ seventy-five feet shall carry a warning device clearly visible to a motorist approaching from the rear for a distance of ~~at-least~~ five hundred feet.

Sec. 8. Section three hundred twenty-one E point twenty-eight (321E.28), subsection five (5), Code 1979, as the section is amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter seventy-three (73), section five (5), is amended by striking the subsection.

Sec. 9. Section three hundred twenty-one E point twenty-nine (321E.29), Code 1979, is amended to read as follows:

321E.29 EXCESS SIZE DIVISIBLE LOAD PERMITS. Vehicles or a combination of vehicles with divisible loads in excess of the width, length, or height requirements of chapter three hundred twenty-one (321) of the Code may be moved on the highways of this state ~~pursuant to a special permit issued for special or emergency situations by the department or local authorities subject to the discretion and judgment provided for in section 321E.1~~ if the department or issuing authority determines there is a special or emergency situation which warrants the issuance of a special permit. The combined gross weight or gross weight on any one axle or group of axles may exceed the limits established in section 321.463, subject to the limits and routes established by the issuing authority. ~~However, movement permits may be issued for vehicles with divisible loads of hay, straw or stover may be allowed in the absence of~~ without a finding of special or emergency situations, ~~however such if the movement shall be consistent with~~ meets the other requirements ~~for movement of oversize divisible loads~~ this chapter.

Sec. 10. Sections two (2), three (3), four (4), six (6), seven (7), eight (8), and nine (9) of this Act take effect July first following enactment.

Sec. 11. This Act, being deemed of immediate importance, takes effect from and after its publication in the Muscatine Journal, a newspaper published in Muscatine, Iowa, and in the Lee Town News, a newspaper published in Des Moines, Iowa.

Approved May 19, 1980

I hereby certify that the foregoing Act, Senate File 2272, was published in the Muscatine Journal, Muscatine, Iowa on May 28, 1980, and in the Lee Town News, Des Moines, Iowa on May 22, 1980 and republished on June 12, 1980.

MELVIN D. SYNHORST, *Secretary of State*

CHAPTER 1108
SNOWMOBILE STORAGE
S. F. 2124

AN ACT relating to the storage of a registered snowmobile.

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

Section 1. Section three hundred twenty-one G point four (321G.4), Code 1979, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. If a snowmobile is placed in storage, the owner shall return the current registration certificate to the county recorder with an affidavit stating that the snowmobile is placed in storage and the effective date of storage. The county recorder shall notify the commission of each snowmobile placed in storage. When the owner of a stored snowmobile