

See Ag. 2-6, Pass per 3082 2/11

Senate File 44
Ways and Means
Jenkins, Chairman
Culver
Curtis

Senate File 44
Hutchins, Chairman
Harper
Pellett
Miller of Calhoun

SENATE FILE 44

By PRIEBE, COLEMAN, TIEDEN
and RODGERS

(Krause, Harper, Brunow,
Baker, Bortell, Daggett,
Gilloon, Hansen, Hennessey,
Horn, Husak, Koogler,
McElroy, Middleswart, Pavich,
Schroeder, Varley, West
and Wulff)

Fiscal Note requested 1-30

FILED JAN. 28 1975

Passed Senate, Date 2-3-75 (226)

Passed House, Date 2-17-75 (p. 339)

Vote: Ayes 45 Nays 4

Vote: Ayes 81 Nays 11

Approved

6-5-75

Passed Senate as passed & amended by House
and further amended by Senate
3-4-75 (546)
38-6

A BILL FOR

1 An Act relating to the registration of farm trailers.

2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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Conference Committee
Senators Priebe (Chm.), Carr, Heizing, Phil Hill, Lamborn 4/10 (891)
Representatives Hutchins (Chm.), Husak, Koogler, Drake Pellett 4/10 (1052)

Passed Senate per Second
Conference Report
4-24-75 (1090)
45-4

Passed House per Second Conference Com. Report
5-23-75 (1921)
75-14
Motion to reconsider lost 5-23 (1922)

1 Section 1. Section three hundred twenty-one point one
2 (321.1), Code 1975, is amended by adding the following new
3 subsection:

4 NEW SUBSECTION. "Farm trailer" means any trailer or
5 semitrailer, not used for hire, which is used primarily by
6 a person engaged in farming to transport commodities produced
7 only by the owner or to transport commodities purchased by
8 the owner for use in his farming operations.

9 Sec. 2. Section three hundred twenty-one point one hundred
10 twenty-three (321.123), Code 1975, is amended by adding the
11 following new subsections:

12 NEW SUBSECTION. Notwithstanding the provisions of
13 subsection five (5) of this section, motor trucks pulling
14 farm trailers shall be registered at a fee equal to forty
15 percent of the registration fee computed on the combined gross
16 weight of the motor truck and trailer or semitrailer under sub-
17 section five (5) of this section. However, the minimum regis-
18 tration fee for a motor truck pulling a farm trailer shall
19 be thirty-five dollars.

20 NEW SUBSECTION. All farm trailers shall be subject to
21 a registration fee of twenty dollars.

22 Sec. 3. Any person who has paid registration fees for
23 a motor truck or truck tractor and farm trailer for the
24 combined gross weight of the motor truck or truck tractor
25 and farm trailer for the calendar year 1975 in an amount in
26 excess of the registration fees computed on a motor truck
27 or truck tractor and farm trailer pursuant to section two
28 (2) of this Act may file an application for refund of the
29 excess fee with the county treasurer of the county in which
30 the motor truck or truck tractor and farm trailer are
31 registered. Claims for refund filed under the provisions
32 of this section shall be filed in the same manner as provided
33 under section three hundred twenty-one point one hundred
34 twenty-six (321.126) of the Code for refunds for other
35 registration fees.

1 1. Amend Senate File 44, as amended and passed
2 by the Senate, by striking everything after the
3 enacting clause and inserting in lieu thereof the
4 following:

5 "Section 1. Section three hundred twenty-one point
6 one hundred twenty-three (321.123), subsection five
7 (5), Code 1975, is amended to read as follows:

8 5. Motor trucks or truck tractors pulling trailers
9 or semitrailers shall be registered for the combined
10 gross weight of the motor truck or truck tractor and
11 the trailer or semitrailer; except that motor trucks
12 registered for six tons or less pulling trailers,
13 ~~as defined in section 321.47, subsection 9, registered~~
14 ~~as provided in this section shall not be subject to~~
15 ~~registration for the gross weight of such trailer,~~
16 not used for hire, pulling trailers or semitrailers
17 used by a person engaged in farming to transport
18 commodities produced by the owner or livestock owned
19 by the owner, or to transport commodities or livestock
20 purchased by the owner for use in his own farming
21 operation or used by any person to transport horses
22 shall not be subject to registration for the gross
23 weight of such trailer or semitrailer provided the
24 combined gross weight does not exceed twelve tons,
25 plus the tolerance provided for in section three
26 hundred twenty-one point four hundred sixty-six
27 (321.466) of the Code.

28 Sec. 2. Any person who has paid registration fees
29 for a motor truck and trailer or semitrailer for the
30 combined gross weight of the motor truck and trailer
31 or semitrailer for the calendar year 1975 in an amount
32 in excess of the registration fees computed on a motor
33 truck and trailer or semitrailer pursuant to section
34 one (1) of this Act may file an application for refund
35 of the full amount of the excess fee with the county
36 treasurer of the county in which the motor truck and
37 trailer or semitrailer are registered. Claims for
38 refund filed under the provisions of this section
39 shall be filed with the county treasurer on forms
40 provided by the department of public safety. Refunds
41 paid under the provisions of this section shall be
42 paid from the reimbursement fund of the department
43 of public safety under subsection two (2) of section
44 three hundred twenty-one point one hundred forty-five
45 (321.145) of the Code.

46 Sec. 3. The provisions of sections one (1) and
47 two (2) of this Act shall be retroactive to December
48 1, 1974 for registration fees collected for
49 registration plates issued for the calendar year 1975.

50 Sec. 4. This Act, being deemed of immediate

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1 importance, shall take effect and be in force from
2 and after its publication in The Swea City Herald,
3 a newspaper published in Swea City, Iowa, and in The
4 Forest City Summit, a newspaper published in Forest
5 City, Iowa."

6 2. Amend the title by striking all after the word
7 "of" and inserting in lieu thereof the words "relating
8 to certain farm or horse trailers which are not for
9 hire and making the act retroactive."

1 Amend the House Amendment to Senate File 44, S-
2 3187, by striking lines 5 through 27 and inserting
3 in lieu thereof the following:
4 "Section 1. Section three hundred twenty-one point .
5 one hundred twenty-three (321.123), Code 1975, is
6 amended by striking subsection five (5) and inserting
7 in lieu thereof the following:
8 5. Motor trucks and truck tractors pulling trailers
9 or semitrailers shall be registered for the combined
10 gross weight of the motor truck or truck tractor and
11 trailer or semitrailer, except as follows:
12 a. Motor trucks registered for six tons or less
13 pulling trailers not used for hire shall not be subject
14 to registration for the gross weight of such trailer.
15 b. Motor trucks pulling semitrailers not used
16 for hire shall be subject to registration in accordance
17 with the following schedule subject to any tolerance
18 provided by law:
19 (1) For a combined gross weight not exceeding
20 ten tons, the motor truck shall be registered for
21 not less than four tons.
22 (2) For a combined gross weight exceeding ten
23 tons but not exceeding eleven tons, the motor truck
24 shall be registered for not less than five tons.
25 (3) For a combined gross weight exceeding eleven
26 tons but not exceeding twelve tons, the motor truck
27 shall be registered for not less than six tons.
28 (4) Motor trucks pulling semitrailers with a com-
29 bined gross weight exceeding twelve tons shall be
30 subject to registration for combined gross weight
31 and shall not be subject to the provisions of paragraph
32 b of this subsection."

S-3265 FILED - *Adopted 3/4 (546)*
MARCH 4, 1975

BY BERL E. PRIEBE

H-3106

1 Amend the Committee on Agriculture amendment, H-
2 3082, to Senate File 44, as follows:

3 1. By striking lines 4 through 25 and inserting
4 in lieu thereof the following:

5 "Section 1. Section three hundred twenty-one point
6 one (321.1), subsection seventy-two (72), Code 1975,
7 is amended to read as follows:

8 72. A "SPECIAL TRUCK" means a motor truck not
9 used for hire with a gross weight registration of
10 eight seven through twelve eighteen tons, inclusive,
11 used by a person engaged in farming to transport
12 commodities produced only by the owner, or to transport
13 commodities purchased by the owner for use in his
14 own farming operation. The owner of a motor truck
15 registered as a special truck may mount and operate
16 a camper unit on the special truck, tow a travel
17 trailer or otherwise use the special truck for purposes
18 of personal transportation.

19 Sec. 2. Section three hundred twenty-one point
20 one (321.1), Code 1975, is amended by adding the
21 following new subsection:

22 NEW SUBSECTION. "Horse trailer" means any
23 semitrailer, not used for hire, designated primarily
24 for transporting horses which is used exclusively
25 by the owner for the transportation of horses.

26 Sec. 3. Section three hundred twenty-one point
27 one hundred twenty-one (321.121), Code 1975, is amended
28 by striking the section and inserting in lieu thereof
29 the following:

30 321.121 SPECIAL TRUCKS FOR FARM USE. The annual
31 registration fees for special trucks shall be computed
32 in accordance with the following schedule:

33 1. With a combined gross weight of seven tons
34 or more but not exceeding eight tons, seventy-five
35 dollars.

36 2. With a combined gross weight exceeding eight
37 tons but not exceeding ten tons, one hundred dollars.

38 3. With a combined gross weight exceeding ten
39 tons but not exceeding twelve tons, one hundred fifty
40 dollars.

41 4. With a combined gross weight exceeding twelve
42 tons but not exceeding fifteen tons, two hundred
43 dollars.

44 5. With a combined gross weight exceeding fifteen
45 tons but not exceeding eighteen tons, two hundred
46 fifty dollars.

47 Any person convicted of using a truck registered
48 as a special truck for any purpose other than permitted
49 by section three hundred twenty-one point one (321.1),
50 subsection seventy-two (72), of the Code, shall, in

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1 addition to any other penalty imposed by law, be re-
2 quired to pay regular motor truck registration fees
3 upon the truck. Two distinctive tonnage emblems shall
4 be issued upon registration of a motor truck as a
5 special truck.

6 A motor truck pulling a horse trailer may be
7 registered as a special truck if the horse trailer
8 is not used for hire.

9 Sec. 4. Section three hundred twenty-one point
10 one hundred twenty-two (321.122), subsection one (1),
11 unnumbered paragraph one (1), Code 1975, is amended
12 to read as follows:

13 The annual registration fee for motor trucks except,
14 special trucks, truck tractors, or road tractors,
15 shall be based on the combined gross weight of any
16 combination of vehicles. All trucks, truck tractors,
17 semitrailers, or road tractors shall be registered
18 for a gross weight equal to or in excess of the unladen
19 weight of the vehicle or combination of vehicles.
20 The annual registration fee for such vehicle or
21 combination of vehicles shall be:

22 Sec. 5. Section three hundred twenty-one point
23 one hundred twenty-three (321.123), subsection five
24 (5), Code 1975, is amended to read as follows:

25 5. Motor trucks or truck tractors pulling trailers
26 or semitrailers shall be registered for the combined
27 gross weight of the motor truck or truck tractor and
28 the trailer or semitrailer; except that motor trucks
29 registered for six tons or less ~~pulling trailers,~~
30 ~~as defined in section 324.47, subsection 9, registered~~
31 ~~as provided in this section shall not be subject to~~
32 ~~registration for the gross weight of such trailer~~
33 ~~not used for hire, pulling trailers or semitrailers~~
34 ~~shall not be subject to registration for the gross~~
35 ~~weight of such trailer or semitrailer providing the~~
36 ~~combined gross weight does not exceed seven ton, plus~~
37 ~~the tolerance provided for in section three hundred~~
38 ~~twenty-one point four hundred sixty-six (321.466)~~
39 ~~of the Code.~~

40 Sec. 6. Section three hundred twenty-one point
41 three hundred nine (321.309), Code 1975, is amended
42 by adding the following new unnumbered paragraph:

43 NEW UNNUMBERED PARAGRAPH. A motor truck shall
44 not pull a trailer or semitrailer unless the gross
45 weight of the motor truck exceeds twenty percent of
46 the gross weight of the combination of vehicles."

47 2. By renumbering sections and correcting internal
48 references as may be necessary.
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H-3092

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Amend the Committee on Agriculture Amendment
H-3082 to Senate File 44 as amended and passed by the
Senate, as follows:

1. Page 1, line 20, by inserting after the word
"operation" the words "or used by any person to transport
horses".

BY WEST of Marshall

H-3092 FILED - *adopted 2/17*
FEBRUARY 12, 1975

SENATE FILE 44

H-3112

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Amend the title by striking all after the word
"of" and inserting in lieu thereof the words
"relating to certain farm or horse trailers which
are not used for hire and making the act
retroactive."

BY DRAKE of Muscatine

H-3112 FILED, ADOPTED
FEBRUARY 17, 1975

1 Amend Senate File 44, as amended and passed by
2 the Senate, by striking everything after the enacting
3 clause and inserting in lieu thereof the following:

4 "Section 1. Section three hundred twenty-one point
5 one hundred twenty-three (321.123), subsection five
6 (5), Code 1975, is amended to read as follows:

7 5. Motor trucks or truck tractors pulling trailers
8 or semitrailers shall be registered for the combined
9 gross weight of the motor truck or truck tractor and
10 the trailer or semitrailer; except that motor trucks
11 registered for six tons or less ~~pulling trailers,~~
12 ~~as defined in section 321.47, subsection 9, registered~~
13 ~~as provided in this section shall not be subject to~~
14 ~~registration for the gross weight of such trailer,~~
15 not used for hire, pulling trailers or semitrailers
16 used by a person engaged in farming to transport
17 commodities produced by the owner or livestock owned
18 by the owner, or to transport commodities or livestock
19 purchased by the owner for use in his own farming
20 operation shall not be subject to registration for
21 the gross weight of such trailer or semitrailer
22 provided the combined gross weight does not exceed
23 twelve tons, plus the tolerance provided for in section
24 three hundred twenty-one point four hundred sixty-
25 six (321.466) of the Code.

26 Sec. 2. Any person who has paid registration fees
27 for a motor truck and trailer or semitrailer for the
28 combined gross weight of the motor truck and trailer
29 or semitrailer for the calendar year 1975 in an amount
30 in excess of the registration fees computed on a motor
31 truck and trailer or semitrailer pursuant to section
32 one (1) of this Act may file an application for refund
33 of the full amount of the excess fee with the county
34 treasurer of the county in which the motor truck and
35 trailer or semitrailer are registered. Claims for
36 refund filed under the provisions of this section
37 shall be filed with the county treasurer on forms
38 provided by the department of public safety. Refunds
39 paid under the provisions of this section shall be
40 paid from the reimbursement fund of the department
41 of public safety under subsection two (2) of section
42 three hundred twenty-one point one hundred forty-five
43 (321.145) of the Code.

44 Sec. 3. The provisions of sections one (1) and
45 two (2) of this Act shall be retroactive to December
46 1, 1974 for registration fees collected for
47 registration plates issued for the calendar year 1975.

48 Sec. 4. This Act, being deemed of immediate
49 importance, shall take effect and be in force from
50 and after its publication in The Swea City Herald,

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1 a newspaper published in Swea City, Iowa, and in The
2 Forest City Summit, a newspaper published in Forest
3 City, Iowa."

1 Amend Senate File 44 as follows:

2 1. By striking everything after the enacting
3 clause and inserting in lieu thereof the follow-
4 ing:

5 Section 1. Section three hundred twenty-one
6 point one hundred twenty-three (321.123), subsec-
7 tion five (5), Code 1975, is amended to read as
8 follows:

9 5. Motor trucks or truck tractors pulling
10 trailers or semitrailers shall be registered for
11 the combined gross weight of the motor truck or
12 truck tractor and the trailer or semitrailer;
13 except that motor trucks registered for six tons
14 or less ~~pulling trailers, as defined in section~~
15 ~~321.47 subsection 9, registered as provided in~~
16 ~~this section shall not be subject to registration~~
17 ~~for the gross weight of such trailer~~ not used for
18 hire, pulling trailers or semitrailers shall not
19 be subject to registration for the gross weight of
20 such trailer or semitrailer providing the combined
21 gross weight does not exceed fourteen ton, plus
22 the tolerance provided for in section three hun-
23 dred twenty-one point four hundred sixty-six
24 (321.466) of the Code.

25 Sec. 2. Any person who has paid registration
26 fees for a motor truck and trailer or semitrailer
27 for the combined gross weight of the motor truck
28 and trailer or semitrailer for the calendar year
29 1975 in an amount in excess of the registration
30 fees computed on a motor truck and trailer or semi-
31 trailer pursuant to section one (1) of this Act
32 may file an application for refund of the full
33 amount of the excess fee with the county treasurer
34 of the county in which the motor truck and trailer
35 or semitrailer are registered. Claims for refund
36 filed under the provisions of this section shall
37 be filed with the county treasurer on forms provided
38 by the department of public safety. Refunds paid
39 under the provisions of this section shall be paid
40 from the reimbursement fund of the department of
41 public safety under subsection two (2) of section
42 three hundred twenty-one point one hundred forty-
43 five (321.145) of the Code.

44 Sec. 3. The provisions of sections one (1) and
45 two (2) of this Act shall be retroactive to December
46 1, 1974 for registration fees collected for registra-
47 tion plates issued for the calendar year 1975.

48 Sec. 4. This Act, being deemed of immediate
49 importance, shall take effect and be in force from
50 and after its publication in The Swea City Herald,

PAGE 2

1 a newspaper published in Swea City, Iowa, and
2 in The Forest City Summit, a newspaper published
3 in Forest City, Iowa.

4 2. Amend the title, page 1, line 1, by strik-
5 ing the words "farm trailers" and inserting in
6 lieu thereof the words "motor trucks and trailers
7 or semitrailers and making the Act retroactive".

S-3060

1 Amend the Committee on Ways and Means Amendment,
2 S-3057, to Senate File 44, line 14, by striking the
3 words "or less" and inserting in lieu thereof the
4 words "~~or-less~~".

S-3060 FILED - *Withdrawn 2/3 p. 225*
JANUARY 30, 1975

BY EUGENE M. HILL

S-3062

1 Amend the Committee on Ways and Means Amendment
2 to Senate File 44, by striking lines 9 through
3 24 and inserting in lieu thereof the following:
4 "5. Motor trucks or truck tractors pulling
5 trailers or semitrailers shall be registered for
6 the combined gross weight of the motor truck or truck
7 tractors and the trailer or semitrailer; ~~except~~
8 ~~that-motor-trucks-registered-for-six-tons-or-less~~
9 ~~pulling-trailers, as-defined-in-Section-three~~
10 ~~hundred-twenty-one-point-one-(324.1)-subsection~~
11 ~~nine-(9)-of-the-Code, registered-as-provided-in~~
12 ~~this-section-shall-not-be-subject-to-registration~~
13 ~~for-the-gross-weight-of-such-trailer. Except that~~
14 motor trucks registered for six ton or less not used
15 for hire, pulling trailers or semitrailers used by
16 a person engaged in farming to transport commodities
17 produced only by the owner or to transport commodities
18 produced by the owner, for use in his own farming
19 operation shall not be subject to registration for
20 the gross weight of such trailer or semitrailer."

S-3062 FILED - *Withdrawn 2/3*
JANUARY 30, 1975

BY JAMES V. GALLAGHER

S-3065

1 Amend the Committee on Ways and Means Amendment,
2 S-3057 to Senate File 44 as follows:
3 1. Page 1, line 14, by striking the words "or less"
4 and inserting in lieu thereof "~~or-less~~",
5 2. Page 1, line 18, by striking the words "trailers
6 or semi-trailers" and inserting in lieu thereof the
7 words "gooseneck or fifth wheel trailers".

S-3065 FILED - *Loer 2/3*
FEBRUARY 3, 1975

BY EUGENE M. HILL

H-3216

1 Amend the House amendment to Senate File 44, S-
2 3187, by striking lines 5 through 27 and inserting
3 in lieu thereof the following:
4 "Section 1. Section three hundred twenty-one point
5 one hundred twenty-three (321.123), Code 1975, is
6 amended by striking subsection five (5) and inserting
7 in lieu thereof the following:
8 5. Motor trucks and truck tractors pulling trailers
9 or semitrailers shall be registered for the combined
10 gross weight of the motor truck or truck tractor and
11 trailer or semitrailer, except as follows:
12 a. Motor trucks registered for six tons or less
13 pulling trailers not used for hire shall not be subject
14 to registration for the gross weight of such trailer.
15 b. Motor trucks pulling semitrailers not used
16 for hire shall be subject to registration in accordance
17 with the following schedule subject to any tolerance
18 provided by law:
19 (1) For a combined gross weight not exceeding
20 ten tons, the motor truck shall be registered for
21 not less than four tons.
22 (2) For a combined gross weight exceeding ten
23 tons but not exceeding eleven tons, the motor truck
24 shall be registered for not less than five tons.
25 (3) For a combined gross weight exceeding eleven
26 tons but not exceeding twelve tons, the motor truck
27 shall be registered for not less than six tons.
28 (4) Motor trucks pulling semitrailers with a com-
29 bined gross weight exceeding twelve tons shall be
30 subject to registration for combined gross weight
31 and shall not be subject to the provisions of paragraph
32 b of this subsection."

H-3216
RECEIVED FROM THE SENATE
MARCH 5, 1975

Handwritten notes:
From House to Senate 3/25
Senate File 44 - 321



S-3066

1 Amend the Committee on Ways and Means Amendment S-3057
2 to Senate File 44, by striking lines 9 through
3 24 and inserting in lieu thereof the following:
4 "5. Motor trucks or truck tractors pulling
5 trailers or semitrailers shall be registered for
6 the combined gross weight of the motor truck or truck
7 tractors and the trailer or semitrailer; ~~-except~~
8 ~~that-motor-trucks-registered-for-six-tons-or-less~~
9 ~~pulling-trailers,-as-defined-in-Section-three~~
10 ~~hundred-twenty-one-point-one-(321.4)-subsection~~
11 ~~nine-(9)-of-the-Code-registered-as-provided-in~~
12 ~~this-section-shall-not-be-subject-to-registration~~
13 ~~for-the-gross-weight-of-such-trailer: except that~~
14 motor trucks registered for six tons or less not used
15 for hire, pulling trailers or semitrailers used by
16 a person engaged in farming to transport commodities
17 produced by the owner or livestock owned by the owner,
18 shall not be subject to registration for the
19 gross weight of such trailer or semitrailer provided the
20 combined gross weight does not exceed fourteen tons, plus
21 the tolerance provided for in section three hundred twenty-
22 one point four hundred sixty-six (321.466) of the Code."
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S-3066 FILED AND LOST
FEBRUARY 3, 1975

BY JAMES V. GALLAGHER

Date Prepared February 3, 1975Requested by: Senator PriebePrepared in regard to An Act relating to registration of Trailers - Senate File 44

following is the fiscal effect in dollars of the legislative proposal as required by Joint Rule 16.

Under this bill motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers shall not be subject to registration for the gross weight of such trailer or semitrailer providing the combined gross weight does not exceed fourteen ton.

Based on the provisions of section 321.123 (5), Code of Iowa prior to January 1, 1975.

Pickup truck registered for 5 ton	\$60
Gooseneck semitrailer registered for gross weight not exceeding 12 ton	<u>30</u>
TOTAL COMBINED FEE	\$90

Estimated number of pickup truck gooseneck type semitrailer comb.

6,000 x \$90 = \$540,000

Based on the provisions of section 321.123 (5), Code of Iowa, as amended by SF 44.

Pickup truck registered for 5 ton	\$60
Gooseneck semitrailer registered for gross weight not exceeding 12 ton	<u>30</u>
TOTAL COMBINED FEE	\$90

Estimated number of pickup truck gooseneck type semitrailer comb.

6,000 x \$90 = \$540,000

Estimated additional revenue derived for "for hire" operations and for combined gross weight exceeding 14 ton.

Estimated revenue \$50,000

TOTAL ESTIMATED REVENUE \$590,000

Based on the provisions of section 321.123 (5), Code of Iowa, which became effective January 1, 1975. Also based on 30% farmer owned and 70% non farmer owned gooseneck semitrailer combination.

FARMER OWNED COMBINATIONS

Pickup truck registered as 10 ton special truck	\$100
Gooseneck semitrailer registered for a gross weight not exceeding 12 ton	<u>30</u>
TOTAL COMBINED FEE	\$130

Est. number of pickup truck - Gooseneck type semitrailer comb.

1,800 x 130 = \$234,000

NON FARMER OWNED COMBINATIONS

Pickup truck registered for 12 ton	\$275
Gooseneck semitrailer registered for a gross weight not exceeding 12 ton	<u>30</u>
TOTAL COMBINED FEE	\$305

Est. number of pickup truck - Gooseneck type semitrailer comb.

4,200 x 305 = \$1281,000

SENATE 4
FEBRUARY 3, 1975

Revenue from farmer owned combinations	\$234,000
Revenue from non farmer owned comb.	<u>1,281.000</u>
TOTAL ESTIMATED REVENUE	\$1,515.000

NOTE:

This office does not agree with the percent of farmer owned and non farmer owned gooseneck semitrailers. It is estimated that the percentage is closer to 50 percent of gooseneck semitrailers are owned by farmers.

LEGISLATIVE FISCAL DIRECTOR

FISCAL NOTE
SENATE FILE 44

Date Prepared February 10, 1975

Requested by Representative Hutchins

Prepared in regard to Senate File 44 - An Act relating to registration of trailers. Following is the fiscal effect in dollars of the legislative proposal as required by Joint Rule 16.

Under this amendment motor trucks or truck tractors pulling trailers or semitrailers shall be registered for the combined gross weight of the motor truck or that motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person engaged in farming to transport commodities produced by the owner or livestock owned by the owner, or to transport commodities purchased by the owner for use in his own farming operation shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed twelve tons, plus the tolerance provided for in section three hundred twenty-one point four hundred sixty-six (321.466) of the code.

The following assumptions have been made in the following projected estimates:

- a. that there are 6,000 gooseneck type semitrailers in use in this state.
- b. that the average weight of a pickup truck towing a gooseneck trailer, including the weight of the trailer that rests upon the pickup, is five ton. (some pickups may be registered for 3, 4, or 6 ton, we have assumed the average registration to be 5 ton)
- c. That 30 percent of the pickup truck gooseneck semitrailer combinations are owned by farmers and 70 percent are not farmer owned.

(1) Based on the provisions of section 321.123(5), code of Iowa prior to January 1, 1975.

Pickup truck registered for 5 ton	\$60.
Gooseneck semitrailer registered for gross weight not exceeding 12 ton	<u>30.</u>
Total	\$90.

Estimated number of pickup truck gooseneck type semitrailer comb.

6,000 x \$90. = \$540,000 (estimated)

Page 2

- (2) Based on the provisions of section 321.123(5), code of Iowa, as amended by House amendment to SF 44.

Pickup truck registered for 5 ton	\$60.
Gooseneck semitrailer registered for gross weight not exceeding 12 ton	<u>30</u>
Total	\$90.

Estimated number of pickup truck gooseneck type semitrailer combinations owned by farmers.

$$1800 \times \$90 = \$162,000$$

Estimated number of pickup truck gooseneck type semitrailer combination not farmer owned.

$$4200 \times \$305 = \$1,281,000$$

Estimated additional revenue derived from "for hire" operations and for combined gross weight exceeding 12 ton.
\$ 50,000

TOTAL ESTIMATED REVENUE \$1.5 Million

- (3) Based on the provisions of section 321.123(5), code of Iowa, which became effective January 1, 1975. Also based on 30% farmer owned and 70% non farmer owned gooseneck semitrailer combination.

Farmer owned combinations

Pickup truck registered as 10 ton special truck	\$100.
Gooseneck semitrailer registered for a gross weight not exceeding 12 ton	<u>30</u>
Total	\$130.

Estimated number of pickup truck gooseneck type semitrailer combinations farmer owned.

$$1800 \times \$130. = \$234,000$$

NON FARMER OWNED COMBINATIONS

Pickup truck registered for 12 ton	\$275.
Gooseneck semitrailer registered for a gross weight not exceeding 12 ton	<u>30.</u>
Total	\$305.

Estimated number of pickup truck gooseneck type semitrailer combination not farmer owned.

$$4200 \times \$305. = \$1,281,000$$

TOTAL ESTIMATED REVENUE \$1.5 million

NOTE: This office does not agree with the percent of farmer owned and non farmer owned gooseneck semitrailers. It is estimated that the percentage is closer to 50 percent farmer owned.

FISCAL NOTE
SENATE FILE 44

Date Prepared April 14, 1975

Requested by Representative Hutchins
Prepared in regard to S.F. 44, Amendment by Hutchins. Following
is the fiscal effect in dollars of the legislative proposal as
required by Joint Rule 16:

The following assumptions have been made:

That there are 6,000 gooseneck type semitrailers registered in this state, and that the average pickup truck towing a gooseneck type semitrailer is registered for a combined gross weight of twelve ton. Under this assumption 3,000 gooseneck semitrailers are pulled by a pickup truck with a combined gross weight of twelve ton or less; and that 3,000 gooseneck semitrailers are pulled by a pickup truck with a combined gross weight exceeding twelve ton.

Also, it has been assumed that of the 3,000 gooseneck type semitrailers pulled by pickup trucks with a combined gross weight of twelve ton or less, that 500 combinations gross seven ton, 500 combinations gross eight ton, 500 combinations gross nine ton, 500 combinations gross ten ton, 500 combinations gross eleven ton and 500 combinations gross twelve ton, for a total of 3,000 pickup truck gooseneck semitrailer combinations.

Illustration A (see attached sheet) is based on the provisions of section 4 of the Hutchins proposal. Illustration B is based on the premise that the word "seven" on line 25, page 2 were changed to "eight" and Illustration C is based on the premise that the word "seven" on line 25, page 2 were changed to "nine".

Illustration A

Combined gross weight of seven ton:

Present law:

Pickup truck (7 ton)	=	\$100.00
Gooseneck semi	=	30.00
		<u>\$130.00</u>

Hutchins proposal:

Pickup truck (4 ton*)	=	\$45.00
Gooseneck semi	=	30.00
		<u>\$75.00</u>

Present law:	500 combinations x \$130.00	=	\$65,000.00
Hutchins proposal:	500 combinations x 75.00	=	<u>37,500.00</u>
	Projected loss in revenue	=	<u>\$27,500.00</u>

Illustration B

Combined gross weight of eight ton:

Present law:

Pickup truck (8 ton)	=	\$135.00
Gooseneck semi	=	<u>30.00</u>
Total		\$165.00

Hutchins proposal:

Pickup truck (4 ton*)	=	\$45.00
Gooseneck semi	=	<u>30.00</u>
Total		\$75.00

Present law:	500 combinations x \$165.00	=	\$82,500.00
Hutchins proposal:	500 combinations x 75.00	=	<u>37,500.00</u>
Projected loss in revenue (8 ton combination)		=	<u>\$45,000.00</u>
Projected loss in revenue (7 ton combination)		=	<u>27,500.00</u>
Total projected loss in revenue		=	\$72,500.00

Illustration C

Combined gross weight of nine ton:

Present law:

Pickup truck (9 ton)	=	\$170.00
Gooseneck semi	=	<u>30.00</u>
Total		\$200.00

Hutchins proposal:

Pickup truck (4 ton*)	=	\$45.00
Gooseneck semi	=	<u>30.00</u>
Total		\$75.00

Present law:	500 combinations x \$200.00	=	\$100,000.00
Hutchins proposal:	500 combinations x 75.00	=	<u>37,500.00</u>
Projected loss in revenue (9 ton combination)		=	<u>\$62,500.00</u>
Projected loss in revenue (8 ton combination)		=	45,000.00
Projected loss in revenue (7 ton combination)		=	<u>27,500.00</u>
Total projected loss in revenue		=	\$135,000.00

*Assuming actual weight of pickup truck is four ton.

FILED
APRIL 15, 1975

GERRY D. RANKIN
Legislative Fiscal Director

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 44, a bill for an Act relating to the registration of farm trailers, respectfully make the following recommendations:

1. That the Senate recede from its amendment, H-3216, to the House amendment to Senate File 44.

2. That the House amendment, S-3187, to Senate File 44 be amended as follows:

1. Page 1, by striking lines 5 through 27 and inserting in lieu thereof the following:

"Section 1. Section three hundred twenty-one point one hundred twenty-three (321.123), Code 1975, is amended by striking subsection five (5) and inserting in lieu thereof the following:

5. Motor trucks or truck tractors pulling trailers or semitrailers shall be registered for the combined gross weight of the motor truck or truck tractor and trailer or semitrailer, except that:

a. Motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person engaged in farming to transport commodities produced by the owner, or to transport commodities or livestock purchased by the owner for use in his own farming operation or used by any person to transport horses shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed twelve tons, plus the tolerance provided for in section three hundred twenty-one point four hundred sixty-six (321.466) of the Code.

b. Motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person

in his own operations shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed eight tons, plus the tolerance provided for in section three hundred twenty-one point four hundred sixty-six (321.466) of the Code."

2. Page 2, line 8, by striking the words "farm or horse trailers" and inserting in lieu thereof the words "certain trailers and semitrailers".

On the part of the Senate:

BERL E. PRIEBE, CHAIRMAN
ROBERT M. CARR
HILARIUS L. HEYING
PHILIP B. HILL
CLIFTON C. LAMBORN

On the part of the House:

C. W. HUTCHINS, CHAIRMAN
RICHARD F. DRAKE
EMIL J. HUSAK
FRED L. KOGLER
WENDELL C. PELLETT

FILED
APRIL 21, 1975

*Senate adopted
House motion to strike "certain" from
last paragraph prevailed 4/24 (1342) See Sec 2 Report*

SENATE FILE 44

S-3598

- 1 Amend the Report of the Conference Committee on
- 2 Senate File 44, as follows:
- 3 1. Page 2, line 7, by striking the word "certain".
- 4 2. Page 2, by inserting after line 8 the following
- 5 new numbered paragraphs:
- 6 "3. Page 1, by striking lines 46 through 49.
- 7 4. Page 1, by striking line 50.
- 8 5. Page 2, by striking lines 1 through 5."

S-3598 FILED - *Withdrawn 4/24 (1089)* BY MINNETTE DODERER
APRIL 22, 1975

SECOND REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 44

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 44, a bill for an act relating to the registration of farm trailers, respectfully make the following recommendations:

1. That the Senate recede from its amendment, H—3216, to the House amendment to Senate File 44.
2. That the House amendment, S—3187, to Senate File 44 be amended as follows:

1. Page 1, by striking lines 5 through 27 and inserting in lieu thereof the following:

“Section 1. Section three hundred twenty-one point one hundred twenty-three (321.123), Code 1975, is amended by striking subsection five (5) and inserting in lieu thereof the following:

5. Motor trucks or truck tractors pulling trailers or semitrailers shall be registered for the combined gross weight of the motor truck or truck tractor and trailer or semitrailer, except that:

a. Motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person engaged in farming to transport commodities produced by the owner, or to transport commodities or livestock purchased by the owner for use in his own farming operation or used by any person to transport horses shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed twelve tons, plus the tolerance provided for in section three hundred twenty-one point four hundred sixty-six (321.466) of the Code.

b. Motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person in his own operations shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed eight tons, plus the tolerance provided for in section three hundred twenty-one point four hundred sixty-six (321.466) of the Code.”

2. Page 2, line 8, by striking the words “farm or horse trailers” and inserting in lieu thereof the words “trailers and semitrailers”.

On the Part of the Senate:
BERL E. PRIEBE, Chairman
ROBERT M. CARR
HILARIUS L. HEYING
PHILIP B. HILL
CLIFTON C. LAMBORN

On the Part of the House:
C. W. HUTCHINS, Chairman
RICHARD F. DRAKE
EMIL J. HUSAK
FRED L. KOOGLER
WENDELL C. PELLETT

Senate adopted 4/24(1089)

SENATE FILE 44

AN ACT

RELATING TO THE REGISTRATION OF RELATING TO CERTAIN TRAILERS AND SEMITRAILERS WHICH ARE NOT FOR HIRE AND MAKING THE ACT RETROACTIVE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section three hundred twenty-one point one hundred twenty-three (321.123), Code 1975, is amended by striking subsection five (5) and inserting in lieu thereof the following:

5. Motor trucks or truck tractors pulling trailers or semitrailers shall be registered for the combined gross weight of the motor truck or truck tractor and trailer or semitrailer, except that:

a. Motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person engaged in farming to transport commodities produced by the owner, or to transport commodities or livestock purchased by the owner for use in his own farming operation or used by any person to transport horses shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed twelve tons, plus the tolerance provided for in section three hundred twenty-one point four hundred sixty-six (321.466) of the Code.

b. Motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person in his own operations shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed eight tons, plus the tolerance provided for in section three hundred twenty-one point four hundred sixty-six (321.466) of the Code.

Sec. 2. Any person who has paid registration fees for a motor truck and trailer or semitrailer for the combined

gross weight of the motor truck and trailer or semitrailer for the calendar year 1975 in an amount in excess of the registration fees computed on a motor truck and trailer or semitrailer pursuant to section one (1) of this Act may file an application for refund of the full amount of the excess fee with the county treasurer of the county in which the motor truck and trailer or semitrailer are registered. Claims for refund filed under the provisions of this section shall be filed with the county treasurer on forms provided by the department of public safety. Refunds paid under the provisions of this section shall be paid from the reimbursement fund of the department of public safety under subsection two (2) of section three hundred twenty-one point one hundred forty-five (321.145) of the Code.

Sec. 3. The provisions of sections one (1) and two (2) of this Act shall be retroactive to December 1, 1974 for registration fees collected for registration plates issued for the calendar year 1975.

Sec. 4. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Swea City Herald, a newspaper published in Swea City, Iowa, and in The Forest City Summit, a newspaper published in Forest City, Iowa.

ARTHUR A. NEU
President of the Senate

DALE M. COCHRAN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 44, Sixty-sixth General Assembly.

CLARK R. RASMUSSEN
Secretary of the Senate

Approved June 5, 1975

ROBERT D. RAY
Governor