

File 489
Transportation
Committee, Chairperson
John Marshall

transportation 1/12/76

FILED APR 24 1975

SENATE FILE 489

By COMMITTEE ON TRANSPORTATION

Passed Senate, Date 6-9-75 (1831) Passed House, Date 6-11-75 (2340)

Vote: Ayes 44 Nays 1 Vote: Ayes 56 Nays 37

Approved _____
Motion to reconsider lost 6/11 (234R)

A BILL FOR

1 An Act relating to the width of commercial vehicles subject
2 to penalties provided by law.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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1 Section 1. Section three hundred twenty-one point four
2 hundred fifty-four (321.454), Code 1975, is amended by adding
3 the following new unnumbered paragraph:

4 NEW UNNUMBERED PARAGRAPH. However, any commercial vehicle
5 designed primarily for carrying more than nine passengers
6 for hire or carrying modular building materials having a
7 dimension of eight feet may be operated on the highways if
8 its total outside width does not exceed eight feet six inches.

9 Sec. 2. Section three hundred twenty-one E point one
10 (321E.1), Code 1975, is amended to read as follows:

11 321E.1 PERMITS BY DEPARTMENT. The department and local
12 authorities may in their discretion and upon application and
13 with good cause being shown therefor issue permits for the
14 movement of construction machinery being temporarily moved
15 on streets, roads or highways and for vehicles with ~~indivisible~~
16 loads carried thereon which exceed the maximum dimensions
17 and weights specified in sections 321.452 to 321.466, but
18 not to exceed the limitations imposed in sections 321E.1 to
19 321E.15. Permits so issued may be single-trip permits or
20 annual permits. All permits shall be in writing and shall
21 be carried in the cab of the vehicle for which the permit
22 has been issued and shall be available for inspection at all
23 times. The vehicle and load for which the permit has been
24 issued shall be open to inspection by any peace officer or
25 to any authorized agent of any permit granting authority.
26 When in the judgment of the issuing local authority in cities
27 and counties the movement of a vehicle with ~~an-indivisible~~
28 a load or construction machinery which exceeds the maximum
29 dimensions and weights will be unduly hazardous to public
30 safety or will cause undue damage to streets, avenues,
31 boulevards, thoroughfares, highways, curbs, sidewalks, trees,
32 or other public or private property, the permit shall be
33 denied and the reasons therefor endorsed upon the application.
34 Permits issued by local authorities shall designate the days
35 when and routes upon which loads and construction machinery

1 may be moved within the county on other than primary roads.

2 Sec. 3. Section three hundred twenty-one E point eight
3 (321E.8), subsection one (1), Code 1975, is amended to read
4 as follows:

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

12 Sec. 4. Section three hundred twenty-one E point nine
13 (321E.9), subsection one (1), Code 1975, is amended to read
14 as follows:

15 1. Vehicles with ~~indivisible~~ loads having an overall width
16 not to exceed twelve feet, five inches or mobile homes
17 including appurtenances not to exceed twelve feet, five inches
18 and an overall length not to exceed eighty feet, zero inches
19 may be moved for unlimited distances. No mobile home may
20 be moved under the provisions of this subsection if the actual
21 mobile home unit exceeds sixty-eight feet in length. No unit
22 moved under the provisions of this subsection shall exceed
23 the height as prescribed in section 321.456 and the total
24 gross weight as prescribed in section 321.463.

25 EXPLANATION

26 This bill increases the allowable width of passenger buses
27 and vehicles carrying modular building materials operated
28 on highways in this state from eight feet to eight feet, six
29 inches.

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1 implements of husbandry, and self-propelled
2 vehicles shall have an unladen length, inclusive
3 of front and rear bumpers in excess of sixty feet,
4 but the passenger vehicles, light delivery trucks,
5 panel delivery trucks, pickup trucks, or boats
6 being transported may extend up to three feet
7 beyond the front and rear bumpers of the transporting
8 vehicles when the overall length of the vehicle
9 with load does not exceed sixty-five feet."

10 2. Page 1, line 6, by inserting after "feet."
11 the following: "A tolerance of three inches above
12 the maximum legal width may be allowed for tie-down
13 ropes, belts, chains, and similar tie-down
14 equipment."

15 3. Page 1, by striking lines 17 through 19.

16 4. Title page, by striking the words "of
17 commercial" in line 1 and inserting in lieu thereof
18 the words "and length of certain".

S-4160 FILED
JUNE 12, 1975

RECEIVED FROM THE HOUSE

S-3916

1 Amend Senate File 489 as follows:

2 1. Page 1, by striking lines 4 through 35 and
3 inserting in lieu thereof the following:

4 "NEW UNNUMBERED PARAGRAPH. However, a bus operated
5 by an urban transit company as defined by Section
6 three hundred twenty-one point nineteen (321.19),
7 subsection two (2), may be operated on the highways
8 if its total outside width does not exceed eight feet
9 six inches."

10 2. By striking lines 1 through 24 on page 2.

11 3. By amending the title in line 1 by striking
12 the words "commercial vehicles" and inserting in lieu
13 thereof the words "buses operated by an urban transit
14 company".

S-3916 FILED *Reled out of order* BY
May 22, 1975 *with adoption of*
3948 6/9 (1831)

EARL M. WILLITS
WILLARD R. HANSEN
MINNETTE DODERER
NORMAN RODGERS
ELIZABETH SHAW

1 Amend Senate File 489 by inserting on page

2 2 after line 24 the following new sections:

3 Sec. ____ . Section three hundred twenty-one
4 point two hundred eighty-five (321.285), subsections
5 five (5), seven (7), and eight (8), Code 1975 are
6 amended to read as follows:

7 5. ~~Sixty~~ Fifty-five miles per hour from sunset
8 to sunrise and ~~seventy~~ fifty-five miles per hour from
9 sunrise to sunset.

10 7. Reasonable and proper, but not greater than
11 ~~sixty~~ fifty-five miles per hour at any time between
12 sunrise and sunset, and not greater than fifty miles
13 per hour at any time between sunset and sunrise, on
14 secondary roads unless such roads are surfaced with
15 concrete or asphalt or a combination of both, in which
16 case the speed limits shall be the same as provided in
17 subsection 5 of this section. Whenever the board of
18 supervisors of any county shall determine upon the
19 basis of an engineering and traffic investigation con-
20 ducted by the department when so requested by said board
21 that the speed limit on any secondary road is greater
22 than is reasonable and proper under the conditions found
23 to exist at any intersection or other place or upon any
24 part of a secondary road, said board shall determine and
25 declare a reasonable and proper speed limit thereat.
26 Such speed limits as determined by the board of super-
27 visors shall be effective when appropriate signs giving
28 notice thereof are erected by the board of supervisors
29 at such intersection or other place or part of the highway.

30 8. Notwithstanding any other speed restrictions, the
31 speed limits for all vehicular traffic, except vehicles
32 subject to the provisions of section 321.286 on fully
33 controlled-access, divided, multilaned highways ~~included~~
34 ~~in,--and-as-a-part-of,~~ including the national system of
35 interstate highways designated by the federal ~~bureau-of~~
36 ~~public-roads~~ highway administration and this state, 23

37 U.S.C. 103 (d), shall be seventy-five fifty-five miles
38 per hour from sunrise to sunset and sixty-five miles
39 per hour from sunrise to sunset and sixty-five miles
40 limit for any motor vehicle drawing a one-wheel or two
41 wheel trailer or a tandem wheel trailer shall be sixty-
42 five miles per hour. However, the department or the
43 cities, with the approval of the department, may
44 establish a lower speed limit upon such highways located
45 within the corporate limits of any city used as city
46 alternate routes, commonly referred to as "freeways-"
47 "freeways". For the purposes of this subsection a fully
48 controlled-access highway is a highway that gives
49 preference to through traffic by providing access

Page 2

1 connections with selected public roads only and
2 by prohibiting crossings at grade or direct private
3 driveway connections.

4 It is further provided that a minimum speed of forty
5 miles per hour, road conditions, permitting, shall be
6 established on the highways referred to in this
7 subsection.

8 Sec. ____ . Section three hundred twenty-one point
9 two hundred eighty-six (321.286), subsection one (1),
10 Code 1975, is amended to read as follows:

11 1. Sixty-five Fifty-five miles per hour on all
12 fully controlled-access, divided, multilaned highways
13 including interstate highway-system highways.

14 Sec. 3. Section three hundred twenty-one point
15 two hundred eighty-seven (321.287), Code 1975, is amended
16 to read as follows:

17 321.287 BUS SPEED LIMITS. No passenger-carrying
18 motor vehicle used as a common carrier, except school
19 buses, shall be driven upon the highways at a greater
20 rate of speed than sixty fifty-five miles per hour at
21 any time. No school bus shall be operated in violation
22 of section 321.377.

23 Sec. . Section three hundred twenty-one point three
24 hundred seventy-seven (321.377), Code 1975, is amended
25 to read as follows:

26 321.377 SPEED OF SCHOOL BUS. No motor vehicle in
27 use as a school bus shall be operated at a speed in
28 excess of sixty fifty-five miles per hour at
29 controlled-access, divided, multilaned highways,
30 interstate highway-system highways or on any fully
31 primary highway. When not in operation on an interstate
32 highway system or on any four-lane primary highway, the
33 maximum speed for a school bus shall be fifty miles per
34 hour when used for purposes of an educational trip or for
35 transporting pupils to and from any extracurricular
36 activity, and forty-five miles per hour at all other
37 times. Any violation of this section, by a driver, shall
38 be deemed sufficient cause for canceling his contract.
39 For the purpose of this section, interstate highways
40 means those highways included in the national system of
41 interstate highways designated by the federal ~~bureau of~~
42 public-roads highway administration and this state.

H-4178 FILED, REQUESTED MOTION TO
SUSPEND RULES RULED OUT OF ORDER
JUNE 11, 1975

BY NIELSEN of Polk
(Not printed in clip sheet)

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Amend Senate File 489 as follows:

1. Page 1, by inserting before line 1 the following new section:

"Sec. 2. Section three hundred twenty-one point four hundred fifty-seven (321.457), subsection six (6), Code 1975, is amended to read as follows:

6. No combination of three vehicles coupled together one of which is a motor vehicle, unladen or with load, shall have an overall length, inclusive of front and rear bumpers in excess of sixty sixty-five feet. No single semitrailer or trailer, together with any hitching device and any load thereon, included in such combination, shall have an overall length, inclusive of rear bumper, in excess of thirty feet. A combination of three vehicles in excess of sixty feet but not in excess of sixty-five feet may be operated only as follows:

a. On four-lane highways or on highways other than four-lane highways when the point of origin and the destination is within 5 miles, on the most direct route, of a four-lane highway; or

b. On any other highway the surfaced portion of which is twenty-four feet or more in width, or on any other highways which are designated by the director of transportation when a special permit for such travel has been obtained.

c. A truck tractor or a road tractor operated in a combination of three vehicles in excess of sixty feet but not in excess of sixty-five feet in length shall obtain from the department an annual permit at a fee of one hundred dollars. This permit fee shall be in addition to all fees imposed by section three hundred twenty-one point one hundred twenty-three (321.123) of the Code, and shall not be subject to proration under chapter three hundred twenty-six (326) of the Code. Upon payment of the fee, the department shall issue a decal which shall be displayed in the lower right-corner of the windshield, or in such other location as may be designated by the department, on the vehicle for which the fee has been paid."

2. Title page, by striking the words "of commercial" in line 1 and inserting in lieu thereof the words "and length of certain".

H-4160 FILED, RULED NOT GERMANE,
MOVED TO SUSPEND RULES IN ORDER
TO TAKE UP, PREVAILED *Adopted on*
JUNE 11, 1975 *amended by 4170 and 4166*
6/11 (2337)

BY DRAKE of Muscatine
HANSEN of O'Brien
KRAUSE of Palo Alto
SCHROEDER of Pottawattamie

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Amend Senate File 489, as passed by the Senate,
as follows:

- 1. Page 1, line 6, by inserting after "feet." the following: "A tolerance of three inches above the maximum legal width may be allowed for tie-down ropes, belts, chains, and similar tie-down equipment."
- 2. Page 1, by striking lines 17 through 19.

H-4165 FILED, ADOPTED (2337)
JUNE 11, 1975

BY KRAUSE of Palo Alto

H-4166

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Amend H-4160 to Senate File 489 as follows:

- Page 1, line 31 by striking "one hundred dollars" and inserting in lieu thereof, "two hundred and fifty dollars".

H-4166 FILED, ADOPTED (2332)
JUNE 11, 1975

BY AVENSON of Fayette

H-4173

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Amend the Drake et al amendment, H-4160, to Senate File 489 as passed by the Senate, as follows:

- 1. By striking all after the word "width" in line 23, all of lines 24, 25, and 26, and inserting in lieu thereof a ".".

H-4173 FILED, RULED GERMANE
LOST (2334)
JUNE 11, 1975

BY GILLOON of Dubuque
HIGGINS of Scott
TAUKE of Dubuque

H-4169

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Amend the Drake, et al amendment, H-4160 to Senate File 489, as follows:

- 1. Page 1, line 21, by striking all after the word "highway" and insert a "." in lieu thereof.
- 2. Page 1, by striking lines 22 through 26.

H-4169 FILED, LOST (2333)
JUNE 11, 1975

BY TAUKE of Dubuque
WALTER of Pottawattamie
CRAWFORD of Story

Senate File 489

H-4179

1 Amend Senate File 489, as amended and passed by
2 the Senate, as follows:

3 1. Page 1, by inserting after line 19 the
4 following:

5 "Sec. __. Chapter three hundred twenty-one (321),
6 Code 1975, is amended by adding the following new
7 section:

8 NEW SECTION. Upon conviction of a violation of
9 section one (1) of House File four hundred twenty-
10 one (421) enacted by the Sixty-sixth General Assembly,
11 1975 Session, a person may be punished only by a fine
12 which shall not exceed ten dollars. Court costs shall
13 not be imposed for a violation punished under this
14 section."

15 2. Amend the title, line 1, by inserting after
16 the word "to" the words "motor vehicles providing
17 for a punishment for violation of motorcycle helmet
18 laws and changing".

19 3. Renumber sections and correct internal refer-
20 ences in conformance with this amendment.

H-4179 FILED, RULED NOT GERMANE, BY HORN of Linn
MOVED TO SUSPEND RULES TO CONSIDER,
LOST (2340)
JUNE 11, 1975

H-4170

1 Amend the Drake, et all amendment H-4160 to Senate
2 File 489, as passed by the Senate, as follows:

3 Page 1, by inserting after line 41 the following
4 new section:

5 "Sec. __. Section three hundred twenty-one point
6 four hundred fifty-seven (321.457), subsection five
7 (5), Code 1975. is amended to read as follows:

8 5. No combination of vehicles coupled together
9 which are used exclusively for the transportation of
10 passenger vehicles, light delivery trucks, panel
11 delivery trucks, pickup trucks, travel trailers,
12 boats, farm and industrial tractors and self-
13 propelled farm implements, nonsel-propelled
14 implements of husbandry, and self-propelled vehicles
15 shall have an unladen length, inclusive of front
16 and rear bumpers in excess of sixty feet, but
17 the passenger vehicles, light delivery trucks,
18 panel delivery trucks, pickup trucks, or boats being
19 transported may extend up to three feet beyond the
20 front and rear bumpers of the transporting vehicles
21 when the overall length of the vehicle with load
22 does not exceed sixty-five feet."

H-4170 FILED, ADOPTED (2336)
JUNE 11, 1975

BY WULFF of Black Hawk

SENATE FILE 489

S-3965

1 Amend the Coleman amendment S-3948 to Senate File
2 489, on line 9, by inserting after the period the
3 following:
4 "However, if hay, straw, or stover moved on any
5 implement of husbandry and the total width of load
6 of the implement of husbandry exceeds eight feet in
7 width, the implement of husbandry shall not be sub-
8 ject to the permit requirements of chapter three
9 hundred twenty-one E (321E) of the Code. If hay,
10 straw, or stover is moved on any other vehicle subject
11 to registration, such moves shall be subject to the
12 permit requirements for transporting loads exceeding
13 eight feet in width as required under chapter three
14 hundred twenty-one E (321E) of the Code."

S-3965 FILED-*Adopted 4/9 (1831)* BY C. JOSEPH COLEMAN
MAY 28, 1975 KARL NOLIN

S-3948

1 Amend Senate File 489 as follows:

2 1. 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 four hundred fifty-four (321.454), Code 1975, is
6 amended to read as follows:

7 321.454 WIDTH OF VEHICLES. The total outside width
8 of any vehicle or the load thereon, except loose hay
9 or straw, shall not exceed eight feet. A tolerance
10 of three inches above the maximum legal width may
11 be allowed for tie-down ropes, belts, chains, and
12 similar tie-down equipment.

13 Sec. 2. Section three hundred twenty-one E point
14 nine (321E.9), Code 1975, is amended by striking
15 subsection six (6) and inserting in lieu thereof the
16 following:

17 6. Vehicles with or without loads which exceed
18 the maximum dimensions and weights specified in
19 sections three hundred twenty-one point four hundred
20 fifty-two (321.452) through three hundred twenty-one
21 point four hundred sixty-six (321.466) of the Code
22 may be moved in special or emergency situations
23 provided the gross weight on any axle shall not exceed
24 the maximum prescribed in section three hundred twenty-
25 one point four hundred sixty-three (321.463) of the
26 Code. The issuing authority may impose any special
27 restrictions deemed necessary on movements by permit
28 under this subsection.

29 Sec. 3. Section three hundred twenty-one E point
30 ten (321E.10), Code 1975, is amended by adding the
31 following new unnumbered paragraph:

32 NEW UNNUMBERED PARAGRAPH. The department or local
33 authorities may in their discretion and upon
34 application issue annual or single trip permits for
35 the movement of urban transit company buses that
36 exceed the maximum width specified in section three
37 hundred twenty-one point four hundred fifty-four
38 (321.454) of the Code but not to exceed eight feet
39 six inches in width. Movement of such buses shall
40 be solely for the purpose of transporting passengers
41 upon city streets or for the purpose of delivery or
42 transfer to or from an urban transit company."

43 2. Amend the title, line 1, by inserting after
44 the word "vehicles" the words "and movement of loads
45 during special or emergency situations".

S-3948 FILED - *Adopted as amended* BY C. JOSEPH COLEMAN
MAY 27, 1975 *6/9 (1831)*

S-3960

1 Amend Senate File 489, as follows:

2 1. Page 1, by striking lines 1 through 8 and inserting in lieu
3 thereof the following:

4 Section 1. Section three hundred twenty-one point four
5 hundred fifty-four (321.454), Code 1975, is amended to read
6 as follows:

7 321.454 WIDTH OF VEHICLES. The total outside width of
8 any vehicle or the load thereon, ~~except loose hay or straw,~~
9 shall not exceed eight feet. However, if hay, straw, or
10 stover moved on any implement of husbandry and the total
11 width of load of the implement of husbandry exceeds eight
12 feet in width, the implement of husbandry shall not be sub-
13 ject to the permit requirements of chapter three hundred
14 twenty-one E (321E) of the Code. If hay, straw, or stover
15 is moved on any other vehicle subject to registration, such
16 moves shall be subject to the permit requirements for trans-
17 porting loads exceeding eight feet in width as required under
18 chapter three hundred twenty-one E (321E) of the Code.

19 However, any commercial vehicle designed primarily for
20 carrying more than nine passengers for hire or carrying modular
21 building materials having a dimension of eight feet may be operated
22 on the highways if its total outside width does not exceed eight
23 feet six inches.

24 2. Amend the title, line 1, by striking the word "commercial"
25 and inserting in lieu thereof the word "certain".

S-3960 FILED. *Ruled out of order* BY
MAY 28, 1975 *with adoption of 3948*
6/9 (1831)

C. JOSEPH COLEMAN
BERL E. PRIEBE
KARL NOLIN
KENNETH D. SCOTT
DALE L. TIEDEN
CLIFTON C. LAMBORN
IRVIN L. BERGMAN