

CHAPTER 529
FOR-HIRE INTERSTATE MOTOR CARRIER AUTHORITY
[Prior to 6/3/87, Transportation Department[820]—(07,F)Ch 5]

761—529.1(327B) Motor carrier regulations. The Iowa department of transportation adopts the Code of Federal Regulations, 49 CFR Parts 365-368 and 370-379, dated October 1, 2017, for regulating interstate for-hire carriers.

Copies of this publication are available from the state law library or through the Internet at www.fmcsa.dot.gov.

[ARC 7901B, IAB 7/1/09, effective 8/5/09; ARC 8837B, IAB 6/16/10, effective 7/21/10; ARC 0136C, IAB 5/30/12, effective 7/4/12; ARC 2986C, IAB 3/15/17, effective 4/19/17; ARC 3840C, IAB 6/6/18, effective 7/11/18]

761—529.2(327B) Registering interstate authority in Iowa. Registration for interstate exempt and nonexempt authority shall be either mailed to the Office of Vehicle and Motor Carrier Services, Iowa Department of Transportation, P.O. Box 10382, Des Moines, Iowa 50306-0382; delivered in person to 6310 SE Convenience Blvd., Ankeny, Iowa; or sent by facsimile to (515)237-3257.

[ARC 3840C, IAB 6/6/18, effective 7/11/18]

761—529.3(327B) Waiver of rules. In accordance with 761—Chapter 11, the director of transportation may, in response to a petition, waive provisions of this chapter. A waiver shall not be granted unless the director finds that special or emergency circumstances exist.

“Special or emergency circumstances” means one or more of the following:

1. Circumstances where the movement is necessary to cooperate with cities, counties, other state agencies or other states in response to a national or other disaster.
2. Circumstances where the movement is necessary to cooperate with national defense officials.
3. Circumstances where the movement is necessary to cooperate with public or private utilities in order to maintain their public services.
4. Circumstances where the movement is essential to ensure safety and protection of any person or property due to events such as, but not limited to, pollution of natural resources, a potential fire or explosion.
5. Circumstances where weather or transportation problems create an undue hardship for citizens of the state of Iowa.
6. Circumstances where movement involves emergency-type vehicles.
7. Uncommon or extraordinary circumstances where the movement is essential to the existence of an Iowa business and the move may be accomplished without causing undue hazard to the safety of the traveling public or undue damage to private or public property.

These rules are intended to implement Iowa Code chapter 327B.

[Filed 7/15/75]

[Filed 10/17/80, Notice 8/20/80—published 11/12/80, effective 12/17/80]

[Filed emergency 7/18/85—published 8/14/85, effective 7/19/85]

[Filed 5/11/87, Notice 3/11/87—published 6/3/87, effective 7/8/87]

[Filed emergency 3/26/92—published 4/15/92, effective 4/29/92]

[Filed 7/14/99, Notice 5/19/99—published 8/11/99, effective 9/15/99]

[Filed 5/10/00, Notice 4/5/00—published 5/31/00, effective 7/5/00]

[Filed 3/7/01, Notice 1/10/01—published 4/4/01, effective 5/9/01]

[Filed 12/19/01, Notice 11/14/01—published 1/23/02, effective 2/27/02]

[Filed 3/13/02, Notice 2/6/02—published 4/3/02, effective 5/8/02]

[Filed 3/26/03, Notice 2/5/03—published 4/16/03, effective 5/21/03]

[Filed 4/21/04, Notice 3/17/04—published 5/12/04, effective 6/16/04]

[Filed 4/15/05, Notice 2/16/05—published 5/11/05, effective 6/15/05]

[Filed 9/14/05, Notice 8/3/05—published 10/12/05, effective 11/16/05]

[Filed 4/19/06, Notice 3/15/06—published 5/10/06, effective 6/14/06]

[Filed 3/21/07, Notice 2/14/07—published 4/11/07, effective 5/16/07]

[Filed 12/12/07, Notice 11/7/07—published 1/2/08, effective 2/6/08]

[Filed 5/14/08, Notice 4/9/08—published 6/4/08, effective 7/9/08]

[Filed ARC 7901B (Notice ARC 7716B, IAB 4/22/09), IAB 7/1/09, effective 8/5/09]

[Filed ARC 8837B (Notice ARC 8668B, IAB 4/7/10), IAB 6/16/10, effective 7/21/10]

[Filed ARC 0136C (Notice ARC 0068C, IAB 4/4/12), IAB 5/30/12, effective 7/4/12]

[Filed ARC 2986C (Notice ARC 2878C, IAB 1/4/17), IAB 3/15/17, effective 4/19/17]

[Filed ARC 3840C (Notice ARC 3700C, IAB 3/28/18), IAB 6/6/18, effective 7/11/18]