

*Reptd to Senate for further consideration 3-6-61*

February 23, 1961.  
Passed on File.

Senate File 366  
By PRICE.

Passed Senate, Date *2-24-61*

Passed House, Date *4-13-61*

Vote: Ayes *42* Nays *0*

Vote: Ayes *63* Nays *37*

Approved *5-3-61*  
*3-22-61*

*House Rec'd from Amend 5/1/61*

*Apr 29 Nays 19*

# A BILL FOR

*Vote on Bill*  
*4 yes 67 - Nays 29*

An Act relating to the control of motor vehicle truck operators by the commerce commission.

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

1 Section 1. Section three hundred twenty-seven point four  
2 (327.4), Code 1958, is amended by striking from said section  
3 all beginning with the word "specifically" in line five (5)  
4 and inserting in lieu thereof the words "not extended to  
5 include truck operators and contract carriers operating not  
6 more than five (5) motor vehicles and who are not engaged in  
7 interstate commerce unless otherwise provided for in this  
8 chapter."

1 Sec. 2. Subsection three (3) of section three hundred  
2 twenty-seven point two (327.2) is hereby amended by inserting  
3 following the word "necessary" in line two (2) of the said  
4 subsection the words ", provided however, that this subsection  
5 shall not apply to truck operators operating not more than  
6 five (5) motor vehicles and who are not engaged in interstate  
7 commerce".

## SENATE FILE 366

1 Amend Senate File 366 by striking all after the enacting  
2 clause and inserting in lieu thereof the following:  
3 Section 1. Section three hundred twenty-seven point four  
4 (327.4), Code 1958, is amended by striking the period (.)  
5 in line six (6) and adding the following: "provided, however,  
6 that the powers herein conferred by this section shall not be  
7 used by the commission to require the filing of annual reports  
8 by truck operators and contract carriers not operating more  
9 than one (1) motor vehicle transporting agricultural products  
10 and who are not engaged in interstate commerce."  
11 Sec. 2. Subsection three (3) of section three hundred  
12 twenty-seven point two (327.2) is hereby amended by inserting  
13 following the word "necessary" in line two (2) of the said  
14 subsection the words ", provided however, that this subsection  
15 shall not apply to truck operators operating not more than one  
16 (1) motor vehicle transporting agricultural products and who  
17 are not engaged in interstate commerce".

March 15, 1961

By COLEMAN.

SENATE FILE 366

- 1 1. Amend Senate File 366 by striking all of section 1
- 2 and renumbering the remaining section.
- 3 2. Further amend Senate File 366 by striking in line 6
- 4 of section 2 the word "five (5)" and inserting in lieu
- 5 thereof the word "two (2)".

*Adopted 3-22-61*

Filed  
March 20, 1961.

By PRICE.

- 1 Amend Senate File 366, section one (1), by striking from
- 2 line two (2) the word and figure "two (2)" and inserting in
- 3 lieu thereof the word and figure "four (4)".

Filed and adopted  
April 12, 1961.

*W. H. Fisher*

FISCHER of Grundy.

SENATE FILE 366  
(Corrected amendment)

- 1 Amend Senate File 366 by adding the following new section:
- 2 Sec. 2. Subsection one (1) of section three hundred twenty-
- 3 seven point two (327.2) is hereby amended by inserting following
- 4 the word "commission" in line five (5) of said subsection
- 5 the words ", provided, however, that rules MT-22 and MT-23
- 6 adopted in November, 1960, by the commerce commission shall not
- 7 apply to truck operators operating not more than two (2) motor
- 8 vehicles hauling farm products and who are not engaged in
- 9 interstate commerce".

Filed and adopted  
April 12, 1961.

BRILES of Adams.  
SCHERLE of Mills.

SENATE FILE 366

- 1 Amend the Briles amendment to Senate File 366, as adopted
- 2 on April 12, 1961, as follows:
- 3 Amend section two (2) by inserting in line two (2) thereof
- 4 after the parenthesis the following: ", Code 1958,".

Filed and adopted  
April 13, 1961.

BRILES of Adams.

SENATE FILE 366

- 1 Amend Senate File 366, section one (1), by inserting in
- 2 line two (2) after the parenthesis the following: ", Code
- 3 1958,".

Filed and adopted  
April 13, 1961.

BRILES of Adams.

SENATE FILE 366

- 1 Amend the House amendments to Senate File 366, lines
- 2 8 and 9, by striking "rules MT-22 and MT-23" and inserting
- 3 in lieu thereof the following: "rule MT-22"

Filed  
April 19, 1961.

By PRICE

SENATE FILE 366

- 1 Amend the House Amendments to Senate File 366, line 4,
- 2 by striking the word "section" and inserting in lieu thereof the
- 3 word "sections".
- 4 2. Further amend the House amendments by adding at the end
- 5 thereof the following:
- 6 "Sec. 3. Except as otherwise provided it is hereby declared
- 7 unlawful for any truck operator to operate without first
- 8 having obtained from the commission a certificate of public
- 9 convenience and necessity, over irregular routes.
- 10 "Sec. 4. Truck operators holding a permit as of July 4,
- 11 1961, shall be issued a certificate covering said permit if
- 12 application is filed by October 1, 1961.
- 13 "Sec. 5. The provisions of sections three hundred twenty-
- 14 five point seven (325.7) to three hundred twenty-five point
- 15 twenty-four (325.24), Code 1958, inclusive, insofar as
- 16 applicable are hereby extended to include truck operators in
- 17 relation to hearing on an application for the aforesaid
- 18 certificate of public convenience and necessity."

Filed  
April 19, 1961.

By NOLAN.