

January 28, 1965.

Senate File 140

Passed on File.

By TRANSPORTATION COMMITTEE.

Passed Senate, Date *2/5*

Passed House, Date *5/13*

Vote: Ayes *39* Nays *5*

Vote: Ayes *100* Nays *0*

Approved *Senate 3/11/65*

*Deferred 2/11*

# A BILL FOR

*of which Senate as amended 5/17 (45-1)*

*Transportation 7/9  
to be amended on 5/16/75  
Defered 2/16, 5/7*

An Act relating to interstate commerce commission authority of motor carriers.

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

1 Section 1. After January 1, 1966, it shall be unlawful for  
 2 any carrier to perform an interstate transportation service for  
 3 compensation upon the highways of this state without first having  
 4 secured appropriate authority from the interstate commerce com-  
 5 mission, if such authority is required, and without first having  
 6 registered such authority, if any, with the Iowa State commerce  
 7 commission and it shall be unlawful for any carrier to perform  
 8 such service for compensation if authority from the interstate  
 9 commerce commission is not required without first having regis-  
 10 tered with the Iowa state commerce commission showing that inter-  
 11 state authority is not required. Such registrations shall be  
 12 granted upon application without hearing, upon payment of a  
 13 filing fee in the amount of twenty-five dollars (\$25.00). Amend-  
 14 ments may be filed without payment of additional fees.

15 Upon registering with the Iowa state commerce commission as  
 16 herein provided, the commission shall identify the registration  
 17 by number and shall issue an identification bearing such number  
 18 for each vehicle operating under such registration.

1 Sec. 2. The Iowa state commerce commission may designate by  
 2 resolution certain of its employees upon each of whom there is

3 hereby conferred the authority of a peace officer to make arrests  
4 for violations of laws relating to the registration of a motor  
5 carrier's interstate transportation service with the Iowa state  
6 commerce commission.

1 Sec. 3. All fees paid under the provisions of this Act or so  
2 much thereof as may be necessary shall be used for the adminis-  
3 tration of this Act and shall be paid to the commission by war-  
4 rant drawn from time to time upon the treasurer of state. Un-  
5 expended balances on June 30 of each year shall be credited to  
6 the general fund of the state by December 31 following.

1 Sec. 4. Section three hundred twenty-one point four hundred  
2 seventy-seven (321.477), Code 1962, is hereby amended by insert-  
3 ing after the word "trailers" in the last line thereof the words  
4 "and registration of a motor carrier's interstate transportation  
5 service with the Iowa commerce commission".

EXPLANATION OF SENATE FILE 140

This so-called "Grey Area" bill is designed to permit the state of Iowa to properly identify interstate truck companies and operators who are using Iowa highways, and to make certain that out-of-state "fly by night" operators do not use Iowa highways to perform transportation services for which they have no authority as to rights, driving hours and safety of equipment under the jurisdiction of the Interstate Commerce Commission. To accomplish this end, this bill requires a carrier performing regulated interstate services to file proof of his authority as issued by the interstate commerce commission, with the Iowa state commerce commission. It also requires a carrier who is exempt from interstate regulations to file proof of the exemption under federal law, with the Iowa State commerce commission to show proof that he has met the requirements of his own state and the state of Iowa as to licensing of his vehicles and is in compliance with safety regulations as to equipment and driver operations. It requires a filing fee of \$25.00 in either case to cover costs of administration. Most states have a similar law.

This proposed legislation has the approval of our Iowa Reciprocity Board and the Iowa Commerce Commission.

SENATE FILE 140

- 1 Amend Senate File 140 by adding the following new section:
- 2 The provisions of this Act shall not be construed to include
- 3 private carriers.

Filed  
February 2, 1965.

By HAGEDORN.

SENATE FILE 140

- 1 Amend Senate File 140 by inserting following the word "vehicle in
- 2 the following: "or combination of vehicles".

Filed and adopted  
February 3, 1965.

adopted 2/3  
By REPERT.

SENATE FILE 140

- 1 Amend Senate File 140 as follows:
- 2 1. Strike from line fourteen (14) of section one (1) the words
- 3 "without payment of additional fees" and insert in lieu thereof
- 4 "upon payment of a filing fee in the amount of ten dollars (\$10.00)
- 5 for each filing of supplemental authority".
- 6 2. Strike from lines seventeen (17), eighteen (18) and nineteen
- 7 (19) of section one (1) the words "issue an identification bearing
- 8 such number for each vehicle or combination of vehicles operating
- 9 under such registration" and insert in lieu thereof
- 10 "annually issue a decal or sticker bearing the registration number
- 11 of the carrier for each tractor or truck of the carrier operating
- 12 in this state and shall charge and collect from the carrier a fee of
- 13 twenty-five cents (25c) for each such decal or sticker"

Filed  
April 5, 1965.

*adopted 5/13*

*Senate concurred 5/17*

TRANSPORTATION COMMITTEE,  
KEITH H. DUNTON, Chairman.

SENATE FILE 140

- 1 Amend Senate File 140 by inserting after the word "required"
- 2 in line eleven (11) section one (1) as follows:
- 3 "provided, however, nothing in this section shall be construed
- 4 to include any carrier transportating property consisting of
- 5 ordinary livestock or agricultural (including horticultural)
- 6 commodities (not including manufactured products thereof), if
- 7 such carrier does not transport any other property for compen-
- 8 sation".

Filed  
May 6, 1965.

*adopted 5/13*

*Senate concurred 5/17*

TRANSPORTATION COMMITTEE,  
KEITH H. DUNTON, Chairman.