

APR 15 1975

Place On Calendar

Reprinted
HOUSE FILE 724

BY COMMITTEE ON TRANSPORTATION

Passed House, Date 4-28-75 (1384) Passed Senate, Date _____
Vote: Ayes 76 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to motor vehicles providing for registration
2 of trailers and semitrailers for a three-year period and
3 trip permits for commercial vehicles and the authority
4 of the state department of transportation to negotiate
5 vehicle registration apportionment agreements and pro-
6 viding a penalty.

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

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 Section 1. Section three hundred twenty-one point thirty-
2 four (321.34), Code 1975, is amended by adding the following
3 new unnumbered paragraph:

4 NEW UNNUMBERED PARAGRAPH. In lieu of issuing annual
5 registration plates for trailers and semitrailers, the county
6 treasurer or department may issue a multi-year registration
7 plate for a three-year period upon payment of the appropriate
8 registration fee. This section shall not apply to trailers
9 and semitrailers registered pursuant to chapter three hundred
10 twenty-six (326) of the Code.

11 Sec. 2. Section three hundred twenty-one point one hundred
12 five (321.105), Code 1975, is amended by adding the following
13 new unnumbered paragraph:

14 NEW UNNUMBERED PARAGRAPH. In addition to the payment of
15 an annual registration fee for each trailer and semitrailer
16 to be issued an Iowa registration plate, an additional
17 registration fee may be paid for a period of two subsequent
18 registration years. This section shall not apply to trailers
19 and semitrailers registered pursuant to chapter three hundred
20 twenty-six (326) of the Code.

21 Sec. 3. Section three hundred twenty-six point two (326.2),
22 subsection seven (7), Code 1975, is amended to read as follows:

23 7. "Fleet" means ~~two~~ one or more commercial vehicles at
24 ~~least-one-of-which-is-a-motor-vehicle.~~

25 Sec. 4. Section three hundred twenty-six point six (326.6),
26 Code 1975, is amended by adding the following subsection:

27 NEW SUBSECTION.

28 3. The department may negotiate apportionment agreements
29 on either a vehicle or a dollar basis. In apportionment on
30 a vehicle basis, a sufficient number of vehicles shall be
31 registered to produce total fee payments not less than an
32 amount obtained by applying the proportion of in-state fleet
33 miles to total fleet miles to the fees which would otherwise
34 be required for total fleet registration in this state.

35 Sec. 5. Section three hundred twenty-six point twenty-

1 three (326.23), Code 1975, is amended by striking the section
2 and inserting in lieu thereof the following:

3 326.23 TRIP PERMITS.

4 1. The owner of a commercial vehicle which is properly
5 registered and licensed in some other jurisdiction and is
6 to be operated occasionally on highways in this state, may
7 in lieu of payment of the annual registration fee for such
8 vehicle, register the vehicle and obtain a trip permit
9 authorizing operation of the vehicle on the highways of this
10 state in interstate commerce for a period of not to exceed
11 seventy-two hours. The fee for the trip permit shall be ten
12 dollars.

13 2. The department may enter into agreements with owners
14 and operators of truck stops to permit the owners and operators
15 of truck stops to issue trip permits subject to any conditions
16 imposed by the department. In addition to the trip permit
17 fee, the owner or operator of a truck stop may charge an
18 issuance fee of not more than one dollar. For the purposes
19 of this section, "truck stop" means any place of business
20 which sells fuel normally used by trucks and which is open
21 twenty-four hours per day.

22 Sec. 6. Section three hundred twenty-six point twenty-
23 seven (326.27), Code 1975, is amended to read as follows:

24 326.27 VIOLATIONS TO NEGATE AGREEMENTS. Operation of
25 a commercial vehicle or vehicles in violation of the
26 requirements of this chapter, the motor vehicle registration
27 laws of this state, or the terms of any agreement negotiated
28 by the department pursuant to this chapter may, after due
29 notice and hearing, be grounds for denial of reciprocal or
30 proportional registration privileges on the vehicle or vehicles
31 of an owner so operated. Any owner denied such reciprocal
32 or proportional registration privileges shall be subject to
33 payment of full annual Iowa registration fees on any such
34 vehicle operated on Iowa highways. In addition to denial
35 of reciprocal or proportional registration privileges, it

1 shall be a misdemeanor punishable upon conviction by a fine
2 of not more than one hundred dollars or imprisonment in the
3 county jail for not more than thirty days, unless such act
4 is declared under Iowa law to be a felony, punishable-as
5 ~~provided-in-section-324-482~~ for any person to operate under
6 reciprocity or proportional registration in violation of any
7 requirements of this chapter.

8 Sec. 7. Chapter three hundred twenty-seven B (327B), Code
9 1975, is amended by adding the following new section:

10 NEW SECTION. Any person violating the provisions of this
11 chapter shall, upon conviction, be subject to a fine of not
12 more than one hundred dollars or imprisonment in the county
13 jail for not more than thirty days.

14 Sec. 8. The provisions of sections one (1) and two (2)
15 of this Act shall become effective December 1, 1976 for
16 trailers and semitrailers registered on or after December
17 1, 1976 for the 1977 registration year.

18 Sec. 9. Section three hundred twenty-six point twenty-
19 four (326.24), Code 1975, is repealed.

20 EXPLANATION

21 This bill provides for the issuance of a three-year
22 registration plate for trailers and semitrailers upon payment
23 of three times the annual registration fee for the trailer
24 or semitrailer. This bill also provides for the department
25 to negotiate apportionment agreements for registration of
26 vehicles owned by residents and nonresidents based upon a
27 vehicle or dollar basis in addition to the present in-state
28 mileage to total mileage of the vehicles used in interstate
29 and intrastate commerce. This bill also specifies that a
30 violation of chapter 326 and chapter 327B unless otherwise
31 provided is a misdemeanor punished by a fine of not more than
32 one hundred dollars or imprisonment in the county jail for
33 not more than thirty days.

34
35

H-3665

1 Amend House File 724 as follows:

2 1. Page 1, by inserting after line 10 the follow-
3 ing:

4 "Sec. 2. Section three hundred twenty-one point
5 thirty-nine (321.39), Code 1975, is amended to read
6 as follows:

7 321.39 EXPIRATION OF REGISTRATION. Every vehicle
8 registration under this chapter and every registration
9 card and registration plate issued hereunder except
10 multi-year registration plates issued for trailers or
11 semitrailers registered for a period of three years
12 shall expire at midnight on the thirty-first day of
13 December of each year. The provisions of this section
14 shall not apply to any vehicle which is registered
15 without the payment of fees as provided in section
16 321.19, but the registration plate or plates issued
17 for such vehicle shall remain valid until suspended
18 or revoked or canceled by the department, or until
19 the title or ownership of such vehicle has been
20 transferred."

21 2. Page 1, by inserting after line 20 the
22 following:

23 "Sec. 4. Section three hundred twenty-one point
24 one hundred twenty-six (321.126), Code 1975, is
25 amended by adding the following new unnumbered para-
26 graph:

27 NEW UNNUMBERED PARAGRAPH.

28 A refund for trailers and semitrailers issued a
29 multi-year registration plate shall be paid by the
30 department upon application.

31 Sec. 5. Section three hundred twenty-one point
32 one hundred twenty-seven (321.127), Code 1975, is
33 amended to read as follows:

34 321.127 AMOUNT OF REFUND. For December and each
35 succeeding month the refund for motor vehicles shall
36 be computed on the basis of one-fourth of the annual
37 registration fee multiplied by the number of remain-
38 ing quarters of the year from date of the return of
39 the vehicles plates to the county treasurer, com-
40 puted to the nearest quarter dollar. The department
41 shall make refund on or before the fifteenth day of
42 the quarter following the quarter in which the claim
43 is filed with the department. For trailers or semi-
44 trailers issued a multi-year registration plate a
45 refund shall be paid equal to the annual fee for
46 twelve months times the remaining number of complete
47 calendar years."

48 3. Page 3, line 14, by striking the words "one
49 (1) and two (2)" and inserting in lieu thereof the
50 following: "one (1) through five (5)".

Page 2

H-3665

1 4. Renumber the sections and correct internal
2 references in conformance with this amendment.

H-3665 FILED, ADOPTED (p. 1383) BY KRAUSE of Palo Alto
APRIL 28, 1975

1 Amend House File 724 as follows:
 2 1. Page 2, line 8, by striking ", register the
 3 vehicle and". a
 4 2. Page 2, by inserting after line 21 the follow-
 5 owing new section:
 6 "Sec. _____. Section three hundred twenty-six B
 7 point twenty four (326.24), Code 1975, is amended to
 8 read as follows:
 9 326.24 VEHICLES NOT ENTITLED TO RECIPROCITY
 10 PERMIT. The owner of any vehicle with a gross weight
 11 in excess of twelve thousand pounds which is properly
 12 registered and licensed in some other jurisdiction,
 13 not entitled to reciprocal privileges for the use
 14 of Iowa highways, and operated in interstate comm-
 15 erce occasionally on Iowa highways, may in lieu of
 16 payment of the annual registration fee for such
 17 ~~vehicle-register-the-vehicle-and~~ obtain a trip
 18 permit from the department authorizing a trip oper-
 19 ation of such vehicle on the highways of Iowa in
 20 interstate commerce for not to exceed seventy-two
 21 hours. The fee for such trip permit shall be ten
 22 dollars."

H-3592 FILED *a-adopted; B-w.d.* BY SCHROEDER of Pottawattamie
 APRIL 18, 1975 *4/28(1384)*

House File 724

H-3594

1 Amend the Schroeder amendment H-3592 to House
 2 File 724 as follows:
 3 Line 17, by striking the first word "~~vehiele~~"
 4 and inserting in lieu thereof the word "vehicle".

H-3594 FILED - *Withdrawn 4/28(1384)* BY SCHROEDER of Pottawattamie
 APRIL 21, 1975

HOUSE FILE 724

By COMMITTEE ON TRANSPORTATION

(As Amended and Passed by the House

Passed House, Date _____ Passed Senate, Date 6-14-75 (2127)
Vote: Ayes _____ Nays _____ Vote: Ayes 44 Nays 0
Approved 7-14-75

A BILL FOR

1 An Act relating to motor vehicles providing for registration
2 of trailers and semitrailers for a three-year period and
3 trip permits for commercial vehicles and the authority
4 of the state department of transportation to negotiate
5 vehicle registration apportionment agreements and pro-
6 viding a penalty.

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

- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

House Amendments _____

1 Section 1. Section three hundred twenty-one point thirty-
2 four (321.34), Code 1975, is amended by adding the following
3 new unnumbered paragraph:

4 NEW UNNUMBERED PARAGRAPH. In lieu of issuing annual
5 registration plates for trailers and semitrailers, the county
6 treasurer or department may issue a multi-year registration
7 plate for a three-year period upon payment of the appropriate
8 registration fee. This section shall not apply to trailers
9 and semitrailers registered pursuant to chapter three hundred
10 twenty-six (326) of the Code.

11 Sec. 2. Section three hundred twenty-one point thirty-
12 nine (321.39), Code 1975, is amended to read as follows:

13 321.39 EXPIRATION OF REGISTRATION. Every vehicle
14 registration under this chapter and every registration
15 card and registration plate issued hereunder except multi-
16 year registration plates issued for trailers or semi-
17 trailers registered for a period of three years shall expire
18 at midnight on the thirty-first day of December of each
19 year. The provisions of this section shall not apply to any
20 vehicle which is registered without the payment of fees as
21 provided in section 321.19, but the registration plate or
22 plates issued for such vehicle shall remain valid until
23 suspended or revoked or canceled by the department, or until
24 the title or ownership of such vehicle has been transferred.

25 Sec. 3. Section three hundred twenty-one point one hundred
26 five (321.105), Code 1975, is amended by adding the following
27 new unnumbered paragraph:

28 NEW UNNUMBERED PARAGRAPH. In addition to the payment of
29 an annual registration fee for each trailer and semitrailer
30 to be issued an Iowa registration plate, an additional
31 registration fee may be paid for a period of two subsequent
32 registration years. This section shall not apply to trailers
33 and semitrailers registered pursuant to chapter three hundred
34 twenty-six (326) of the Code.

35 Sec. 4. Section three hundred twenty-one point one

1 hundred twenty-six (321.126), Code 1975, is amended by
2 adding the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH.

4 A refund for trailers and semitrailers issued a multi-
5 year registration plate shall be paid by the department up-
6 on application.

7 Sec. 5. Section three hundred twenty-one point one
8 hundred twenty-seven (321.127), Code 1975, is amended to
9 read as follows:

10 321.127 AMOUNT OF REFUND. For December and each
11 succeeding month the refund for motor vehicles shall be
12 computed on the basis of one-fourth of the annual registration
13 fee multiplied by the number of remaining quarters of the
14 year from date of the return of the vehicles plates to the
15 county treasurer, computed to the nearest quarter dollar. The
16 department shall make refund on or before the fifteenth day
17 of the quarter following the quarter in which the claim is
18 filed with the department. For trailers or semi-trailers
19 issued a multi-year registration plate a refund shall be paid
20 equal to the annual fee for twelve months times the remaining
21 number of complete calendar years.

22 Sec. 6. Section three hundred twenty-six point two (326.2),
23 subsection seven (7), Code 1975, is amended to read as follows:

24 7. "Fleet" means ~~two~~ one or more commercial vehicles at
25 ~~least-one-of-which-is-a-motor-vehicle.~~

26 Sec. 7. Section three hundred twenty-six point six (326.6),
27 Code 1975, is amended by adding the following subsection:

28 NEW SUBSECTION.

29 3. The department may negotiate apportionment agreements
30 on either a vehicle or a dollar basis. In apportionment on
31 a vehicle basis, a sufficient number of vehicles shall be
32 registered to produce total fee payments not less than an
33 amount obtained by applying the proportion of in-state fleet
34 miles to total fleet miles to the fees which would otherwise
35 be required for total fleet registration in this state.

1 of reciprocal or proportional registration privileges, it
2 shall be a misdemeanor punishable upon conviction by a fine
3 of not more than one hundred dollars or imprisonment in the
4 county jail for not more than thirty days, unless such act
5 is declared under Iowa law to be a felony, ~~punishable-as~~
6 ~~provided-in-section-324.402~~ for any person to operate under
7 reciprocity or proportional registration in violation of any
8 requirements of this chapter.

9 Sec. 10. Chapter three hundred twenty-seven B (327B), Code
10 1975, is amended by adding the following new section:

11 NEW SECTION. Any person violating the provisions of this
12 chapter shall, upon conviction, be subject to a fine of not
13 more than one hundred dollars or imprisonment in the county
14 jail for not more than thirty days.

15 Sec. 11. The provisions of sections one (1) through five (5)
16 of this Act shall become effective December 1, 1976 for
17 trailers and semitrailers registered on or after December
18 1, 1976 for the 1977 registration year.

19 Sec. 12. Section three hundred twenty-six point twenty-
20 four (326.24), Code 1975, is repealed.

21 EXPLANATION

22 This bill provides for the issuance of a three-year
23 registration plate for trailers and semitrailers upon payment
24 of three times the annual registration fee for the trailer
25 or semitrailer. This bill also provides for the department
26 to negotiate apportionment agreements for registration of
27 vehicles owned by residents and nonresidents based upon a
28 vehicle or dollar basis in addition to the present in-state
29 mileage to total mileage of the vehicles used in interstate
30 and intrastate commerce. This bill also specifies that a
31 violation of chapter 326 and chapter 327B unless otherwise
32 provided is a misdemeanor punished by a fine of not more than
33 one hundred dollars or imprisonment in the county jail for
34 not more than thirty days.

35

HOUSE FILE 724

AN ACT

RELATING TO MOTOR VEHICLES PROVIDING FOR REGISTRATION OF TRAILERS AND SEMITRAILERS FOR A THREE-YEAR PERIOD AND TRIP PERMITS FOR COMMERCIAL VEHICLES AND THE AUTHORITY OF THE STATE DEPARTMENT OF TRANSPORTATION TO NEGOTIATE VEHICLE REGISTRATION APPORTIONMENT AGREEMENTS AND PROVIDING A PENALTY.

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

Section 1. Section three hundred twenty-one point thirty-four (321.34), Code 1975, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. In lieu of issuing annual registration plates for trailers and semitrailers, the county treasurer or department may issue a multi-year registration plate for a three-year period upon payment of the appropriate registration fee. This section shall not apply to trailers and semitrailers registered pursuant to chapter three hundred twenty-six (326) of the Code.

Sec. 2. Section three hundred twenty-one point thirty-nine (321.39), Code 1975, is amended to read as follows:

321.39 EXPIRATION OF REGISTRATION. Every vehicle registration under this chapter and every registration card and registration plate issued hereunder except multi-year registration plates issued for trailers or semitrailers registered for a period of three years shall expire at midnight on the thirty-first day of December of each year. The provisions of this section shall not apply to any vehicle which is registered without the payment of fees as provided in section 321.19, but the registration plate or plates issued for such vehicle shall remain valid until suspended or revoked or canceled by the department, or until the title or ownership

of such vehicle has been transferred.

Sec. 3. Section three hundred twenty-one point one hundred five (321.105), Code 1975, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. In addition to the payment of an annual registration fee for each trailer and semitrailer to be issued an Iowa registration plate, an additional registration fee may be paid for a period of two subsequent registration years. This section shall not apply to trailers and semitrailers registered pursuant to chapter three hundred twenty-six (326) of the Code.

Sec. 4. Section three hundred twenty-one point one hundred twenty-six (321.126), Code 1975, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. A refund for trailers and semitrailers issued a multi-year registration plate shall be paid by the department upon application.

Sec. 5. Section three hundred twenty-one point one hundred twenty-seven (321.127), Code 1975, is amended to read as follows:

321.127 AMOUNT OF REFUND. For December and each succeeding month the refund for motor vehicles shall be computed on the basis of one-fourth of the annual registration fee multiplied by the number of remaining quarters of the year from date of the return of the vehicles plates to the county treasurer, computed to the nearest quarter dollar. The department shall make refund on or before the fifteenth day of the quarter following the quarter in which the claim is filed with the department. For trailers or semitrailers issued a multi-year registration plate a refund shall be paid equal to the annual fee for twelve months times the remaining number of complete calendar years.

Sec. 6. Section three hundred twenty-six point two (326.2), subsection seven (7), Code 1975, is amended to read as follows:

7. "Fleet" means two or more commercial vehicles at least one of which is a motor vehicle.

Sec. 7. Section three hundred twenty-six point six (326.6),

Code 1975, is amended by adding the following subsection:

NEW SUBSECTION.

3. The department may negotiate apportionment agreements on either a vehicle or a dollar basis. In apportionment on a vehicle basis, a sufficient number of vehicles shall be registered to produce total fee payments not less than an amount obtained by applying the proportion of in-state fleet miles to total fleet miles to the fees which would otherwise be required for total fleet registration in this state.

Sec. 8. Section three hundred twenty-six point twenty-three (326.23), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

326.23 TRIP PERMITS.

1. The owner of a commercial vehicle which is properly registered and licensed in some other jurisdiction and is to be operated occasionally on highways in this state, may in lieu of payment of the annual registration fee for such vehicle obtain a trip permit authorizing operation of the vehicle on the highways of this state in interstate commerce for a period of not to exceed seventy-two hours. The fee for the trip permit shall be ten dollars.

2. The department may enter into agreements with owners and operators of truck stops to permit the owners and operators of truck stops to issue trip permits subject to any conditions imposed by the department. In addition to the trip permit fee, the owner or operator of a truck stop may charge an issuance fee of not more than one dollar. For the purposes of this section, "truck stop" means any place of business which sells fuel normally used by trucks and which is open twenty-four hours per day.

Sec. 9. Section three hundred twenty-six point twenty-seven (326.27), Code 1975, is amended to read as follows:

326.27 VIOLATIONS TO NEGATE AGREEMENTS. Operation of a commercial vehicle or vehicles in violation of the requirements of this chapter, the motor vehicle registration laws of this state, or the terms of any agreement negotiated by the department pursuant to this chapter may, after due

notice and hearing, be grounds for denial of reciprocal or proportional registration privileges on the vehicle or vehicles of an owner so operated. Any owner denied such reciprocal or proportional registration privileges shall be subject to payment of full annual Iowa registration fees on any such vehicle operated on Iowa highways. In addition to denial of reciprocal or proportional registration privileges, it shall be a misdemeanor punishable upon conviction by a fine of not more than one hundred dollars or imprisonment in the county jail for not more than thirty days, unless such act is declared under Iowa law to be a felony, ~~punishable as provided in section 324-402~~ for any person to operate under reciprocity or proportional registration in violation of any requirements of this chapter.

Sec. 10. Chapter three hundred twenty-seven B (327B), Code 1975, is amended by adding the following new section:

NEW SECTION. Any person violating the provisions of this chapter shall, upon conviction, be subject to a fine of not more than one hundred dollars or imprisonment in the county jail for not more than thirty days.

Sec. 11. The provisions of sections one (1) through five (5) of this Act shall become effective December 1, 1976 for trailers and semitrailers registered on or after December 1, 1976 for the 1977 registration year.

Sec. 12. Section three hundred twenty-six point twenty-four (326.24), Code 1975, is repealed.

DALE M. COCHRAN
Speaker of the House

ARTHUR A. NEU
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 724, Sixty-sixth General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved _____, 1975

ROBERT D. RAY
Governor