

Transportation: Menke, Chair; Miller and Schnekloth.

*Amended per 5723 & 276 Pass
3/27/80 (p. 1435)*

FILED FEB 28 1980

SENATE FILE 2272
By COMMITTEE ON TRANSPORTATION
(FORMERLY SENATE STUDY BILL 2252)
Approved 2/27 (p. 627)

Passed Senate, Date 3-13-70 (p. 243) Passed House, Date 4/2/50 (p. 152)
Vote: Ayes 44 Nays 3 Vote: Ayes 90 Nays 0
Approved May 19, 1950

*Report of Senate & House amendments
4-14-50 (p. 1404)
40-4*

A BILL FOR

- 1 An Act relating to the movement of vehicles of excessive
- 2 size and weight.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4

SENATE FILE 2272

H-5723

- 1 Amend Senate File 2272 as passed by the Senate,
- 2 as follows:
- 3 1. Page 5, by striking lines 33 through 35, and
- 4 inserting in lieu thereof the following: "However,
- 5 movement Permits may be issued for vehicles with
- 6 divisible loads of hay, straw or stover may-be-allowed
- 7 in-the-absence-of without a finding of special or
- 8 emergency situations, however-such".

H-5723 FILED
MARCH 27, 1980
Adopted 4/2 (p. 1381)

BY COMMITTEE ON TRANSPORTATION
EGENES, Chair

SENATE FILE 2272

H-5671

- 1 Amend Senate File 2272 as follows:
- 2 1. Page 6, by striking lines 8 through 10
- 3 and inserting in lieu thereof the following:
- 4 "takes effect from and after its publication in
- 5 The Clinton Herald, a newspaper published in
- 6 Clinton, Iowa, and in The Alta Advertiser, a
- 7 newspaper published in Alta, Iowa."

H-5671 FILED
MARCH 25, 1980
4/2 4/3 (p. 1381)

BY MENKE of O'Brien
SCHNEKLOTH of Scott

1 Section 1. Section three hundred twenty-one E point seven
2 (321E.7), Code 1979, as amended by Acts of the Sixty-eighth
3 General Assembly, 1979 Session, chapter seventy-three (73),
4 section one (1), is amended by adding the following new
5 unnumbered paragraph:

6 NEW UNNUMBERED PARAGRAPH. Special mobile equipment, as
7 defined in section three hundred twenty-one point one (321.1),
8 subsection seventeen (17), of the Code, is not subject to
9 the requirements for distance in feet between the extremes
10 of any group of axles or the extreme axles of the vehicle
11 or combination of vehicles as required by this chapter when
12 being moved upon the highways, except the interstate road
13 system, as defined in section three hundred six point three
14 (306.3), subsection three (3), of the Code.

15 Sec. 2. Section three hundred twenty-one E point eight
16 (321E.8), subsections one (1) and two (2), Code 1979, as the
17 section is amended by Acts of the Sixty-eighth General
18 Assembly, 1979 Session, chapter seventy-three (73), sections
19 two (2) and three (3), are amended to read as follows:

20 1. Vehicles with indivisible loads having an overall width
21 not to exceed twelve feet, five inches or mobile homes
22 including appurtenances not to exceed twelve feet, five inches
23 and an overall length not to exceed ~~seventy~~ seventy-five feet,
24 zero inches may be moved for unlimited distances. The vehicle
25 and load shall not exceed the height of thirteen feet, ten
26 inches and the total gross weight as prescribed in section
27 321.463.

28 2. Vehicles with indivisible loads having an overall width
29 not to exceed fourteen feet, zero inches and an overall length
30 not to exceed ~~eighty~~ eighty-five feet, zero inches shall be
31 restricted to trip distances not to exceed fifty highway and
32 street miles in total aggregate. The vehicle and load shall
33 not exceed the height as prescribed in section 321.456 and
34 the total gross weight as prescribed in section 321.463.

35 Sec. 3. Section three hundred twenty-one E point nine

1 (321E.9), Code 1979, as amended by Acts of the Sixty-eighth
2 General Assembly, 1979 Session, chapter seventy-three (73),
3 section four (4), is amended by striking the section and
4 inserting in lieu thereof the following:

5 321E.9 SINGLE-TRIP PERMITS. Subject to the discretion
6 and judgment provided for in section three hundred twenty-
7 one E point one (321E.1) of the Code, single-trip permits
8 shall be issued in accordance with the following provisions:

9 1. Vehicles with indivisible loads having an overall width
10 not to exceed forty feet, zero inches, an overall length not
11 to exceed one hundred twenty feet, zero inches, or a total
12 gross weight not to exceed one hundred thousand pounds may
13 be moved, provided the gross weight on any one axle shall
14 not exceed the maximum prescribed in section three hundred
15 twenty-one point four hundred sixty-three (321.463), pursuant
16 to rules adopted pursuant to chapter seventeen A (17A) of
17 the Code. The height of the vehicles and loads shall be
18 limited only to height limitations of underpasses, bridges,
19 power lines and other established height restrictions on the
20 specified route. A mobile home shall not be moved under the
21 provisions of this section if the actual mobile home width
22 exceeds twelve feet, five inches or length exceeds sixty-seven
23 feet, six inches, excluding hitch or any overhang. The vehicle
24 with load shall be accompanied by an escort as required by
25 rules adopted pursuant to chapter seventeen A (17A) of the
26 Code.

27 2. Vehicles with indivisible loads exceeding the width,
28 length, and total gross weight provided in subsection one
29 (1) of this section, may be moved in special or emergency
30 situations, provided the gross weight on any one axle shall
31 not exceed the maximum prescribed in section three hundred
32 twenty-one point four hundred sixty-three (321.463) of the
33 Code. The vehicle and load shall be accompanied by an escort
34 as required by rules adopted pursuant to chapter seventeen
35 A (17A) of the Code. The issuing authority may impose any

1 special restrictions as deemed necessary on movements by
2 permit under this subsection.

3 3. Vehicles or combinations of vehicles consisting of
4 construction machinery being temporarily moved on streets,
5 roads, and highways with a maximum total gross weight
6 limitation and a single axle weight limitation prescribed
7 in section three hundred twenty-one E point seven (321E.7)
8 of the Code, an overall width not to exceed fourteen feet,
9 an overall length not to exceed eighty feet, may be moved
10 for unlimited distances over specified routes when accompanied
11 by an escort as required by rules adopted pursuant to chapter
12 seventeen A (17A) of the Code.

13 The height of the vehicle or combination of vehicles shall
14 be limited only to the height limitations of underpasses,
15 bridges, power lines, and other established height restrictions
16 on the specified route.

17 Sec. 4. Section three hundred twenty-one E point thirteen
18 (321E.13), Code 1979, is amended to read as follows:

19 321E.13 FINANCIAL RESPONSIBILITY. Prior to the issuance
20 of any permit, the applicant for a permit shall be required
21 to file proof of financial responsibility or to post a bond
22 ~~not to exceed ten thousand dollars~~ with the issuing authority.
23 Such bonds The amount of the bond shall be determined by the
24 issuing authority and shall be used as security for repair
25 or replacement of official signs, signals, and roadway
26 foundations, surfaces, or structures which may be damaged
27 or destroyed during the movement of a vehicle and load
28 operating under such the permit. The duration of the bond
29 shall be determined by the issuing authority for a period
30 not to exceed one year.

31 Sec. 5. Section three hundred twenty-one E point fourteen
32 (321E.14), Code 1979, is amended to read as follows:

33 321E.14 FEES FOR PERMITS. The department or local
34 authorities issuing ~~such~~ the permits shall charge a fee of
35 ten dollars for an annual permit and a fee of five dollars

1 for a single-trip permit and shall determine charges for
2 special permits issued pursuant to section three hundred
3 twenty-one E point twenty-nine (321E.29) of the Code by rules
4 adopted pursuant to chapter seventeen A (17A) of the Code.
5 Fees for the movement of buildings, parts of buildings, or
6 unusual vehicles or loads may be increased to cover the costs
7 of inspections by the issuing authority. A fee not to exceed
8 eighty dollars per ten-hour day or prorated fraction thereof
9 per person and car for escort service may be charged when
10 requested or when required under this chapter. Proration
11 of escort fees between state and local authorities when more
12 than one governmental authority provides or is required to
13 provide escort for a movement during the period of a day shall
14 be determined by rule under section 321E.15. The department
15 and local authorities may charge any permit applicant for
16 the cost of trimming trees and removal and replacement of
17 natural obstructions or official signs and signals or other
18 public or private property required to be removed during the
19 movement of a vehicle and load. In addition to the fees
20 provided in this section, the annual fee for a permit for
21 special mobile equipment, as defined in section three hundred
22 twenty-one point one (321.1), subsection seventeen (17), of
23 the Code, operated pursuant to section one (1) of this Act
24 with a combined gross weight up to and including eighty
25 thousand pounds shall be twenty-five dollars and for a combined
26 gross weight exceeding eighty thousand pounds, fifty dollars.

27 Sec. 6. Section three hundred twenty-one E point seventeen
28 (321E.17), Code 1979, is amended to read as follows:

29 321E.17 FIVE OR MORE VIOLATIONS. Proof of imposition
30 of penalties on five or more occasions for violation of
31 sections 321.454, 321.456, 321.457, ~~or~~ 321.463, or three hun-
32 dred twenty-one E point sixteen (321E.16) of the Code or any
33 combination of penalties for violation of said sections
34 totaling five or more incurred during any twelve-month period
35 with respect to the operation of one or more vehicles by any

1 one permit holder, whether operated personally or through
2 agents, servants, or employees of the permit holder shall
3 constitute prima-facie evidence that the permit holder has
4 willfully operated or caused to be operated a vehicle or
5 vehicles in violation of this chapter.

6 Sec. 7. Section three hundred twenty-one E point twenty-
7 four (321E.24), Code 1979, is amended to read as follows:

8 321E.24 WARNING DEVICE ON LONG LOADS. Any vehicle which,
9 including load, exceeds the length of ~~sixty-five~~ seventy-five
10 feet shall carry a warning device clearly visible to a motorist
11 approaching from the rear for a distance of ~~at-least~~ five
12 hundred feet.

13 Sec. 8. Section three hundred twenty-one E point twenty-
14 eight (321E.28), subsection five (5), Code 1979, as the sec-
15 tion is amended by Acts of the Sixty-eighth General Assembly,
16 1979 Session, chapter seventy-three (73), section five (5),
17 is amended by striking the subsection.

18 Sec. 9. Section three hundred twenty-one E point twenty-
19 nine (321E.29), Code 1979, is amended to read as follows:

20 321E.29 EXCESS SIZE DIVISIBLE LOAD PERMITS. Vehicles
21 or a combination of vehicles with divisible loads in excess
22 of the width, length, or height requirements of chapter three
23 hundred twenty-one (321) of the Code may be moved on the
24 highways of this state ~~pursuant-to-a-special-permit-issued~~
25 ~~for-special-or-emergency-situations-by-the-department-or-local~~
26 ~~authorities-subject-to-the-discretion-and-judgment-provided~~
27 ~~for-in-section-321E-1~~ if the department or issuing authority
28 determines there is a special or emergency situation which
29 warrants the issuance of a special permit. The combined gross
30 weight or gross weight on any one axle or group of axles may
31 exceed the limits established in section 321.463, subject
32 to the limits and routes established by the issuing authority.
33 ~~However,-movement~~ Vehicles with divisible loads of hay, straw
34 or stover may be ~~allowed-in-the-absence-of~~ issued without
35 a finding of special or emergency situations, however-such

1 if the movement shall-be-consistent-with meets the other
2 requirements ~~for-movement~~ of ~~oversize-divisible-loads~~ this
3 chapter.

4 Sec. 10. Sections two (2), three (3), four (4), six (6),
5 seven (7), eight (8), and nine (9) of this Act take effect
6 July first following enactment.

7 Sec. 11. This Act, being deemed of immediate importance,
8 takes effect from and after its publication in the Muscatine
9 Journal, a newspaper published in Muscatine, Iowa, and in
10 the Lee Town News, a newspaper published in Des Moines, Iowa.

11 EXPLANATION

12 The bill allows indivisible loads and mobile homes up to
13 seventy-five feet in length to be moved unlimited distances.
14 Indivisible loads up to eighty-five feet may be moved up to
15 fifty miles. The bill provides authority for the state de-
16 partment of transportation or the issuing authority to impose
17 special restrictions for the movement of larger indivisible
18 loads which must be accompanied by an escort. The bill grants
19 the issuing authority the right to determine the amount and
20 length of a bond to cover damages to and along the highway.
21 The bill grants the issuing authority the authority to issue
22 special permits for divisible loads where a special or
23 emergency situation exists. The bill further permits the
24 movement of certain road construction and maintenance
25 machinery.

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HOUSE AMENDMENT TO SENATE FILE 2272

S-5683

1 Amend Senate File 2272 as passed by the Senate,
2 as follows:

3 1. Page 5, by striking lines 33 through 35, and
4 inserting in lieu thereof the following: "However,
5 movement Permits may be issued for vehicles with
6 divisible loads of hay, straw or stover may-be-allowed
7 in-the-absence-of without a finding of special or
8 emergency situations, however-such".

S-5683 FILED

RECEIVED FROM THE HOUSE

APRIL 9, 1980

Senate received 4-14 (p. 1408)