

Emergency Clause, D. Rev. Stat. (p. 204)

MAR 3 1988

Place On Calendar

HOUSE FILE 2383

BY COMMITTEE ON TRANSPORTATION

(Formerly House Study Bill 573)

Passed House, Date 3/7/88 (p. 614)

Passed Senate, Date 4/13/88 (p. 1578)

Vote: Ayes 74 Nays 16

Vote: Ayes 45 Nays 2

Approved May 11, 1988

A BILL FOR

1 An Act relating to the movement of vehicles of excess size and
2 weight, subject to penalties provided by law.

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

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HF 2383

1 Section 1. Section 321.457, subsection 3, Code Supplement
2 1987, is amended by adding the following new paragraph:

3 NEW PARAGRAPH. d. In a combination of vehicles used
4 principally for hauling livestock operating under this
5 subsection and section 321.454, subsection 2, the combination
6 of vehicles used principally for hauling livestock may depart
7 from the designated highway system by the most direct route to
8 points of pickup and delivery. Vehicles operating under this
9 paragraph are not exempt from posted size and weight
10 restrictions on highway structures.

11 Sec. 2. Section 321E.8, subsection 2, Code 1987, is
12 amended to read as follows:

13 2. Vehicles with indivisible loads, including mobile homes
14 and factory-built structures, having an overall width not to
15 exceed fourteen sixteen feet, six zero inches and an overall
16 length not to exceed eighty-five ninety-five feet, zero inches
17 ~~shall be restricted to trip distances not to exceed fifty~~
18 ~~highway and street miles in total aggregate~~ may be moved under
19 an annual or all-systems permit and must have a route
20 specified by the issuing authority prior to the movement.
21 However, vehicles with indivisible loads, including mobile
22 homes and factory-built structures, with an overall width not
23 exceeding fourteen feet six inches may exceed fifty miles
24 under an annual and all-systems permit when prior approval for
25 trip routing is obtained from the issuing authority. The
26 vehicle and load shall not exceed the height as prescribed in
27 section 321.456 and the total gross weight as prescribed in
28 section 321.463.

29 Sec. 3. Section 321E.28, Code 1987, is amended to read as
30 follows:

31 321E.28 SINGLE-TRIP AND ANNUAL PERMITS.

32 The department and local authorities may, upon application
33 and with good cause shown, issue single-trip or annual permits
34 for the movement of mobile homes or factory-built structures
35 of widths including appurtenances exceeding twelve feet five

1 inches subject to the following conditions:

2 1. ~~Single-trip-permits~~ Permits issued under this section
3 shall be limited to mobile homes and factory-built structures
4 of with widths, including appurtenances, exceeding twelve feet
5 five inches but not exceeding sixteen feet zero inches and
6 where the overall length of the mobile home or the factory-
7 built structure and the power unit does not exceed ninety-five
8 feet.

9 2. ~~Single-trip-permits~~ Permits shall be issued only when
10 the movement can be safely accomplished without causing
11 unnecessary traffic congestion.

12 3. ~~Single-trip-permits~~ Permits issued under the-provisions
13 of this section shall specify the route over which the mobile
14 home or factory-built structure shall be moved, and wherever
15 possible, the department and local authorities shall specify
16 highways having a roadway at least twenty-four feet in width.

17 4. Single-trip permits may be issued by the department or
18 local authorities contingent upon favorable road and weather
19 conditions.

20 5. A single-trip permit may be issued to allow the
21 movement of a mobile home or factory-built structure on a
22 fully controlled-access, divided, multilaned highway at a
23 speed exceeding forty miles per hour but not exceeding forty-
24 five miles per hour.

25 For the purposes of this section, "factory-built structure"
26 means any a structure which is wholly or in substantial part,
27 made, fabricated, formed, or assembled in manufacturing
28 facilities for installation or assembly and installation, on a
29 building site and which is temporarily moved on its own axles.

30 Sec. 4. NEW SECTION. 321E.32 MOVEMENT OF STRUCTURES.

31 The weight limits on axles used for the movement of
32 physical structures and buildings shall be subject to the same
33 weight limits which are placed on all other axles. However,
34 when physical structures or buildings are moved and the axles
35 under the load are five feet or more apart, each axle shall be

1 considered a separate axle in determining the axle weight
2 limitations provided by law.

3 Sec. 5. NEW SECTION. 321E.33 OVERSIZE PERMIT AGREEMENT.

4 The director of transportation may, subject to the approval
5 of the transportation commission, enter into agreements on
6 behalf of this state with authorized representatives of other
7 states concerning the movement of vehicles of excess size and
8 weight. The director of transportation may enter into and the
9 state department of transportation may become a member of an
10 agreement allowing other states to issue permits authorizing
11 the movement of vehicles of excess size and weight on state
12 primary roads, collect established permit fees on behalf of
13 the department, and exchange appropriate information. The
14 director of transportation may adopt rules pursuant to chapter
15 17A to implement an agreement.

16 Copies of any agreement shall be filed with the secretary
17 of the senate and the chief clerk of the house.

18 EXPLANATION

19 The bill permits combinations of vehicles used principally
20 for hauling livestock which may be operated on the designated
21 highway system to leave the designated highway system by the
22 most direct route to make pickups and deliveries. The bill
23 allows the movement of mobile homes and factory-built
24 structures having an overall width not exceeding sixteen feet
25 and an overall length not exceeding ninety-five feet to be
26 moved on a single-trip or annual permit with prior approval
27 for trip routing from the issuing authority. The bill also
28 provides that the weight limit on axles used for moving
29 physical structures and buildings are subject to the same
30 weight limits as other axles. The bill also allows the
31 director of transportation, with the approval of the
32 transportation commission, to enter into agreements with other
33 states concerning the movement of vehicles of excess size and
34 weight.

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5715

1 Amend House File 2383, as passed by the House, as
2 follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Section 1. Section 321.1, subsection 40,
6 unnumbered paragraphs 3 and 4, Code Supplement 1987,
7 are amended by striking the paragraphs and inserting
8 in lieu thereof the following:

9 "Final stage manufacturer" means a person who
10 performs such manufacturing operations on an
11 incomplete vehicle that it becomes a completed
12 vehicle.

13 "Incomplete vehicle" means an assemblage, as a
14 minimum, consisting of a frame and chassis structure,
15 power train, steering system, suspension system, and
16 braking system, to the extent that those systems are
17 to be a part of the completed vehicle, that requires
18 further manufacturing operations, other than the
19 addition of readily attachable equipment, components,
20 or minor finishing operations.

21 Sec. . NEW SECTION. 321.23A IDENTIFICATION BY
22 FINAL STAGE MANUFACTURER.

23 A final stage manufacturer shall furnish to the
24 department a document which identifies that the
25 vehicle was incomplete prior to that manufacturing
26 operation. The identification shall include the name
27 of the incomplete vehicle manufacturer, the date of
28 manufacture, the vehicle identification number to
29 ascertain that the document applies to a particular
30 incomplete vehicle, and such other information as the
31 department may require."

32 2. Title page, by striking line 1 and inserting
33 the following: "An Act relating to the movement and
34 manufacturing of vehicles including vehicles of excess
35 size and".

36 3. Renumber sections as necessary.

S-5715

Filed March 31, 1988

BY JOHN A. PETERSON

Revised not germane 4/13 (p. 1513)

HSB 573

TRANSPORTATION

Kow
2383

House Study Bill 573
Transportation: Muhlbauer, Chair, Fey and Maulsby.

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
TRANSPORTATION BILL)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the movement of vehicles of excess size and
2 weight, subject to penalties provided by law.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 321E.8, subsection 2, Code 1987, is
2 amended to read as follows:

3 2. Vehicles with indivisible loads, including mobile homes
4 and factory-built structures, having an overall width not to
5 exceed ~~fourteen~~ sixteen feet, ~~six~~ zero inches and an overall
6 length not to exceed ~~eighty-five~~ ninety-five feet, zero inches
7 ~~shall-be~~ are restricted to trip distances not to exceed fifty
8 highway and street miles in total aggregate. However,
9 vehicles with indivisible loads, including mobile homes and
10 factory-built structures, may exceed fifty miles under an
11 annual and all-systems permit when prior approval for trip
12 routing is obtained from the issuing authority. The vehicle
13 and load shall not exceed the height as prescribed in section
14 321.456 and the total gross weight as prescribed in section
15 321.463.

16 Sec. 2. Section 321E.28, Code 1987, is amended to read as
17 follows:

18 321E.28 SINGLE-TRIP PERMITS.

19 The department and local authorities may, upon application
20 and with good cause shown, issue single-trip annual permits
21 for the movement of mobile homes or factory-built structures
22 of widths including appurtenances exceeding twelve feet five
23 inches subject to the following conditions:

24 1. ~~Single-trip-permits~~ Permits issued under this section
25 shall be limited to mobile homes and factory-built structures
26 of with widths, including appurtenances, exceeding twelve feet
27 five inches but not exceeding sixteen feet zero inches and
28 where the overall length of the mobile home or the factory-
29 built structure and the power unit does not exceed ninety-five
30 feet.

31 2. ~~Single-trip-permits~~ Permits shall be issued only when
32 the movement can be safely accomplished without causing
33 unnecessary traffic congestion.

34 3. ~~Single-trip-permits~~ Permits issued under the-provisions
35 of this section shall specify the route over which the mobile

1 home or factory-built structure shall be moved, and wherever
2 possible, the department and local authorities shall specify
3 highways having a roadway at least twenty-four feet in width.

4 4. Single-trip permits may be issued by the department or
5 local authorities contingent upon favorable road and weather
6 conditions.

7 5. A single-trip permit may be issued to allow the
8 movement of a mobile home or factory-built structure on a
9 fully controlled-access, divided, multilaned highway at a
10 speed exceeding forty miles per hour but not exceeding forty-
11 five miles per hour.

12 For the purposes of this section, "factory-built structure"
13 means any a structure which is wholly or in substantial part,
14 made, fabricated, formed, or assembled in manufacturing
15 facilities for installation or assembly and installation, on a
16 building site and which is temporarily moved on its own axles.

17 Sec. 3. NEW SECTION. 321E.32 OVERSIZE PERMIT AGREEMENT.

18 The director of transportation may, subject to the approval
19 of the transportation commission, enter into agreements on
20 behalf of this state with authorized representatives of other
21 states concerning the movement of vehicles of excess size and
22 weight. The director of transportation may enter into and the
23 state department of transportation may become a member of an
24 agreement allowing other states to issue permits authorizing
25 the movement of vehicles of excess size and weight on state
26 primary roads, collect established permit fees on behalf of
27 the department, and exchange appropriate information. The
28 director of transportation may adopt rules pursuant to chapter
29 17A to implement an agreement.

30 Copies of any agreement shall be filed with the secretary
31 of the senate and the chief clerk of the house.

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EXPLANATION

33 The bill allows the movement of mobile homes and factory-
34 built structures having an overall width not exceeding sixteen
35 feet and an overall length not exceeding ninety-five feet to

1 be moved on a single-trip or annual permit for distances
2 exceeding fifty miles with prior approval for trip routing
3 from the issuing authority. The bill also allows the director
4 of transportation, with the approval of the transportation
5 commission, to enter into agreements with other states
6 concerning the movement of vehicles of excess size and weight.

7 COMPANION TO LSB 7755SC

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HOUSE FILE 2383

AN ACT

RELATING TO THE MOVEMENT OF VEHICLES OF EXCESS SIZE AND WEIGHT, SUBJECT TO PENALTIES PROVIDED BY LAW.

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

Section 1. Section 321.457, subsection 3, Code Supplement 1987, is amended by adding the following new paragraph:

NEW PARAGRAPH. d. In a combination of vehicles used principally for hauling livestock operating under this subsection and section 321.454, subsection 2, the combination of vehicles used principally for hauling livestock may depart from the designated highway system by the most direct route to points of pickup and delivery. Vehicles operating under this paragraph are not exempt from posted size and weight restrictions on highway structures.

Sec. 2. Section 321E.8, subsection 2, Code 1987, is amended to read as follows:

2. Vehicles with indivisible loads, including mobile homes and factory-built structures, having an overall width not to

exceed fourteen sixteen feet, six zero inches and an overall length not to exceed eighty-five ninety-five feet, zero inches shall be restricted to trip distances not to exceed fifty highway and street miles in total aggregate may be moved under an annual or all-systems permit and must have a route specified by the issuing authority prior to the movement. However, vehicles with indivisible loads, including mobile homes and factory-built structures, with an overall width not exceeding fourteen feet six inches may exceed fifty miles under an annual and all-systems permit when prior approval for trip routing is obtained from the issuing authority. The vehicle and load shall not exceed the height as prescribed in section 321.456 and the total gross weight as prescribed in section 321.463.

Sec. 3. Section 321E.28, Code 1987, is amended to read as follows:

321E.28 SINGLE-TRIP AND ANNUAL PERMITS.

The department and local authorities may, upon application and with good cause shown, issue single-trip or annual permits for the movement of mobile homes or factory-built structures of widths including appurtenances exceeding twelve feet five inches subject to the following conditions:

1. Single-trip-permits Permits issued under this section shall be limited to mobile homes and factory-built structures of with widths, including appurtenances, exceeding twelve feet five inches but not exceeding sixteen feet zero inches and where the overall length of the mobile home or the factory-built structure and the power unit does not exceed ninety-five feet.

2. Single-trip-permits Permits shall be issued only when the movement can be safely accomplished without causing unnecessary traffic congestion.

3. Single-trip-permits Permits issued under the provisions of this section shall specify the route over which the mobile home or factory-built structure shall be moved, and wherever

possible, the department and local authorities shall specify highways having a roadway at least twenty-four feet in width.

4. Single-trip permits may be issued by the department or local authorities contingent upon favorable road and weather conditions.

5. A single-trip permit may be issued to allow the movement of a mobile home or factory-built structure on a fully controlled-access, divided, multilaned highway at a speed exceeding forty miles per hour but not exceeding forty-five miles per hour.

For the purposes of this section, "factory-built structure" means any structure which is wholly or in substantial part, made, fabricated, formed, or assembled in manufacturing facilities for installation or assembly and installation on a building site and which is temporarily moved on its own axles.

Sec. 4. NEW SECTION. 321E.32 MOVEMENT OF STRUCTURES.

The weight limits on axles used for the movement of physical structures and buildings shall be subject to the same weight limits which are placed on all other axles. However, when physical structures or buildings are moved and the axles under the load are five feet or more apart, each axle shall be considered a separate axle in determining the axle weight limitations provided by law.

Sec. 5. NEW SECTION. 321E.33 OVERSIZE PERMIT AGREEMENT.

The director of transportation may, subject to the approval of the transportation commission, enter into agreements on behalf of this state with authorized representatives of other states concerning the movement of vehicles of excess size and weight. The director of transportation may enter into and the state department of transportation may become a member of an agreement allowing other states to issue permits authorizing the movement of vehicles of excess size and weight on state primary roads, collect established permit fees on behalf of the department, and exchange appropriate information. The director of transportation may adopt rules pursuant to chapter 17A to implement an agreement.

Copies of any agreement shall be filed with the secretary of the senate and the chief clerk of the house.

DONALD D. AVENSON
Speaker of the House

JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2381, Seventy-second General Assembly.

Approved May 11, 1988

JOSEPH O'BERN
Chief Clerk of the House

TERRY E. BRANSTAD
Governor