

Transportation: Muhlbauer, Chair; Cooper and Harbor.

Amend. (3228) v. Dr. Bill 3/20/87 (p. 721)

MAR 17 1987

HOUSE FILE 533

TRANSPORTATION

BY FULLER

Passed House, Date 3-27-87 (p. 899) Passed Senate, Date 4/30/87 (p. 1638)

Vote: Ayes 96 Nays 0 Vote: Ayes 46 Nays 1

Approved May 29, 1987

A BILL FOR

1 An Act relating to weight restrictions for vehicles on bridges
2 and culverts and including a penalty.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 533

H-3228

1 Amend House File 533 as follows:

- 2 1. Page 1, line 31, by striking the word "Local"
- 3 and inserting the following: "Upon a finding that a
- 4 bridge or culvert does not meet established standards
- 5 set forth by state and federal authorities, local".
- 6 2. Page 1, line 34, by inserting after the word
- 7 "their" the following: "sole".
- 8 3. Page 1, line 34, by inserting after the word
- 9 "jurisdiction." the following: "The ordinance or
- 10 resolution shall not apply to implements of husbandry
- 11 as defined in section 321.1, subsection 16."

H-3228 FILED MARCH 20, 1987 BY COMMITTEE ON TRANSPORTATION
Adopted 3/27/87 (p. 898)

HOUSE FILE 533

H-3256

1 Amend House File 533 as follows:

- 2 1. Page 1, line 8 by striking the words "farm
- 3 tractors" and inserting the words "farm tractors
- 4 implements of husbandry".
- 5 2. Page 1, line 9 by striking the figure "7"
- 6 and inserting the figures "7 16".

H-3256 FILED MARCH 23, 1987 BY PLATT of Muscatine
Adopted 3/27 (p. 899) KOENIGS of Mitchell

1 Section 1. Section 321.471, Code 1987, is amended to read
2 as follows:

3 321.471 LOCAL AUTHORITIES MAY RESTRICT.

4 1. Local authorities with respect to highways a highway
5 under their jurisdiction may by ordinance or resolution
6 prohibit the operation of vehicles upon any-such the highway
7 or impose restrictions as to the weight of vehicles to be
8 operated upon any-such the highway, except farm tractors as
9 defined in section 321.1, subsection 7, for a total period of
10 not to exceed ninety days in any one calendar year, whenever
11 any-said the highway by reason of deterioration, rain, snow,
12 or other climatic conditions will be seriously damaged or
13 destroyed unless the use of vehicles thereon on the highway is
14 prohibited or the permissible weights thereof reduced.

15 Any A person who violates the provisions of such the
16 ordinance or resolution shall, upon conviction or a plea of
17 guilty, be subject to a fine determined by dividing the
18 difference between the actual weight and the maximum weight
19 established by the ordinance or resolution by one hundred, and
20 multiplying the quotient by two dollars. Local authorities
21 may issue special permits, during periods such the
22 restrictions are in effect, to permit limited operation of
23 vehicles upon specified routes with loads in excess of any
24 restrictions imposed under this section subsection, but not in
25 excess of load restrictions imposed by any other provision of
26 this chapter, and such the authorities shall issue such the
27 permits upon a showing that there is a need to move to market
28 farm produce of the type subject to rapid spoilage or loss of
29 value or to move to any farm feeds or fuel for home heating
30 purposes.

31 2. Local authorities may by ordinance or resolution impose
32 limitations for an indefinite period of time on the weight of
33 vehicles upon bridges or culverts located on highways under
34 their jurisdiction. A person who violates the ordinance or
35 resolution shall, upon conviction or a guilty plea, be subject

1 to a fine determined by dividing the difference between the
2 actual weight of the vehicle and the maximum weight allowed by
3 the ordinance or resolution by one hundred and multiplying the
4 quotient by two dollars. Local authorities may issue or
5 approve special permits allowing the operation over a bridge
6 or culvert of vehicles with weights in excess of restrictions
7 imposed under the ordinance or resolution, but not in excess
8 of load restrictions imposed by any other provision of this
9 chapter.

10 Sec. 2. Section 321.472, Code 1987, is amended to read as
11 follows:

12 321.472 SIGNS POSTED.

13 The local authority enacting any ~~such~~ ordinance or
14 resolution authorized under section 321.471 shall erect or
15 ~~cause-to-be-erected~~ and ~~maintained~~ maintain signs designating
16 ~~the-provisions-of~~ the ordinance or resolution at each end of
17 that portion of any highway or at the location of any bridge
18 or culvert affected thereby, and the ordinance or resolution
19 shall not be effective unless and until ~~such~~ the signs are
20 erected and maintained.

21 EXPLANATION

22 The bill authorizes local authorities to impose weight
23 restrictions solely on a highway bridge or culvert under their
24 jurisdiction rather than restricting the entire section of
25 highway containing the bridge or culvert. A fine is provided
26 for violations of the restrictions. Local authorities may
27 issue special permits allowing operation over the bridge or
28 culvert of vehicles with weights in excess of the
29 restrictions.

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HOUSE FILE 533
BY FULLER

(As Amended and Passed by the House March 27, 1987)

By Passed House, Date 5/5/87 (p. 1970) Passed Senate, Date 4/20/87 (p. 1638)
Vote: Ayes 92 Nays 3 Vote: Ayes 46 Nays 1
Approved May 29, 1987

A BILL FOR

- 1 An Act relating to weight restrictions for vehicles on bridges
- 2 and culverts and including a penalty.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 533

S-3484

- 1 Amend House File 533 as amended, passed and
- 2 reprinted by the House as follows:
- 3 1. Page 1, line 10, by inserting after the figure
- 4 "16" the following: "and implements of husbandry
- 5 loaded on hauling units for transporting the
- 6 implements to locations for purposes of repair".
- 7 2. Page 2, line 4, by inserting after the figure
- 8 "16" the following: "or to implements of husbandry
- 9 loaded on hauling units for transporting the
- 10 implements to locations for purposes of repair".

S-3484

Filed April 9, 1987

Adopted 4/14/87 (p. 1296)

BY COMMITTEE ON TRANSPORTATION

C. JOSEPH COLEMAN, Chairperson

SENATE AMENDMENT TO HOUSE FILE 533

H-4114

- 1 Amend House File 533 as amended, passed and
- 2 reprinted by the House as follows:
- 3 1. Page 1, line 10, by inserting after the figure
- 4 "16" the following: "and implements of husbandry
- 5 loaded on hauling units for transporting the
- 6 implements to locations for purposes of repair".
- 7 2. Page 2, line 4, by inserting after the figure
- 8 "16" the following: "or to implements of husbandry
- 9 loaded on hauling units for transporting the
- 10 implements to locations for purposes of repair".

H-4114 FILED APRIL 30, 1987

RECEIVED FROM THE SENATE

House concurred 5/5/87 (p. 1970)

1 Section 1. Section 321.471, Code 1987, is amended to read
2 as follows:

3 321.471 LOCAL AUTHORITIES MAY RESTRICT.

4 1. Local authorities with respect to highways a highway
5 under their jurisdiction may by ordinance or resolution
6 prohibit the operation of vehicles upon any-such the highway
7 or impose restrictions as to the weight of vehicles to be
8 operated upon any-such the highway, except farm-tractors
9 implements of husbandry as defined in section 321.1,
10 subsection 7 16, for a total period of not to exceed ninety
11 days in any one calendar year, whenever any-said the highway
12 by reason of deterioration, rain, snow, or other climatic
13 conditions will be seriously damaged or destroyed unless the
14 use of vehicles thereon on the highway is prohibited or the
15 permissible weights thereof reduced.

16 Any A person who violates the provisions of such the
17 ordinance or resolution shall, upon conviction or a plea of
18 guilty, be subject to a fine determined by dividing the
19 difference between the actual weight and the maximum weight
20 established by the ordinance or resolution by one hundred, and
21 multiplying the quotient by two dollars. Local authorities
22 may issue special permits, during periods such the
23 restrictions are in effect, to permit limited operation of
24 vehicles upon specified routes with loads in excess of any
25 restrictions imposed under this section subsection, but not in
26 excess of load restrictions imposed by any other provision of
27 this chapter, and such the authorities shall issue such the
28 permits upon a showing that there is a need to move to market
29 farm produce of the type subject to rapid spoilage or loss of
30 value or to move to any farm feeds or fuel for home heating
31 purposes.

32 2. Upon a finding that a bridge or culvert does not meet
33 established standards set forth by state and federal
34 authorities, local authorities may by ordinance or resolution
35 impose limitations for an indefinite period of time on the

1 weight of vehicles upon bridges or culverts located on
2 highways under their sole jurisdiction. The ordinance or
3 resolution shall not apply to implements of husbandry as
4 defined in section 321.1, subsection 16. A person who
5 violates the ordinance or resolution shall, upon conviction or
6 a guilty plea, be subject to a fine determined by dividing the
7 difference between the actual weight of the vehicle and the
8 maximum weight allowed by the ordinance or resolution by one
9 hundred and multiplying the quotient by two dollars. Local
10 authorities may issue or approve special permits allowing the
11 operation over a bridge or culvert of vehicles with weights in
12 excess of restrictions imposed under the ordinance or
13 resolution, but not in excess of load restrictions imposed by
14 any other provision of this chapter.

15 Sec. 2. Section 321.472, Code 1987, is amended to read as
16 follows:

17 321.472 SIGNS POSTED.

18 The local authority enacting any ~~such~~ ordinance or
19 resolution authorized under section 321.471 shall erect ~~or~~
20 ~~cause-to-be-erected~~ and ~~maintained~~ maintain signs designating
21 ~~the-provisions-of~~ the ordinance or resolution at each end of
22 that portion of any highway or at the location of any bridge
23 or culvert affected thereby, and the ordinance or resolution
24 shall not be effective unless and until ~~such~~ the signs are
25 erected and maintained.

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HOUSE FILE 533

AN ACT

RELATING TO WEIGHT RESTRICTIONS FOR VEHICLES ON BRIDGES
AND CULVERTS AND INCLUDING A PENALTY.

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

Section 1. Section 321.471, Code 1987, is amended to read as follows:

321.471 LOCAL AUTHORITIES MAY RESTRICT.

1. Local authorities with respect to highways a highway under their jurisdiction may by ordinance or resolution prohibit the operation of vehicles upon any such the highway or impose restrictions as to the weight of vehicles to be operated upon any such the highway, except farm tractors implements of husbandry as defined in section 321.1, subsection 7 16 and implements of husbandry loaded on hauling units for transporting the implements to locations for purposes of repair, for a total period of not to exceed ninety days in any one calendar year, whenever any said the highway by reason of deterioration, rain, snow, or other climatic conditions will be seriously damaged or destroyed unless the use of vehicles thereon on the highway is prohibited or the permissible weights thereof reduced.

Any A person who violates the provisions of such the ordinance or resolution shall, upon conviction or a plea of guilty, be subject to a fine determined by dividing the difference between the actual weight and the maximum weight established by the ordinance or resolution by one hundred, and multiplying the quotient by two dollars. Local authorities may issue special permits, during periods such the restrictions are in effect, to permit limited operation of vehicles upon specified routes with loads in excess of any restrictions imposed under this section subsection, but not in

excess of load restrictions imposed by any other provision of this chapter, and such the authorities shall issue such the permits upon a showing that there is a need to move to market farm produce of the type subject to rapid spoilage or loss of value or to move to any farm feeds or fuel for home heating purposes.

2. Upon a finding that a bridge or culvert does not meet established standards set forth by state and federal authorities, local authorities may by ordinance or resolution impose limitations for an indefinite period of time on the weight of vehicles upon bridges or culverts located on highways under their sole jurisdiction. The ordinance or resolution shall not apply to implements of husbandry as defined in section 321.1, subsection 16 or to implements of husbandry loaded on hauling units for transporting the implements to locations for purposes of repair. A person who violates the ordinance or resolution shall, upon conviction or a guilty plea, be subject to a fine determined by dividing the difference between the actual weight of the vehicle and the maximum weight allowed by the ordinance or resolution by one hundred and multiplying the quotient by two dollars. Local authorities may issue or approve special permits allowing the operation over a bridge or culvert of vehicles with weights in excess of restrictions imposed under the ordinance or resolution, but not in excess of load restrictions imposed by any other provision of this chapter.

Sec. 2. Section 321.472, Code 1987, is amended to read as follows:

321.472 SIGNS POSTED.

The local authority enacting any such ordinance or resolution authorized under section 321.471 shall erect or cause-to-be-erected and maintained maintain signs designating the-provisions-of the ordinance or resolution at each end of that portion of any highway or at the location of any bridge or culvert affected thereby, and the ordinance or resolution

shall not be effective unless and until such the signs are erected and maintained.

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 533, Seventy-second General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved May 29, 1987

TERRY E. BRANSTAD
Governor