

Item Trans 3/7 To Bus 3/11 (p. 593)

FEB 20 1991

House Calendar

HOUSE FILE 307

BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO HSB 170)

Passed House, Date 2/28/91 (p. 490) Passed Senate, Date 4/2/91 (p. 979)

Vote: Ayes 93 Nays 0 Vote: Ayes 50 Nays 0

Approved April 11, 1991

A BILL FOR

1 An Act making technical Code changes relating to transportation.

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

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HF 307

1 Section 1. Section 321.32, Code 1991, is amended to read
2 as follows:

3 321.32 REGISTRATION CARD SIGNED, CARRIED, AND EXHIBITED.

4 ~~Every owner upon receipt of a registration card shall write~~
5 ~~the owner's signature thereon with pen and ink in the space~~
6 ~~provided.~~ -- Every such A vehicle's registration card shall at
7 all times be carried in the vehicle to which it refers and
8 shall be shown to any peace officer upon the officer's
9 request.

10 Sec. 2. Section 321.195, Code 1991, is amended to read as
11 follows:

12 321.195 DUPLICATE CERTIFICATES, MOTOR VEHICLE LICENSES,
13 AND NONOPERATOR'S IDENTIFICATION CARDS.

14 ~~In the event that~~ If a motor vehicle license, or
15 nonoperator's identification card, ~~or extension certificate~~
16 issued under the ~~provisions of~~ this chapter is lost or
17 destroyed, the person to whom the ~~same~~ license or card was
18 issued may, upon payment of a fee of three dollars for a motor
19 vehicle license or nonoperator's identification card, ~~or one~~
20 ~~dollar for an extension certificate,~~ obtain a duplicate, or
21 substitute ~~thereof,~~ upon furnishing proof satisfactory to the
22 department that the motor vehicle license, or nonoperator's
23 identification card, ~~or extension certificate~~ has been lost or
24 destroyed. A fee of one dollar shall be charged for the
25 voluntary replacement of a motor vehicle license or
26 nonoperator's identification card.

27 Sec. 3. Section 322A.1, Code 1991, is amended by adding
28 the following new subsection:

29 NEW SUBSECTION. 9. "Termination or noncontinuance"
30 includes a reduction of the geographic area of a community.

31 Sec. 4. Section 327D.4, Code 1991, is amended to read as
32 follows:

33 327D.4 CONNECTIONS.

34 If a railroad corporation in this state refuses to connect
35 by proper switches or tracks with the tracks of another

1 railroad corporation or refuses to receive, transport, load,
 2 discharge, reload, or return cars furnished by another
 3 connecting railroad corporation, a petition requesting
 4 resolution of the dispute may be filed with the department.
 5 The department shall notify the department of inspections and
 6 appeals which shall hold a hearing on the dispute. Upon
 7 conclusion of the hearing, the department of transportation
 8 inspections and appeals shall issue an order to resolve the
 9 dispute. The order may include the allocation of costs
 10 between the parties. The order is subject to review by the
 11 department which review shall be the final agency action.

12 Sec. 5. Section 601J.4, subsection 3, Code 1991, is
 13 amended to read as follows:

14 3. The department shall receive and distribute federal aid
 15 to ~~political-subdivisions~~ public transit systems unless
 16 precluded by federal statute, however the department shall not
 17 retain or redirect any portion of funds received by the
 18 department for a particular ~~political-subdivision~~ public
 19 transit system except that the department may redirect unused
 20 funds after a project is completed in order to prevent the
 21 lapse of funds. The department may designate the ~~political~~
 22 subdivision public transit systems as the direct recipient of
 23 federal aid.

24 EXPLANATION

25 This bill makes statutory corrections to adjust language to
 26 reflect current practices, insert earlier omissions, delete
 27 redundancies and inaccuracies, resolve inconsistencies and
 28 conflicts, update ongoing provisions, and remove ambiguities.

29 Section 1 eliminates the requirement that motor vehicle
 30 registration cards be signed by the owner.

31 Section 2 eliminates the \$1 fee for the issuance of
 32 duplicate extension certificates.

33 Section 3 provides that "termination or noncontinuance" as
 34 the terms are used in chapter 322A includes a reduction of the
 35 geographic area of a franchisee's area of responsibility.

1 Section 4 of the bill provides for the filing of a petition
2 requesting resolution of connection disputes between railroad
3 corporations with the state department of transportation. The
4 department of inspections and appeals must hear such a dispute
5 and issue an order to resolve the dispute and the order is
6 subject to review by the state department of transportation
7 which review is considered the final agency action.

8 Section 5 allows public transit systems to receive and
9 distribute federal aid and allows the department to redirect
10 unused funds to prevent their lapse.

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TRANSPORTATION

HOUSE FILE 307

BY (PROPOSED COMMITTEE ON
TRANSPORTATION BILL BY
CHAIRPERSON KOENIGS)

Passed House, Date _____ Passed Senate, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

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HOUSE FILE 307

AN ACT

MAKING TECHNICAL CODE CHANGES RELATING TO TRANSPORTATION.

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

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321.32 REGISTRATION CARD SIGNBB, CARRIED, AND EXHIBITED.

~~Every owner upon receipt of a registration card shall write the owner's signature thereon with pen and ink in the space provided--~~ Every such A vehicle's registration card shall at all times be carried in the vehicle to which it refers and shall be shown to any peace officer upon the officer's request.

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321.195 DUPLICATE CERTIFICATES, MOTOR VEHICLE LICENSES, AND NONOPERATOR'S IDENTIFICATION CARDS.

~~In the event that~~ If a motor vehicle license, or nonoperator's identification card, or extension certificate issued under the provisions of this chapter is lost or destroyed, the person to whom the same license or card was issued may, upon payment of a fee of three dollars for a motor vehicle license or nonoperator's identification card, or one dollar for an extension certificate, obtain a duplicate, or substitute thereof, upon furnishing proof satisfactory to the

department that the motor vehicle license, or nonoperator's identification card, or extension certificate has been lost or destroyed. A fee of one dollar shall be charged for the voluntary replacement of a motor vehicle license or nonoperator's identification card.

Sec. 3. Section 322A.1, Code 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 9. "Termination or noncontinuance" includes a reduction of the geographic area of a community.

Sec. 4. Section 327D.4, Code 1991, is amended to read as follows:

327D.4 CONNECTIONS.

If a railroad corporation in this state refuses to connect by proper switches or tracks with the tracks of another railroad corporation or refuses to receive, transport, load, discharge, reload, or return cars furnished by another connecting railroad corporation, a petition requesting resolution of the dispute may be filed with the department. The department shall notify the department of inspections and appeals which shall hold a hearing on the dispute. Upon conclusion of the hearing, the department of transportation inspections and appeals shall issue an order to resolve the dispute. The order may include the allocation of costs between the parties. The order is subject to review by the department which review shall be the final agency action.

Sec. 5. Section 601J.4, subsection 3, Code 1991, is amended to read as follows:

3. The department shall receive and distribute federal aid to ~~political subdivisions~~ public transit systems unless precluded by federal statute, however the department shall not retain or redirect any portion of funds received by the department for a particular ~~political subdivision~~ public transit system except that the department may redirect unused funds after a project is completed in order to prevent the lapse of funds. The department may designate the ~~political~~

subdivision public transit systems as the direct recipient of federal aid.

ROBERT C. ARNOULD
Speaker of the House

JOE J. WELSH
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 307, Seventy-fourth General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved April 11, 1991

TERRY E. BRANSTAD
Governor