

FEB 9 1995

TRANSPORTATION
Adopted 4/20/95
(p. 1754)

1 HOUSE CONCURRENT RESOLUTION NO. 18
2 BY KLEMME, RANTS, NUTT, and WARNSTADT
3 (COMPANION TO LSB 1753SS BY BANKS)
4 A Concurrent Resolution relating to border city truck-
5 ing agreements.
6 WHEREAS, in the early 1970s the states of Iowa,
7 Nebraska, and South Dakota developed border city
8 agreements which allowed for the free flow of trade
9 among the states; and
10 WHEREAS, these compacts allowed farmers, truckers,
11 and other business people to cross state boundaries;
12 and
13 WHEREAS, federal regulations have required states
14 to prohibit divisible loads with a gross weight in
15 excess of 80,000 pounds on interstate highways; and
16 WHEREAS, states were allowed grandfather rights if
17 the state had authorized heavier loads or had issued
18 overweight permits for divisible loads in effect on
19 July 1, 1956; and
20 WHEREAS, Iowa did not allow heavier loads or issue
21 overweight permits as of July 1, 1956, and therefore
22 is not eligible for grandfather rights; and
23 WHEREAS, the federal Highway Administration will
24 not allow Iowa to change its laws without imposition
25 of sanctions; and
26 WHEREAS, the states of Nebraska and South Dakota
27 have grandfather provisions which allow the use of
28 divisible loads in excess of 80,000 pounds; and
29 WHEREAS, one example of the problem is the movement
30 of livestock into the Sioux City stockyards from

1 Nebraska and South Dakota in trailers which exceed
2 Iowa's legal gross weight of 80,000 pounds, although
3 the vehicles are otherwise within legal requirements
4 per axle; and

5 WHEREAS, because such vehicles are not legal in
6 Iowa, farmers are forced to lighten their loads or
7 truck their livestock to terminals farther away; and

8 WHEREAS, this increases costs, reduces profits, and
9 adversely affects border city stockyards; and

10 WHEREAS, the Secretary of the United States
11 Department of Transportation, Federico Pena, has
12 stated that he does not have the authority to grant
13 Iowa a waiver from the federal regulations; NOW

14 THEREFORE,

15 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
16 SENATE CONCURRING, That the Iowa General Assembly
17 requests that a federal waiver be authorized to allow
18 the state of Iowa to update the border city agreement
19 so that trucks may enter Iowa's western boundaries to
20 load and unload without violating Iowa's weight
21 restrictions; and

22 BE IT FURTHER RESOLVED, That copies of this
23 resolution be sent to the President of the United
24 States Senate, the Speaker of the United States House
25 of Representatives, and to members of Iowa's
26 congressional delegation.

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