

1-11-96 Transportation  
2-29-96 Do Pass  
H. 3/20/96 Transportation  
**FILED JAN 11 1996**  
H. 4/22/96 Referred to W. & M.

SENATE FILE 2040  
BY FLYNN

(p. 858)  
Passed Senate, Date 3/19/96 Passed House, Date \_\_\_\_\_  
Vote: Ayes 47 Nays 0 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act increasing maximum gross weight for special trucks.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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**S. F. 2040**

1 Section 1. Section 321.1, subsection 76, Code Supplement  
2 1995, is amended to read as follows:

3 76. "Special truck" means a motor truck or truck tractor  
4 not used for hire with a gross weight registration of six  
5 through ~~thirty-two~~ forty tons used by a person engaged in  
6 farming to transport commodities produced only by the owner,  
7 or to transport commodities purchased by the owner for use in  
8 the owner's own farming operation or occasional use for  
9 charitable purposes. ~~---"Special-truck"--also-means-a-motor-truck  
10 or-truck-tractor-not-used-for-hire-with-a-gross-weight  
11 registration-of-six-through-thirty-two-tons-used-by-a-person  
12 engaged-in-farming-who-assists~~ or to assist another person  
13 engaged in farming through an exchange of services. A  
14 "special truck" does not include a truck tractor operated more  
15 than seventy-five hundred miles annually.

16 Sec. 2. Section 321.121, unnumbered paragraph 1, Code  
17 1995, is amended to read as follows:

18 The registration fee for a special truck shall be eighty  
19 dollars for a gross weight of six tons, one hundred dollars  
20 for a gross weight of seven tons, one hundred twenty dollars  
21 for a gross weight of eight tons, and in addition, fifteen  
22 dollars for each ton over eight tons and not exceeding  
23 eighteen tons. The registration fee for a special truck with  
24 a gross weight registration exceeding eighteen tons but not  
25 exceeding nineteen tons shall be three hundred twenty-five  
26 dollars and for a gross weight registration exceeding nineteen  
27 tons but not exceeding twenty tons the registration fee shall  
28 be three hundred seventy-five dollars. The additional  
29 registration fee for a special truck for a gross weight  
30 registration in excess of twenty tons is twenty-five dollars  
31 for each ton over twenty tons and not exceeding ~~thirty-two~~  
32 forty tons.

33 Sec. 3. Section 321.466, subsection 5, Code 1995, is  
34 amended to read as follows:

35 5. It shall be unlawful for any person to operate a motor

1 truck, trailer, truck tractor, road tractor, semitrailer or  
2 combination thereof, or any such vehicle equipped with a  
3 transferable auxiliary axle or axles, on the public highways  
4 with a gross weight exceeding that for which it is registered  
5 by more than five percent of the gross weight for which it is  
6 registered, provided, however, that any vehicle or vehicle  
7 combination referred to herein, while carrying a load of raw  
8 farm products, soil fertilizers, including ground limestone,  
9 raw dairy products or livestock, live poultry, eggs, may be  
10 operated with a gross weight of twenty-five percent in excess  
11 of the gross weight for which it is registered but not to  
12 exceed a maximum gross weight of eighty thousand pounds.

13 EXPLANATION

14 This bill increases the gross weight for special trucks  
15 from a maximum of 32 tons to a maximum of 40 tons. A special  
16 truck is a motor truck or truck tractor not used for hire by a  
17 person engaged in farming to transport commodities produced  
18 only by the owner, or to transport commodities purchased by  
19 the owner for use in the owner's own farming operation or  
20 occasional use for charitable purposes or to assist another  
21 person engaged in farming through an exchange of services.  
22 The registration fee for special trucks in excess of 20 tons  
23 is \$375 plus \$25 for each ton over 20 tons up to the maximum  
24 of 40 tons.

25 Current law provides that a special truck carrying a load  
26 of raw farm products, soil fertilizers, including ground  
27 limestone, raw dairy products or livestock, live poultry, and  
28 eggs, may be operated with a gross weight of 25 percent in  
29 excess of the gross weight for which it is registered. This  
30 bill caps the gross weight allowance at 80,000 pounds.

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**SENATE FILE 2040  
FISCAL NOTE**

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A fiscal note for **Senate File 2040** is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

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Senate File 2040 increases the gross weight for special trucks from a maximum of 32 tons to a maximum of 40 tons. A special truck is a motor truck or truck tractor not used for hire by a person engaged in farming to transport commodities produced only by the owner, or to transport commodities purchased by the owner for use in the owner's farming operation. The truck may be occasionally used for charitable purposes or to assist another person engaged in farming through an exchange of services. The registration fee for special trucks in excess of 20 tons is \$375 plus \$25 for each ton over 20 tons up to the maximum of 40 tons.

The Bill also caps the gross weight allowance at 80,000 pounds. Currently, special trucks carrying a load of raw farm products, soil fertilizers, raw dairy products, livestock, poultry, or eggs, may be operated with a gross weight 25.0% in excess of the gross weight for which the vehicle is registered.

**ASSUMPTIONS**

1. There are 1,648 truck tractors with a weight of 33 tons or more.
2. There are 491 trucks with a weight of 33 tons or more.
3. Of these, 57.0% are special trucks and would opt for the new registration rate.

**FISCAL IMPACT**

The annual cost to the Road Use Tax Fund for reducing the fees for special trucks between 33 tons and 40 tons would be approximately \$955,000.

Current fees range from \$1,340 for a 33 ton truck to \$1,695 for a 40 ton truck. The new fee schedule for special trucks would range from \$700 for a 33 ton special truck to \$875 for a 40 ton special truck.

(LSB 3564SS, DLR)

FILED FEBRUARY 14, 1996

BY DENNIS PROUTY, FISCAL DIRECTOR

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**ASSUMPTIONS**

This Bill will effect a small number of special trucks conducting business in neighboring states where Iowa's 25.0% weight allowance for special trucks is not recognized.

**FISCAL IMPACT**

The exact number of special trucks affected by SF 2040 is unknown, therefore the fiscal impact cannot be determined. It is anticipated that Senate File 2040 will have a minimal fiscal impact to the Road Use Tax Fund.

**SOURCE**

Department of Transportation

(LSB 3564SS.2, DLR)

FILED MARCH 5, 1996

BY DENNIS PROUTY, FISCAL DIRECTOR