

2/14/96 Transport.
2/21/96 Do Pass
FILED FEB 14 1996
H- 3-14-96 Transport.

SENATE FILE 2185
BY FLYNN

Passed Senate, Date ^(P.761) 3/13/96 Passed House, Date _____
Vote: Ayes 48 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act providing for maintenance and repair of out-of-state
2 commercial vehicles and providing an effective date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 2185

1 Section 1. NEW SECTION. 307.31 REPAIR OF OUT-OF-STATE
2 COMMERCIAL VEHICLES.

3 1. The operator of a commercial vehicle which is not
4 registered within the state as required pursuant to chapter
5 321 or 326 or which does not have an interstate fuel permit,
6 as required under chapter 452A, may enter the state and travel
7 to a commercial vehicle dealer or repair facility and exit the
8 state under the following circumstances:

9 a. If the commercial vehicle is entering the state solely
10 for the purposes of maintenance and repair to the commercial
11 vehicle and is exiting the state after having completed
12 vehicle maintenance or repair.

13 b. If the commercial vehicle dealer or repair facility is
14 located within a county abutting the border of the state.

15 c. If the operator has obtained a temporary entry or exit
16 permit from the commercial vehicle dealer or repair facility.

17 d. If the commercial vehicle is unladen.

18 2. The department shall implement an administrative
19 process in which a commercial vehicle dealer or repair
20 facility may provide a temporary entry or exit permit to an
21 operator which authorizes the operator to enter the state or
22 exit the state as allowed under this section. Any operator of
23 a commercial vehicle who has in the operator's possession, the
24 document allowing entry into the state or exit from the state,
25 shall not be charged with a registration violation under
26 chapter 321 or 326 or with a motor vehicle fuel tax violation
27 under chapter 452A.

28 3. For purposes of this section, "commercial vehicle"
29 means as defined in section 326.2.

30 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
31 immediate importance, takes effect upon enactment.

32 EXPLANATION

33 This bill allows the operator of a commercial vehicle which
34 is not registered within the state or which does not have an
35 interstate fuel permit to enter the state and travel to a

1 commercial vehicle dealer or repair facility and exit the
2 state under the following circumstances:

3 1. The commercial vehicle is entering the state solely for
4 the purposes of maintenance and repair to the commercial
5 vehicle and is exiting the state after having completed
6 vehicle maintenance or repair.

7 2. The commercial vehicle dealer or repair facility is
8 located within a county abutting the border of the state.

9 3. The operator has obtained a temporary entry or exit
10 permit from the commercial vehicle dealer or repair facility.

11 4. The commercial vehicle is unladen.

12 The bill requires the state department of transportation to
13 implement an administrative process so that a commercial
14 vehicle dealer or repair facility can provide a temporary
15 entry or exit permit to an operator when the operator takes
16 the vehicle for repair or returns from having the vehicle
17 repaired. Any operator who has in the operator's possession,
18 the document allowing entry into the state or exit from the
19 state, may not be charged with a registration violation under
20 chapter 321 or 326 or with a motor vehicle fuel tax violation
21 under chapter 452A.

22 This bill is effective upon enactment.

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