

4/3/97 unfinished Business Calendar

MAR 20 1997
Place On Calendar

*Substituted
SF 379
4/4/97
(P.1013)*

HOUSE FILE 709
BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO HSB 175)

WITHDRAWN
P.1015 4-7-97

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ 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:

WITHDRAWN

HOUSE FILE 709

H-1280

- 1 Amend House File 709 as follows:
- 2 1. Page 1, by striking lines 28 and 29.
- 3 2. Title page, line 2, by striking the words "and
- 4 providing an effective date".

By VANDE HOEF of Osceola

H-1280 FILED MARCH 24, 1997

*Adopted 4-7-97
(P.1013)*

HF 709

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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 operator has obtained a temporary entry or exit
14 permit from the commercial vehicle dealer or repair facility.

15 c. If the commercial vehicle is unladen.

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

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

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

30 EXPLANATION

31 This bill allows the operator of a commercial vehicle which
32 is not registered within the state or which does not have an
33 interstate fuel permit to enter the state and travel to a
34 commercial vehicle dealer or repair facility and exit the
35 state under the following circumstances:

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

5 2. The operator has obtained a temporary entry or exit
6 permit from the commercial vehicle dealer or repair facility.

7 3. The commercial vehicle is unladen.

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

18 This bill is effective upon enactment.

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HSB 175

TRANSPORTATION

Succeeded By
SF **HF** 709

HOUSE FILE
BY (PROPOSED COMMITTEE ON
TRANSPORTATION BILL BY
CHAIRPERSON WELTER)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

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2 COMMERCIAL VEHICLES.

3 1. The operator of a commercial vehicle which is not
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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
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