

House File 2354 - Introduced

HOUSE FILE _____
BY WHITAKER

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

A BILL FOR

1 An Act relating to hours-of-service requirements for certain
2 commercial motor vehicle operators hauling agricultural
3 commodities or farm supplies.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 5967HH 82
6 dea/nh/8

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1 1 Section 1. Section 321.449, Code 2007, is amended by
1 2 adding the following new subsection:
1 3 NEW SUBSECTION. 8. a. Rules adopted under this section
1 4 pertaining to compliance with requirements under 49 C.F.R.
1 5 part 395 shall not apply to agricultural operations that are
1 6 engaged in intrastate commerce at any time of the year within
1 7 a one hundred air mile radius from the source of the
1 8 agricultural commodity or the distribution point for the farm
1 9 supplies for agricultural purposes.
1 10 b. For purposes of this subsection, the following
1 11 definitions apply:
1 12 (1) "Agricultural commodity" means any agricultural
1 13 commodity, nonprocessed food, feed, fiber, or livestock,
1 14 including insects.
1 15 (2) "Agricultural operations" means the operation of a
1 16 motor vehicle or combination of vehicles transporting
1 17 agricultural commodities or farm supplies for agricultural
1 18 purposes.
1 19 (3) "Farm supplies for agricultural purposes" means
1 20 products directly related to the growing or harvesting of
1 21 agricultural commodities and livestock feed at any time of the
1 22 year.
1 23 (4) "Livestock" means cattle, sheep, goats, swine,
1 24 poultry, including egg-producing poultry, fish used for food,
1 25 and other animals designated by the secretary of the United
1 26 States department of transportation, at the sole discretion of
1 27 the secretary, that are part of a foundation herd, including
1 28 producing dairy cattle, or offspring.

EXPLANATION

1 30 This bill exempts drivers of certain commercial motor
1 31 vehicles from hours-of-service and recordkeeping requirements
1 32 provided in federal law and adopted by Iowa under
1 33 administrative rules. Under the bill, the rules shall not
1 34 apply to drivers of vehicles operating intrastate transporting
1 35 agricultural commodities or farm supplies within a 100-mile
2 1 radius from the source of the commodities or supplies. The
2 2 exemption applies year-round.
2 3 LSB 5967HH 82
2 4 dea/nh/8.2