

1 **SEC. 2. Publication clause.** This act is deemed of immediate im-
 2 portance and shall take effect from and after its publication in two (2)
 3 newspapers of this state as provided by law.

Senate File No. 197. Approved March 9, A. D. 1929.

I hereby certify that the foregoing act was published in the Clarinda Herald March 14, 1929, and the Council Bluffs Nonpareil March 14, 1929.

ED. M. SMITH, *Secretary of State.*

CHAPTER 128

SPEED OF MOTOR VEHICLES ON HIGHWAYS

AN ACT to amend sections five thousand twenty-eight (5028) and five thousand twenty-one (5021) of the code of 1927, relating to the driving of motor vehicles on the highways; to amend section five thousand twenty-nine (5029) of the code of 1927, relating to the speed of motor vehicles on the highways, and to remove the speed limit on motor vehicles weighing three tons or less.

Be it enacted by the General Assembly of the State of Iowa:

1 **SECTION 1.** That section five thousand twenty-eight (5028) of the
 2 code of 1927 is hereby amended and revised to read as follows:

3 "Any person who drives any motor vehicle upon a highway care-
 4 lessly and heedlessly in willful or wanton disregard of the rights or
 5 safety of others, or without due caution and circumspection, or at a
 6 speed or in a manner so as to endanger or be likely to endanger any
 7 person or property, shall be guilty of reckless driving, and upon con-
 8 viction shall be punished as provided in section five thousand eighty-
 9 nine (5089) of the code of 1927."

1 **SEC. 2.** That section five thousand twenty-nine (5029) of the code
 2 of 1927 is hereby amended and revised to read as follows:

3 "Any person driving a motor vehicle on a highway shall drive the
 4 same at a careful and prudent speed not greater than nor less than
 5 is reasonable and proper, having due regard to the traffic, surface
 6 and width of the highway and of any other conditions then existing,
 7 and no person shall drive any vehicle upon a highway at a speed
 8 greater than will permit him to bring it to a stop within the assured
 9 clear distance ahead. Provided, however, it shall be unlawful for the
 10 driver of a freight carrying vehicle to drive the same at a speed
 11 exceeding the following:

12 a. Twenty-five (25) miles per hour for any freight-carrying
 13 vehicle if the weight of the vehicle and load is more than three tons
 14 or less than six tons and the vehicle is equipped with pneumatic tires,
 15 and twenty (20) miles per hour if such vehicle is equipped with solid
 16 rubber tires.

17 b. Sixteen (16) miles per hour for any freight-carrying vehicle
 18 if the weight of the vehicle and load is more than six tons and the
 19 vehicle is equipped with pneumatic tires, and twelve (12) miles per
 20 hour if such vehicle is equipped with solid rubber tires.

21 c. Ten (10) miles per hour if the vehicle or any trailer is equipped
 22 with two or more metal tires.

1 **SEC. 4.** Amend section five thousand twenty-one (5021) code of
 2 1927 by adding to said section the following:

3 "Any person operating a vehicle or other conveyance or machine
 4 upon the paved portion of any hard surfaced highway, outside of the
 5 incorporated limits of any city or town, at a slower rate of speed than
 6 twenty-five miles per hour, when the conditions of traffic are such
 7 that motor vehicles approaching from the rear are unable to pass,
 8 and when overtaken by a faster moving motor vehicle proceeding in
 9 the same direction, upon a signal, either by the sounding of a bell,
 10 horn, or other signaling device, given by the overtaking vehicle, shall
 11 cause his vehicle to be driven as soon as possible to the right on the
 12 shoulder of the road so as to permit the overtaking vehicle to pass."

Senate File No. 150. Approved April 16, A. D. 1929.

CHAPTER 129

REGULATION OF MOTOR TRUCKS

AN ACT to provide for the supervision and regulation, by the board of railroad commissioners of this state, of all persons engaged in the public transportation of property for hire by motor vehicles not operating between fixed termini nor over a regular route and for the enforcement of this act and punishment for the violation of the provisions thereof and to provide for the levy and collection of a permit fee to be paid by such truck operators for the administration and enforcement of the provisions thereof.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. When used in this act.

2 1. The term "motor truck" shall mean any automobile, automobile
 3 truck, or other self propelled vehicle, not operated upon fixed rails or
 4 track, but principally used for the public transportation of freight
 5 for compensation, not operating between fixed termini, nor over a
 6 regular route.

7 2. The term "truck operator" shall mean any person operating
 8 any motor truck or motor trucks upon any highway in this state.

9 3. The term "highway" shall mean every street, road, bridge, or
 10 thoroughfare of any kind in this state.

11 4. The term "commission" shall mean the board of railroad com-
 12 missioners of this state.

1 SEC. 2. The commission is hereby vested with power and authority
 2 and it shall be its duty to:

3 1. Require a periodic inspection of the equipment of every truck
 4 operator and said equipment shall be subject at all times to inspec-
 5 tion by the commission or its duly authorized representatives.

6 2. Fix or approve the rates, charges, classifications, and rules and
 7 regulations pertaining thereto, of each truck operator, after complaint
 8 has been filed in accordance with rules established by the commission.

9 3. Regulate and supervise the service and safety of operation of
 10 each truck operator.

11 4. Require the filing of annual and such other reports as it may
 12 deem necessary.

13 5. Supervise and regulate truck operators in all other matters
 14 affecting the relationship between such truck operators and the trav-
 15 eling and shipping public.