

## CHAPTER 130

## MOTOR CARRIERS

AN ACT to repeal section fifty-one hundred five-a twenty-six (5105-a26) of the code, 1927, relating to the liability bond of a motor carrier, and to enact a substitute therefor.

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

1 SECTION 1. Section fifty-one hundred five-a twenty-six (5105-a26)  
2 of the code, 1927, is hereby repealed and the following enacted in  
3 lieu thereof:

4 "No certificate shall be issued until and after the applicant shall  
5 have filed with the commission an insurance policy, policies or surety  
6 bond, in form to be approved by the commission, issued by some com-  
7 pany, association, reciprocal or interinsurance exchange or other in-  
8 surer authorized to do business in this state, in such penal sum as  
9 the commission may deem necessary to protect the interests of the  
10 public with due regard to the number of persons and amount of prop-  
11 erty involved, which insurance policy, policies or surety bond shall  
12 bind the obligors thereunder to make compensation for injuries to  
13 persons and loss of or damage to property resulting from the opera-  
14 tion of such motor carrier and for which such motor carrier would  
15 be legally liable. Such insurance policy, policies or surety bond shall  
16 also provide that any person, firm, association or corporation having  
17 a right of action against such motor carrier for injuries to persons  
18 or loss of or damage to property, when service cannot be obtained on  
19 the motor carrier within this state, may bring action for recovery  
20 directly upon such insurance policy, policies or surety bond and  
21 against such insurance company, association, reciprocal or interinsur-  
22 ance exchange or other insurer or bonding company. No other or  
23 additional policies or bonds shall be required of any motor carrier  
24 by any city, town or other agency of the state.

1 SEC. 2. This act, being deemed of immediate importance, shall be  
2 in full force and effect from and after its publication in two news-  
3 papers of this state as provided by law.

House File No. 307. Approved March 22, A. D. 1929.

I hereby certify that the foregoing act was published in the North English Record March 28, 1929, and the Ft. Dodge Messenger March 26, 1929.

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

## CHAPTER 131

## OPERATION OF MOTOR TRUCKS

AN ACT relating to the operation of motor trucks or trailers upon the public highways of this state; requiring the payment of license fees based upon the actual weight of loads carried; and providing penalties for violations thereof.

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

1 SECTION 1. The owner of any motor truck or trailer may secure a  
2 license therefor at a higher rated loading capacity than that specified  
3 by the manufacturer or maker, by the payment of the fee required

4 therefor; and upon such application such owner shall be entitled to  
5 credit against such higher fee for the amount, if any, already paid as  
6 a license fee for such vehicle for the then current year.

1 SEC. 2. It shall be unlawful to operate upon the public highways  
2 of this state any motor truck or trailer carrying a load more than  
3 twenty-five per cent in excess of the rated loading capacity on which  
4 the license fee paid on said vehicle is based. Any person owning or  
5 operating a motor truck or trailer in violation of the provisions of  
6 this section shall be guilty of a misdemeanor, and upon conviction  
7 thereof, shall be fined not less than twenty-five (\$25.00) dollars and  
8 not more than one hundred (\$100.00) dollars and upon the third con-  
9 viction of violation of this act by the owner or operator of such ve-  
10 hicle, the license on such vehicle may be revoked by the motor vehicle  
11 department. In that event the number plates and certificate of  
12 registration of such vehicle shall be returned to the county treasurer  
13 issuing the same. The motor vehicle department, or any of its agents,  
14 or any peace officer of the state, shall have authority to enforce pro-  
15 visions of this section.

1 SEC. 3. This act being deemed of immediate importance shall be  
2 in full force and effect from and after its passage and publication in  
3 the Rock Rapids Reporter, a newspaper published at Rock Rapids,  
4 Iowa, and the Iowa Legionaire, a newspaper published at Des Moines,  
5 Iowa.

Senate File No. 199. Approved April 15, A. D. 1929.

I hereby certify that the foregoing act was published in the Rock Rapids Reporter  
April 25, 1929, and the Iowa Legionaire May 3, 1929.

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

## CHAPTER 132

### SPECIAL FREIGHT RATES FOR CERTAIN INDUSTRIES

AN ACT to repeal section eight thousand sixty-two, (8062) of the code, 1927, and  
enacting a substitute therefor, relating to the making of special rates for certain  
industries and to enact a substitute therefor.

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

1 SECTION 1. That section eight thousand sixty-two (8062), of the  
2 code, 1927, be repealed and the following enacted in lieu thereof:

3 For the protection and development of any new industry, including  
4 existing coal mines and agricultural enterprises in the state, any  
5 common carrier may grant concessions or special rates on freight  
6 shipments from such new industry or such coal mines, on any agreed  
7 number of carloads or for a specified period of time, which rates and  
8 period of time, shall be fixed and approved by the board of railroad  
9 commissioners, and a copy thereof filed in its office:

10 Provided that any concessions or special rates fixed and approved  
11 under the provisions of this section shall not affect or otherwise  
12 disturb existing rates on points intermediate between the origin and  
13 destination of the shipment as to which such concession or special  
14 rates shall be so fixed and approved; and

15 Provided further that the provisions of the seven preceding sec-