

1 SEC. 5 For the purposes of this act and the enforcement of the  
 2 provisions of the motor vehicle laws relating to the size, weight and  
 3 load of motor vehicles and trailers the State Highway Commission is  
 4 hereby authorized to expend from the Primary Road Fund not more  
 5 than Eighty Three Thousand Dollars (\$83,000.00) in any year.

1 SEC. 6. Nothing in this act shall be so construed as to limit or im-  
 2 pair the authority or duties of other peace officers in the enforcement  
 3 of the motor vehicle laws or any portion thereof.

Approved April 16, 1941.

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## CHAPTER 178

### MAXIMUM LOADS ON MOTOR TRUCKS

H. F. 557

AN ACT to amend chapter two hundred fifty-one and one hundredths (251.01), of the Code, 1939, and section five thousand thirty-five and twelve one hundredths (5035.12) pertaining to the maximum weight of any such vehicle or combination of vehicles registered in the State of Iowa and bearing Iowa license plates.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section five thousand thirty-five and twelve hund-  
 2 dredths (5035.12), Code, 1939, is amended by adding thereto the  
 3 following: "Provided, however, trucks registered under the laws of  
 4 the State of Iowa and displaying Iowa license plates shall be entitled  
 5 to a total maximum load on any one axle of any vehicle, including the  
 6 weight of the vehicle and the load it carries, of seventeen thousand  
 7 (17,000) pounds for vehicles equipped with pneumatic tires or fourteen  
 8 thousand (14,000) pounds for vehicles equipped with solid rubber tires,  
 9 provided the total maximum weight of any vehicle or combination of  
 10 vehicles and load shall not in any event exceed fourteen (14) tons plus  
 11 five hundred (500) pounds for each foot or fraction thereof, of dis-  
 12 tance between the front and rear axles of the vehicle or first and last  
 13 axle of a combination of vehicles. An axle may be divided into two (2)  
 14 or more parts, provided, however, that all parts in the same vertical  
 15 transverse plane shall be considered as one axle."

Approved May 9, 1941.

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## CHAPTER 179

### MOTOR VEHICLES

S. F. 70

AN ACT to amend sections five thousand thirty-eight and two hundredths (5038.02) and five thousand thirty-eight and fourteen hundredths (5038.14), Code, 1939, relating to actions against non-resident defendants.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section five thousand thirty-eight and fourteen hun-  
2 dredths (5038.14), Code, 1939, is hereby amended by striking the word  
3 "appeared" in line 2 and inserting in lieu thereof the following, "en-  
4 tered a general appearance".

1 SEC. 2. Section five thousand thirty-eight and two hundredths  
2 (5038.02), Code, 1939, is amended by adding thereto a new sub-section  
3 as follows: "The executor or administrator of the estate of the owner  
4 or operator of the motor vehicle."

Approved March 11, 1941.

## CHAPTER 180

### MOTOR VEHICLE FUEL TAX

S. F. 469

AN ACT to amend chapter 251.2, Code, 1939, relating to motor vehicle fuel taxes, and the collection of such taxes on liquified gas used in motor vehicles, and providing penalties for violation of said chapter.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Paragraph "4" of section 5093.02, Code, 1939, is amend-  
2 ed by striking the words "and bensol" at the end of said paragraph and  
3 substituting in lieu thereof the following: ", bensol and liquified gas."

1 SEC. 2. Section 5093.02, Code, 1939, is amended by adding thereto  
2 the following paragraphs:

3 "17. The term 'liquified gas distributor' shall mean any person de-  
4 fined as a distributor in paragraph (1) of this section engaged in  
5 distributing liquified gas, provided that any person not engaged in  
6 business in the state who would come within the definition, if he was  
7 engaged in business within this state, may become licensed as a  
8 liquified gas distributor under this chapter in the same manner as  
9 though he was engaged in business within the state, except that sales  
10 made by such a distributor to persons in the State of Iowa shall be  
11 construed as importations made by the distributor and the distributor  
12 shall report such sales in detail to the treasurer on forms prescribed  
13 or approved by the treasurer.

14 "18. The term 'liquified gas dealer' shall mean any person, other  
15 than a liquified gas distributor, who is licensed to sell liquified gas for  
16 use in operation by combustion in any internal combustion engine of  
17 the type used in automobiles, trucks, airplanes, motor boats, tractors  
18 or other mechanical contrivances which are propelled by their own  
19 power, as well as sales for other purposes.

20 "19. The term 'liquified gas retailer' shall mean any person other  
21 than a licensed liquified gas dealer or a liquified gas distributor who  
22 sells liquified gas at retail only for uses other than the uses provided  
23 in paragraph (4) of this section, and as such is permitted to sell same to  
24 purchasers tax free.