

CHAPTER 128

AXLE OVERLOADS

H. F. 430

AN ACT to amend section three hundred twenty-one point four hundred sixty-three (321.463), Code 1950, relating to the maximum legal weight of any axle or vehicle or combination of vehicles, and providing penalties for violations, and to amend section three hundred twenty-one point four hundred sixty-five (321.465), Code, 1950, relating to the weighing of vehicles, and to amend section three hundred twenty-one point four hundred fifty-two (321.452), Code 1950, relating to penalties.

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

1 SECTION 1. Section three hundred twenty-one point four hundred
2 sixty-three (321.463), Code 1950, is hereby amended by adding thereto
3 the following:

4 1. "Any person who operates any vehicle in violation of the pro-
5 visions of this section, and any owner, or any other person, employing
6 or otherwise directing the operator of any vehicle who requires or
7 knowingly permits the operation of any vehicle in violation of the pro-
8 visions of this section shall upon conviction or a plea of guilty be pun-
9 ished in accordance with the following schedule:

10 AXLE AND TANDEM AXLE WEIGHT VIOLATIONS	
11 PERCENTAGE OF	12 AMOUNT OF FINE
12 OVERLOAD	PER HUNDRED POUNDS
13 Over 3% to and including 8%	\$1.00
14 Over 8% to and including 10%	1.25
15 Over 10% to and including 12%	1.75
16 Over 12% to and including 14%	2.50
17 Over 14% to and including 16%	3.50
18 Over 16% to and including 18%	5.00
19 Over 18% to and including 20%	6.50
20 Over 20%	8.00

21 GROSS OR GROUP OF AXLES WEIGHT VIOLATIONS	
22 PERCENTAGE OF	23 AMOUNT OF FINE
23 OVERLOAD	PER HUNDRED POUNDS
24 Over 8% to and including 10%	\$1.00
25 Over 10% to and including 12%	1.50
26 Over 12% to and including 14%	2.50
27 Over 14% to and including 16%	4.00
28 Over 16% to and including 18%	5.00
29 Over 18% to and including 20%	6.00
30 Over 20%	8.00."

31 2. "The penalties herein provided shall not be construed to be in
32 lieu of any other penalties provided for violations of other provisions
33 of this chapter.

34 "Any person who issues or executes, or causes to be issued or ex-
35 ecuted, any bill of lading, manifest, or shipping document of any kind
36 which states the false weight of the cargo set forth on such bill, mani-
37 fest or document, to be less than the actual weight of such cargo, shall
38 be punished by a fine of not more than one hundred dollars or by im-
39 prisonment for not more than thirty days."

1 SEC. 2. Section three hundred twenty-one point four hundred
2 sixty-five (321.465), Code 1950, is hereby amended by adding thereto
3 the following:

4 "Upon weighing a vehicle and load, as above provided, if such load
5 is a sealed load, the weight officer shall issue a certificate setting forth
6 the weights as determined by him and the seal number or numbers, if
7 requested by the operator."

1 SEC. 3. Section three hundred twenty-one point four hundred fifty-
2 two (321.452), Code 1950, is hereby amended by inserting before the
3 word "it" in line one (1) thereof: "Except for offenses punishable
4 under the provisions of section three hundred twenty-one point four
5 hundred sixty-three (321.463)".

1 SEC. 4. This act being deemed of immediate importance shall be
2 in full force and effect upon its passage and publication in the Davis
3 County Republican, a newspaper published at Bloomfield, Iowa, and
4 in The Oakland Acorn, a newspaper published at Oakland, Iowa.

Approved April 14, 1951.

I hereby certify that the foregoing act was published in the Davis County Republican,
Bloomfield, Iowa, April 24, 1951, and in The Oakland Acorn, Oakland, Iowa, April 19,
1951.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 129

MOVING HEAVY MACHINERY ON HIGHWAYS

S. F. 87

AN ACT to amend section three hundred twenty-one point four hundred sixty-seven
(321.467), Code 1950, relating to permits for excess size and weight.

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

1 SECTION 1. Section three hundred twenty-one point four hundred
2 sixty-seven (321.467), Code 1950, is hereby amended as follows:

3 1. By striking all of said section following the word "of" in line
4 nineteen (19) of said section, and substituting the following in lieu
5 thereof: "construction machinery, equipment or material for a dis-
6 tance exceeding twenty-five (25) miles if such machinery, equipment
7 or material is to be moved to or from construction projects in this
8 state or is manufactured or assembled within this state".

1 SEC. 2. Provided further that, in an emergency, or very special
2 or unusual cases, or as a means of cooperating with national defense
3 officials, the state highway commission may grant permits for moving
4 oversize or overweight vehicles or objects over the highways for a
5 distance exceeding twenty-five (25) miles, if in the judgment of the
6 commission, such special, unusual, emergency or defense movement is
7 essential.

1 SEC. 3. In no event, however, is the gross weight on any axle to
2 exceed the maximum axle load as prescribed in section three hundred
3 twenty-one point four six three (321.463) hereof.

Approved April 2, 1951.