

3 eight (8) thereof the words "eighty-three" and inserting in lieu there-
4 of the words "two hundred fifty".

1 SEC. 2. This act being deemed of immediate importance shall be in
2 full force and effect upon its passage and publication in The Lake View
3 Resort, a newspaper published at Lake View, Iowa, and in the Grinnell
4 Herald-Register, a newspaper published at Grinnell, Iowa.

Approved April 14, 1951.

I hereby certify that the foregoing act was published in The Lake View Resort, Lake View, Iowa, April 19, 1951, and in the Grinnell Herald-Register, Grinnell, Iowa, April 19, 1951.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 133

NONRESIDENT MOTORISTS INSURANCE LIABILITY

S. F. 11

AN ACT relating to the liability of estates of non-resident motorists in Iowa and to amend section three hundred twenty-one point four hundred ninety-nine (321.499), Code 1950.

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

1 SECTION 1. Section three hundred twenty-one point four hundred
2 ninety-nine (321.499), Code 1950, is hereby amended by striking
3 the following: "4. The executor or administrator of the estate of the
4 owner or operator of the motor vehicle."

1 SEC. 2. Any contract insuring the liability of a non-resident
2 motorist in Iowa shall, in the event of the death of said non-resident,
3 be considered an asset of his estate having a situs in Iowa in any
4 civil action arising out of a motor vehicle accident in which said non-
5 resident may be liable.

Approved March 22, 1951.

CHAPTER 134

MOTOR CARRIERS INSURANCE

H. F. 449

AN ACT to regulate motor carriers and to set certain standards with reference to liability insurance by amending sections three hundred twenty-five point twenty-six (325.26), three hundred twenty-seven point one (327.1), three hundred twenty-seven point three (327.3), three hundred twenty-seven point four (327.4), three hundred twenty-seven point six (327.6), three hundred twenty-seven point fifteen (327.15), and three hundred twenty-seven point eighteen (327.18), Code 1950.

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

1 SECTION 1. Section three hundred twenty-five point twenty-six
2 (325.26) is revised, amended and codified to read as follows:
3 "No certificate shall be issued until and after the applicant shall
4 have filed with the commission an insurance policy, policies, surety
5 bond, or certificate of insurance, in form to be approved by the com-

6 mission, issued by some company, association, reciprocal or interinsur-
7 ance exchange or other insurer authorized to do business in this state.
8 The minimum limits of liability of any policies or surety bond shall,
9 for each motor vehicle thereby covered, be as follows:

10 1. *Passenger motor carriers.*

11 a. To cover the assured's legal liability as a motor carrier for bodily
12 injury or death resulting therefrom as a result of any one accident or
13 other cause, twenty-five thousand dollars (\$25,000.00) for any re-
14 covery by one person and subject to said limit for one person one hun-
15 dred fifty thousand dollars (\$150,000.00) for more than one person.

16 b. To cover the assured's legal liability as a motor carrier for dam-
17 age to or destruction of any property other than that of or in charge
18 of the assured, as a result of any one accident or other cause, ten
19 thousand dollars (\$10,000.00).

20 c. To cover the assured's legal liability as a motor carrier for loss
21 of or damage to property of passengers as a result of any one accident
22 or any other cause, one thousand dollars (\$1,000.00).

23 2. *Freight motor carriers.*

24 a. To cover the assured's legal liability as a motor carrier for bodily
25 injury or death resulting therefrom, as a result of any one accident
26 or other cause twenty-five thousand dollars (\$25,000.00) for any re-
27 covery by one person and subject to said limit for one person fifty
28 thousand dollars (\$50,000.00) for more than one person.

29 b. To cover the assured's legal liability as a motor carrier for dam-
30 age to or destruction of any property other than that of or in charge
31 of the assured, as a result of any one accident or other cause ten
32 thousand dollars (\$10,000.00).

33 c. To cover the assured's legal liability as a motor carrier for loss
34 of or damage to property in the possession or custody of the assured
35 while for the purpose of or being transported, except property of the
36 assured as a result of any one accident or other cause ten thousand
37 dollars (\$10,000.00). Such insurance policy, policies, surety bond, or
38 certificate of insurance shall bind the obligors thereunder to make
39 compensation for injuries to persons, excluding injury to or death of
40 the applicant's employees while engaged in the course of their employ-
41 ment, and loss of or damage to property resulting from the operation
42 of such motor carrier and for which such motor carrier would be
43 legally liable. Such insurance policy, policies, surety bond, or cer-
44 tificate of insurance shall also provide that any person, firm, associa-
45 tion or corporation having a right of action against such motor carrier
46 for injuries to persons or loss of or damage to property, when service
47 cannot be obtained on the motor carrier within this state, may bring
48 action for recovery directly upon such insurance policy, policies, surety
49 bond, or certificate of insurance and against such insurance company,
50 association, reciprocal or interinsurance exchange or other insurer or
51 bonding company. No other or additional policies, bonds, or certif-
52 icates shall be required of any motor carrier by any city, town or other
53 agency of the state."

1 SEC. 2. Section three hundred twenty-seven point one (327.1),
2 Code 1950, is hereby amended by adding to subsection one (1), line

3 eight (8) after the word "route" the following: " or used in connec-
 4 tion with the transportation of property for compensation under a
 5 lease, contract, or any other arrangement but shall not include motor
 6 trucks used in the operations defined in paragraph (a) and (b) of
 7 Section 3 of this Act."

1 SEC. 3. Section three hundred twenty-seven point one (327.1),
 2 Code 1950, is hereby amended by adding the following new subsection:

3 "The term 'contract carrier' shall mean any person other than a
 4 motor carrier, as defined in section three hundred twenty-five (325)*
 5 or a truck operator or a private carrier, who engages in transportation
 6 of property by motor truck for compensation under a lease, contract,
 7 or any other arrangement, but said term 'contract carrier' shall not
 8 include:

9 (a) any person regularly engaged in the transaction of business
 10 other than the business of transporting property for compensation and
 11 who as an incident to or in the furtherance of such other business
 12 transports by motor vehicle property of which such person is the
 13 owner, seller, bailee, consignee, factor or lessee, nor

14 (b) any person who as employee, agent, bailee, consignee or factor
 15 is engaged for the purpose of selling and distributing or buying and
 16 assembling goods, wares or merchandise for and on behalf of his em-
 17 ployer or principal."

1 SEC. 4. Section three hundred twenty-seven point three (327.3),
 2 Code 1950, is hereby amended by adding to line five (5) after the
 3 word "operators" the words "and contract carriers".

1 SEC. 5. Section three hundred twenty-seven point four (327.4),
 2 Code 1950, is hereby amended by adding to line six (6) after the word
 3 "operators" the words "and contract carriers".

1 SEC. 6. Section three hundred twenty-seven point six (327.6),
 2 Code 1950, is hereby amended by adding to line two (2) after the
 3 word "operator" the words "or contract carrier"; further amend said
 4 section by adding thereto the following: "Providing, however, that
 5 any person, firm, or corporation whose truck operator or contract
 6 carrier permit has been revoked for a willful violation shall be required
 7 to pay a fee of one hundred dollars (\$100.00), in addition to the other
 8 fees required by this section before such person, firm or corporation
 9 shall be granted a new permit. And providing, further, that any
 10 person, firm or corporation whose permit has been revoked shall not
 11 operate as a truck operator or contract carrier until such person, firm,
 12 or corporation shall have applied for and received a new permit from
 13 the commission."

1 SEC. 7. Section three hundred twenty-seven point fifteen (327.15)
 2 is revised, amended and codified to read as follows: "No permit shall
 3 be issued until and after the applicant shall have filed with the com-
 4 mission an insurance policy, policies, surety bond or certificate of in-
 5 surance in form to be approved by the commission issued by some in-
 6 surance carrier or bonding company authorized to do business in this

*According to enrolled Act.

7 state. The minimum limits of liability of any policy, policies or surety
8 bond shall, for each motor truck thereby covered, be as follows:

9 1. To cover the assured's legal liability as a truck operator or con-
10 tract carrier for bodily injury or death resulting therefrom as a result
11 of any one accident or other cause, twenty-five thousand dollars
12 (\$25,000.00) for any recovery by one person, and subject to said limit
13 for one person fifty thousand dollars (\$50,000.00) for more than one
14 person.

15 2. To cover the assured's legal liability as a truck operator or con-
16 tract carrier for damage to or destruction of any property other than
17 that of or in charge of the assured, as a result of any one accident or
18 other cause, ten thousand dollars (\$10,000.00).

19 3. To cover the assured's legal liability as a truck operator for loss
20 of or damage to property in the possession or custody of the assured
21 while for the purpose of or being transported, except property of the
22 assured, as a result of any one accident or any other cause, two thou-
23 sand dollars (\$2,000.00) for each motor truck, except a combination
24 of truck tractor and semi-trailer for which such minimum limit shall
25 be five thousand dollars (\$5,000.00). Such insurance policy, policies
26 or surety bond shall bind the obligors thereunder to make compen-
27 sation for injuries to persons, excluding injury to or death of the
28 applicant's employees while engaged in the course of their employ-
29 ment, and loss of or damage to property resulting from the operation
30 of such motor truck and for which such truck operator would be
31 legally liable. Such insurance policy, policies or surety bond shall also
32 provide that any person, firm, association or corporation having a right
33 of action against such truck operator for injuries to persons or loss of
34 or damage to property, may bring action for recovery directly upon
35 such insurance policy, policies or surety bond against such insurance
36 carrier or bonding company when service cannot be obtained on the
37 truck operator within this state. No other or additional policies or
38 bond shall be required of any truck operator by any city, town, or
39 other agency in the state. Failure to keep such insurance in force at
40 all times shall cause the permit of the truck operator to be revoked."

Approved May 15, 1951.

CHAPTER 135

BOARDS OF SUPERVISORS

H. F. 117

AN ACT to amend chapter three hundred thirty-one (331), Code 1950, relating to elec-
tion of boards of supervisors of counties.

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

1 SECTION 1. Chapter three hundred thirty-one (331), Code 1950,
2 is hereby amended by adding the following new sections:

3 1. In all counties, having twenty-four (24) townships and having
4 five (5) board members elected at large, the board of supervisors at
5 its regular meeting in January, in any even-numbered year may divide