

16 other identification as required. The fee charged for the original or
17 duplicate plate, sticker or other identification shall be credited to the
18 road use tax fund.

1 SEC. 6. The board may, notwithstanding any provision of the Code
2 to the contrary, enter into reciprocity or apportionment agreements
3 which extend the benefits thereof to leased vehicles on the basis of the
4 residence of the lessee.

1 SEC. 7. Chapter three hundred twenty-six (326), Code 1958, is
2 hereby repealed.

1 SEC. 8. Section three hundred twenty-one point fifty-six (321.56),
2 Code 1958, is hereby repealed.

1 SEC. 9. Section three hundred twenty-one point fifty-three
2 (321.53), Code 1958, is amended by striking from line two (2) the
3 words and figures, "to 321.56, inclusive" and inserting in lieu there-
4 of the following; "and three hundred twenty-one point fifty-five
5 (321.55)".

1 SEC. 10. Section three hundred twenty-seven point ten (327.10),
2 Code 1958, is amended by striking from lines one (1) and two (2)
3 the words, "under the provisions of section 321.56" and inserting in
4 lieu thereof the words, "by law".

1 SEC. 11. Section three hundred twelve point one (312.1), Code
2 1958, is amended by striking all of subsection three (3).

1 SEC. 12. Section four hundred seventeen point fifty-four (417.54),
2 Code 1958, is amended by adding to line six (6) of subsection four
3 (4) before the figures "321.145" the word "and" and by striking all
4 of line seven (7) of said subsection.

Approved February 26, 1959.

CHAPTER 251

LIQUID TRANSPORT CARRIERS

H. F. 363

AN ACT relating to liquid transport carriers.

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

1 SECTION 1. Section three hundred twenty-seven A point fourteen
2 (327A.14), Code 1958, is hereby amended by inserting following the
3 word "assigned" in line twelve (12) thereof, the following: "to any
4 person engaged directly or indirectly in the transportation for hire of
5 liquid products in bulk or freight in interstate commerce or in intra-
6 state commerce, in this or any other state, or the District of Columbia,
7 or to any person engaged in the leasing of equipment for such pur-
8 poses".

1 SEC. 2. Section three hundred twenty-seven A point fourteen
2 (327A.14), Code 1958, is hereby further amended by inserting follow-

3 ing the word "assignment" in line fourteen (14) thereof, the follow-
4 ing: ", provided however, rights so granted may be sold, leased,
5 transferred or assigned to any person who has not engaged directly
6 or indirectly in the transportation for hire of liquid products in bulk
7 or freight in interstate or intrastate commerce prior to the date of
8 such transfer, or to any person who has not prior to such date en-
9 gaged in the leasing of equipment for such purpose, and on hearing
10 it shall not be necessary for the commission to find that such sale,
11 lease, transfer or assignment is necessary in the public interest".

1 SEC. 3. Section three hundred twenty-seven A point fourteen
2 (327A.14), Code 1958, is hereby further amended by adding thereto
3 the following: "Rights actively being exercised may be sold, leased,
4 transferred or assigned to any person engaged in the transportation
5 for hire of liquid products in bulk or freight under the conditions
6 hereinafter set forth:

7 "1. Whenever an applicaion for a sale, lease, transfer, assignment,
8 consolidation, merger, or acquisition of control is filed with the com-
9 mission, if on hearing the commission finds that (a) the proposed
10 purchaser, lessee, transferee or assignee is fit, willing and able, and
11 (b) that the proposed seller, lessor, transferor or assignor has not
12 abandoned, suspended or discontinued operations, and (c) that the
13 transaction proposed will be consistent with the public interest and
14 that the conditions of this section have been or will be fulfilled, it may
15 enter an order approving and authorizing such sale, lease, transfer,
16 assignment, consolidation, merger or acquisition of control, upon such
17 terms and conditions as it shall find to be just and reasonable and
18 with such modifications as it may prescribe.

19 "2. Except as otherwise provided in subsection one (1), it shall be
20 unlawful for any person to accomplish or effectuate, or to participate
21 in accomplishing or effectuating, the control or management in a com-
22 mon interest of any two (2) or more persons engaged in the trans-
23 portation for hire of liquid products in bulk or freight or of one (1)
24 or more persons so engaged, however such result is attained, whether
25 directly or indirectly, by use of common directors, officers or stock-
26 holders, holding or investment company or companies, a voting trust
27 or trusts, or in any other manner whatsoever.

28 "3. The commission is hereby authorized, upon complaint, or upon
29 its own initiative without complaint, but after notice, and hearing, to
30 investigate and determine whether any person is violating the provi-
31 sions of this section. If the commission finds upon investigation that
32 any person is violating the provisions of this section, it shall, by
33 order, require such person to take such action consistent with the
34 provisions of this chapter as may be necessary, in the opinion of the
35 commission, to prevent continued violation of such provisions."

1 SEC. 4. Chapter three hundred twenty-seven A (327A), Code
2 1958, is hereby amended by adding a new section thereto:

3 "The commission shall also have power and authority by general
4 order or otherwise to prescribe rules and regulations applicable to
5 liquid transport carriers. The state department of public safety is
6 hereby authorized and empowered to prescribe and enforce safety
7 regulations in the operation of liquid transport carriers, require a
8 periodic inspection of the equipment of every liquid transport car-

9 rier from the standpoint of enforcement of safety regulations, and
 10 such equipment shall be at all times subject to inspection by properly
 11 authorized representatives of the department of public safety."

1 SEC. 5. Chapter three hundred twenty-seven A (327A), Code
 2 1958, is further amended by adding a new section thereto:

3 "Every owner, officer, agent or employee of any liquid transport
 4 carrier, and every other person who violates or fails to comply with,
 5 or who procures, aids, or abets in the violation of any provision of
 6 this chapter, or who fails to obey, observe, or comply with any order,
 7 decision, rule, or regulation, direction, demand, or requirement or any
 8 part or provision thereof of the commission, or who procures, aids or
 9 abets any corporation or person in his failure to obey, observe, or
 10 comply with any such order, decision, rule, direction, demand or reg-
 11 ulation or any part or provision thereof, shall be guilty of a misde-
 12 meanor and upon conviction shall be punished by a fine not exceeding
 13 one hundred dollars (\$100.00) or by imprisonment in the county jail
 14 for a period of not to exceed thirty (30) days."

1 SEC. 6. Chapter three hundred twenty-seven A (327A), Code
 2 1958, is further amended by adding a new section thereto:

3 "No certificate of convenience and necessity shall be issued nor con-
 4 tinued in force until the holder thereof shall have paid to the com-
 5 mission for the administration of this chapter an annual certificate
 6 fee for each motor vehicle operated thereunder in the amount of five
 7 dollars."

1 SEC. 7. Chapter three hundred twenty-seven A (327A), Code
 2 1958, is further amended by adding a new section thereto:

3 "All control, power and authority over railroads and railroad com-
 4 panies now vested in the commission, in so far as the same is appli-
 5 cable, are hereby specifically extended to include liquid transport car-
 6 riers."

1 SEC. 8. Chapter three hundred twenty-seven A (327A), Code
 2 1958, is further amended by adding a new section thereto:

3 "All charges made by any liquid transport carrier for any service
 4 rendered or to be rendered in the transfer of liquid products in bulk
 5 upon any highway, or in connection therewith, shall be just, reason-
 6 able and nondiscriminating, and every unjust, unreasonable or dis-
 7 criminating charge for such service or any part thereof is prohibited
 8 and declared unlawful."

Approved March 30, 1959.

CHAPTER 252

SUPERVISORS IN CERTAIN COUNTIES

H. F. 395

AN ACT relating to the election of members of the board of supervisors in certain counties, after reduction of membership of the board, and to amend chapter three hundred thirty-one (331), Code 1958.

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

1 SECTION 1. Section three hundred thirty-one point seven (331.7),
 2 Code 1958, is hereby amended by inserting in line six (6) after the
 3 period the following: