

## CHAPTER 182

## EQUIPMENT ON ROAD MACHINERY

S. F. 70

AN ACT relating to road machinery.

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

1 SECTION 1. Sections three hundred twenty-one point three hundred  
2 ninety-nine (321.399), three hundred twenty-one point four hundred  
3 (321.400), and three hundred twenty-one point four hundred one  
4 (321.401), Code 1975, are repealed.

1 SEC. 2. Section three hundred twenty-one point three hundred  
2 eighty-three (321.383), subsection one (1), Code 1975, is amended to  
3 read as follows:

4 1. The provisions of this chapter with respect to equipment on vehi-  
5 cles shall not apply to implements of husbandry, *road machinery*,  
6 bulk spreaders and other fertilizer and chemical equipment defined as  
7 special mobile equipment, ~~road machinery~~, road rollers, or farm trac-  
8 tors except as herein made applicable.

Approved March 7, 1975

## CHAPTER 183

## MOTORCYCLE RIDERS EQUIPMENT

H. F. 421

AN ACT relating to equipment of motorcycles and motorcycle riders subject to a penalty pro-  
vided by law.

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

1 SECTION 1. Chapter three hundred twenty-one (321), Code 1975, is  
2 amended by adding the following new section:

3 NEW SECTION. **Equipment of motorcycle riders.**

4 1. A person shall not operate or ride a motorcycle upon the high-  
5 ways of this state unless:

6 a. The person is properly wearing protective headgear which com-  
7 plies with standards established by the director; and

8 b. The person is properly wearing an eye-protective device of a type  
9 approved by the director except when the motorcycle is equipped with  
10 a windscreen.

11 This subsection shall not apply to persons riding within an enclosed  
12 cab or to persons riding in a parade authorized by a political subdivi-  
13 sion of the state in which the parade is held when operated in a man-  
14 ner to insure safety to riders and other participants in the parade.

15 2. The director shall approve protective headgear and eye-protective  
16 devices required by this section and issue regulations establishing  
17 standards and specifications for the approval of protective headgear  
18 and eye-protective devices. The director shall publish lists of all protec-  
19 tive headgear and eye-protective devices which have been approved.

1 SEC. 2. Section three hundred twenty-one point four hundred twenty-four (321.424), Code 1975, is amended by adding the following new  
2 unnumbered paragraph at the end of that section:

3 NEW UNNUMBERED PARAGRAPH. No person shall possess for the purpose of sale, offer for sale, or sell protective headgear, or an eye-protective device, for use by a person occupying a motorcycle, unless that  
4 equipment is of a type listed as approved by the director, and unless  
5 that equipment bears the trademark or name under which it was approved by the director so as to be immediately legible to a person examining that equipment.  
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1 SEC. 3. NEW SECTION. **Violation not negligence.** A violation of  
2 section one (1) of this Act shall not constitute a defense of fault,  
3 whether alleged as negligence per se, negligence, contributory negligence, or alleged in any other manner, and evidence of the acts or  
4 omissions constituting a violation of section one (1) of this Act shall  
5 not be admissible on behalf of any person against whom a claim for  
6 damages for personal injuries is made.  
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1 SEC. 4. This Act shall take effect on September 1, 1975. However,  
2 the director may adopt rules pursuant to section (1) of this Act after  
3 July 1, 1975, and those rules shall take effect on September 1, 1975.

Approved June 16, 1975

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## CHAPTER 184

### NONRESIDENTS DRIVING PRIVILEGE

H. F. 146

AN ACT relating to provisions for suspension of the license and registration or nonresident's operating privilege.

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

1 SECTION 1. Section three hundred twenty-one A point six (321A.6),  
2 subsection four (4), Code 1975, is amended by striking paragraph (b)  
3 and inserting in lieu thereof the following:

4 b. Twelve months after such security was required, provided the department has not been notified that an action upon such an agreement  
5 has been instituted in a court in this state within one year after such  
6 security was required.  
7

1 SEC. 2. Section three hundred twenty-one A point seven (321A.7),  
2 Code 1975, is amended by striking subsection two (2) and inserting in  
3 lieu thereof the following:

4 2. Twelve months after such accident, provided the department has  
5 not been notified by any party to the action or an attorney for any  
6 party that an action for damages arising out of such accident has been  
7 instituted within one year from the date of the accident; or

1 SEC. 3. Section three hundred twenty-one A point seven (321A.7),  
2 subsection three (3) is amended to read as follows:

3 3. Evidence satisfactory to the director has been filed with him of a  
4 release from liability, or a final adjudication of nonliability, or a warrant for confession of judgment, or a duly acknowledged written agree-  
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