

Sec. 7. Sections 3 and 6 of this Act, being deemed of immediate importance, take effect upon enactment.

Approved May 7, 1991

CHAPTER 127

TRANSPORTATION OF HAZARDOUS MATERIALS

H.F. 252

AN ACT relating to exempting certain cargo tank motor vehicles from hazardous materials transportation regulations, and providing for the repeal of the Act.

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

Section 1. Section 321.450, unnumbered paragraph 1, Code 1991, is amended to read as follows:

A person shall not transport or have transported or shipped within this state any hazardous material except in compliance with rules adopted by the department under chapter 17A. The rules shall be consistent with the federal hazardous materials regulations promulgated under United States Code, Title 49, and found in 49 C.F.R. §§ 107, 171 to 173, 177, ~~and 178, and 180~~. However, rules adopted under this section concerning tank specifications shall not apply to cargo tank motor vehicles with a capacity of four thousand gallons or less used to transport gasoline in intrastate commerce, which were manufactured between 1950 and ~~1979~~ 1989, were domiciled in Iowa prior to July 1, 1991, and are in compliance with the American society of mechanical engineers specifications in effect at the time of manufacture.

Sec. 2. Section 1 of this Act is repealed July 1, 1994. On that date the Code editor shall return the language in section 1 of this Act to the language appearing in the 1991 Code.

Approved May 7, 1991

CHAPTER 128

MINORS' DRIVER'S LICENSES

H.F. 297

AN ACT relating to minor's restricted licenses and driver's license reciprocity for minors.

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

Section 1. Section 321.178, subsection 2, paragraph a, Code 1991, is amended to read as follows:

a. Any person between sixteen and eighteen years of age who is not in attendance at school or who is in attendance in a public or private school where an approved driver's education course is not offered or available, may be issued a restricted license only for travel to and from work or to transport dependents to and from temporary care facilities, if necessary for the person to maintain the person's present employment without having completed an approved driver's education course. The restricted license shall be issued by the department only upon confirmation of the person's employment and need for a restricted license to travel to and from

work or to transport dependents of temporary care facilities if necessary to maintain the person's employment and upon receipt of a written statement from the public or private school that an approved course in driver's education was not offered or available to the person, if applicable. The employer shall notify the department if the employment of the person is terminated before the person attains the age of eighteen. The person shall not have a restricted license revoked or suspended upon re-entering school prior to age eighteen provided the student enrolls in and completes the classroom portion of an approved driver's education course as soon as a course is available.

Sec. 2. Section 321.178, Code 1991, is amended by adding the following new subsection: NEW SUBSECTION. 3. DRIVER'S LICENSE RECIPROCITY.

a. The department may issue a class C or M driver's license to a person who is sixteen or seventeen years of age and who is a current resident of the state, but who has been driving as a resident of another state for at least one year prior to residency within the state.

b. The following criteria must be met prior to issuance of a driver's license pursuant to this subsection:

(1) The minor must reside with a parent or guardian.

(2) The minor must have driven under a valid driver's license for at least one year in the prior state of residence. Six months of the one year computation may include driving with an instruction permit.

(3) The minor must have had no moving traffic violations on the minor's driving record.

(4) The minor must pass the written and driving skills tests as required by the department, but is not required to have taken a driver's education class.

Approved May 7, 1991

CHAPTER 129

ELECTION LAWS

H.F. 420

AN ACT relating to corrective changes to Iowa's election laws, providing emergency powers to the state commissioner of elections, relating to election nomination papers and affidavits, the affidavit filing requirements for a single public office by primary election candidates and certain general election candidates, and relating to absentee voting.

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

Section 1. Section 43.14, unnumbered paragraph 2, Code 1991, is amended to read as follows:

"I, the undersigned, an eligible elector of county or legislative district, and state of Iowa, hereby nominate of county or legislative district, state of Iowa, who has affiliated registered with and is a member of the party, as a candidate for the office of to be voted for at the primary election to be held on"

Sec. 2. Section 43.18, unnumbered paragraph 2, Code 1991, is amended to read as follows:

I,, being duly sworn, say that I reside at street, city of, county of in the state of Iowa; that I am eligible to the office for which I am a candidate, and that the political party with which I affiliate is I am registered with the party; that I am a candidate for nomination to the office of to be made at the primary election to be held on, and hereby request that my name be printed upon the official primary ballot as provided by law, as a candidate of that party. I furthermore declare that if I am nominated and elected I will qualify as such officer.