

Reported Recommending.....
 Ind. Postponed.....
 Passed House.....
 Failed to Pass House.....
 Passed Senate.....
 Failed to Pass Senate.....

January 21, 1941.

House File 42.

Motor Vehicle and Transportation.

By YAGER, SCOTT of Sac, and
 SCOTT of Fayette, PRENTIS, PAULLUS, POSTON, JOHANNES,
 BURK, ALESCH, DIETZ, WAGNER, KNIPPLING, KUESTER,
 KEENEY and WICHMAN.

A BILL FOR

An Act to amend chapter two hundred fifty-one and one tenth
 (251.1), Code, 1939, relating to motor vehicles.

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

1 Section 1. Section five thousand ten and five hundredths
 2 (5010.05), Code, 1939, is hereby amended by inserting after the
 3 period in line ten (10) thereof the following:

4 "The department shall also prepare and furnish at cost to
 5 the sheriff and treasurer of each county all books, forms,
 6 examination blanks, and supplies required for the issuance of
 7 operators' and chauffeurs' licenses and all files necessary for
 8 keeping uniform license records."

1 Sec. 2. Section five thousand ten and eight hundredths
 2 (5010.08), Code, 1939, is hereby amended by striking the comma
 3 in line six (6) thereof and inserting in lieu thereof the follow-
 4 ing: "and one dollar (\$1.00) for each chauffeur's license issued
 5 by the county treasurer,".

1 Sec. 3. Section five thousand thirteen and one hundredth
 2 (5013.01), Code, 1939, is hereby amended by inserting a period

3 after the word "chauffeur" in line four (4) thereof and striking
4 from the lines four (4) and five (5) the words "issued by the depart-
5 ment of public safety".

1 Sec. 4. Section five thousand thirteen and four hundredths
2 (5013.04), Code, 1939, is hereby amended as follows:

3 1. Strike all of lines one (1) and two (2) and insert in
4 lieu thereof the following: "No license shall be issued hereunder:".

5 2. Strike from lines two (2) and three (3) of subsection
6 one (1) the words "the department may issue a restricted license"
7 and insert in lieu thereof the following: "a restricted license
8 may be issued".

9 3. Strike all of subsection five (5) after the word "been"
10 in line five (5) thereof and insert in lieu thereof the following:
11 "adjudged incompetent;".

1 Sec. 5. Section five thousand thirteen and six hundredths
2 (5013.06), Code, 1939, is hereby amended by striking from lines
3 five (5) and six (6) thereof the words "for a temporary instruc-
4 tion permit, and the department shall issue such" and insert in
5 lieu thereof the following: "to the persons who have been desig-
6 nated as examiners of applicants for licenses, and the county
7 treasurer shall issue a temporary instruction".

1 Sec. 6. Section five thousand thirteen and seven hundredths
2 (5013.07), Code, 1939, is hereby amended by striking from lines
3 one (1) and two (2) thereof the words, "department may, in its
4 discretion," and inserting in lieu thereof the following: "county
5 treasurer may".

1 Sec. 7. Section five thousand thirteen and eight hundredths
2 (5013.08), Code, 1939, is hereby repealed and the following sub-
3 stituted therefor:

4 “Every application for an instruction permit, temporary
5 permit, or for an operator’s or chauffeur’s license shall be made
6 to an examiner of applicants for licenses and shall be made upon
7 a form furnished by the department and shall be verified before
8 a person authorized to administer oaths. Officers and employees
9 of the department and examiners of applicants for licenses may
10 administer such oaths, which shall be without charge.”.

1 Sec. 8. Section five thousand thirteen and eleven hundredths
2 (5013.11), Code, 1939, is hereby amended by striking from lines
3 four (4) and five (5) the words, “shall not issue a new license”
4 and inserting in lieu thereof the following: “a new license shall
5 not be issued”.

1 Sec. 9. Section five thousand thirteen and twelve hundredths
2 (5013.12), Code, 1939, is hereby repealed and the following sub-
3 stituted therefor:

4 “The department and the examiners of applicants for licenses
5 shall examine every applicant for an operator’s or chauffeur’s
6 license when there is reason to believe that the person may be
7 physically or mentally incompetent to operate a motor vehicle.
8 Such examinations shall include a test of the applicant’s eye-
9 sight, his ability to read and understand highway signs regulat-
10 ing, warning, and directing traffic, his knowledge of the traffic
11 laws of this state, and shall include an actual demonstration of

12 ability to exercise ordinary and reasonable control in the opera-
13 tion of a motor vehicle and such further physical and mental
14 examinations as the department finds necessary to determine the
15 applicant's fitness to operate a motor vehicle safely upon the
16 highways.

17 "In all cases where doubt arises as to whether licenses shall
18 be granted to applicants, the decisions of the department shall be
19 final, subject to appeal by applicants whose applications have
20 been denied."

1 Sec. 10. Section five thousand thirteen and thirteen hun-
2 dredths (5013.13), Code, 1939, is hereby repealed and the follow-
3 ing substituted therefor:

4 "Boards of supervisors shall designate county officers or
5 other persons to examine applicants for operators' and chauff-
6 feurs' licenses. It shall be the duty of persons so designated
7 to conduct examinations of applicants for operators' and chauff-
8 feurs' licenses under the provisions of this chapter and to make
9 written reports of findings and recommendations upon such exam-
10 inations to the department. Examiners shall have the authority
11 of peace officers for the purpose of enforcing the laws relating
12 to motor vehicles and the operation thereof and when on duty shall
13 wear identifying badges prescribed by the commissioner."

1 Sec. 11. Section five thousand thirteen and fourteen hun-
2 dredths (5013.14), Code, 1939, is hereby amended by striking the
3 word "department" from lines one (1) and thirteen (13) thereof
4 and inserting in lieu thereof the words "county treasurer".

1 Sec. 12. Section five thousand thirteen and fifteen hun-
2 dredths (5013.15), Code, 1939, is hereby amended by striking all
3 of the first sentence after the comma following the word “officer”
4 in line six (6) thereof and inserting in lieu thereof the follow-
5 ing: “or a county officer or persons designated to conduct exam-
6 inations for operators’ or chauffeurs’ licenses.”.

1 Sec. 13. Section five thousand thirteen and seventeen hun-
2 dredths (5013.17), Code, 1939, is hereby repealed and the following
3 substituted therefor:

4 “Such license fees shall be forwarded by the county treasurer
5 to the treasurer of state, who shall place same in the general
6 fund of the state, provided that for each chauffeur’s license
7 issued by the county treasurer, he shall be entitled to retain
8 one dollar (\$1.00), which shall be credited to the county general
9 fund.”.

1 Sec. 14. Section five thousand thirteen and eighteen hun-
2 dredths (5013.18), Code, 1939, is hereby amended as follows:

3 1. Strike from lines two (2) and three (3) thereof the words
4 “upon issuing an operator’s or chauffeur’s license”.

5 2. Strike from lines thirteen (13) to fifteen (15), inclu-
6 sive, the words: “The department may either issue a special
7 restricted license or may set forth such restrictions” and insert
8 in lieu thereof the following: “A special restricted license may
9 be issued or the restrictions may be set forth”.

1 Sec. 15. Section five thousand thirteen and twenty-two hun-
2 dredths (5013.22), Code, 1939, is hereby amended by striking all

3 of said section after the word “the” in line five (5) thereof and
4 inserting in lieu thereof the following: “examination of any
5 applicant previously licensed as a chauffeur under this chapter
6 may be waived”.

1 Sec. 16. Section five thousand thirteen and twenty-three
2 hundredths (5013.23), Code, 1939, is hereby amended by striking
3 from line two (2) thereof the words “by it”.

1 Sec. 17. Section five thousand fourteen and nine hundredths
2 (5014.09), Code, 1939, is hereby amended by striking from line
3 two (2) of subsection five (5) the words “to the department”.

EXPLANATION

a. This bill proposes to have the County Treasurer’s Office renew all Drivers’ and Chauffeurs’ Licenses, that are not questionable. Any questionable license would still be renewed by the State Safety Department under the proposed bill.

b. All new drivers’ and chauffeurs’ license examinations would be taken by those who are believed to be physically or mentally incompetent to operate a motor vehicle; officials to be chosen by the boards of supervisors in conjunction with the State Safety Department, such as Sheriff’s Office or a City Public Safety Department.

c. Under this bill the Counties would be re-imbursed by being permitted to keep one dollar (\$1.00) per chauffeur license which would go to the county general fund.