

4-8-93 Referred to Judiciary
MARCH 16 1993

SENATE FILE 285
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 157)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to funeral escorts.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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SI 285

SENATE FILE 285

S-3141

- 1 Amend Senate File 285 as follows:
- 2 1. Page 1, by striking lines 6 and 7 and
- 3 inserting the following: "vehicles which is being
- 4 escorted by a vehicle displaying an amber light and
- 5 which".
- 6 2. Page 1, by striking lines 14 through 26.
- 7 3. Page 1, line 29, by striking the word "red"
- 8 and inserting the following: "amber".
- 9 4. By striking page 1, line 31 through page 2,
- 10 line 18.
- 11 5. By renumbering as necessary.

By RICHARD F. DRAKE
WILLIAM W. DIELEMAN

S-3141 FILED MARCH 16, 1993

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1 Section 1. NEW SECTION. 321.324A FUNERAL PROCESSION.

2 Upon the immediate approach of a funeral procession the
3 driver of every other vehicle, except an authorized emergency
4 vehicle, shall yield the right-of-way. For purposes of this
5 section, "funeral procession" means a procession of motor
6 vehicles which is being escorted by a vehicle displaying a red
7 light, or giving an audible signal by siren and which
8 identifies itself by using lighted head lamps and by keeping
9 all motor vehicles with lighted head lamps in close formation.
10 An operator of a motor vehicle which is part of a funeral
11 procession shall not be charged with violating traffic rules
12 and regulations relating to traffic signals and devices while
13 participating in the procession.

14 Sec. 2. Section 321.422, Code 1993, is amended to read as
15 follows:

16 321.422 RED LIGHT IN FRONT.

17 No A person shall not drive or move any vehicle or
18 equipment upon any a highway with any a lamp or device thereon
19 on it displaying or reflecting a red light visible from
20 directly in front thereof of the vehicle or equipment. This
21 section ~~shall~~ does not apply to authorized emergency vehicles,
22 vehicles escorting funeral processions or school buses and
23 vehicles as provided in section 321.423, subsection 6. No A
24 person shall not display any color of light other than red on
25 the rear of any a vehicle, except that stop lights and
26 directional signals may be red, yellow, or amber.

27 Sec. 3. Section 321.423, subsection 2, Code 1993, is
28 amended by adding the following new paragraph:

29 NEW PARAGRAPH. h. A flashing red light displayed on a
30 vehicle escorting a funeral procession.

31 Sec. 4. Section 321.433, Code 1993, is amended to read as
32 follows:

33 321.433 SIRENS AND BELLS PROHIBITED.

34 No A vehicle shall not be equipped with ~~nor shall any~~ and a
35 person shall not use upon a vehicle any a siren, whistle, or

1 bell, except as otherwise permitted in this section. It is
 2 permissible but not required that any a commercial vehicle be
 3 equipped with a theft alarm signal device which is so arranged
 4 that it cannot be used by the driver as an ordinary warning
 5 signal. Any An authorized emergency vehicle may be equipped
 6 with a siren, whistle, or bell, capable of emitting sound
 7 audible under normal conditions from a distance of not less
 8 than five hundred feet and of a type approved by the
 9 department, but such the siren shall not be used except when
 10 such the vehicle is operated in response to an emergency call
 11 or in the immediate pursuit of an actual or suspected violator
 12 of the law, ~~in which said latter events the~~. The driver of
 13 such the vehicle shall sound said the siren when necessary to
 14 warn pedestrians and other drivers of the vehicle's approach
 15 thereof. A vehicle escorting a funeral procession may be
 16 equipped with a siren, whistle, or bell which may be used to
 17 warn pedestrians and other drivers of the approach of the
 18 procession.

EXPLANATION

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 20 This bill requires a motorist to yield the right-of-way to
 21 a funeral procession and exempts persons participating in a
 22 funeral procession from traffic signal and device rules and
 23 regulations. A funeral procession means that all of the
 24 vehicles are displaying headlights, are in close formation,
 25 and are being escorted by a vehicle displaying a flashing red
 26 light or giving an audible signal by siren. It also allows an
 27 escort vehicle to display a flashing red light or use a siren.

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WELSH, CH.
BISIGNANO
TAYLOR

SSB 157
JUDICIARY

SENATE FILE 285
BY (PROPOSED COMMITTEE ON
JUDICIARY BILL BY CHAIRPERSON
STURGEON)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to funeral escorts and creating a penalty.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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3 driver of every other vehicle, except an authorized emergency
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5 section, "funeral procession" means a procession of motor
6 vehicles which is being escorted by a vehicle displaying a red
7 light, or giving an audible signal by siren and which
8 identifies itself by using lighted head lamps and by keeping
9 all motor vehicles in close formation. An operator of a motor
10 vehicle which is part of a funeral procession shall not be
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12 of the law, ~~in which said latter events the.~~ The driver of
13 such the vehicle shall sound said the siren when necessary to
14 warn pedestrians and other drivers of the vehicle's approach
15 thereof. A vehicle escorting a funeral procession may be
16 equipped with a siren, whistle, or bell which may be used to
17 warn pedestrians and other drivers of the approach of the
18 procession.

19 Sec. 5. Section 805.8, subsection 2, paragraph k, Code
20 1993, is amended to read as follows:

21 k. For violations by operators of school buses and
22 emergency vehicles, and for violations by other motor vehicle
23 operators when in their vicinity, under sections 321.231,
24 321.324, 321.324A, 321.372, and 321.377, the scheduled fine is
25 twenty-five dollars. However, excessive speed by a school
26 bus in excess of ten miles over the limit is not a scheduled
27 violation.

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EXPLANATION

29 This bill requires a motorist to yield the right-of-way to
30 a funeral procession and exempts persons participating in a
31 funeral procession from traffic signal and device rules and
32 regulations. A funeral procession means that all of the
33 vehicles are displaying headlights, are in close formation,
34 and are being escorted by a vehicle displaying a flashing red
35 light or giving an audible signal by siren. It also allows an

1 escort vehicle to display a flashing red light or use a siren.

2 This bill makes it a simple misdemeanor to interfere with a

3 funeral procession and creates a scheduled fine of \$25.

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