

**CHAPTER 1069**  
**AUTHORIZED EMERGENCY VEHICLE EXEMPTION**  
*H.F. 2097*

**AN ACT** to exempt authorized emergency vehicles from the child restraint law.

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

Section 1. Section 321.446, subsection 3, Code 1985, is amended to read as follows:

3. This section does not apply to ~~nonresidents of Iowa or to~~ peace officers acting on official duty. This section also does not apply to the transportation of children in 1965 model year or older vehicles or authorized emergency vehicles. This section does not apply to the transportation of a child who has been certified by a physician licensed under chapter 148, 150, or 150A as having a medical, physical, or mental condition which prevents or makes inadvisable securing the child in a child restraint system, safety belt or safety harness.

Approved April 14, 1986

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**CHAPTER 1070**  
**LIABILITY FOR ROADSIDE ACTIVITIES**  
*H.F. 2113*

**AN ACT** relating to the liability for actions to allow or facilitate the use of land contiguous to highways or roadways.

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

Section 1. Section 321G.22, Code 1985, is amended to read as follows:  
**321G.22 LIMITATION OF LIABILITY BY PUBLIC BODIES.**

The state, its political subdivisions, and the owners of property adjoining the right of way of a public highway and their agents and employees owe no duty of care to keep the ditches or land contiguous to a highway or roadway under the control of the state or a political subdivision safe for entry or use by persons operating a snowmobile, or to give any warning of a dangerous condition, use, structure, or activity on such premises to persons entering for such purposes, except in the case of willful or malicious failure to guard or warn against a dangerous condition, use, structure, or activity. The state, its political subdivisions, and the owners of property adjoining the right of way of a public highway and their agents and employees are not liable for actions taken to allow or facilitate the use of ditches or land contiguous to a highway or roadway except in the case of a willful or malicious failure to guard or warn against a dangerous condition, use, structure, or activity. This section ~~shall~~ does not be construed to create a duty of care or ground of liability on behalf of the state, its political subdivisions, or the owners of property adjoining the right of way of a public highway and their agents and employees for injury to persons or property in the operation of snowmobiles in a ditch or on land contiguous to a highway or roadway under the control of the state or a political subdivision. The state, its political subdivisions, and the owners of property adjoining the right of way of a public highway and their agents and employees ~~shall, in no event, be~~ are not liable for the operation of a snowmobile in violation of ~~the provisions of~~ this chapter.

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