

Senate File 491

S-3093

1 Amend Senate File 491 as follows:

2 1. Page 1, line 7, by striking <twenty-five> and inserting
3 <thirty-five>

4 2. Page 1, line 18, by striking <twenty-five> and inserting
5 <thirty-five>

6 3. Page 1, line 22, by striking <twenty-five> and inserting
7 <thirty-five>

8 4. Page 1, after line 27 by inserting:

9 <b. If a peace officer stops a motor vehicle equipped with
10 a side window to the immediate right or left of the driver
11 that allows less than thirty-five percent light transmittance
12 or exceeds a luminous reflectance of twenty-five percent, the
13 driver shall lower the side window on the side of the officer's
14 approach of the vehicle to the side window's lowest possible
15 position prior to the completion of the officer's approach
16 of the vehicle, and shall keep the side window in the lowest
17 possible position for the duration of the stop unless otherwise
18 instructed by the officer. A person convicted of a violation
19 of this paragraph is guilty of a simple misdemeanor punishable
20 as a scheduled violation under section 805.8A, subsection 14,
21 paragraph "q". However, if the violation is a person's first
22 violation of this paragraph, and the person has not previously
23 been issued a warning memorandum for a violation of this
24 paragraph, the officer shall issue a warning memorandum to the
25 driver in lieu of a citation.>

26 5. Page 1, line 31, by striking <b.> and inserting <b. c.>

27 6. Page 1, after line 34 by inserting:

28 <Sec. ____ . Section 805.8A, subsection 3, paragraph ai, Code
29 2023, is amended to read as follows:

30 ai. Section 321.438, subsection 1, subsection 2, paragraph
31 "a", and subsection 3..... \$ 70.

32 Sec. ____ . Section 805.8A, subsection 14, Code 2023, is
33 amended by adding the following new paragraph:

34 NEW PARAGRAPH. q. Failure to lower tinted side window. For
35 violations under section 321.438, subsection 2, paragraph "b",

1 the scheduled fine is twenty dollars.>

2 7. Title page, line 1, after <tint,> by inserting <providing
3 penalties,>

4 8. By renumbering as necessary.

ADRIAN DICKEY