

*See Report*

January 28, 1969

HOUSE FILE 77

Transportation, *Pass as amended 2-26*

*Law Enforcement 4-23*

*" " 1-13, Pass as amended 1-20, adopted 1-22*

By FREEMAN of Clay-Dickinson and JOHNSON of Audubon-Guthrie

Passed House, Date *4-18-69* Passed Senate, Date *1-23-70*

Vote: Ayes *99* Nays *1* Vote: Ayes *56* Nays *2*

Approved *1-23-Motion to reconsider filed, lost 1-29*

# A BILL FOR

- 1 An Act relating to snowmobiles. *Sub. for S. F. 564, 5-7*
- 2 *Be It Enacted by the General Assembly of the State of Iowa:*
- 3 Section 1. It shall be unlawful for any person to drive
- 4 or operate any snowmobile in the following unsafe or harass-
- 5 ing ways:
- 6 1. At a rate of speed greater than reasonable or proper
- 7 under all the surrounding circumstances.
- 8 2. In a careless, reckless or negligent manner so as to
- 9 endanger the person or property of another or to cause injury
- 10 or damage thereto.
- 11 3. While under the influence of intoxicating liquor or
- 12 narcotics or habit-forming drugs.
- 13 4. Without a lighted head and tail light when required
- 14 for safety.
- 15 5. In any tree nursery or planting in a manner which dam-
- 16 ages or destroys growing stock.
- 17 Sec. 2. No person shall operate a snowmobile upon any
- 18 highway or cross any highway, except as provided in section
- 19 three (3) of this Act, other than drive directly across a
- 20 two or three lane highway, and then only after stopping and
- 21 yielding the right-of-way to all vehicles approaching on the
- 22 highway.
- 23 Sec. 3. No person shall operate a snowmobile on the trav-
- 24 elled portion of any highway outside of cities and towns
- 25 except as provided in section two (2) of this Act, but a

1 snowmobile may be operated in the ditch of a two or three  
2 lane highway outside of cities and towns and on the streets  
3 of a city or town provided the operator stops at all inter-  
4 sections and yields to all other traffic.

5 Sec. 4. Section eighty point nine (80.9), subsection two  
6 (2), paragraph b, Code 1966, is hereby amended by inserting  
7 in line four (4) after the word "motorcycles," the word "snow-  
8 mobiles,".

9 Sec. 5. Section three hundred twenty-one point one (321.1),  
10 Code 1966, as amended by chapter two hundred eighty (280),  
11 subsections six (6) and seven (7), Acts of the Sixty-second  
12 General Assembly, is hereby further amended by adding thereto  
13 the following new subsection:

14 " 'Snowmobile' means a self-propelled vehicle designed for  
15 travel on snow or ice which utilizes sled-type runners, or  
16 skis, or an endless belt tread or any combination thereof."

17 Sec. 6. Section three hundred twenty-one point thirty-  
18 four (321.34), Code 1966, is hereby amended by inserting in  
19 line five (5) after the word "motorcycle," the word "snow-  
20 mobile,".

21 Sec. 7. Section three hundred twenty-one point one hundred  
22 seventeen (321.117), Code 1966, is hereby amended as follows:

23 1. By inserting in line two (2) after the word "motor-  
24 cycles" the words "and snowmobiles".

25 2. By inserting in line three (3) after the word "motor-  
26 cycle" the words "or snowmobile".

27 Sec. 8. Section three hundred twenty-one point one hundred  
28 sixty-six (321.166), Code 1966, is hereby amended by insert-  
29 ing in line thirty-four (34) after the word "motorcycle" the  
30 words "or a snowmobile".

31 Sec. 9. Section three hundred twenty-one point three hun-  
32 dred eighty-six (321.386), Code 1966, is hereby amended as  
33 follows:

34 1. By inserting in line two (2) after the word "motor-  
35 cycle" the words "and snowmobile".

1 2. By striking the period from line five (5) and insert-  
2 ing in lieu thereof the following:

3 “, except that a snowmobile shall not be required to be  
4 equipped with a head lamp emitting two beams of light as is  
5 required by section three hundred twenty-one point four hun-  
6 dred nine (321.409) provided the one beam of light meets the  
7 requirements of section three hundred twenty-one point four  
8 hundred nine (321.409), subsection two (2).”

9 Sec. 10. Section three hundred twenty-one point three hun-  
10 dred eighty-seven (321.387), Code 1966, is hereby amended by  
11 inserting in line one (1) after word “vehicle” the words  
12 “and snowmobile”.

13 Sec. 11. Any person who violates any provision of sections  
14 one (1) through three (3) of this Act shall be fined not less  
15 than ten dollars nor more than twenty dollars for the first  
16 offense and not less than twenty-five dollars nor more than  
17 fifty dollars for the second or subsequent offenses within  
18 a year.

19 Sec. 12. This Act, being deemed of immediate importance,  
20 shall take effect and be in force from and after its publica-  
21 tion in The Spirit Lake Beacon, a newspaper published in  
22 Spirit Lake, Iowa and in the Guthrie Center Times, a news-  
23 paper published in Guthrie Center, Iowa.

#### EXPLANATION OF HOUSE FILE 77

There is presently no law in the state of Iowa which can be applied to regulate snowmobiles. This bill will provide such laws for the regulation of snowmobiles similar to laws regulating motorcycles.

1 Amend House File 77 by striking all after the enacting clause  
2 and inserting in lieu thereof the following:  
3 Section 1. Wherever used in this Act snowmobile means a  
4 self-propelled vehicle designed for travel on snow or ice which  
5 utilizes sled-type runners or skis, or an endless belt, tread  
6 or any combination thereof.  
7 Sec. 2. No person shall operate a snowmobile upon any high-  
8 way or across any highway, except as provided in section three  
9 (3) of this Act, other than to drive directly across a highway  
10 other than an interstate highway, or limited access highway, and  
11 then only after stopping and yielding the right of way to all  
12 vehicles approaching on the highway.  
13 Sec. 3. Such vehicles may operate on the streets of cities and  
14 during daylight hours if such operation is specifically authorized by an  
15 ordinance of a particular city or town.  
16 Sec. 4. No snowmobile shall be operated unless it is equipped with  
17 at least one head lamp, one tail lamp and with brakes all of a  
18 manner and type specified by the commissioner of public safety.  
19 Sec. 5. A snowmobile may be operated upon a public highway or  
20 street other than as provided in section three (3) of this Act,  
21 in an emergency during the period when and at locations where snow  
22 upon the roadway renders travel by automobile infeasible.  
23 Sec. 6. Snowmobiles shall be registered in the same manner and  
24 for the same fees as motorcycles.  
25 Sec. 7. This Act shall not apply to law enforcement officers  
26 while in the performance of their official duties.  
27 Sec. 8. It shall be unlawful to operate a snowmobile in any  
28 manner which damages trees or nursery stock.  
29 Sec. 9. Section one hundred six point thirty-three (106.33),  
30 Code 1966, line five (5), is amended by inserting after the word  
31 "Motorcycles" the word, "snowmobiles".  
32 Sec. 10. Any person convicted of any violation of this Act  
33 shall be fined not to exceed one hundred dollars or imprisoned  
34 in the county jail not to exceed thirty days.

Filed - *Adopted 4-18*  
February 26, 1969

COMMITTEE ON TRANSPORTATION  
LeROY S. MILLER, Chairman

1 Amend the committee amendment to House File 77 as follows:  
2 By changing the period at the end of section 2 to a semi-  
3 colon and adding the following: "provided, however, that  
4 a snowmobile may be operated on that portion of the highway  
5 right-of-way other than the roadway and its adjacent  
6 shoulders."

Filed - *Withdrawn 4-18*  
March 10, 1969

FREEMAN of Clay-Dickinson

January 30, 1970

HOUSE FILE 77

By FREEMAN of Clay-Dickinson  
and JOHNSON of Audubon-Guthrie  
**AS AMENDED AND PASSED BY THE SENATE**  
**SENATE AMENDMENT IN ITALIC**

*Reprinted  
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Passed House, Date *2-5-70* Passed Senate, Date *1-23-70*

Vote: Ayes *94* Nays *22* Vote: Ayes *56* Nays *2*

Approved *3-4-70*

*Passed as amended 2-10  
45-11*

## A BILL FOR

1 An Act relating to snowmobiles.

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

3 *Section 1.*

4 1. "Snowmobile" means any self-propelled vehicle weighing  
5 less than one thousand pounds which utilizes wheels with pneu-  
6 matic tires and is designed to operate on land or water or is  
7 equipped with sled-type runners or skis, an endless belt-type  
8 tread, or any combination thereof and is designed for travel  
9 upon snow, land, or ice.

10 2. "Commission" means the state conservation commission.

11 *Sec. 2. The commission is hereby vested with the power*  
12 *to adopt rules and regulations for the:*

13 1. *Registration of snowmobiles,*

14 2. *Use of snowmobiles insofar as game and fish resources*  
15 *are affected, and*

16 3. *Use of snowmobiles on public lands under the jurisdic-*  
17 *tion of the commission.*

18 *The commissioner of public safety may adopt rules and*  
19 *regulations not inconsistent herewith regulating the use of*  
20 *snowmobiles on streets and highways, except that cities and*  
21 *towns may regulate their use on streets under the jurisdiction*  
22 *of cities and towns within their respective corporate limits.*

23 *Sec. 3. Every snowmobile used on public streets, highways,*  
24 *land, or ice of this state shall be currently registered and*  
25 *numbered. No person shall operate, maintain, or give permis-*

1 sion for the operation or maintenance of any such snowmobile  
2 on such land or ice unless the snowmobile is numbered in  
3 accordance with this Act, or in accordance with applicable  
4 federal laws, or in accordance with an approved numbering  
5 system of another state, and unless the identifying number  
6 set forth in the registration is displayed on each side of  
7 the forward half of such snowmobile.

8 *Sec. 4. The owner of each snowmobile required to be*  
9 *numbered shall register it every year with the county recorder*  
10 *of the county in which the owner resides or, if the owner is*  
11 *a nonresident, he shall register it in the county in which*  
12 *such snowmobile is principally used. The commission shall*  
13 *have supervisory responsibility over the registration of all*  
14 *snowmobiles and shall provide each county recorder with regis-*  
15 *tration forms and certificates and shall allocate identifica-*  
16 *tion numbers to each county.*

17 *The owner of such snowmobile shall file an application for*  
18 *registration with the appropriate county recorder on forms*  
19 *provided by the commission. The application shall be completed*  
20 *and signed by the owner of the snowmobile and shall be*  
21 *accompanied by a fee of six dollars and a writing fee of*  
22 *fifty cents. Proof of payment of Iowa sales or use tax must*  
23 *accompany all applications for registration. Upon receipt of*  
24 *the application in approved form accompanied by the required*  
25 *fees, the county recorder shall enter the same upon his records*  
26 *and shall issue to the applicant a pocket-size registration*  
27 *certificate. The certificate shall be executed in triplicate,*  
28 *one copy to be delivered to the owner, one copy to the commis-*  
29 *sion, and one copy to be retained on file by the county*  
30 *recorder. The registration certificate shall bear the number*  
31 *awarded to such snowmobile and the name and address of the*  
32 *owner. The registration certificate shall be carried either*  
33 *in the snowmobile or on the person of the operator of such*  
34 *machine when in use.*

35 *Sec. 5. A plate or decal containing the identification*

1 numbers or letters shall be furnished by the conservation  
2 commission.

3 The owner shall cause the identification number to be  
4 attached to each side of the forward half of the snowmobile  
5 in such manner as may be prescribed by the rules and regula-  
6 tions of the commission and shall be maintained in legible  
7 condition at all times.

8 Sec. 6. Every registration certificate and number issued  
9 shall expire at midnight April thirtieth, unless sooner ter-  
10 minated or discontinued in accordance with the provisions of  
11 this chapter. After the first day of January each year, any  
12 unregistered snowmobile and renewals of registration may be  
13 so registered for the subsequent year beginning May first.

14 After the first day of January any unregistered snowmobile  
15 may be registered for the remainder of the current registra-  
16 tion period and for the subsequent registration period in one  
17 transaction. The fee shall be three dollars for the remainder  
18 of the current period, in addition to the registration fee of  
19 six dollars for the subsequent year beginning May first, and  
20 a writing fee of fifty cents. Registration certificates and  
21 numbers may be renewed upon application of the owner in the  
22 same manner as provided for in securing the original regis-  
23 tration.

24 If the application for registration for the subsequent year  
25 is not made before May first of each year, the applicant shall  
26 be charged a penalty of one dollar for each six month's delin-  
27 quency, or any portion thereof.

28 Whenever any person, after registering a snowmobile, moves  
29 from the address shown on the registration certificate, he  
30 shall, within ten days, notify the county recorder in writing  
31 of such fact.

32 Registrations may be transferred when a snowmobile is sold  
33 by filing an application for such transfer with the county  
34 recorder of the county wherein the snowmobile is registered.  
35 The county recorder shall collect a transfer fee of one dollar

1 and an additional twenty-five cents as a writing fee.

2 Duplicate registrations may be issued upon application  
3 therefor and the payment of the same fees collected for the  
4 transfer of registrations.

5 Sec. 7. All fees collected from the registration of snow-  
6 mobiles shall be forwarded by the county recorder to the com-  
7 mission for remission to the treasurer of state, who shall  
8 place such money in the state conservation fund. The fees  
9 collected shall be appropriated by the general assembly to the  
10 commission solely for their use.

11 Sec. 8. No registration shall be required for the follow-  
12 ing described snowmobiles:

13 1. Snowmobiles owned and used by the United States, another  
14 state, or a political subdivision thereof.

15 2. Snowmobiles registered in a country other than the  
16 United States temporarily used within this state.

17 3. Snowmobiles covered by a valid license of another  
18 state and which have not been within this state for more than  
19 twenty consecutive days.

20 4. Snowmobiles not registered or licensed in another state  
21 or country being used in this state during an organized race  
22 or exhibition and not remaining in the state for a period of  
23 more than ten days.

24 Sec. 9. No person shall operate a snowmobile upon roadways  
25 or highways, as defined in section three hundred twenty-one  
26 point one (321.1) of the Code, except as provided in this Act.

27 1. A snowmobile shall not be operated at any time within  
28 the right of way of any interstate highway or freeway within  
29 this state.

30 2. A snowmobile may make a direct crossing of a street or  
31 highway provided:

32 a. The crossing is made at an angle of approximately  
33 ninety degrees to the direction of the highway and at a  
34 place where no obstruction prevents a quick and safe  
35 crossing; and

1     *b. The snowmobile is brought to a complete stop*  
2     *before crossing the shoulder or main traveled way of*  
3     *the highway; and*

4     *c. The driver yields the right of way to all oncom-*  
5     *ing traffic which constitutes an immediate hazard; and*

6     *d. In crossing a divided highway, the crossing is*  
7     *made only at an intersection of such highway with another*  
8     *public street or highway.*

9     3. *A registered snowmobile shall not be operated on public*  
10    *highways:*

11    *a. On the roadway portion of a highway and adjacent*  
12    *shoulder, or at least five feet on either side of the road-*  
13    *way, except as provided in subsection four (4) of this*  
14    *section, and*

15    *b. On limited access highways and approaches, and*

16    *c. For racing any moving object, and*

17    *d. Abreast with one or more other snowmobiles on a*  
18    *city or town highway.*

19    4. *A registered snowmobile may be operated under the follow-*  
20    *ing conditions:*

21    *a. Upon city or town highways which have not been*  
22    *plowed during the snow season or on such highways as*  
23    *designated by the governing body of a municipality.*

24    *b. On that portion of county roads that have not*  
25    *been plowed during the snow season and not maintained*  
26    *or utilized for the operation of conventional motor*  
27    *vehicles.*

28    *c. On highways in an emergency during the period*  
29    *of time when and at locations where snow upon the roadway*  
30    *renders travel by conventional motor vehicles impractical.*

31    5. *The headlight and tail light shall be lighted during*  
32    *the operation on a public highway from thirty minutes after*  
33    *sunset to thirty minutes before sunrise.*

34    6. *A snowmobile shall not be operated on or across a*  
35    *public highway by a person under sixteen years of age.*

1     *Sec. 10. Whenever any snowmobile is involved in an*  
2 *accident resulting in injury or death to anyone or property*  
3 *damage amounting to fifty dollars or more, either the operator*  
4 *or someone acting for him shall immediately notify the county*  
5 *sheriff or another law enforcement agency in the state. The*  
6 *operator shall file with the commission a report of the accident,*  
7 *within forty-eight hours, containing such information as the*  
8 *commission may require.*

9     *Sec. 11. A snowmobile shall not be operated without suit-*  
10 *able and effective muffling devices except when being operated*  
11 *or used in an organized race or exhibition.*

12     *Sec. 12. Every snowmobile shall be equipped with at least*  
13 *one head lamp and one tail lamp, and with brakes which conform*  
14 *to standards prescribed by the commissioner of public safety.*

15     *Sec. 13. It shall be unlawful for any person to drive or*  
16 *operate any snowmobile:*

17     1. *At a rate of speed greater than reasonable or proper*  
18 *under all existing circumstances.*

19     2. *In a careless, reckless, or negligent manner so as to*  
20 *endanger the person or property of another or to cause injury*  
21 *or damage thereto.*

22     3. *While under the influence of intoxicating liquor or*  
23 *narcotics or habit-forming drugs.*

24     4. *Without a lighted headlight and tail light when required*  
25 *for safety.*

26     5. *In any tree nursery or planting in a manner which*  
27 *damages or destroys growing stock.*

28     6. *With any firearms in the vehicle, except in the*  
29 *possession of a peace officer.*

30     *Sec. 14. Any person who shall violate any provision of*  
31 *this Act or any regulation of the commission or commissioner*  
32 *of public safety shall be guilty of a misdemeanor and punished*  
33 *by a fine of not more than one hundred dollars, or by imprison-*  
34 *ment for not more than ninety days.*

EXPLANATION OF HOUSE FILE 77

There is presently no law in the state of Iowa which can be applied to regulate snowmobiles. This bill will provide such laws for the regulation of snowmobiles similar to laws regulating motorcycles.

- 1 Amend House File 77, as amended and passed by the Senate, by
- 2 striking on page 5 all of lines nineteen (19) through thirty (30)
- 3 and inserting in lieu thereof the following:
- 4 "4. A registered snowmobile may be operated under the following
- 5 conditions:
- 6 a. Upon city or town highways designated by the governing
- 7 body of a municipality which are closed to all other traffic.
- 8 b. On that portion of county roads designated by resolution
- 9 by the county board of supervisors.
- 10 c. On highways in an emergency, which emergency shall be
- 11 declared by the county sheriff."

Filed - *Withdrawn 2-4*  
February 2, 1970

JOHNSTON of Johnson

- 1 Amend House File 77, as amended and passed by the Senate,
- 2 page 5, by striking from lines 32 and 33 the words "from
- 3 thirty minutes after sunset to thirty minutes before sunrise".
- 4 and inserting in lieu thereof the following:
- 5 "at any time from sunset to sunrise, and at such other
- 6 times when conditions such as fog, snow, sleet, or rain
- 7 provide insufficient lighting to render clearly discernible
- 8 persons and vehicles at a distance of five hundred feet ahead".

Filed - *Adopted 2-5*  
February 3, 1970  
In: Conservation and recreation

TIEDEN of Clayton

CORRECTED AMENDMENT TO  
SENATE AMENDMENT TO HOUSE FILE 77

- 1 Amend the Senate amendment to House File 77, by striking from
- 2 163 and 164 the words "from thirty minutes after sunset to thirty  
lines  
minutes
- 3 before sunrise" and inserting in lieu thereof the following:
- 4 "at any time from sunset to sunrise, and at such other times when
- 5 conditions such as fog, snow, sleet, or rain provide insufficient light-  
ing to
- 6 render clearly discernible persons and vehicles at a distance of five  
hundred
- 7 feet ahead".

Filed  
February 3, 1970  
Adopted February 5, 1970

TIEDEN of Clayton

1 Amend House File 77 as amended and passed by the Senate  
2 as follows:  
3 1. Page 4, by striking from line 28 the word "interstate".  
4 2. Page 5, by striking lines 10 through 18, inclusive,  
5 and inserting in lieu thereof the word "highways."  
6 3. Page 5, by striking lines 21 through 23, inclusive,  
7 and inserting in lieu thereof the following:  
8 "a. Upon city or town highways, when designated by the  
9 governing body of a municipality and such highways are  
10 closed to all other motor vehicle traffic."  
11 4. Page 5, by inserting in line 27 after the word  
12 "vehicles" the words "and closed to all other motor  
13 vehicle traffic by resolution of the county board of  
14 supervisors."  
15 5. Page 5, by striking lines 28 through 30, inclusive,  
16 and inserting in lieu thereof the following:  
17 "c. On highways in an emergency when an emergency is  
18 declared by the county sheriff."

Filed - *Withdrawn 2-4*  
February 4, 1970  
In: Conservation and recreation

TIEDEN of Clayton

1 Amend House File 77, as amended and passed by the Senate,  
2 as follows:  
3 1. Page 4, by striking from line 28 the word "interstate".  
4 2. Page 5, by striking lines 10 through 18, inclusive,  
5 and inserting in lieu thereof the words "highways, except  
6 as provided in subsection 4 of this section."  
7 3. Page 5, by striking lines 21 through 23, inclusive,  
8 and inserting in lieu thereof the following:  
9 "a. Upon city or town highways, when designated by the  
10 governing body of a municipality and such highways are  
11 closed to all other motor vehicle traffic."  
12 4. Page 5, by inserting in line 27 after the word  
13 "vehicles" the words "and closed to all other motor vehicle  
14 traffic by resolution of the county board of supervisors."  
15 5. Page 5, by striking lines 26 through 30, inclusive,  
16 and inserting in lieu thereof the following:  
17 "c. On highways in an emergency when an emergency is  
18 declared by the county sheriff."

Filed and lost  
February 5, 1970

TIEDEN of Clayton  
JOHNSTON of Johnson

## HOUSE FILE 77

1 Amend House File 77 as amended and passed by the House by  
2 striking everything after the enacting clause and inserting  
3 in lieu thereof the following:

4 Section 1.

5 1. "Snowmobile" means any self-propelled vehicle weighing  
6 less than on thousand pounds which utilizes wheels with pneu-  
7 matic tires and is designed to operate on land or water or is  
8 equipped with sled-type runners or skis, an endless belt-type  
9 tread, or any combination thereof and is designed for travel  
10 upon snow, land, or ice.

11 2. "Commission" means the state conservation commission.

12 Sec. 2. The commission is hereby vested with the power  
13 to adopt rules and regulations for the:

14 1. Registration of snowmobiles,

15 2. Use of snowmobiles insofar as game and fish resources  
16 are affected, and

17 3. Use of snowmobiles on public lands under the jurisdic-  
18 tion of the commission.

19 The commissioner of public safety may adopt rules and regu-  
20 lations not inconsistent herewith regulating the use of snow-  
21 mobiles on streets and highways, except that cities and towns  
22 may regulate their use on streets under the jurisdiction of  
23 cities and towns within their respective corporate limits.

24 Sec. 3. Every snowmobile used on public streets, highways,  
25 land, or ice of this state shall be currently registered and  
26 numbered. No person shall operate, maintain, or give permis-  
27 sion for the operation or maintenance of any such snowmobile  
28 on such land or ice unless the snowmobile is numbered in  
29 accordance with this Act, or in accordance with applicable  
30 federal laws, or in accordance with an approved numbering  
31 system of another state, and unless the identifying number  
32 set forth in the registration is displayed on each side of  
33 the forward half of such snowmobile.

34 Sec. 4. The owner of each snowmobile required to be num-  
35 bered shall register it every year with the county recorder  
36 of the county in which the owner resides or, if the owner is  
37 a nonresident, he shall register it in the county in which  
38 such snowmobile is principally used. The commission shall  
39 have supervisory responsibility over the registration of all  
40 snowmobiles and shall provide each county recorder with regis-  
41 tration forms and certificates and shall allocate identifica-  
42 tion numbers to each county.

43 The owner of such snowmobiles shall file an application for  
44 registration with the appropriate county recorder on forms  
45 provided by the commission. The application shall be com-  
46 pleted and signed by the owner of the snowmobile and shall  
47 be accompanied by a fee of six dollars and a writing fee of  
48 fifty cents. Proof of payment of Iowa sales or use tax must  
49 accompany all applications for registration. Upon receipt of  
50 the application in approved form accompanied by the required

Senate 7

51 fees, the county recorder shall enter the same upon his records  
52 and shall issue to the applicant a pocket-size registration  
53 certificate. The certificate shall be executed in triplicate,  
54 one copy to be delivered to the owner, one copy to the commis-  
55 sion, and one copy to be retained on file by the county re-  
56 corder. The registration certificate shall bear the number  
57 awarded to such snowmobile and the name and address of the  
58 owner. The registration certificate shall be carried either  
59 in the snowmobile or on the person of the operator of such  
60 machine when in use.

61 Sec. 5. A plate or decal containing the identification  
62 numbers or letters shall be furnished by the conservation  
63 commission.

64 The owner shall cause the identification number to be  
65 attached to each side of the forward half of the snowmobile  
66 in such a manner as may be prescribed by the rules and regula-  
67 tions of the commission and shall be maintained in legible  
68 condition at all times.

69 Sec. 6. Every registration certificate and number issued  
70 shall expire at midnight April thirtieth, unless sooner ter-  
71 minated or discontinued in accordance with the provisions of  
72 this chapter. After the first day of January each year, any  
73 unregistered snowmobile and renewals of registration may be  
74 so registered for the subsequent year beginning May first.

75 After the first day of January any unregistered snowmobile  
76 may be registered for the remainder of the current registra-  
77 tion period and for the subsequent registration period in one  
78 transaction. The fee shall be three dollars for the remainder  
79 of the current period, in addition to the registration fee of  
80 six dollars for the subsequent year beginning May first, and  
81 a writing fee of fifty cents. Registration certificates and  
82 numbers may be renewed upon application of the owner in the  
83 same manner as provided for in securing the original regis-  
84 tration.

85 If the application for registration for the subsequent year  
86 is not made before May first of each year, the applicant shall  
87 be charged a penalty of one dollar for each six month's delin-  
88 quency, or any portion thereof.

89 Whenever any person, after registering a snowmobile, moves  
90 from the address shown on the registration certificate, he  
91 shall, within ten days, notify the county recorder in writing  
92 of such fact.

93 Registrations may be transferred when a snowmobile is sold  
94 by filing an application for such transfer with the county re-  
95 corder of the county wherein the snowmobile is registered. The  
96 county recorder shall collect a transfer fee of one dollar and  
97 an additional twenty-five cents as a writing fee.

98 Duplicate registrations may be issued upon application  
99 therefor and the payment of the same fees collected for the  
100 transfer of registrations.

101 Sec. 7. All fees collected from the registration of snow-  
102 mobiles shall be forwarded by the county recorder to the com-

103 mission for remission to the treasurer of state, who shall  
104 place such money in the state conservation fund. The fees  
105 collected shall be appropriated by the general assembly to the  
106 commission solely for the administration and enforcement of  
107 snowmobile laws and safety.

108 Sec. 8. No registration shall be required for the follow-  
109 ing described snowmobiles:

110 1. Snowmobiles owned and used by the United States, another  
111 state, or political subdivision thereof.

112 2. Snowmobiles registered in a county other than the  
113 United States temporarily used within this state.

114 3. Snowmobiles covered by a valid license of another  
115 state and which have not been within this state for more than  
116 twenty consecutive days.

117 4. Snowmobiles not registered or licensed in another state  
118 or county being used in this state during an organized race  
119 or exhibition and not remaining in the state for a period of  
120 more than ten days.

121 Sec. 9. Whenever any snowmobile is involved in an acci-  
122 dent resulting in injury or death to anyone or property dam-  
123 age amounting to fifty dollars or more, either the operator  
124 or someone acting for him shall immediately notify the county  
125 sheriff or another law enforcement agency in the state. The  
126 operator shall file with the commission a report of the acci-  
127 dent, within forty-eight hours, containing such information  
128 as the commission may require.

129 Sec. 10. A snowmobile shall not be operated without suit-  
130 able and effective muffling devices except when being operated  
131 or used in an organized race or exhibition.

132 Sec. 11. Every snowmobile shall be equipped with at least  
133 one head lamp and one tail lamp, and with brakes which con-  
134 form to standards prescribed by the commissioner of public  
135 safety.

136 Sec. 12. It shall be unlawful for any person to drive or  
137 operate any snowmobile:

138 1. At a rate of speed greater than reasonable or proper  
139 under all existing circumstances.

140 2. In a careless, reckless, or negligent manner so as to  
141 endanger the person or property of another or to cause injury  
142 or damage thereto.

143 3. While under the influence of intoxicating liquor or  
144 narcotics or habit-forming drugs.

145 4. Without a lighted headlight and taillight when required  
146 for safety.

147 5. In any tree nursery or planting in a manner which dam-  
148 ages or destroys growing stock.

149 Sec. 13. Any person who shall violate any provision of  
150 this Act or any regulation of the commission or commissioner  
151 of public safety shall be guilty of a misdemeanor and punished  
152 by a fine of not more than one hundred dollars, or by imprison-  
153 ment for not more than ninety days.

- 
- 1 Amend the Erskine amendment to House File 77, filed May 7, 1969,
  - 2 found on pages 1464 through 1467 of the Senate Journal, by
  - 3 adding after line 148 the following new subsection:
  - 4 "With any firearms in the vehicle."

Filed - *Withdrawn 1-23*  
January 21, 1970

By BALLOUN

- 
- 1 Amend the Erskine, Kyhl and Potter amendment of May 7, 1969, to
  - 2 House File 77, found on pages 1464 through 1467 of the Senate Journal,
  - 3 by striking the sentence beginning in line 104.

Filed - *Withdrawn 1-23*  
January 22, 1970

By POTGETER

- 
- 1 Amend the Erskine, Kyhl and Potter amendment of May 7, 1969,
  - 2 to House File 77, found on pages 1464 through 1467 of the Senate
  - 3 Journal, by inserting after line 153 the following new section:
  - 4 This Act being deemed of immediate importance shall be in
  - 5 full force and effect from and after its final approval and publi-
  - 6 cation in the Eldora Herald-Ledger, a newspaper published at
  - 7 Eldora, Iowa, and in The Spirit Lake Beacon, a newspaper published
  - 8 at Spirit Lake, Iowa.

Filed - *Withdrawn 1-23*  
January 22, 1970

By POTGETER

- 
- 1 Amend the Erskine amendment to House File 77 filed May 7,
  - 2 1969, found on pages 1464 through 1467 of the Senate Journal,
  - 3 by adding after line 148 the following new subsection:
  - 4 "With any firearms in the vehicle, except in the
  - 5 possession of a peace officer."

Filed - *Adopted 1-23*  
January 22, 1970

By BALLOUN

- 
- 1 Amend the Erskine, Kyhl and Potter amendment of May 7, 1969,
  - 2 to House File 77, found on pages 1464 through 1467 of the Senate Journal, by
  - 3 striking
  - 4 in lines 106 and 107 the words "the administration and enforcement of
  - 5 snowmobile laws and safety" and inserting in lieu thereof the words
  - 6 "their
  - 7 use".

Filed and adopted  
January 23, 1970

By POTGETER and GAUDINEER

1 Amend the Erskine, Kyhl and Potter amendment of May 7,  
2 1969, to House File 77, found on pages 1464 through 1467  
3 of the Senate Journal, by inserting after line 120 the follow-  
4 ing new section and renumbering the remaining sections:

5 No person shall operate a snowmobile upon roadways or  
6 highways, as defined in section three hundred twenty-one  
7 point one (321.1), Code 1966, except as provided in  
8 this Act.

9 1. A snowmobile shall not be operated at anytime within  
10 the right-of-way of any interstate highway or freeway within  
11 the state.

12 2. A snowmobile may make a direct crossing of a street or  
13 highway provided:

14 a. The crossing is made at an angle of approximately  
15 ninety degrees to the direction of the highway and at a place  
16 where no obstruction prevents a quick and safe crossing; and

17 b. The snowmobile is brought to a complete stop before  
18 crossing the shoulder or main traveled way of the highway; and

19 c. The driver yields the right-of-way to all oncoming  
20 traffic which constitutes an immediate hazard; and

21 d. In crossing a divided highway, the crossing is made  
22 only at a nintersection of such highway with another public  
23 street or highway.

24 3. A registered snowmobile shall not be operated on  
25 public highways:

26 a. On the roadway portion of a highway and adjacent  
27 shoulder, or at least five feet on either side of the roadway,  
28 except as provided in subsection four (4) of this section, and

29 b. On limited access highways and approaches, and

30 c. For racing any moving object, and

31 d. Abreast with one or more other snowmobiles on a city  
32 or town highway.

33 4. A registered snowmobile may be operated under the following  
34 conditions:

35 a. Upon city or town highways designated by the governing  
36 body of a municipality which are closed to all other traffic.

37 b. On that portion of county roads designated by resolu-  
38 tion by the county board of supervisors.

39 c. On highways in an emergency, which emergency shall be  
40 declared by the county sheriff.

41 5. The headlight and taillight shall be lighted during  
42 the operation on a public highway from thirty minutes after  
43 sunset to thirty minutes before sunrise.

44 6. A snowmobile shall not be operated on or across a public  
45 highway by a person under sixteen years of age.

Filed  
January 28, 1970

By FROMMELT

1 Amend the Erskine, Kyhl and Potter amendment of May 7, 1969,  
to House File 77,  
2 found on pages 1464 through 1467 of the Senate Journal by inserting  
after  
3 line 120 the following new section and renumbering the remaining  
sections:  
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as defined  
5 in section three hundred twenty-one point one (321.1) of the Code  
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6 as provided in this Act.  
7 1. A snowmobile shall not be operated at any time within the right  
of  
8 way of any interstate highway or freeway within the state.  
9 2. A snowmobile may make a direct crossing of a street or highway  
provided:  
10 a. The crossing is made at an angle of approximately ninety de-  
grees to the  
11 direction of the highway and at a place where no obstruction  
prevents a quick  
12 and safe crossing; and  
13 b. The snowmobile is brought to a complete stop before crossing the  
14 shoulder or main traveled way of the highway; and  
15 c. The driver yields the right of way to all oncoming traffic which  
16 constitutes an immediate hazard; and  
17 d. In crossing a divided highway, the crossing is made only at an  
inter-  
18 section of such highway with another public street or highway.  
19 3. A registered snowmobile shall not be operated on public high-  
ways:  
20 a. On the roadway portion of a highway and adjacent shoulder,  
or at least  
21 five feet on either side of the roadway, except as provided in  
subsection four (4)  
22 of this section, and  
23 b. On limited access highways and approaches, and  
24 c. For racing any moving object, and  
25 d. Abreast with one or more other snowmobiles on a city or town  
highway.  
26 4. A registered snowmobile may be operated under the following  
conditions:  
27 a. Upon city or town highways which have not been plowed during  
the snow  
28 season or on such highways as designated by the governing body of a  
municipality.  
29 b. On that portion of county roads that have not been plowed  
during the  
30 snow season and not maintained or utilized for the operation of con-  
ventional  
31 motor vehicles.  
32 c. On highways in an emergency during the period of time when

33 locations where snow upon the roadway renders travel by conven- and at  
34 tional motor vehicles impractical. tional motor  
35 5. The headlight and tail light shall be lighted during the operation  
36 on a public highway from thirty minutes after sunset to thirty minutes  
37 before sunrise. before  
38 6. A snowmobile shall not be operated on or across a public high-  
39 way by a person under sixteen years of age. way by

Filed - *adopted 1-23*  
January 21, 1970

By POTGETER

1 Amend the Erskine, Kyhl and Potter amendment of May 7,  
2 1969, to House File 77, found on pages 1464 through 1467  
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13 highway provided:

14 a. The crossing is made at an angle of approximately  
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18 crossing the shoulder or main traveled way of the highway; and

19 c. The driver yields the right-of-way to all oncoming  
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23 street or highway.

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25 public highways:

26 a. On the roadway portion of a highway and adjacent  
27 shoulder, or at least five feet on either side of the roadway,  
28 except as provided in subsection four (4) of this section, and

29 b. On limited access highways and approaches, and

30 c. For racing any moving object, and

31 d. Abreast with one or more other snowmobiles on a city  
32 or town highway.

33 4. A registered snowmobile may be operated under the following  
34 conditions:

35 a. Upon city or town highways designated by the governing  
36 body of a municipality which are closed to all other traffic.

37 b. On that portion of county roads designated by resolu-  
38 tion by the county board of supervisors.

39 c. On highways in an emergency, which emergency shall be  
40 declared by the county sheriff.

41 5. The headlight and taillight shall be lighted during  
42 the operation on a public highway from thirty minutes after  
43 sunset to thirty minutes before sunrise.

44 6. A snowmobile shall not be operated on or across a public  
45 highway by a person under sixteen years of age.

Filed  
January 28, 1970

By FROMMELT

1 Amend the Erskine, Kyhl, and Potter amendment to House  
2 File 77, as amended and passed by the House, filed May 7, 1969,  
3 found on pages 1464-1467 of the 1969 Senate Journal, as  
4 follows:

- 5 1. Line 33, by adding after the period the following:  
6 "If the snowmobile is propelled by an endless belt-type  
7 tread, the identifying number shall, in addition to being dis-  
8 played as required by this section, also be affixed to or im-  
9 printed upon the tread as provided in section 5 of this Act."
- 10 2. Line 63, by adding after the period the following:  
11 "The commission shall, after July 1, 1970, also provide  
12 either a plate suitably designed for firm affixation to the  
13 propelling tread, which shall contain the identification number  
14 awarded to the snowmobile or require that the number be  
15 permanently imprinted upon the tread itself after such date.  
16 The number shall be reversed and embossed upon the plate or  
17 the tread in such a manner that it will be clearly imprinted  
18 upon the surface being traveled when the snowmobile is in  
19 operation. The specifications and design of such identification  
20 plate, or the manner of imprinting upon the tread shall be de-  
21 termined by the commission."
- 22 3. Line 65, by inserting after the word "snowmobile"  
23 the words "and the identification number to be affixed to or  
24 imprinted upon the propelling tread."
- 25 4. Line 78, by inserting after the word "dollars" the  
26 words "and twenty-five cents".
- 27 5. Line 80, by inserting after the word "dollars" the  
28 words "and twenty-five cents".

Filed and lost  
January 23, 1970

By MCGILL

HOUSE AMENDMENT TO SENATE AMENDMENT  
TO HOUSE FILE 77

- 1 Amend the Senate amendment to House File 77, by striking in  
2 lines 163 and 164 the words "from thirty minutes after sunset  
3 to thirty minutes before sunrise" and inserting in lieu thereof  
4 the following: "at any time from sunset to sunrise, and at such  
5 other times when conditions such as fog, snow, sleet, or rain  
6 provide insufficient lighting to render clearly discernible  
7 persons and vehicles at a distance of five hundred feet ahead"

Filed  
February 9, 1970

*Senate  
concluded  
2-10*

SENATE AMENDMENT TO HOUSE FILE 77

1 Amend House File 77 as amended and passed by the House by  
2 striking everything after the enacting clause and inserting  
3 in lieu thereof the following:

4 Section 1.

5 1. "Snowmobile" means any self-propelled vehicle weighing  
6 less than one thousand pounds which utilizes wheels with pneu-  
7 matic tires and is designed to operate on land or water or is  
8 equipped with sled-type runners or skis, an endless belt-type  
9 tread, or any combination thereof and is designed for travel  
10 upon snow, land, or ice.

11 2. "Commission" means the state conservation commission.

12 Sec. 2. The commission is hereby vested with the power  
13 to adopt rules and regulations for the:

14 1. Registration of snowmobiles,

15 2. Use of snowmobiles insofar as game and fish resources  
16 are affected, and

17 3. Use of snowmobiles on public lands under the jurisdic-  
18 tion of the commission.

19 The commission of public safety may adopt rules and  
20 regulations not inconsistent herewith regulating the use of  
21 snowmobiles on streets and highways, except that cities and  
22 towns may regulate their use on streets under the jurisdiction  
23 of cities and towns within their respective corporate limits.

24 Sec. 3. Every snowmobile used on public streets, highways,  
25 land, or ice of this state shall be currently registered and  
26 numbered. No person shall operate, maintain, or give permis-  
27 sion for the operation or maintenance of any such snowmobile  
28 on such land or ice unless the snowmobile is numbered in  
29 accordance with this Act, or in accordance with applicable  
30 federal laws, or in accordance with an approved numbering  
31 system of another state, and unless the identifying number  
32 set forth in the registration is displayed on each side of  
33 the forward half of such snowmobile.

34 Sec. 4. The owner of each snowmobile required to be  
35 numbered shall register it every year with the county recorder  
36 of the county in which the owner resides or, if the owner is  
37 a nonresident, he shall register it in the county in which  
38 such snowmobile is principally used. The commission shall  
39 have supervisory responsibility over the registration of all  
40 snowmobiles and shall provide each county recorder with regis-  
41 tration forms and certificates and shall allocate identifica-  
42 tion numbers to each county.

43 The owner of such snowmobile shall file an application for  
44 registration with the appropriate county recorder on forms  
45 provided by the commission. The application shall be completed  
46 and signed by the owner of the snowmobile and shall be  
47 accompanied by a fee of six dollars and a writing fee of  
48 fifty cents. Proof of payment of Iowa sales or use tax must  
49 accompany all applications for registration. Upon receipt of  
50 the application in approved form accompanied by the required

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51 fees, the county recorder shall enter the same upon his records  
52 and shall issue to the applicant a pocket-size registration  
53 certificate. The certificate shall be executed in triplicate,  
54 one copy to be delivered to the owner, one copy to the commis-  
55 sion, and one copy to be retained on file by the county  
56 recorder. The registration certificate shall bear the number  
57 awarded to such snowmobile and the name and address of the  
58 owner. The registration certificate shall be carried either  
59 in the snowmobile or on the person of the operator of such  
60 machine when in use.

61 Sec. 5. A plate or decal containing the identification  
62 numbers or letters shall be furnished by the conservation  
63 commission.

64 The owner shall cause the identification number to be  
65 attached to each side of the forward half of the snowmobile  
66 in such manner as may be prescribed by the rules and regula-  
67 tions of the commission and shall be maintained in legible  
68 condition at all times.

69 Sec. 6. Every registration certificate and number issued  
70 shall expire at midnight April thirtieth, unless sooner ter-  
71 minated or discontinued in accordance with the provisions of  
72 this chapter after the first day of January each year, any  
73 unregistered snowmobile and renewals of registration may be  
74 so registered for the subsequent year beginning May first.

75 After the first day of January any unregistered snowmobile  
76 may be registered for the remainder of the current registra-  
77 tion period and for the subsequent registration period in one  
78 transaction. The fee shall be three dollars for the remainder  
79 of the current period, in addition to the registration fee of  
80 six dollars for the subsequent year beginning May first, and  
81 a writing fee of fifty cents. Registration certificates and  
82 numbers may be renewed upon application of the owner in the  
83 same manner as provided for in securing the original regis-  
84 tration.

85 If the application for registration for the subsequent year  
86 is not made before May first of each year, the applicant shall  
87 be charged a penalty of one dollar for each six month's delin-  
88 quency, or any portion thereof.

89 Whenever any person, after registering a snowmobile, moves  
90 from the address shown on the registration certificate, he  
91 shall, within ten days, notify the county recorder in writing  
92 of such fact.

93 Registrations may be transferred when a snowmobile is sold  
94 by filing an application for such transfer with the county  
95 recorder of the county wherein the snowmobile is registered.  
96 The county recorder shall collect a transfer fee of one dollar  
97 and an additional twenty-five cents as a writing fee.

98 Duplicate registrations may be issued upon application  
99 therefor and the payment of the same fees collected for the  
100 transfer of registration.

101 Sec. 7. All fees collected from the registration of snow-  
102 mobiles shall be forwarded by the county recorder to the com-

103 mission for remission to the treasurer of state, who shall  
104 place such money in the state conservation fund. The fees  
105 collected shall be appropriated by the general assembly to the  
106 commission solely for their use.

107 Sec. 8. No registration shall be required for the follow-  
108 ing described snowmobiles:

109 1. Snowmobiles owned and used by the United States, another  
110 state, or a political subdivision thereof.

111 2. Snowmobiles registered in a country other than the  
112 United States temporarily used within this state.

113 3. Snowmobiles covered by a valid license of another  
114 state and which have not been within this state for more than  
115 twenty consecutive days.

116 4. Snowmobiles not registered or licensed in another state  
117 or country being used in this state during an organized race  
118 or exhibition and not remaining in the state for a period of  
119 more than ten days.

120 Sec. 9. No person shall operate a snowmobile upon roadways  
121 or highways, as defined in section three hundred twenty-one  
122 point one (321.1) of the Code, except as provided in this Act

123 1. A snowmobile shall not be operated at any time within  
124 the right of way of any interstate highway or freeway within  
125 this state.

126 2. A snowmobile may make a direct crossing of a street or  
127 highway provided:

128 a. The crossing is made at an angle of approximately  
129 ninety degrees to the direction of the highway and at a  
130 place where no obstruction prevents a quick and safe  
131 crossing; and

132 b. The snowmobile is brought to a complete stop  
133 before crossing the shoulder or main traveled way of  
134 the highway; and

135 c. The driver yields the right of way to all oncom-  
136 ing traffic which constitutes an immediate hazard; and

137 d. In crossing a divided highway, the crossing is  
138 made only at an intersection of such highway with another  
139 public street or highway.

140 3. A registered snowmobile shall not be operated on public  
141 highways:

142 a. On the roadway portion of a highway and adjacent  
143 shoulder, or at least five feet on either side of the road-  
144 way, except as provided in subsection four (4) of this  
145 section, and

146 b. On limited access highways and approaches, and

147 c. For racing any moving object, and

148 d. Abreast with one or more other snowmobiles on a  
149 city or town highway.

150 4. A registered snowmobile may be operated under the follow-  
151 ing conditions:

152 a. Upon city or town highways which have not been  
153 plowed during the snow season or on such highways as  
154 designated by the governing body of a municipality.

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155 b. On that portion of county roads that have not  
156 been plowed during the snow season and not maintained  
157 or utilized for the operation of conventional motor  
158 vehicles.

159 c. On highways in an emergency during the period  
160 of time when and at locations where snow upon the roadway  
161 renders travel by conventional motor vehicles impractical.

162 5. The headlight and tail light shall be lighted during  
163 the operation on a public highway from thirty minutes after  
164 sunset to thirty minutes before sunrise.

165 6. A snowmobile shall not be operated on or across a  
166 public highway by a person under sixteen years of age.

167 Sec. 10. Whenever any snowmobile is involved in an  
168 accident resulting in injury or death to anyone or property  
169 damage amounting to fifty dollars or more, either the operator  
170 or someone acting for him shall immediately notify the county  
171 sheriff or another law enforcement agency in the state. The  
172 operator shall file with the commission a report of the accident.  
173 within forty-eight hours, containing such information as the  
174 commission may require.

175 Sec. 11. A snowmobile shall not be operated without suit-  
176 able and effective muffling devices except when being operated  
177 or used in an organized race or exhibition.

178 Sec. 12. Every snowmobile shall be equipped with at least  
179 one head lamp and one tail lamp, and with brakes which conform  
180 to standards prescribed by the commissioner of public safety.

181 Sec. 13. It shall be unlawful for any person to drive or  
182 operate any snowmobile:

183 1. At a rate of speed greater than reasonable or proper  
184 under all existing circumstances.

185 2. In a careless, reckless, or negligent manner so as to  
186 endanger the person or property of another or to cause injury  
187 or damage thereto.

188 3. While under the influence of intoxicating liquor or  
189 narcotics or habit-forming drugs.

190 4. Without a lighted headlight and tail light when required  
191 for safety.

192 5. In any tree nursery or planting in a manner which  
193 damages or destroys growing stock.

194 6. With any firearms in the vehicle, except in the  
195 possession of a peace officer.

196 Sec. 14. Any person who shall violate and provision of  
197 this Act or any regulation of the commission or commissioner  
198 of public safety shall be guilty of a misdemeanor and punished  
199 by a fine of not more than one hundred dollars, or by imprison-  
200 ment for not more than ninety days.

Received from Senate  
January 30, 1970