

House File 421
Transportation
Doderer, Chairman
Gallagher
Norpel

MARK / 1975

Place On Calendar

Reprinted
421

HOUSE FILE

By COMMITTEE ON TRANSPORTATION

Passed House, Date 4-1-75 (816) Passed Senate, Date _____
Vote: Ayes 65 Nays 35 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to equipment of motorcycles and motorcycle
2 riders subject to a penalty provided by law.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Chapter three hundred twenty-one (321), Code
2 1975, is amended by adding the following new section:

3 NEW SECTION. EQUIPMENT OF MOTORCYCLE RIDERS.

4 1. A person shall not operate or ride a motorcycle upon
5 the highways of this state unless:

6 a. The person is properly wearing protective headgear
7 which complies with standards established by the director;
8 and

9 b. The person is properly wearing an eye-protective device
10 of a type approved by the director except when the motorcycle
11 is equipped with a windscreen.

12 This subsection shall not apply to persons riding within
13 an enclosed cab.

14 2. The director shall approve protective headgear and
15 eye-protective devices required by this section and issue
16 regulations establishing standards and specifications for
17 the approval of protective headgear and eye-protective devices.
18 The director shall publish lists of all protective headgear
19 and eye-protective devices which have been approved.

20 Sec. 2. Section three hundred twenty-one point three hun-
21 dred eighty-four (321.384), Code 1975, is amended to read
22 as follows:

23 1. Every motor vehicle except a motorcycle upon a highway
24 within the state, at any time from sunset to sunrise, and
25 at such other times when conditions such as fog, snow, sleet,
26 or rain provide insufficient lighting to render clearly
27 discernible persons and vehicles on the highway at a distance
28 of five hundred feet ahead, shall display lighted head lamps
29 as provided in section 321.415, subject to exceptions with
30 respect to parked vehicles as hereinafter stated.

31 2. Every motorcycle shall display at least one lighted
32 head lamp of the type required by section three hundred twenty-
33 one point four hundred fifteen (321.415) of the Code at all
34 times when the motorcycle is being operated on a highway in
35 this state, subject to exceptions with respect to parked

H-3333

1 Amend House File 421, page 2, by inserting after
2 line 11 the following section:

3 "Sec. 3. Chapter six hundred nineteen (619), Code
4 1975, is amended by adding the following new section:

5 NEW SECTION. COMPARATIVE NEGLIGENCE.

6 1. This section shall apply only in actions in
7 which contributory negligence, as the term is used
8 in this section, is alleged against the operator or
9 a rider of a motorcycle, and may be raised only on
10 the grounds of the failure of such a party to comply
11 with section one (1) of this Act as it relates to
12 properly wearing an approved protective headgear.

13 2. For the purpose of this section, "person"
14 means only the operator of or a rider on a motor-
15 cycle.

16 3. Contributory negligence, including that type
17 of contributory negligence sometimes designated
18 as "assumption of risk", for failure to comply with
19 section one (1) of this Act as it relates to properly
20 wearing an approved protective headgear shall not bar
21 recovery in an action by a person or his legal repre-
22 sentative to recover damages for negligence resulting
23 in death or in injury to the person or the person's
24 property, if such negligence was not greater than the
25 negligence of the party against whom recovery is
26 sought, but any damages allowed shall be diminished
27 in the proportion to the amount of negligence attribut-
28 able to the person whose contributory negligence was
29 causal to the death or injury.

30 The provisions of this section shall apply to those
31 situations in which the negligent party has the last
32 clear chance to avoid the injury and to those situations
33 in which the defendant's negligence consists of a failure
34 to recognize that the plaintiff is in a zone of immediate
35 danger."

H-3333 FILED
RULED NOT GERMANE
MARCH 25, 1975

BY MONROE of Des Moines
LONERGAN of Boone

1 Amend House File 421 as follows:

2 1. Page 1, by inserting after line 19 the fol-
3 lowing new sections:

4 "Sec. __. Section three hundred twenty-one
5 point one (321.1), subsection three (3), Code
6 1975, is amended to read as follows:

7 3. "MOTORCYCLE" means every motor vehicle
8 having a saddle or seat for the use of the rider
9 and designed to travel on not more than three
10 wheels in contact with the ground but not includ-
11 ing a motor scooter and with a motor which produces
12 not to exceed five brake horsepower, a bicycle with
13 motor attached but-excluding or a tractor.

14 Sec. __. Section three hundred twenty-one
15 point one (321.1), Code 1975, is amended by adding
16 the following new subsection:

17 NEW SUBSECTION. "Motor-driven cycle" means
18 every motorcycle, including every motor scooter
19 with a motor which produces not to exceed five
20 brake horsepower, and every bicycle with a motor
21 attached."

22 2. Page 2, by inserting after line 11 the fol-
23 lowing:

24 "Sec. __. Sections three hundred twenty-one
25 point thirty-four (321.34), three hundred twenty-
26 one point thirty-seven (321.37), three hundred
27 twenty-one point one hundred nine (321.109), three
28 hundred twenty-one point one hundred seventeen
29 (321.117), three hundred twenty-one point one hun-
30 dred sixty-six (321.166), three hundred twenty-one
31 point two hundred seventy-five (321.275), three
32 hundred twenty-one point three hundred eighty-five
33 (321.385), three hundred twenty-one point three
34 hundred eighty-six (321.386) and three hundred
35 twenty-one point four hundred nine (321.409), sub-
36 section three (3), Code 1975, are amended by strik-
37 ing the word "motorcycle" or the word "motorcycles"
38 and inserting in lieu thereof the words "motor-driven
39 cycle" or the words "motor-driven cycles".

40 Sec. __. Section three hundred twenty-one point
41 four hundred nine (321.409), unnumbered paragraph
42 one (1), Code 1975, is amended to read as follows:

43 Except as hereinafter provided, the head lamps
44 or the auxiliary driving lamp or the auxiliary
45 passing lamp or combination thereof on motor vehicles
46 other than ~~motorcycles~~ or motor driven cycles shall
47 be so arranged that the driver may select at will
48 between distributions of light projected to dif-
49 ferent elevations and such lamps may, in addition,
50 be so arranged that such selection can be made

Page 2

1 automatically, subject to the following limita-
2 tions:"

3 3. Amend the title, lines 1 and 2, by striking
4 the words "equipment of motorcycles and motor cycle
5 riders" and inserting in lieu thereof the words
6 "operation of motor-driven cycles".

7 4. Renumber the sections and correct internal
8 references in conformance with this amendment.

H-3260

1 Amend House File 421 as follows:
2 1. Page 2, by inserting after line 11 the
3 following:
4 "Sec. 3. Section three hundred twenty-one point
5 one hundred seventy-seven (321.177), Code 1975, is
6 amended by adding the following new subsection:
7 NEW SUBSECTION. To any person under the age of
8 eighteen years to permit operation of a motorcycle
9 unless the person has completed an approved course
10 in drivers education designed to emphasize motorcycle
11 driving safety.
12 Sec. 4. Section three hundred twenty-one point
13 one hundred seventy-eight (321.178), Code 1975, is
14 amended by adding the following new subsection:
15 NEW SUBSECTION. An approved course in drivers
16 education designed to emphasize motorcycle driving
17 safety means an approved driver education course plus
18 five clock hours of classroom instruction as programmed
19 by the department of public instruction to acquaint
20 the student with driving hazards particular to
21 motorcyclists."
22 2. Amend the title, line 2, by inserting after
23 the word "riders" the words "and instruction of
24 motorcycle riders".

H-3260 FILED - *Filed not germane 3/25* BY HORN of Linn
MARCH 11, 1975

HOUSE FILE 421

H-3262

1 Amend House File 421 as follows:
2 1. Page 2, by inserting after line 11 the
3 following:
4 "Sec. 3. Chapter three hundred twenty-one (321),
5 Code 1975, is amended by adding the following new
6 section:
7 NEW SECTION. A person violating section one (1)
8 of this Act relating to protective headgear is
9 contributorially negligent and may not recover for
10 any injury when involved in an accident and sustaining
11 injury to the head or sustaining any injury causing
12 death as a result of the accident."
13 2. Amend the title, line 2, by inserting after
14 the word "riders" the words "and civil liability of
15 motorcycle riders".

H-3262 FILED - *Filed not germane 3/25* BY HORN of Linn
MARCH 11, 1975

H-3261

1 Amend House File 421 as follows:
 2 1. Page 2, by inserting after line 11 the
 3 following:
 4 "Sec. 3. Section three hundred twenty-one point
 5 four hundred ninety-four (321.494), Code 1975, is
 6 amended to read as follows:
 7 321.494 GUEST STATUTE. 1. The owner or operator
 8 of a motor vehicle, except a motorcycle as provided
 9 in subsection two (2) of this section, shall not be
 10 liable for any damages to any passenger or person
 11 riding in said motor vehicle as a guest or by
 12 invitation and not for hire unless damage is caused
 13 as a result of the driver of said motor vehicle being
 14 under the influence of an alcoholic beverage, a
 15 narcotic, hypnotic or other drug, or any combination
 16 of such substances, or because of the reckless
 17 operation by him of such motor vehicle.
 18 2. The operator of a motorcycle shall be liable
 19 for any injury sustained by a passenger on the
 20 motorcycle under the age of eighteen years who is
 21 not wearing a helmet approved by the director. This
 22 is not to be construed as precluding recovery by the
 23 operator or passenger from any individual whose actions
 24 may have caused the accident."
 25 2. Amend the title, line 2, by inserting after
 26 the word "riders" the words "and civil liability of
 27 motorcycle riders".

H-3261 FILED. *Bulldog german 3/25* BY HORN of Linn
 MARCH 11, 1975

1 Amend House File 421 as follows:
 2 1. Page 1, by inserting after line 19 the
 3 following section:
 4 "Sec. 2. Chapter three hundred twenty-one
 5 (321), Code 1975, is amended by adding the
 6 following new section:
 7 NEW SECTION. The director shall compute the
 8 administrative costs for implementation of section
 9 one (1) of this Act pursuant to rules promulgated
 10 by the department under chapter seventeen A (17A)
 11 of the Code.
 12 The costs so computed shall be forwarded quarterly
 13 to the United States secretary of transportation
 14 for reimbursement. The provisions of this Act
 15 shall be enforced only so long as federal funds
 16 are received within ninety days following dispatch
 17 of the request for reimbursement."
 18 2. By renumbering sections in conformity with
 19 this amendment.

H-3306 FILED. *Last 3/25 (737)* BY MONROE of Des Moines
 MARCH 12, 1975

H-3318

1 Amend House File 421, page 1, by striking
2 everything after the enacting clause and in-
3 serting in lieu thereof the following:
4 "Section 1. Chapter three hundred twenty-one
5 (321), Code 1975, is amended by adding the fol-
6 lowing new section:
7 NEW SECTION. It shall be the responsibility
8 of the operator of a motorcycle to furnish any
9 rider, who does not possess headgear approved
10 by the director, an approved headgear to be
11 properly worn when riding on a motorcycle."

H-3318 FILED - *Lost 3/25 (736)*
MARCH 24, 1975

BY MONROE of Des Moines

House File 421

H-3328

1 Amend House File 421, page 1, line 13, by in-
2 serting after the word "cab" the words "or to per-
3 sons riding in a parade (sponsored by a corporation
4 enumerated in section five hundred four point five
5 (504.5) of the Code) when operated in a manner to
6 insure safety to riders and other participants in
7 the parade".

H-3328 FILED, ADOPTED (737)
MARCH 25, 1975 *Reconsidered, amended by 3376 and adopted 4/1 (814)*

BY MILLEN of Van Buren.

House File 421

H-3329

1 Amend House File 421, page 1, by inserting after
2 line 11 the following:
3 c. The person is wearing headgear that is made
4 of or coated with a reflective material or a garment
5 or garments having no fewer than 300 square inches of
6 reflecting material so distributed as to assure
7 visibility from all sides.

H-3329 FILED, LOST (736)
MARCH 25, 1975

BY EGENES of Story

H-3303

1 Amend House File 421 as follows:
2 1. Page 1, by striking lines 20 through 35.
3 2. Page 2, by striking lines 1 through 11.

H-3303 FILED - *Lost 3/25 (738)*
MARCH 12, 1975 *Motion to reconsider filed 3/25 (743) ruled out of order 3/26 (751)*

BY KRAUSE of Palo Alto *Motion to reconsider filed 3/26 (755) prevailed, adopted 4/1 (815)*

H-3369

1 Amend House File 421, page 1, line 12, by
2 inserting after the word "riding" the following:
3 "in an area where the speed limit is thirty-five
4 miles per hour or less,".

H-3369 FILED - *Lost 4/1 (808)*
MARCH 31, 1975

BY HARPER of Davis

House File 421

H-3376

1 Amend the Millen amendment, H-3328, to House
2 File 421, lines 3 through 5, by striking the words
3 "sponsored by a corporation enumerated in section
4 five hundred four point five (504.5) of the Code"
5 and inserting in lieu thereof the words "authorized
6 by a political subdivision of the state in which
7 the parade is held".

H-3376 FILED - *Adopted 4/1 (814)*
MARCH 31, 1975

BY GRIFFEE of Chickasaw
KRAUSE of Palo Alto

H-3380

1 Amend House File 421, page 2, by inserting
2 after line 11 the following:
3 "Sec. ____ . Section three hundred twenty-one
4 point four hundred twenty-four (321.424), Code
5 1975, is amended by adding the following new un-
6 numbered paragraph at the end of that section:
7 NEW UNNUMBERED PARAGRAPH. No person shall
8 possess for the purpose of sale, offer for sale,
9 or sell protective headgear, or an eye-protective
10 device, for use by a person occupying a motor-
11 cycle, unless that equipment is of a type listed
12 as approved by the director, and unless that
13 equipment bears the trademark or name under
14 which it was approved by the director so as to
15 be immediately legible to a person examining
16 that equipment.
17 Sec. ____ . NEW SECTION. VIOLATION NOT NEGLIGENCE.
18 A violation of section one (1) of this Act shall
19 not constitute a defense of fault, whether alleged
20 as negligence per se, negligence, contributory
21 negligence, or alleged in any other manner, and
22 evidence of the acts or omissions constituting
23 a violation of section one (1) of this Act shall
24 not be admissible on behalf of any person against
25 whom a claim for damages for personal injuries
26 is made.
27 Sec. ____ . This Act shall take effect on September
28 1, 1975. However, the director may adopt rules
29 pursuant to section one (1) of this Act after
30 July 1, 1975, and those rules shall take effect
31 on September 1, 1975."

H-3380 FILED, ADOPTED (813)
APRIL 1, 1975

BY KRAUSE of Palo Alto
MONROE of Des Moines

House File 421

H-3335

- 1 Amend House File 421 as follows:
2 1. Page 1, by striking all after the word
3 "operate" in line 4 and inserting in lieu thereof
4 "or be a passenger in a vehicle upon:."
5 2. Page 1, line 10, by striking the word
6 "motorcycle" and inserting in lieu thereof the
7 word "vehicle".
8 3. Page 1, by striking lines 12 and 13.
9 4. By striking all after the word "and" in
10 line 1 of the title page and inserting in lieu
11 thereof the words "operators and passengers of
12 vehicles".
13 5. By striking the word "riders" from line
14 2 of the title page.

H-3335 FILED - *Lost 3/31 (795)*
MARCH 25, 1975

BY BRUNOW of Appanoose
MONROE of Des Moines
HARVEY of Scott

House File 421

H-3342

- 1 Amend House File 421 as follows:
2 1. Page 1, by inserting after line 19 the
3 following:
4 "Sec. 2. Chapter three hundred twenty-one
5 (321), Code 1975, is amended by adding the fol-
6 lowing new section:
7 NEW SECTION. LOCAL OPTIONS FOR MOTORCYCLE
8 HEADGEAR AND EYE-PROTECTIVE DEVICES. Local
9 political subdivisions may submit to the director
10 of the state department of transportation proposals
11 to regulate the use of motorcycle headgear and
12 eye-protective devices within their jurisdiction
13 in lieu of section one (1) of this Act. Such
14 proposals may be approved by the director if
15 designed to insure the safety of motorcycle
16 operators and riders and in accordance with uni-
17 form safety standards promulgated by the director
18 pursuant to chapter seventeen A (17A) of the Code."
19 2. Renumber sections and correct internal
20 references in conformance with this amendment.

H-3342 FILED - *Withdrawn 4/1 (813)*
MARCH 26, 1975

BY MONROE of Des Moines

H-3366

- 1 Amend House File 421, page 1, line 13, by
2 inserting after the word "cab" the following: "or
3 within an established city limits".

H-3366 FILED - *Lost 4/1 (815)*
MARCH 31, 1975

BY HARPER of Davis

H-3381

1 Amend House File 421, page 1, by inserting
2 after line 19 the following new paragraph:
3 "For purposes of this section a motorcycle shall
4 not include a motorized bicycle. A motorized
5 bicycle means a two wheeled motor vehicle with an
6 engine having a displacement no greater than fifty
7 cubic centimeters as fixed by the department and
8 not capable of operation at a speed in excess of
9 twenty-five miles per hour on level ground un-
10 assisted by human power."

H-3381 FILED, LOST (8/4)
APRIL 1, 1975

BY HINES of Story

H-3382

1 Amend House File 421 as follows:
2 1. Page 1, by striking lines 4 through 11
3 and inserting in lieu thereof the following:
4 "1. Every motorcycle sold, rented or the
5 ownership of which is otherwise transferred after
6 the effective date of this act shall come equipped
7 with protective headgear and an eye-protective
8 device of a type which complies with standards
9 established by the director."

H-3382 FILED, LOST (8/5)
APRIL 1, 1975

BY HORN of Linn

Sen. Transportation 4/8, Pass per 3479

HOUSE FILE 421

BY COMMITTEE ON TRANSPORTATION
(As Amended and Passed by the House)

Passed House, Date _____ Passed Senate, Date 4-17-75 (973)

Vote: Ayes _____ Nays _____ Vote: Ayes 30 Nays 0

Approved 6-16-75
Repassed Senate 6-5-75 (1787)
27-20

A BILL FOR

1 An Act relating to equipment of motorcycles and motorcycle
2 riders subject to a penalty provided by law.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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S-3563

1 Amend House File 421 as amended, passed and reprinted
2 by the House, page 1, by inserting the following after
3 line 11:
4 "c. The person is wearing an iridescent jacket."

S-3563 FILED AND LOST (973) BY RAY TAYLOR
APRIL 17, 1975 EUGENE HILL

Senate Amendment to House File 421

H-3602

1 Amend House File 421 as amended, passed and reprinted
2 by the House, page 1, by inserting after line 11 the
3 following:
4 "c. The head lamps of the vehicle are lighted."

H-3602 FILED, RECEIVED
FROM THE SENATE
APRIL 21, 1975

House refused to concur 5/15 (1786)
Motion to reconsider filed 5/15 (1795)
" lost 5/30 (2055)
Senate receded 6/5 (1787)

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1 Section 1. Chapter three hundred twenty-one (321), Code
2 1975, is amended by adding the following new section:

3 NEW SECTION. EQUIPMENT OF MOTORCYCLE RIDERS.

4 1. A person shall not operate or ride a motorcycle upon
5 the highways of this state unless:

6 a. The person is properly wearing protective headgear
7 which complies with standards established by the director;
8 and

9 b. The person is properly wearing an eye-protective device
10 of a type approved by the director except when the motorcycle
11 is equipped with a windscreen.

12 This subsection shall not apply to persons riding within
* 13 an enclosed cab or to persons riding in a parade authorized
* 14 by a political subdivision of the state in which the parade
* 15 is held when operated in a manner to insure safety to
* 16 riders and other participants in the parade.

17 2. The director shall approve protective headgear and
18 eye-protective devices required by this section and issue
19 regulations establishing standards and specifications for
20 the approval of protective headgear and eye-protective devices.
21 The director shall publish lists of all protective headgear
22 and eye-protective devices which have been approved.

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Sec. 2. Section three hundred twenty-one point four hundred twenty-four (321.424), Code 1975, is amended by adding the following new unnumbered paragraph at the end of that section:

NEW UNNUMBERED PARAGRAPH. No person shall possess for the purpose of sale, offer for sale, or sell protective headgear, or an eye-protective device, for use by a person occupying a motorcycle, unless that equipment is of a type listed as approved by the director, and unless that equipment bears the trademark or name under which it was approved by the director so as to be immediately legible to a person examining that equipment.

Sec. 3. NEW SECTION. VIOLATION NOT NEGLIGENCE. A violation of section one (1) of this Act shall not constitute a defense of fault, whether alleged as negligence per se, negligence, contributory negligence, or alleged in any other manner, and evidence of the acts or omissions constituting a violation of section one (1) of this Act shall not be admissible on behalf of any person against whom a claim for damages for personal injuries is made.

Sec. 4. This Act shall take effect on September 1, 1975. However, the director may adopt rules pursuant to section one (1) of this Act after July 1, 1975, and those rules shall take effect on September 1, 1975.

S-3499

- 1 Amend House File 421 as amended, passed and re-
- 2 printed by the House, page 1, line 12, by insert-
- 3 ing after the word "riding" the following:
- 4 "within an area with a speed limit of thirty-five
- 5 miles per hour or less and".

S-3499 FILED - *Lost 4/17 (971)* BY COMMITTEE ON TRANSPORTATION
APRIL 10, 1975 C. JOSEPH COLEMAN, CHAIRMAN

S-3504

- 1 Amend House File 421 as amended, passed and reprinted
- 2 by the House, page 2, by striking lines 22 through 25
- 3 and inserting in lieu thereof the following:
- 4 "Sec. 4. This Act shall become effective upon the
- 5 receipt of federal highway safety funds."

S-3504 FILED - *Lost 4/17 (973)* BY JAMES V. GALLAGHER
APRIL 10, 1975

S-3555

- 1 Amend House File 421 as amended, passed and reprinted
- 2 by the House, page 1, line 4, by inserting after the
- 3 word "person" the words "under eighteen years of age".

S-3555 FILED AND LOST *(971)* BY WILLIAM E. GLUBA
APRIL 17, 1975

S-3558

- 1 Amend House File 421 as amended, passed and reprinted
- 2 by the House, page 1, by inserting after line 11 the
- 3 following:
- 4 "c. The head lamps of the vehicle are lighted."

S-3558 FILED AND ADOPTED BY LOWELL L. JUNKINS
APRIL 17, 1975 *(972)* WILLIAM D. PALMER
EARL M. WILLITS

S-3559

- 1 Amend the Transportation Committee amendment S-3499
- 2 to Senate File 421 as amended, passed and reprinted by
- 3 the House, in line 5 by striking the word "and" and
- 4 inserting in lieu thereof the word "or".

S-3559 FILED AND LOST *(970)* BY RAY TAYLOR
APRIL 17, 1975

HOUSE FILE 421

AN ACT

RELATING TO EQUIPMENT OF MOTORCYCLES AND MOTORCYCLE RIDERS
SUBJECT TO A PENALTY PROVIDED BY LAW.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Chapter three hundred twenty-one (321), Code 1975, is amended by adding the following new section:

NEW SECTION. EQUIPMENT OF MOTORCYCLE RIDERS.

1. A person shall not operate or ride a motorcycle upon the highways of this state unless:

- a. The person is properly wearing protective headgear which complies with standards established by the director; and
- b. The person is properly wearing an eye-protective device of a type approved by the director except when the motorcycle is equipped with a windscreen.

This subsection shall not apply to persons riding within an enclosed cab or to persons riding in a parade authorized by a political subdivision of the state in which the parade is held when operated in a manner to insure safety to riders and other participants in the parade.

2. The director shall approve protective headgear and eye-protective devices required by this section and issue regulations establishing standards and specifications for the approval of protective headgear and eye-protective devices. The director shall publish lists of all protective headgear and eye-protective devices which have been approved.

Sec. 2. Section three hundred twenty-one point four hundred twenty-four (321.424), Code 1975, is amended by adding the following new unnumbered paragraph at the end of that section:

NEW UNNUMBERED PARAGRAPH. No person shall possess for the purpose of sale, offer for sale, or sell protective headgear, or an eye-protective device, for use by a person

occupying a motorcycle, unless that equipment is of a type listed as approved by the director, and unless that equipment bears the trademark or name under which it was approved by the director so as to be immediately leadible to a person examining that equipment.

Sec. 3. NEW SECTION. VIOLATION NOT NEGLIGENCE. A violation of section one (1) of this Act shall not constitute a defense of fault, whether alleged as negligence per se, negligence, contributory negligence, or alleged in any other manner, and evidence of the acts or omissions constituting a violation of section one (1) of this Act shall not be admissible on behalf of any person against whom a claim for damages for personal injuries is made.

Sec. 4. This Act shall take effect on September 1, 1975. However, the director may adopt rules pursuant to section (1) of this Act after July 1, 1975, and those rules shall take effect on September 1, 1975.

DALE M. COCHRAN
Speaker of the House

ARTHUR A. NEU
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 421, Sixty-sixth General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved 6/16, 1975

ROBERT D. RAY
Governor