

MAR 26 1990

TRANSPORTATION
Amend per 5723. D. Pass 3/28

HOUSE FILE 2562
BY ARNOULD and VAN MAANEN

Passed House, Date 4/2/90 (p. 1671) Passed Senate, Date 4/5/90 (p. 1579)
Vote: Ayes 92 Nays 4 Vote: Ayes 30 Nays 14
Approved May 1, 1990

A BILL FOR

1 An Act relating to the use of white flashing lights on privately
2 owned motor vehicles of certain emergency medical care
3 providers and making penalties applicable.

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

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HF 2562

1 Section 1. Section 321.423, subsection 1, paragraph b,
2 Code 1989, is amended to read as follows:

3 b. "Member" means a person who is a member in good
4 standing of a fire department or a person who is an advanced
5 or basic emergency medical care provider employed by an
6 ambulance, rescue, or first responder service.

7 Sec. 2. Section 321.423, subsection 1, Code 1989, is
8 amended by adding the following new paragraphs:

9 NEW PARAGRAPH. c. "Advanced emergency medical care
10 provider" means as defined in section 147A.1.

11 NEW PARAGRAPH. d. "Basic emergency medical care provider"
12 means as defined in section 147.1.

13 Sec. 3. Section 321.423, subsection 2, Code 1989, is
14 amended by adding the following new paragraph:

15 NEW PARAGRAPH. f. A flashing white light, used in
16 conjunction with hazard lights, is permitted on a vehicle
17 pursuant to subsection 7.

18 Sec. 4. Section 321.423, subsection 4, Code 1989, is
19 amended to read as follows:

20 4. EXPIRATION OF AUTHORITY. The authorization shall
21 expire at midnight on the thirty-first day of December five
22 years from the year in which it was issued, or when the
23 vehicle is no longer owned by the member, or when the member
24 has ceased to be an active member of the fire department or of
25 an ambulance, rescue, or first responder service or when the
26 member has used the blue or white light beyond the scope of
27 its authorized use.

28 Sec. 5. Section 321.423, subsection 5, Code 1989, is
29 amended to read as follows:

30 5. WHEN USED. The certificate of authorization shall be
31 carried at all times with the certificate of registration of
32 the authorized vehicle and the operator of the vehicle shall
33 not illuminate the blue or white light except in any of the
34 following circumstances:

35 a. When the member is en route to the scene of a fire or

1 is responding to an emergency in the line of duty requiring
2 the services of the member~~7~~.

3 b. When the authorized vehicle is transporting a person
4 requiring emergency care~~7-or~~.

5 c. When the authorized vehicle is at the scene of an
6 emergency.

7 d. The use of a the blue or white light in or on a private
8 motor vehicle shall be for identification purposes only.

9 Sec. 6. Section 321.423, Code 1989, is amended by adding
10 the following new subsection:

11 NEW SUBSECTION. 7. WHITE LIGHT. A white light shall not
12 be used on a vehicle except in any of the following
13 circumstances:

14 a. When used in conjunction with hazard lights.

15 b. On a vehicle owned or exclusively operated by an
16 ambulance, rescue, or first responder service.

17 c. On a vehicle authorized by the director of public
18 health when all of the following apply:

19 (1) The vehicle is owned by a member of an ambulance,
20 rescue, or first responder service.

21 (2) The request for authorization is made by the member on
22 forms provided by the Iowa department of public health.

23 (3) Necessity for authorization is demonstrated in the
24 request.

25 (4) The head of an ambulance, rescue, or first responder
26 service certifies that the member is in good standing and
27 recommends that the authorization be granted.

28 d. On an authorized emergency vehicle.

29 The Iowa department of public health shall adopt rules to
30 establish issuance standards, including allowing local
31 emergency medical service providers to issue certificates of
32 authorization, and shall adopt rules to establish certificate
33 of authorization revocation procedures.

34 Sec. 7. Section 321.428, unnumbered paragraph 1, Code
35 1989, is amended to read as follows:

1 The director may approve or disapprove lighting devices and
2 issue and enforce rules establishing standards and
3 specifications for the approval of the lighting devices, their
4 installation, adjustment, and aiming, and adjustment when in
5 use on motor vehicles, except for lights permitted pursuant to
6 section 321.423, subsection 7. The rules shall correlate with
7 and, so far as practicable, conform to the then current
8 standards and specifications of the society of automotive
9 engineers applicable to such equipment. The director of
10 public health shall have the same authority as granted to the
11 director under this section to regulate lighting devices
12 allowed under section 321.423, subsection 7.

13 EXPLANATION

14 This bill allows advanced or basic emergency medical care
15 providers who are members of an ambulance, rescue, or first
16 responder service to operate flashing white lights on their
17 privately owned motor vehicles. The members may only
18 illuminate the white lights in conjunction with hazard lights;
19 when en route to the scene of a fire or in response to an
20 emergency in the line of duty requiring the services of the
21 member; when transporting a person requiring emergency care;
22 or when at the scene of an emergency. The use of the white
23 light is for identification purposes only.

24 To obtain the authority to use white flashing lights on a
25 privately owned vehicle, it is necessary to receive a
26 certificate of authorization issued in accordance with rules
27 adopted by the Iowa department of public health. To be
28 certified an individual must be a member in good standing with
29 an ambulance, rescue, or first responder service and must be
30 recommended by the head of that program.

31 Violations for improper use of a white light are punishable
32 with a scheduled fine of \$20, subject to surcharges and court
33 costs.

34 An advanced emergency medical care provider is defined as
35 an individual trained to provide advanced emergency medical

1 care at the first-responder-defibrillation, EMT-
2 defibrillation, EMT-intermediate, EMT-paramedic level or other
3 certification levels adopted by rule by the board of medical
4 examiners, who has been issued a certificate by the board of
5 medical examiners.

6 A basic emergency medical care provider is defined as a
7 first responder, emergency rescue technician, or emergency
8 medical technician-ambulance.

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HOUSE FILE 2562

H-5994

1 Amend the amendment, H-5923, to House File 2562 as
2 follows:

3 1. Page 1, by inserting after line 10 the fol-
4 lowing:

5 "_____. Page 1, line 14, by striking the word
6 "paragraph" and inserting the following:
7 "paragraphs".

8 _____ Page 1, by inserting after line 17 the
9 following:

10 "NEW PARAGRAPH. g. A white flashing strobe light
11 mounted on a school bus as permitted under section
12 321.373, subsection 7."

13 2. Page 1, line 13, by striking the word "A" and
14 inserting the following: "Except as provided in
15 section 321.373, subsection 7, and subsection 2,
16 paragraph "c" of this section, a".

17 3. Renumbering as necessary.

By SHEARER of Louisa

H-5994 FILED MARCH 30, 1990

Adopted 4/2 (p. 1671)

HOUSE FILE 2562

H-5923

- 1 Amend House File 2562 as follows:
2 1. Page 1, by inserting after line 12, the
3 following:
4 "Sec. ____ . Section 321.423, subsection 1, Code
5 1989, is amended by adding the following new
6 paragraph:
7 NEW PARAGRAPH. e. "Hazard lights" are lights
8 which flash yellow or amber to the front of the
9 vehicle and red to the rear of the vehicle
10 simultaneously."
11 2. Page 2, by striking lines 11 through 14 and
12 inserting the following:
13 "NEW SUBSECTION. 7. FLASHING WHITE LIGHT. A
14 flashing white light shall only be used on a vehicle
15 when used in conjunction with hazard lights and a
16 flashing white light shall not be used on a vehicle
17 except in any of the following circumstances:".
18 3. Page 2, line 15, by striking the letter "b."
19 and inserting the following: "a."
20 4. Page 2, line 17, by striking the letter "c."
21 and inserting the following: "b."
22 5. Page 2, line 28, by striking the letter "d."
23 and inserting the following: "c."

By COMMITTEE ON TRANSPORTATION
KOENIGS of Mitchell, Chairperson

H-5923 FILED MARCH 28, 1990

Adopted as Amended (5994) 4/2 (p. 1671)

Sen. Incomp. 4/3 No Pass 4/4 (p. 1541)

HOUSE FILE 2562
BY ARNOULD and VAN MAANEN

(As Amended and Passed by the House April 2, 1990)

Passed House, Date 4/2/90 (p. 1671) Passed Senate, Date 4/5/90 (p. 1519)
Vote: Ayes 92 Nays 4 Vote: Ayes 30 Nays 14
Approved May 1, 1990

A BILL FOR

1 An Act relating to the use of white flashing lights on privately
2 owned motor vehicles of certain emergency medical care
3 providers and making penalties applicable.

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

House Amendments _____

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2 Code 1989, is amended to read as follows:

3 b. "Member" means a person who is a member in good
4 standing of a fire department or a person who is an advanced
5 or basic emergency medical care provider employed by an
6 ambulance, rescue, or first responder service.

7 Sec. 2. Section 321.423, subsection 1, Code 1989, is
8 amended by adding the following new paragraphs:

9 NEW PARAGRAPH. c. "Advanced emergency medical care
10 provider" means as defined in section 147A.1.

11 NEW PARAGRAPH. d. "Basic emergency medical care provider"
12 means as defined in section 147.1.

13 Sec. 3. Section 321.423, subsection 1, Code 1989, is
14 amended by adding the following new paragraph:

15 NEW PARAGRAPH. e. "Hazard lights" are lights which flash
16 yellow or amber to the front of the vehicle and red to the
17 rear of the vehicle simultaneously.

18 Sec. 4. Section 321.423, subsection 2, Code 1989, is
19 amended by adding the following new paragraphs:

20 NEW PARAGRAPH. f. A flashing white light, used in
21 conjunction with hazard lights, is permitted on a vehicle
22 pursuant to subsection 7.

23 NEW PARAGRAPH. g. A white flashing strobe light mounted
24 on a school bus as permitted under section 321.373, subsection
25 7.

26 Sec. 5. Section 321.423, subsection 4, Code 1989, is
27 amended to read as follows:

28 4. EXPIRATION OF AUTHORITY. The authorization shall
29 expire at midnight on the thirty-first day of December five
30 years from the year in which it was issued, or when the
31 vehicle is no longer owned by the member, or when the member
32 has ceased to be an active member of the fire department or of
33 an ambulance, rescue, or first responder service or when the
34 member has used the blue or white light beyond the scope of
35 its authorized use.

1 Sec. 6. Section 321.423, subsection 5, Code 1989, is
2 amended to read as follows:

3 5. WHEN USED. The certificate of authorization shall be
4 carried at all times with the certificate of registration of
5 the authorized vehicle and the operator of the vehicle shall
6 not illuminate the blue or white light except in any of the
7 following circumstances:

8 a. When the member is en route to the scene of a fire or
9 is responding to an emergency in the line of duty requiring
10 the services of the member;.

11 b. When the authorized vehicle is transporting a person
12 requiring emergency care;--or.

13 c. When the authorized vehicle is at the scene of an
14 emergency.

15 d. The use of a the blue or white light in or on a private
16 motor vehicle shall be for identification purposes only.

17 Sec. 7. Section 321.423, Code 1989, is amended by adding
18 the following new subsection:

19 NEW SUBSECTION. 7. FLASHING WHITE LIGHT. Except as
20 provided in section 321.373, subsection 7, and subsection 2,
21 paragraph "c" of this section, a flashing white light shall
22 only be used on a vehicle when used in conjunction with hazard
23 lights and a flashing white light shall not be used on a
24 vehicle except in any of the following circumstances:

25 a. On a vehicle owned or exclusively operated by an
26 ambulance, rescue, or first responder service.

27 b. On a vehicle authorized by the director of public
28 health when all of the following apply:

29 (1) The vehicle is owned by a member of an ambulance,
30 rescue, or first responder service.

31 (2) The request for authorization is made by the member on
32 forms provided by the Iowa department of public health.

33 (3) Necessity for authorization is demonstrated in the
34 request.

35 (4) The head of an ambulance, rescue, or first responder

1 service certifies that the member is in good standing and
2 recommends that the authorization be granted.

3 c. On an authorized emergency vehicle.

4 The Iowa department of public health shall adopt rules to
5 establish issuance standards, including allowing local
6 emergency medical service providers to issue certificates of
7 authorization, and shall adopt rules to establish certificate
8 of authorization revocation procedures.

9 Sec. 8. Section 321.428, unnumbered paragraph 1, Code
10 1989, is amended to read as follows:

11 The director may approve or disapprove lighting devices and
12 issue and enforce rules establishing standards and
13 specifications for the approval of the lighting devices, their
14 installation, adjustment, and aiming, and adjustment when in
15 use on motor vehicles, except for lights permitted pursuant to
16 section 321.423, subsection 7. The rules shall correlate with
17 and, so far as practicable, conform to the then current
18 standards and specifications of the society of automotive
19 engineers applicable to such equipment. The director of
20 public health shall have the same authority as granted to the
21 director under this section to regulate lighting devices
22 allowed under section 321.423, subsection 7.

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HOUSE FILE 2562

AN ACT

RELATING TO THE USE OF WHITE FLASHING LIGHTS ON PRIVATELY OWNED MOTOR VEHICLES OF CERTAIN EMERGENCY MEDICAL CARE PROVIDERS AND MAKING PENALTIES APPLICABLE.

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

Section 1. Section 321.423, subsection 1, paragraph b, Code 1989, is amended to read as follows:

b. "Member" means a person who is a member in good standing of a fire department or a person who is an advanced or basic emergency medical care provider employed by an ambulance, rescue, or first responder service.

Sec. 2. Section 321.423, subsection 1, Code 1989, is amended by adding the following new paragraphs:

NEW PARAGRAPH. c. "Advanced emergency medical care provider" means as defined in section 147A.1.

NEW PARAGRAPH. d. "Basic emergency medical care provider" means as defined in section 147.1.

Sec. 3. Section 321.423, subsection 1, Code 1989, is amended by adding the following new paragraph:

NEW PARAGRAPH. e. "Hazard lights" are lights which flash yellow or amber to the front of the vehicle and red to the rear of the vehicle simultaneously.

Sec. 4. Section 321.423, subsection 2, Code 1989, is amended by adding the following new paragraphs:

NEW PARAGRAPH. f. A flashing white light, used in conjunction with hazard lights, is permitted on a vehicle pursuant to subsection 7.

NEW PARAGRAPH. g. A white flashing strobe light mounted on a school bus as permitted under section 321.373, subsection 7.

Sec. 5. Section 321.423, subsection 4, Code 1989, is amended to read as follows:

4. EXPIRATION OF AUTHORITY. The authorization shall expire at midnight on the thirty-first day of December five years from the year in which it was issued, or when the vehicle is no longer owned by the member, or when the member has ceased to be an active member of the fire department or of an ambulance, rescue, or first responder service or when the member has used the blue or white light beyond the scope of its authorized use.

Sec. 6. Section 321.423, subsection 5, Code 1989, is amended to read as follows:

5. WHEN USED. The certificate of authorization shall be carried at all times with the certificate of registration of the authorized vehicle and the operator of the vehicle shall not illuminate the blue or white light except in any of the following circumstances:

a. When the member is en route to the scene of a fire or is responding to an emergency in the line of duty requiring the services of the member; or

b. When the authorized vehicle is transporting a person requiring emergency care; or

c. When the authorized vehicle is at the scene of an emergency.

d. The use of a the blue or white light in or on a private motor vehicle shall be for identification purposes only.

Sec. 7. Section 321.423, Code 1989, is amended by adding the following new subsection:

NEW SUBSECTION. 7. FLASHING WHITE LIGHT. Except as provided in section 321.373, subsection 7, and subsection 2, paragraph "c" of this section, a flashing white light shall only be used on a vehicle when used in conjunction with hazard lights and a flashing white light shall not be used on a vehicle except in any of the following circumstances:

- a. On a vehicle owned or exclusively operated by an ambulance, rescue, or first responder service.
- b. On a vehicle authorized by the director of public health when all of the following apply:
 - (1) The vehicle is owned by a member of an ambulance, rescue, or first responder service.
 - (2) The request for authorization is made by the member on forms provided by the Iowa department of public health.
 - (3) Necessity for authorization is demonstrated in the request.
 - (4) The head of an ambulance, rescue, or first responder service certifies that the member is in good standing and recommends that the authorization be granted.
- c. On an authorized emergency vehicle.

The Iowa department of public health shall adopt rules to establish issuance standards, including allowing local emergency medical service providers to issue certificates of authorization, and shall adopt rules to establish certificate of authorization revocation procedures.

Sec. 8. Section 321.428, unnumbered paragraph 1, Code 1989, is amended to read as follows:

The director may approve or disapprove lighting devices and issue and enforce rules establishing standards and specifications for the approval of the lighting devices, their installation, adjustment, and aiming, and adjustment when in use on motor vehicles, except for lights permitted pursuant to section 321.423, subsection 7. The rules shall correlate with and, so far as practicable, conform to the then current standards and specifications of the society of automotive

engineers applicable to such equipment. The director of public health shall have the same authority as granted to the director under this section to regulate lighting devices allowed under section 321.423, subsection 7.

DONALD D. AVENSON
Speaker of the House

JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2562, Seventy-third General Assembly.

Approved May 1, 1990

JOSEPH O'HERN
Chief Clerk of the House

TERRY E. BRANSTAD
Governor