

See also, S. Pass 3/25

MAR 9 1992

HOUSE FILE 2413
BY COMMITTEE ON TRANSPORTATION

Place On Calendar

(SUCCESSOR TO HF 2228)

Passed House, Date 3/12/92 (p. 567) Passed Senate, Date 4/6/92 (p. 1455)
Vote: Ayes 98 Nays 0 Vote: Ayes 47 Nays 0

Approved April 28, 1992 (p. 1897)
Approved House 4/15/92 (p. 1455)
Approved Senate 4/16/92 (p. 1455)
Ayes 96 Nays 0 *50-0*

A BILL FOR

S. 546.4 An Act relating to operation by all-terrain vehicles and
2 snowmobiles on certain underpasses.
3 ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 2413

S-5463

1 Amend House File 2413, as passed by the House, as
2 follows:
3 1. Page 1, line 6, by striking the word "all" and
4 inserting the following: "either".

By HARRY SLIFE
EUGENE FRAISE

S-5463 FILED MARCH 31, 1992

Adopted 4/6 (p. 1217)

HOUSE FILE 2413

S-5464

1 Amend House File 2413, as passed by the House, as
2 follows:
3 1. Page 1, by inserting before line 19 the
4 following:
5 "Sec. ____ . Section 321G.9, subsection 4, paragraph
6 b, Code 1991, is amended to read as follows:
7 b. On that portion of county roadways that have
8 not been plowed during since the snow-season most
9 recent measurable snowfall of at least one inch of
10 snow or not maintained or utilized for the operation
11 of conventional two-wheel drive motor vehicles."

12 2. Title page, line 2, by inserting after the
13 word "underpasses" the following: "and roadways".

By HARRY G. SLIFE

S-5464 FILED MARCH 31, 1992

Adopted 4/6 (p. 1215)

1 Section 1. Section 321G.9, subsection 1, Code 1991, is
2 amended to read as follows:

3 ~~1. Except as provided in section 321.234A, an~~ An all-
4 terrain vehicle or snowmobile shall not be operated at any
5 time within the right of way of any interstate highway or
6 freeway within this state, except under all of the following
7 circumstances:

8 a. As provided in section 321.234A.

9 b. When using an underpass located on an interstate
10 highway or freeway if all of the following apply:

11 (1) The underpass has been abandoned and is no longer
12 being used by motor vehicles or trains.

13 (2) Use of the underpass is the only alternative to the
14 use of a traveled roadway.

15 (3) Notwithstanding the provisions of chapter 321, use of
16 the underpass does not conflict with any rules or regulations
17 adopted by a federal governmental entity or this state or a
18 political subdivision of this state.

19 EXPLANATION

20 This bill allows for all-terrain vehicles or snowmobiles to
21 operate on an underpass of an interstate highway or freeway
22 right-of-way if the underpass has been abandoned and is no
23 longer being used by motor vehicles or trains, if the
24 underpass is the only alternative to use of a traveled
25 roadway, and if the use of the underpass does not conflict
26 with any federal, state, or political subdivision rule or
27 regulation.

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SENATE AMENDMENT TO HOUSE FILE 2413

H-5803

- 1 Amend House File 2413, as passed by the House, as
- 2 follows:
- 3 1. Page 1, line 6, by striking the word "all" and
- 4 inserting the following: "either".
- 5 2. Page 1, by inserting before line 19 the
- 6 following:
- 7 "Sec. ____ . Section 321G.9, subsection 4, paragraph
- 8 b, Code 1991, is amended to read as follows:
- 9 b. On that portion of county roadways that have
- 10 not been plowed during since the snow-season most
- 11 recent measurable snowfall of at least one inch of
- 12 snow or not maintained or utilized for the operation
- 13 of conventional two-wheel drive motor vehicles."
- 14 3. Title page, line 2, by inserting after the
- 15 word "underpasses" the following: "and roadways".
- 16 4. By renumbering, relettering, or redesignating
- 17 and correcting internal references as necessary.

RECEIVED FROM THE SENATE

H-5803 FILED APRIL 8, 1992

Adopted & amended by 5905 4/15 (p. 1489)

HOUSE FILE 2413

H-5905

- 1 Amend the Senate amendment, H-5803, to House File
 - 2 2413, as passed by the House, as follows:
 - 3 1. Page 1, by striking lines 5 through 17.
- By BLACK of Jasper

H-5905 FILED APRIL 14, 1992

Adopted 4/15

HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 2413

S-5712

- 1 Amend the Senate amendment, H-5803, to House File
- 2 2413, as passed by the House, as follows:
- 3 1. Page 1, by striking lines 5 through 17.

RECEIVED FROM THE HOUSE

S-5712 FILED APRIL 15, 1992

Senate concurs 4/16 (p. 1455)



adopted by a federal governmental entity of this state or a political subdivision of this state.

HOUSE FILE 2413

AN ACT
RELATING TO OPERATION BY ALL-TERRAIN VEHICLES AND SNOWMOBILES
ON CERTAIN UNDERPASSES AND ROADWAYS.

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

Section 1. Section 321G.9, subsection 1, Code 1991, is amended to read as follows:

1. ~~Except as provided in section 321.234A,~~ An all-terrain vehicle or snowmobile shall not be operated at any time within the right of way of any interstate highway or freeway within this state except under either of the following circumstances:

a. As provided in section 321.234A.

b. When using an underpass located on an interstate highway or freeway if all of the following apply:

(1) The underpass has been abandoned and is no longer being used by motor vehicles or trains.

(2) Use of the underpass is the only alternative to the use of a traveled roadway.

(3) Notwithstanding the provisions of chapter 321, use of the underpass does not conflict with any rules or regulations

ROBERT C. ARNOULD
Speaker of the House

MICHAEL E. GRONSTAL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2413, Seventy-fourth General Assembly.

JOSEPH O'BERN
Chief Clerk of the House

Approved *April 28*, 1992

TERRY E. BRANSTAD
Governor

HF 2413