

FEB 15 1996
TRANSPORTATION

HOUSE FILE 2223
BY MUNDIE

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act prohibiting persons from standing in pickup beds or
2 sitting on an open tailgate of a pickup on a highway and
3 providing a penalty.

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

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MR. DAVIS

1 Section 1. NEW SECTION. 321.447 PERSONS TRANSPORTED IN
2 PICKUPS.

3 A passenger shall not stand in the open bed or sit on an
4 open tailgate of a pickup being operated upon a highway. An
5 operator shall not transport a person in violation of this
6 section. This section does not apply to a pickup operated as
7 part of a parade, a military motor vehicle, an authorized
8 emergency vehicle, an implement of husbandry, or a motor
9 vehicle used to transport hunters or hunting dogs during
10 hunting activities.

11 Sec. 2. Section 805.8, subsection 2, Code Supplement 1995,
12 is amended by adding the following new paragraph:

13 NEW PARAGRAPH. z. For a violation of section 321.447, the
14 scheduled fine is ten dollars.

15 EXPLANATION

16 This bill prohibits a passenger from standing in the open
17 bed or sitting on the open tailgate of a moving pickup and
18 prohibits an operator from transporting a person in violation
19 of the prohibition. A pickup is defined in section 321.1,
20 subsection 35, to mean any motor vehicle designed to carry
21 merchandise or freight of any kind, not to exceed 2,000
22 pounds. The bill does not apply to persons who are
23 participating in a parade, a military motor vehicle, an
24 authorized emergency vehicle, an implement of husbandry, or a
25 vehicle used for hunting. A violation carries a scheduled
26 fine of \$10.

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