

4/10/95 Referred to Education

MAR 23 1995
Place On Calendar

HOUSE FILE 538
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO HSB 247)

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

A BILL FOR

1 An Act relating to motorcycle education and providing an
2 effective date and a retroactive applicability provision.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 321.189, subsection 7, paragraphs a and
2 b, Code 1995, are amended to read as follows:

3 a. An operator who has been issued a class M license prior
4 to July 1, ~~1994~~ 1996, or the effective date of the motorcycle
5 education course requirements whichever is later.

6 b. An operator who is renewing the operator's class M
7 license issued prior to July 1, ~~1994~~ 1996, or the effective
8 date of the motorcycle education course requirements whichever
9 is later.

10 Sec. 2. Section 321.189, subsection 7, Code 1995, is
11 amended by adding the following new unnumbered paragraph:

12 NEW UNNUMBERED PARAGRAPH. The motorcycle rider education
13 requirements for persons aged eighteen and over in this
14 subsection take effect July 1, 1996, or at such time as the
15 department of education adopts rules and has adequate training
16 vehicles, instructors, curriculum materials, training sites,
17 and funding to implement the motorcycle rider education
18 requirements for persons aged eighteen and over in this
19 subsection.

20 Sec. 3. 1994 Iowa Acts, chapter 1102, section 4, as
21 amended by 1994 Iowa Acts, chapter 1199, section 52, is
22 amended to read as follows:

23 SEC. 4. EFFECTIVE DATE. The provisions of this Act which
24 amend section 321.189, take effect ~~May 17, 1995~~ July 1, 1996,
25 or at such time as the department of education adopts rules
26 and has adequate training vehicles, instructors, curriculum
27 materials, training sites, and funding to implement the
28 motorcycle rider education requirements.

29 Sec. 4. The department of education shall notify the
30 secretary of state and the Iowa Code editor of the effective
31 date of this Act.

32 Sec. 5. EFFECTIVE DATE AND APPLICABILITY. This Act, being
33 deemed of immediate importance, takes effect upon enactment
34 and applies retroactively to May 1, 1995, in order to delay
35 the effective date of the amendments to section 321.189,

1 subsection 7, Code 1993.

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EXPLANATION

3 During the 1994 legislative session, section 321.189,
4 subsection 7, was amended to require that all persons applying
5 for a driver's license valid for operation of a motorcycle
6 must take a motorcycle education course before the license
7 would be issued. Prior to the amendment, and still the law as
8 stated in section 321.189, Code 1993, only persons under the
9 age of 18 were and are required to complete a motorcycle
10 education course before the class M license is issued. The
11 effective date of the amendment to section 321.189, subsection
12 7, is May 1, 1995. This bill changes the effective date of
13 the amendments from May 1, 1995, to July 1, 1996, or at such
14 time as the department of education adopts rules and has
15 adequate training vehicles, instructors, curriculum materials,
16 training sites, and funding to implement motorcycle rider
17 education requirements. The bill also changes the persons who
18 are excepted from the requirements to those who had class M
19 licenses prior to the new effective date of the changes.

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Lord, Chair
Rants
Baker

HSB 247

Succeeded EDUCATION
SENATE

HOUSE FILE 538-

BY (PROPOSED COMMITTEE ON
EDUCATION BILL BY
CHAIRPERSON GRUBBS)

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Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
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