

House Study Bill 608

Conference Committee Text

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1 1 Section 1. Section [321.256](#), Code 1995, is amended to read
1 2 as follows:
1 3 321.256 OBEDIENCE TO OFFICIAL TRAFFIC-CONTROL

~~DEVICES~~

~~-~~
1 4 SIGNALS.
1 5

~~No driver~~

~~-~~ The operator of a vehicle shall not disobey

~~the~~

~~-~~
1 6

~~instructions of any~~

~~-~~ an official traffic-control

~~device~~

~~-~~ signal

1 7 placed in accordance with the provisions of this chapter,
1 8 unless at the time, the official traffic-control signal is not
1 9 operational or the operator is otherwise directed by a peace
1 10 officer subject to the exceptions granted the

~~driver~~

~~-~~ operator

1 11 of an authorized emergency vehicle.

1 12 Sec. 2. Section [321.257](#), Code 1995, is amended by adding
1 13 the following new subsection:

1 14 NEW SUBSECTION. 3. A person shall not be charged with a
1 15 violation of subsection 2 if at the time the person disobeyed
1 16 the official traffic-control signal it was not operational.

1 17 Sec. 3. Section 805.8, subsection 2, paragraph h, Code
1 18 Supplement 1995, is amended to read as follows:

1 19 h. For operating, passing, turning and standing violations
1 20 under sections 321.236, subsections 3, 4, 9 and 12, 321.275,
1 21 subsections 1 through 8, 321.295, 321.297, 321.299, 321.303,
1 22 321.304, subsections 1 and 2, 321.305, 321.306, 321.311,
1 23 321.312, 321.314, 321.315, 321.316, 321.318, 321.323, 321.340,
1 24

~~321.344,~~

~~-~~ 321.353, 321.354, 321.363, 321.365, 321.366, 321.368,

1 25 321.382, and 321.395, the scheduled fine is fifteen dollars.

1 26 Sec. 4. Section 805.8, subsection 2, paragraph l, Code
1 27 Supplement 1995, is amended to read as follows:

1 28 1. For violations of traffic signs and signals, and for
1 29 failure to obey an officer under sections 321.229, 321.236,
1 30 subsections 2 and 6, 321.256, 321.257, subsection 2, 321.294,
1 31 321.304, subsection 3, 321.322,

~~321.341, 321.342, 321.343~~

~~-~~ and

1 32 321.415, the scheduled fine is twenty dollars.

1 33 Sec. 5. Section [805.8](#), subsection 2, Code Supplement 1995,
1 34 is amended by adding the following new paragraph:
1 35 NEW PARAGRAPH. z. For violations of sections 321.341,
2 1 321.342, 321.343, and 321.344, the scheduled fine is fifty
2 2 dollars.

2 3 EXPLANATION

2 4 This bill amends sections 321.256 and 321.257 to provide
2 5 that a person cannot be charged with disobeying a traffic
2 6 signal light if it was not operational at the time of the
2 7 occurrence.

2 8 The bill also provides that the scheduled fine for
2 9 violations of section 321.341, concerning obedience to a train
2 10 signal, section 321.342, concerning stopping at certain
2 11 railroad crossings, section 321.343, concerning the
2 12 requirement for certain vehicles to stop at a railroad
2 13 crossing, and section 321.344, concerning the operation of
2 14 heavy equipment at a railroad crossing, is increased to \$50.
2 15 Under current law, the scheduled fine for violation of section
2 16 321.344 is \$15, whereas the scheduled fine for violation of
2 17 sections 321.341 through 321.343 is \$20.

2 18 LSB 4201HC 76

2 19 js/jj/8