

2-4-97 Do Pass
H-2-13-97 Transportation
FILED JAN 28 1997
H-2-26-97 Do Pass
H-4/10/97 unfinished Business
SENATE FILE 80 Cabenda
BY LUNDBY

Passed Senate, Date 2-11-97 ^(A253) Passed House, Date 4-14-97 ^(A80)
Vote: Ayes 49 Nays 0 Vote: Ayes 88 Nays 2
Approved April 23, 1997

A BILL FOR

- 1 An Act relating to police bicycles.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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S.F. 80

1 Section 1. Section 321.231, subsection 3, Code 1997, is
2 amended to read as follows:

3 3. The driver of a fire department vehicle, police
4 vehicle, or ambulance, or a peace officer riding a police
5 bicycle in the line of duty may do any of the following:

6 a. Proceed past a red or stop signal or stop sign, but
7 only after slowing down as may be necessary for safe
8 operation.

9 b. Exceed the maximum speed limits so long as the driver
10 does not endanger life or property.

11 Sec. 2. Section 321.234, subsection 2, Code 1997, is
12 amended to read as follows:

13 2. A person, including a peace officer, riding a bicycle
14 on the highway is subject to the provisions of this chapter
15 and has all the rights and duties under this chapter
16 applicable to the driver of a vehicle, except those provisions
17 of this chapter which by their nature can have no application
18 or those provisions for which specific exceptions have been
19 set forth regarding police bicycles.

20 Sec. 3. Section 321.397, Code 1997, is amended to read as
21 follows:

22 321.397 LAMPS ON BICYCLES.

23 Every bicycle shall be equipped with a lamp on the front
24 exhibiting a white light, at the times specified in section
25 321.384 visible from a distance of at least three hundred feet
26 to the front and with a lamp on the rear exhibiting a red
27 light visible from a distance of three hundred feet to the
28 rear; except that a red reflector meeting the requirements of
29 this chapter may be used in lieu of a rear light. A peace
30 officer riding a police bicycle is not required to use either
31 front or rear lamps if duty so requires.

32 Sec. 4. Section 321.434, Code 1997, is amended to read as
33 follows:

34 321.434 BICYCLE SIRENS OR WHISTLES.

35 No A bicycle shall not be equipped with ~~nor-shall-any~~ and a

1 person shall not use upon a bicycle any siren or whistle.
2 This section shall not apply to bicycles ridden by peace
3 officers in the line of duty.

4 EXPLANATION

5 This bill provides that peace officers operating bicycles
6 are subject to the requirements of chapter 321 except where
7 specific exceptions have been created. A peace officer on a
8 bicycle may run a red light or stop sign or exceed the posted
9 speed limit in the same manner as peace officers operating
10 motor vehicles. The bill also provides that police bicycles
11 may have sirens or whistles and that peace officers riding
12 bicycles in the line of duty need not operate the front and
13 rear lights as necessary given the duty being performed by the
14 peace officer.

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SENATE FILE 80

AN ACT

RELATING TO POLICE BICYCLES.

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

Section 1. Section 321.231, subsection 3, Code 1997, is amended to read as follows:

3. The driver of a fire department vehicle, police vehicle, or ambulance, or a peace officer riding a police bicycle in the line of duty may do any of the following:

a. Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation.

b. Exceed the maximum speed limits so long as the driver does not endanger life or property.

Sec. 2. Section 321.234, subsection 2, Code 1997, is amended to read as follows:

2. A person, including a peace officer, riding a bicycle on the highway is subject to the provisions of this chapter and has all the rights and duties under this chapter applicable to the driver of a vehicle, except those provisions of this chapter which by their nature can have no application or those provisions for which specific exceptions have been set forth regarding police bicycles.

Sec. 3. Section 321.397, Code 1997, is amended to read as follows:

321.397 LAMPS ON BICYCLES.

Every bicycle shall be equipped with a lamp on the front exhibiting a white light, at the times specified in section 321.384 visible from a distance of at least three hundred feet to the front and with a lamp on the rear exhibiting a red light visible from a distance of three hundred feet to the rear; except that a red reflector meeting the requirements of

this chapter may be used in lieu of a rear light. A peace officer riding a police bicycle is not required to use either front or rear lamps if duty so requires.

Sec. 4. Section 321.434, Code 1997, is amended to read as follows:

321.434 BICYCLE SIRENS OR WHISTLES.

No a bicycle shall not be equipped with nor shall any and a person shall not use upon a bicycle any siren or whistle. This section shall not apply to bicycles ridden by peace officers in the line of duty.

MARY E. KRAMER
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 80, Seventy-seventh General Assembly.

MARY PAT GUNDERSON
Secretary of the Senate

Approved April 23, 1997

TERRY E. BRANSTAD
Governor