

JAN 19 2000

TRANSPORTATION

HOUSE FILE  
BY DAVIS

*2054*

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act prohibiting persons from riding and prohibiting operators  
2 from allowing persons to ride in any area of a motor vehicle  
3 unintended for the seating of passengers and providing a  
4 penalty.

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

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*HF 2054*

1 Section 1. NEW SECTION. 321.447 RIDING IN AREA NOT  
2 INTENDED FOR PASSENGERS PROHIBITED.

3 A person shall not ride and an operator shall not allow a  
4 person to ride in an area of a motor vehicle not designed or  
5 intended for passenger seating when the motor vehicle is in  
6 motion. This section does not apply in any of the following  
7 circumstances:

8 1. The motor vehicle is operated in a parade authorized by  
9 proper permit from local authorities.

10 2. The motor vehicle is being operated for agricultural  
11 purposes.

12 3. The motor vehicle is an authorized emergency vehicle.

13 Sec. 2. Section 321.455, Code 1999, is amended to read as  
14 follows:

15 321.455 PROJECTING LOADS ON PASSENGER VEHICLES.

16 ~~No~~ A passenger-type vehicle shall not be operated on any  
17 highway with any load carried thereon on the vehicle extending  
18 beyond the line of the fenders on the left side of such  
19 vehicle ~~nor~~ or extending more than six inches beyond the line  
20 of the fenders on the right side thereof of such vehicle.

21 ~~Passengers shall not ride on any part of any vehicle unless it~~  
22 ~~is expressly designed either for passenger use or designed for~~  
23 ~~carrying livestock, merchandise, or freight.~~

24 Sec. 3. Section 805.8, subsection 2, Code Supplement 1999,  
25 is amended by adding the following new paragraph:

26 NEW PARAGRAPH. ai. For riding in an area of a motor  
27 vehicle not designed or intended for passenger seating or  
28 allowing a person to ride in such an area of a motor vehicle  
29 in violation of section 321.447, the scheduled fine is twenty-  
30 five dollars.

31 EXPLANATION

32 This bill creates new Code section 321.447 which prohibits  
33 a person from riding and prohibits an operator from allowing a  
34 person to ride in an area of a motor vehicle not designed or  
35 intended for passenger seating when the motor vehicle is in

1 motion. The prohibition does not apply to operation of the  
2 motor vehicle in an authorized parade, while the motor vehicle  
3 is being operated for agricultural purposes, or if the motor  
4 vehicle is an authorized emergency vehicle. A violation of  
5 either of the prohibitions is punishable by a scheduled fine  
6 of \$25.

7 The bill also makes a corresponding amendment to Code  
8 section 321.455 by striking a provision prohibiting passengers  
9 from riding on a vehicle unless it is designed for passenger  
10 use or for carrying livestock, merchandise, or freight.

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