

FEB 8 2000

TRANSPORTATION

HOUSE FILE

2181

BY WISE

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

A BILL FOR

1 An Act relating to driver's licensing requirements for persons
 2 permitted or licensed to drive in other countries.
 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2181

1 Section 1. Section 321.178, subsection 3, Code Supplement
2 1999, is amended to read as follows:

3 3. DRIVER'S LICENSE RECIPROCITY.

4 a. The department may issue a class C or M driver's
5 license to a person who is sixteen or seventeen years of age
6 and who is a current resident of the state, but who has been
7 driving as a resident of another state or country for at least
8 one year prior to residency within the state.

9 b. The following criteria must be met prior to issuance of
10 a driver's license pursuant to this subsection:

11 (1) The minor must reside with a parent or guardian.

12 (2) The minor must have driven under a valid driver's
13 license for at least one year in the prior state or country of
14 residence. Six months of the one-year one-year computation
15 may include driving with an instruction permit.

16 (3) The minor must have had no moving traffic violations
17 on the minor's driving record.

18 (4) The minor must pass the written and driving skills
19 tests as required by the department, but is not required to
20 have taken a driver's education class.

21 c. A person who has been driving as a resident of another
22 country for at least one year prior to residency within the
23 state may be issued a class C or class M driver's license
24 under this subsection only if the department determines the
25 driver's education and licensing requirements of the other
26 country are sufficiently similar to the driver's education and
27 licensing requirements of this state.

28 Sec. 2. Section 321.180B, subsection 2, unnumbered
29 paragraph 1, Code Supplement 1999, is amended to read as
30 follows:

31 The department may issue an intermediate driver's license
32 to a person sixteen or seventeen years of age who possesses an
33 instruction permit issued under subsection 1 or a comparable
34 instruction permit issued by another state or country for a
35 minimum of six months immediately preceding application, and

1 who presents an affidavit signed by a parent or guardian on a
2 form to be provided by the department that the permittee has
3 accumulated a total of twenty hours of street or highway
4 driving of which two hours were conducted after sunset and
5 before sunrise and the street or highway driving was with the
6 permittee's parent, guardian, instructor, a person certified
7 by the department, or a person at least twenty-five years of
8 age who had written permission from a parent or guardian to
9 accompany the permittee, and whose driving privileges have not
10 been suspended, revoked, or barred under this chapter, or
11 chapter 321J, or a similar law of another state or country
12 during, and who has been accident and conviction free
13 continuously for, the six-month period immediately preceding
14 the application for an intermediate license. An applicant for
15 an intermediate license must meet the requirements of section
16 321.186, including satisfactory completion of driver education
17 as required in section 321.178, and payment of the required
18 license fee before an intermediate license will be issued. A
19 person issued an intermediate license must limit the number of
20 passengers in the motor vehicle when the intermediate licensee
21 is operating the motor vehicle to the number of passenger
22 safety belts.

23 Sec. 3. Section 321.180B, subsection 4, Code Supplement
24 1999, is amended to read as follows:

25 4. FULL DRIVER'S LICENSE. A full driver's license may be
26 issued to a person seventeen years of age who possesses an
27 intermediate license issued under subsection 2 or a comparable
28 intermediate license issued by another state or country for a
29 minimum of twelve months immediately preceding application,
30 and who presents an affidavit signed by a parent or guardian
31 on a form to be provided by the department that the
32 intermediate licensee has accumulated a total of ten hours of
33 street or highway driving of which two hours were conducted
34 after sunset and before sunrise and the street or highway
35 driving was with the licensee's parent, guardian, instructor,

1 a person certified by the department, or a person at least
2 twenty-five years of age who had written permission from a
3 parent or guardian to accompany the licensee, whose driving
4 privileges have not been suspended, revoked, or barred under
5 this chapter, or chapter 321J, or a similar law of another
6 state or country during, and who has been accident and
7 conviction free continuously for, the twelve-month period
8 immediately preceding the application for a full driver's
9 license, and who has paid the required fee.

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EXPLANATION

11 This bill allows the state department of transportation to
12 issue a driver's license to a person who is 16 or 17 years of
13 age and who is a current resident of the state, who has been
14 driving as a resident of another country for at least one year
15 prior to residency within the state if the person resides with
16 a parent or guardian, the person drove under a valid driver's
17 license or instruction permit and driver's license for at
18 least one year in the prior country of residence, the person
19 had no moving traffic violations on the person's driving
20 record, and the person passed the written and driving skills
21 tests as required by the department. In order to issue such a
22 license, the department must determine that the driver's
23 education and licensing requirements of the other country are
24 sufficiently similar to the driver's education and licensing
25 requirements of this state.

26 The bill also allows the department to issue an
27 intermediate license or a full license to certain minors who
28 possess an instruction permit or intermediate license,
29 respectively, issued by another country, if the permit or
30 license is comparable to a permit or license issued in this
31 state.

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