

TRANSPORTATION
FILED FEB 6 '01

SENATE FILE 130
BY TINSMAN

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

A BILL FOR

1 An Act prohibiting operators from allowing persons under sixteen
2 years of age to ride in an unenclosed area of a motor vehicle
3 not intended 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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SF 130
TRANSPORTATION

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

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

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

10 2. The person under sixteen years of age is riding in the
11 motor vehicle in order to perform duties associated with the
12 person's employment or to perform agricultural duties.

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

14 Sec. 2. Section 321.455, Code 2001, is amended to read as
15 follows:

16 321.455 PROJECTING LOADS ON PASSENGER VEHICLES.

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

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

25 Sec. 3. Section 805.8, subsection 2, Code 2001, is amended
26 by adding the following new paragraph:

27 NEW PARAGRAPH. aj. For allowing a person under sixteen
28 years of age to ride in an unenclosed area of a motor vehicle
29 not designed or intended for passenger seating in violation of
30 section 321.447, the scheduled fine is twenty-five dollars.

31 EXPLANATION

32 This bill creates new Code section 321.447, which prohibits
33 the operator of a motor vehicle from allowing a person under
34 16 years of age to ride in an unenclosed area of a motor
35 vehicle not designed or intended for passenger seating when

1 the motor vehicle is in motion. The prohibition does not
2 apply to operation of the motor vehicle in an authorized
3 parade, while the person under 16 is performing employment or
4 agricultural duties, or if the motor vehicle is an authorized
5 emergency vehicle. A violation of the prohibition is
6 punishable by a scheduled fine 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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