

**Senate File 115 - Introduced**

SENATE FILE 115

BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO SSB 1019)

**A BILL FOR**

1 An Act relating to intermediate driver's licenses and special  
2 minor's licenses, making a penalty applicable, and including  
3 effective date provisions.

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

1 Section 1. Section 321.180B, subsection 2, Code 2013, is  
2 amended to read as follows:

3 2. *Intermediate license.*

4 a. The department may issue an intermediate driver's license  
5 to a person sixteen or seventeen years of age who possesses an  
6 instruction permit issued under subsection 1 or a comparable  
7 instruction permit issued by another state for a minimum of  
8 ~~six~~ twelve months immediately preceding application, and  
9 who presents an affidavit signed by a parent, guardian, or  
10 custodian on a form to be provided by the department that the  
11 permittee has accumulated a total of twenty hours of street  
12 or highway driving of which two hours were conducted after  
13 sunset and before sunrise and the street or highway driving was  
14 with the permittee's parent, guardian, custodian, instructor,  
15 a person certified by the department, or a person at least  
16 twenty-five years of age who had written permission from a  
17 parent, guardian, or custodian to accompany the permittee, and  
18 whose driving privileges have not been suspended, revoked,  
19 or barred under this chapter or chapter 321J during, and who  
20 has been accident and violation free continuously for, the  
21 six-month period immediately preceding the application for an  
22 intermediate license. An applicant for an intermediate license  
23 must meet the requirements of section 321.186, including  
24 satisfactory completion of driver education as required in  
25 section 321.178, and payment of the required license fee before  
26 an intermediate license will be issued. A person issued an  
27 intermediate license must limit the number of passengers in  
28 the motor vehicle when the intermediate licensee is operating  
29 the motor vehicle to the number of passenger safety belts. In  
30 addition, for the first six months following issuance of the  
31 license, a person issued an intermediate license must limit the  
32 number of unrelated minor passengers in the motor vehicle when  
33 the intermediate licensee is operating the motor vehicle to  
34 one, except when the intermediate licensee is accompanied in  
35 accordance with subsection 1. For purposes of this subsection,

1 "unrelated minor passenger" means a passenger who is under  
2 eighteen years of age and who is not a sibling of the driver, a  
3 stepsibling of the driver, or a child who resides in the same  
4 household as the driver.

5     *b.* Except as otherwise provided, a person issued an  
6 intermediate license under this subsection who is operating a  
7 motor vehicle between the hours of 12:30 a.m. and 5:00 a.m.  
8 must be accompanied by a person issued a driver's license  
9 valid for the vehicle operated who is the parent, guardian, or  
10 custodian of the permittee intermediate licensee, a member of  
11 the permittee's intermediate licensee's immediate family if the  
12 family member is at least twenty-one years of age, an approved  
13 driver education instructor, a prospective driver education  
14 instructor who is enrolled in a practitioner preparation  
15 program with a safety education program approved by the state  
16 board of education, or a person at least twenty-five years of  
17 age if written permission is granted by the parent, guardian,  
18 or custodian, and who is actually occupying a seat beside the  
19 driver. However, a licensee may operate a vehicle to and from  
20 school-related extracurricular activities and work without an  
21 accompanying driver between the hours of 12:30 a.m. and 5:00  
22 a.m. if ~~such~~ the licensee possesses a waiver on a form to be  
23 provided by the department. An accompanying driver is not  
24 required between the hours of 5:00 a.m. and 12:30 a.m.

25     Sec. 2. Section 321.194, subsection 1, Code 2013, is amended  
26 by adding the following new paragraph:

27     NEW PARAGRAPH. *Ob.* Unless accompanied in accordance with  
28 section 321.180B, subsection 1, a person issued a driver's  
29 license pursuant to this section must limit the number of  
30 unrelated minor passengers in the motor vehicle when the  
31 licensee is operating the motor vehicle to one. For purposes  
32 of this section, "unrelated minor passenger" means a passenger  
33 who is under eighteen years of age and who is not a sibling of  
34 the driver, a stepsibling of the driver, or a child who resides  
35 in the same household as the driver.



1 or a special minor's license may not operate a motor vehicle  
2 with more than one unrelated minor passenger in the vehicle.  
3 The restriction on unrelated minor passengers is lifted for  
4 an intermediate licensee after six months. The bill defines  
5 "unrelated minor passenger" as a passenger under 18 years of  
6 age who is not a sibling or stepsibling of the driver or a child  
7 who resides in the same household as the driver.

8 A violation of intermediate driver's license restrictions or  
9 special minor's license restrictions is a simple misdemeanor  
10 punishable by a scheduled fine of \$50.

11 The bill takes effect January 1, 2014.