

Senate File 2158 - Introduced

SENATE FILE 2158

BY ZUMBACH

A BILL FOR

1 An Act allowing the operation of all-terrain vehicles and
2 off-road utility vehicles on all secondary roads, and making
3 penalties applicable.

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

1 Section 1. Section 321.234A, subsection 1, paragraph f,
2 Code 2020, is amended to read as follows:

3 *f.* The all-terrain vehicle is operated on a ~~county roadway~~
4 ~~in accordance with section 321I.10, subsection 2,~~ or a city
5 street in accordance with section 321I.10, subsection 3.

6 Sec. 2. Section 321.234A, subsection 1, Code 2020, is
7 amended by adding the following new paragraph:

8 NEW PARAGRAPH. *h.* The all-terrain vehicle is operated on
9 a secondary road.

10 Sec. 3. Section 321I.10, subsection 2, Code 2020, is amended
11 by striking the subsection.

12 Sec. 4. Section 321I.10, subsection 5, paragraph e, Code
13 2020, is amended to read as follows:

14 *e.* The crossing is made from a street, roadway, or highway
15 designated as an all-terrain vehicle trail by a state agency,
16 ~~county,~~ or city, or from a secondary road, to a street,
17 roadway, or highway designated as an all-terrain vehicle trail
18 by a state agency, ~~county,~~ or city, or to a secondary road.

19 EXPLANATION

20 The inclusion of this explanation does not constitute agreement with
21 the explanation's substance by the members of the general assembly.

22 Current law allows the operation of all-terrain vehicles
23 on secondary roads under certain conditions. Under Code
24 sections 321.234A and 321I.10(2), an all-terrain or off-road
25 utility vehicle may be operated on portions of secondary roads
26 designated by the county board of supervisors for such use
27 during a specified time.

28 This bill provides that all-terrain vehicles may be operated
29 on secondary roads at all times without a designation by the
30 county board of supervisors. A person operating an all-terrain
31 vehicle on a highway must have a valid driver's license and the
32 all-terrain vehicle must be operated at a speed of 35 miles per
33 hour or less. The definition of "all-terrain vehicle" in Code
34 section 321.1(4) includes off-road utility vehicles. Operating
35 an all-terrain vehicle or off-road utility vehicle in violation

1 of these requirements is punishable by a scheduled fine of \$50.

2 Pursuant to Code section 321I.13, an all-terrain vehicle
3 operated during the hours of darkness must display a lighted
4 headlight and taillight. For purposes of Code chapter 321I,
5 an operator of an off-road utility vehicle is subject to
6 the same provisions governing the operation of all-terrain
7 vehicles. Operating an all-terrain or off-road utility vehicle
8 in violation of this requirement is punishable by a scheduled
9 fine of \$20.

10 The bill makes a conforming change to Code section
11 321I.10(5)(e).