

**House File 2130 - Introduced**

HOUSE FILE 2130  
BY COMMITTEE ON STATE  
GOVERNMENT

(SUCCESSOR TO HF 800)  
(SUCCESSOR TO HSB 245)

**A BILL FOR**

1 An Act relating to the operation of registered all-terrain  
2 vehicles and off-road utility vehicles on highways.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321.234A, subsection 1, paragraph f,  
2 Code 2022, is amended to read as follows:

3 *f.* The all-terrain vehicle is operated on a noninterstate  
4 primary highway, ~~a county roadway in accordance with section~~  
5 ~~321I.10, subsection 2 secondary road~~, or a city street, in  
6 accordance with section 321I.10, subsection 1A, 2, or 3.

7 Sec. 2. Section 321I.10, Code 2022, is amended by adding the  
8 following new subsection:

9 NEW SUBSECTION. 1A. A registered all-terrain vehicle or  
10 off-road utility vehicle may be operated on a primary highway  
11 that is not part of the interstate road system over the most  
12 direct and accessible route between an all-terrain vehicle park  
13 or trail, a secondary road designated under subsection 2, and a  
14 city street designated under subsection 3.

15 Sec. 3. Section 321I.10, subsection 2, Code 2022, is amended  
16 to read as follows:

17 2. A registered all-terrain vehicle or off-road utility  
18 vehicle may be operated on ~~the roadways of that portion of~~  
19 ~~county highways designated by the county board of supervisors~~  
20 ~~for such use during a specified period~~ secondary roads.  
21 ~~The county board of supervisors shall evaluate the traffic~~  
22 ~~conditions on all county highways and designate roadways on~~  
23 ~~which all-terrain vehicles or off-road utility vehicles may be~~  
24 ~~operated for the specified period without unduly interfering~~  
25 ~~with or constituting an undue hazard to conventional motor~~  
26 ~~vehicle traffic. In designating such roadways, the board may~~  
27 ~~authorize all-terrain vehicles and off-road utility vehicles~~  
28 ~~to stop at service stations or convenience stores along a~~  
29 ~~designated roadway.~~

30 Sec. 4. Section 331.301, Code 2022, is amended by adding the  
31 following new subsection:

32 NEW SUBSECTION. 21. A county shall not adopt an ordinance,  
33 motion, resolution, or amendment, or use any other means, that  
34 prohibits or regulates the operation of registered all-terrain  
35 vehicles or off-road utility vehicles on secondary roads within

1 its jurisdiction, unless otherwise authorized by state law. An  
2 ordinance, motion, resolution, or amendment adopted prior to  
3 the effective date of this Act, that violates this subsection  
4 is void and unenforceable on and after the effective date of  
5 this Act.

6 Sec. 5. Section 331.362, subsection 9, Code 2022, is amended  
7 to read as follows:

8 9. A county may regulate traffic on and use of the secondary  
9 roads, in accordance with sections 321.236 through 321.239,  
10 321.241, 321.247 through 321.250, 321.254, 321.255, section  
11 321.285, subsection 4, sections 321.352, 321.471 through  
12 321.473, and other applicable provisions of chapter 321,  
13 chapter 321E, and sections 321G.9, ~~321H.10~~, and 327G.15.

14 EXPLANATION

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

17 Under current law, a registered all-terrain vehicle (ATV)  
18 or off-road utility vehicle (UTV) may be operated on a county  
19 highway designated by the county board of supervisors for such  
20 use during a specified period. The county board of supervisors  
21 is required to evaluate the traffic conditions on all county  
22 highways and designate roadways on which ATVs and UTVs may be  
23 operated for the specified period without unduly interfering  
24 with or constituting an undue hazard to conventional motor  
25 vehicle traffic. In designating such roadways, the board is  
26 allowed but not required to authorize ATVs and UTVs to stop  
27 at service stations or convenience stores along a designated  
28 roadway. Registered ATVs and UTVs are also authorized to make  
29 a direct crossing of a highway under certain conditions.

30 This bill allows registered ATVs and UTVs to operate on  
31 noninterstate primary highways over the most direct and  
32 accessible route between an ATV park or trail, a secondary  
33 road, and a city street designated for use by ATVs and UTVs.

34 The bill allows registered ATVs and UTVs to operate on all  
35 secondary roads (those roads under county jurisdiction). The

1 bill strikes the authority of a county board of supervisors  
2 to regulate the operation of registered ATVs and UTVs and  
3 prohibits a county from adopting an ordinance, motion,  
4 resolution, or amendment, or using any other means, that  
5 prohibits or regulates the operation of registered ATVs  
6 and UTVs on secondary roads within its jurisdiction, unless  
7 otherwise authorized by state law.