

House File 387 - Introduced

HOUSE FILE 387

BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO HSB 4)

A BILL FOR

1 An Act regarding driving privileges of persons issued a special
2 minor's driver's license, and making penalties applicable.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321.194, subsection 2, paragraph a,
2 unnumbered paragraph 1, Code 2021, is amended to read as
3 follows:

4 The driver's license entitles the licensee, while having the
5 license in immediate possession, to operate a motor vehicle,
6 other than a commercial motor vehicle, a motor vehicle with
7 more than two axles, a motor vehicle towing another vehicle, or
8 as a chauffeur, during the times and for the purposes set forth
9 in this paragraph.

10 Sec. 2. Section 321.194, subsection 2, paragraph a, Code
11 2021, is amended by adding the following new subparagraph:

12 NEW SUBPARAGRAPH. (03) If the licensee resides on a farm
13 or is employed for compensation on a farm in this state,
14 the licensee may operate a motor vehicle during the hours
15 of 5:00 a.m. to 10:00 p.m. for the purpose of assisting the
16 person's parents, guardians, or employers with farm work or in
17 connection with any farm job, employment, or other farm-related
18 work, including traveling to or from the location of the farm
19 work, provided the licensee operates the vehicle over the most
20 direct and accessible route between the point of origin and
21 the destination and the driving distance between the point of
22 origin and the destination is no more than fifty miles.

23 Sec. 3. Section 321.194, subsection 2, paragraph a,
24 subparagraph (3), Code 2021, is amended to read as follows:

25 (3) To a service station for the purpose of refueling, so
26 long as the service station is the station closest to the route
27 on which the licensee is traveling under subparagraph (1), ~~or~~
28 (2), or (03).

29 Sec. 4. Section 321.194, subsection 3, paragraph b, Code
30 2021, is amended to read as follows:

31 b. Upon receipt of a statement of necessity, the department
32 shall issue the driver's license provided the applicant is
33 otherwise eligible for issuance of the license. The fact that
34 the applicant resides at a distance less than one mile from the
35 applicant's school of enrollment is prima facie evidence of

1 the nonexistence of necessity for the issuance of a license.
2 However, the distance between the applicant's residence and
3 school of enrollment shall not be considered if the applicant
4 resides on a farm or is employed for compensation on a farm.

5 EXPLANATION

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

8 Under current law, a person holding a special minor's
9 driver's license is allowed to operate a motor vehicle, other
10 than a commercial motor vehicle or as a chauffeur, during
11 the hours of 5:00 a.m. to 10:00 p.m. between the licensee's
12 residence, schools of enrollment, bus stops, and sites,
13 facilities, or schools designated by the licensee's district
14 or school of enrollment for the accommodation of the school's
15 extracurricular activities, with certain limitations. This
16 bill prohibits a person holding a special minor's driver's
17 license from operating a motor vehicle with more than two axles
18 and a motor vehicle towing another vehicle.

19 The bill allows a person holding a special minor's driver's
20 license who resides on a farm or is employed for compensation
21 on a farm in this state to operate a motor vehicle during the
22 hours of 5:00 a.m. to 10:00 p.m. for the purpose of assisting
23 the person's parents, guardians, or employers with farm work
24 or in connection with any farm job, employment, or other
25 farm-related work, including traveling to or from the location
26 of the farm work, provided the person operates the vehicle
27 over the most direct and accessible route between the point of
28 origin and the destination and the driving distance between the
29 point of origin and the destination is no more than 50 miles.
30 The bill also allows a licensee to operate a motor vehicle to a
31 service station along the associated routes.

32 Under current law, an application for a special minor's
33 driver's license must be accompanied by a statement from
34 the applicant's school of enrollment certifying that a need
35 exists for the license. The fact that an applicant resides

1 at a distance less than one mile from the applicant's school
2 of enrollment is prima facie evidence of the nonexistence of
3 necessity for the issuance of the license. However, the bill
4 provides that the distance between the applicant's residence
5 and school of enrollment shall not be considered regarding the
6 existence of a necessity if the applicant resides on a farm or
7 is employed for compensation on a farm.

8 A violation of Code section 321.194 is punishable by a
9 scheduled fine of \$70.