

House File 2416 - Introduced

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A BILL FOR

1 An Act relating to registered all-terrain vehicles and off-road
2 utility vehicles.

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 2024, is amended to read as follows:

3 *f.* The all-terrain vehicle is operated on a ~~primary highway~~
4 ~~in accordance with section 321I.10, subsection 2,~~ a secondary
5 road in accordance with [section 321I.10, subsection 3,](#) or a
6 city street in accordance with [section 321I.10, subsection 4.](#)

7 Sec. 2. Section 321.234A, subsection 2, Code 2024, is
8 amended to read as follows:

9 2. A person operating an all-terrain vehicle on a highway
10 shall have a valid driver's license and operate the vehicle at
11 speeds of thirty-five miles per hour or less. ~~In addition, a~~
12 ~~person operating an all-terrain vehicle on a highway pursuant~~
13 ~~to [subsection 1,](#) paragraphs "b" through "g", shall be at least~~
14 ~~eighteen years of age and have financial liability coverage~~
15 ~~in effect for the vehicle and carry proof of such financial~~
16 ~~liability coverage in accordance with [section 321.20B.](#)~~

17 Sec. 3. Section 321.234A, subsection 3, Code 2024, is
18 amended by striking the subsection.

19 Sec. 4. Section 321.384, subsection 1, Code 2024, is amended
20 to read as follows:

21 1. Every motor vehicle upon a highway within the state,
22 at any time from sunset to sunrise, and at such other times
23 when conditions such as fog, snow, sleet, or rain provide
24 insufficient lighting to render clearly discernible persons
25 and vehicles on the highway at a distance of five hundred feet
26 ahead, shall display lighted headlamps as provided in section
27 321.415, subject to exceptions with respect to parked vehicles
28 as provided in [this chapter](#). ~~However, an all-terrain vehicle~~
29 ~~shall display lighted headlamps as provided in section 321.415~~
30 ~~at all times while the vehicle is operated on a highway.~~

31 Sec. 5. Section 321.385, Code 2024, is amended to read as
32 follows:

33 **321.385 Headlamps on motor vehicles.**

34 Every motor vehicle other than a motorcycle, or motorized
35 bicycle, ~~or all-terrain vehicle~~ shall be equipped with at least

1 two headlamps with at least one on each side of the front
2 of the motor vehicle, which headlamps shall comply with the
3 requirements and limitations set forth in [this chapter](#).

4 Sec. 6. Section 321.386, Code 2024, is amended to read as
5 follows:

6 **321.386 Headlamps on motorcycles, and motorized bicycles, ~~and~~
7 ~~all-terrain vehicles~~.**

8 Every motorcycle, and motorized bicycle, ~~and all-terrain~~
9 ~~vehicle~~ shall be equipped with at least one and not more than
10 two headlamps which shall comply with the requirements and
11 limitations of [this chapter](#).

12 Sec. 7. Section 321I.8, subsection 2, Code 2024, is amended
13 to read as follows:

14 2. The department shall remit the fees, including user
15 fees collected pursuant to [section 321I.5](#), to the treasurer
16 of state, who shall place the money in a special all-terrain
17 vehicle fund. The money is appropriated to the department for
18 the all-terrain vehicle programs of the state. The programs
19 shall include grants, subgrants, contracts, or cost-sharing
20 of all-terrain vehicle programs with political subdivisions
21 or incorporated private organizations or both in accordance
22 with rules adopted by the commission. All-terrain vehicle fees
23 may be used for the establishment, maintenance, and operation
24 of all-terrain vehicle recreational riding areas through
25 the awarding of grants administered by the department, ~~but~~
26 ~~shall not be used for law enforcement purposes outside of a~~
27 ~~designated off-highway vehicle recreational riding area or for~~
28 ~~purchasing, installing, or maintaining signs along a highway~~
29 ~~outside of a designated off-highway vehicle recreational~~
30 ~~riding area~~. All-terrain vehicle recreational riding areas
31 established, maintained, or operated by the use of such
32 grants shall not be operated for profit. All programs using
33 cost-sharing, grants, subgrants, or contracts shall establish
34 and implement an education instruction program either singly
35 or in cooperation with other all-terrain vehicle programs.

1 All-terrain vehicle fees may be used to support all-terrain
2 vehicle programs on a usage basis. At least fifty percent of
3 the special fund shall be available for political subdivisions
4 or incorporated private organizations or both. Moneys from
5 the special fund not used by the political subdivisions or
6 incorporated private organizations or both shall remain in the
7 fund and may be used by the department for the administration
8 of the all-terrain vehicle programs. Notwithstanding
9 section 8.33, moneys in the special fund shall not revert to
10 the general fund of the state at the end of a fiscal year.
11 Notwithstanding [section 12C.7, subsection 2](#), interest or
12 earnings on moneys in the special fund shall remain in the
13 fund.

14 Sec. 8. Section 321I.10, subsection 2, Code 2024, is amended
15 by striking the subsection.

16 Sec. 9. Section 321I.10, subsections 3 and 4, Code 2024, are
17 amended to read as follows:

18 3. ~~a.~~ A registered all-terrain vehicle or off-road utility
19 vehicle may be operated on ~~any of the following secondary~~
20 ~~roads:~~

21 ~~(1) An unpaved secondary road.~~

22 ~~(2) A paved, undivided two-lane secondary road over the~~
23 ~~most direct and accessible route between any of the following~~
24 ~~locations:~~

25 ~~(a) An all-terrain vehicle park or trail.~~

26 ~~(b) Another secondary road on which such vehicles are~~
27 ~~authorized to operate under this paragraph.~~

28 ~~(c) A city street on which such vehicles are authorized to~~
29 ~~operate under [subsection 4](#).~~

30 ~~(d) The vehicle operator's residence.~~

31 ~~(3) A paved, undivided secondary road or segment thereof,~~
32 ~~if authorized by the county board of supervisors the roadways~~
33 ~~of a portion of secondary roads designated by the county~~
34 ~~board of supervisors for such use during a specified period.~~

35 The board shall evaluate the traffic conditions on all such

1 secondary roads under its jurisdiction and designate roadways
2 on which all-terrain vehicles or off-road utility vehicles may
3 be operated without unduly interfering with or constituting
4 an undue hazard to conventional motor vehicle traffic. In
5 designating such roadways, the board may authorize all-terrain
6 vehicles and off-road utility vehicles to stop at service
7 stations or convenience stores along a designated roadway.

8 ~~b. Notwithstanding paragraph "a", a county may prohibit the~~
9 ~~operation of all-terrain vehicles and off-road utility vehicles~~
10 ~~on a secondary road or segment thereof under its jurisdiction~~
11 ~~as follows:~~

12 ~~(1) When the secondary road or segment thereof is closed to~~
13 ~~motor vehicle traffic pursuant to [section 306.41](#).~~

14 ~~(2) When the secondary road or segment thereof is designated~~
15 ~~as a detour route pursuant to [section 306.41](#).~~

16 ~~(3) For any other secondary road or segment thereof, for no~~
17 ~~more than seven consecutive days and no more than thirty days~~
18 ~~in a calendar year when the prohibited days are established by~~
19 ~~ordinance.~~

20 4. A city may regulate the operation of registered
21 all-terrain vehicles and off-road utility vehicles and may
22 designate streets under the jurisdiction of the city within
23 its corporate limits, ~~and two-lane primary and secondary road~~
24 ~~extensions in the city,~~ which may be used for the operation
25 of such vehicles. In designating such streets, the city may
26 authorize all-terrain vehicles and off-road utility vehicles
27 to stop at service stations or convenience stores along a
28 designated street. ~~However, a city shall not charge a fee to~~
29 ~~operate a registered all-terrain vehicle or off-road utility~~
30 ~~vehicle within the city.~~

31 Sec. 10. Section 321I.10, subsection 6, unnumbered
32 paragraph 1, Code 2024, is amended to read as follows:

33 An all-terrain vehicle or off-road utility vehicle may
34 make a direct crossing of a highway ~~that is not part of the~~
35 ~~interstate road system~~ provided all of the following occur:

1 Sec. 11. Section 321I.10, subsection 6, paragraph e, Code
2 2024, is amended to read as follows:

3 e. The crossing is made from a street, roadway, or highway
4 ~~on which the all-terrain vehicle or off-road utility vehicle~~
5 ~~is authorized to operate~~ designated as an all-terrain vehicle
6 trail by a state agency, county, or city to a street, roadway,
7 or highway ~~on which such vehicle is authorized to operate~~
8 designated as an all-terrain vehicle trail by a state agency,
9 county, or city.

10

EXPLANATION

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12

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

13

In 2022, the general assembly authorized the operation of
14 registered all-terrain vehicles (ATVs), including off-road
15 utility vehicles, on additional highways for additional
16 purposes and provided for associated requirements and
17 limitations (2022 Iowa Acts, chapter 1105).

18

This bill reverses that legislation.

19

Under the bill, an ATV may only be operated on a secondary
20 road if the road is designated by the county board of
21 supervisors for such use during a specified period, and is
22 generally prohibited from being operating on primary highways.
23 The bill strikes a prohibition on cities charging fees for ATV
24 use and a prohibition relating to the use of ATV fees.