

**House Study Bill 136 - Introduced**

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
TRANSPORTATION BILL BY  
CHAIRPERSON YOUNG)

**A BILL FOR**

1 An Act relating to driver age qualifications for certain  
2 commercial motor vehicle drivers operating solely intrastate  
3 to transport hazardous material.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 321.449, subsection 3, Code 2025, is  
2 amended to read as follows:

3 3. Rules adopted under this section concerning driver age  
4 qualifications do not apply to drivers for private and for-hire  
5 motor carriers which operate solely intrastate ~~except when the~~  
6 ~~vehicle being driven is transporting a hazardous material in a~~  
7 ~~quantity which requires placarding.~~ The minimum age for the  
8 exempted intrastate operations is eighteen years of age.

9 Sec. 2. Section 321.450, subsection 3, Code 2025, is amended  
10 to read as follows:

11 3. Notwithstanding other provisions of this section, ~~or the~~  
12 ~~age requirements under section 321.449, the age requirements~~  
13 ~~under section 321.449 and the rules adopted under this section~~  
14 pertaining to compliance with regulations adopted under United  
15 States Code, Tit. 49, and found in 49 C.F.R. §177.804, shall  
16 not apply to retail dealers of fertilizers, petroleum products,  
17 and pesticides and their employees while delivering fertilizers,  
18 petroleum products, and pesticides to farm customers within a  
19 one-hundred-mile radius of their retail place of business.

20 EXPLANATION

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

23 Under current law, the department of public safety (DPS), in  
24 consultation with the department of transportation, is authorized  
25 to adopt motor carrier safety rules consistent with federal  
26 motor carrier safety regulations. Federal regulations require  
27 a person to be at least 21 years old in order to be licensed  
28 as a commercial motor vehicle (CMV) driver (49 C.F.R. §391.11),  
29 with limited exceptions. DPS is authorized to adopt rules  
30 authorizing a person who is at least 18 years of age, but under  
31 21 years of age, to be licensed to operate a CMV in interstate  
32 commerce if the person holds a valid commercial driver's license  
33 (CDL) and is authorized under federal law to operate a CMV  
34 in interstate commerce. In addition, rules adopted by DPS  
35 concerning driver age qualifications do not apply to drivers

1 for private and for-hire motor carriers which operate solely  
2 intrastate except when the vehicle being driven is transporting a  
3 hazardous material in a quantity which requires placarding. The  
4 minimum age for the exempted intrastate operations is 18 years of  
5 age.

6 This bill strikes the age qualifications exception for  
7 drivers transporting a hazardous material in a quantity which  
8 requires placarding, thus making DPS rules concerning driver  
9 age qualifications inapplicable to persons who hold a CDL while  
10 driving a CMV for private and for-hire motor carriers, which  
11 operate solely intrastate, to transport hazardous material.

12 Current law specifies that the age requirements under Code  
13 section 321.449 do not apply under Code section 321.450  
14 (hazardous materials transportation regulations) to retail  
15 dealers of fertilizers, petroleum products, and pesticides and  
16 their employees while delivering fertilizers, petroleum products,  
17 and pesticides to farm customers within a 100-mile radius of  
18 their retail place of business. The bill strikes this provision,  
19 thereby applying the age requirements under Code section 321.449  
20 to such persons.

21 The bill does not amend Code section 321.180(2)(f), which  
22 provides that a commercial learner's permit is not valid for  
23 the operation of a vehicle transporting hazardous materials.  
24 In general, rules adopted by DPS for CMV drivers still apply  
25 to a CMV driver engaged exclusively in intrastate commerce to  
26 transport hazardous materials requiring a placard (see Code  
27 section 321.449(4)(a)).