

CHAPTER 1017
MOTORCYCLE RIDER EDUCATION
H.F. 2225

AN ACT relating to motorcycle rider education and providing an effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 321.189, subsection 7, Code Supplement 1995, is amended by striking the subsection and inserting in lieu thereof the following:

7. **CLASS M LICENSE EDUCATION REQUIREMENTS.** A person, under the age of eighteen, applying for a driver's license valid for the operation of a motorcycle shall be required to successfully complete a motorcycle education course either approved and established by the department or from a private or commercial driver education school licensed by the department before the class M license will be issued. A public school district shall charge a student a fee which shall not exceed the actual cost of instruction minus moneys received by the school district under subsection 9.

Sec. 2. Section 321.189, subsection 8, paragraph a, Code Supplement 1995, is amended to read as follows:

a. The department may issue a driver's license valid only for operation of a motorized bicycle to a person fourteen years of age or older who has passed a vision test or who files a vision report as provided in section 321.186A which shows that the applicant's visual acuity level meets or exceeds those required by the department and who passes a written examination on the rules of the road. A person under the age of sixteen applying for a driver's license valid only for operation of a motorized bicycle shall also be required to successfully complete a motorized bicycle education course approved and established by the department ~~of education~~ or successfully complete an approved motorized bicycle education course at a private or commercial driver education school licensed by the department. A public school district shall charge a student a fee which shall not exceed the actual cost of instruction. A driver's license valid only for operation of a motorized bicycle entitles the licensee to operate a motorized bicycle upon the highway while having the license in the licensee's immediate possession. The license is valid for a period not to exceed two years from the licensee's birthday anniversary in the year of issuance, subject to termination or cancellation as provided in this section.

Sec. 3. Section 321.189, subsection 9, Code Supplement 1995, is amended to read as follows:

9. **MOTORCYCLE RIDER EDUCATION FUND.** The motorcycle rider education fund is established in the office of the treasurer of state. The moneys credited to the fund are appropriated to the department ~~of education~~ to be used to establish new motorcycle rider education courses and reimburse sponsors of motorcycle rider education courses for the costs of providing motorcycle rider education courses approved and established by the department ~~of education~~. The department ~~of education~~ shall adopt rules under chapter 17A providing for the distribution of moneys to sponsors of motorcycle rider education courses based upon the costs of providing the education courses.

Sec. 4. 1994 Iowa Acts, chapter 1102, section 4, as amended by 1994 Iowa Acts, chapter 1199, section 52, and 1995 Iowa Acts, chapter 118, section 37, is repealed.

Sec. 5. The amendment to section 321.189, subsection 7, Code 1995, as contained in 1995 Iowa Acts, chapter 118, section 22, and which would take effect May 1, 1997, is void.

Sec. 6. **EFFECTIVE DATE.** This Act, being deemed of immediate importance, takes effect upon enactment.

Approved March 29, 1996