

CHAPTER 1113**MOTOR VEHICLE SAFETY — CHILD RESTRAINT SYSTEMS**

S.F. 2066

AN ACT modifying requirements for securing children transported in motor vehicles and making a penalty applicable.

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

Section 1. Section 321.445, subsection 2, unnumbered paragraph 1, Code 2003, is amended to read as follows:

The driver and front seat occupants of a type of motor vehicle ~~which that~~ is subject to registration in Iowa, except a motorcycle or a motorized bicycle, shall each wear a properly adjusted and fastened safety belt or safety harness any time the vehicle is in forward motion on a street or highway in this state except that a child under ~~six~~ eleven years of age shall be secured as required under section 321.446.

Sec. 2. Section 321.446, subsections 1, 2, and 4, Code 2003, are amended to read as follows:

1. a. A child under one year of age and weighing less than twenty pounds who is being transported in a motor vehicle subject to registration, except a school bus or motorcycle, shall be secured during transit in a rear-facing child restraint system that is used in accordance with the manufacturer's instructions.

b. A child under ~~three~~ six years of age who does not meet the description in paragraph "a" and who is being transported in a motor vehicle subject to registration, except a school bus or motorcycle, shall be secured during transit by a child restraint system which meets federal motor vehicle safety standards, and the system shall be that is used in accordance with the manufacturer's instructions.

2. A child at least ~~three~~ six years of age but under ~~six~~ eleven years of age who is being transported in a motor vehicle subject to registration, except a school bus or motorcycle, shall be secured during transit by either a child restraint system that meets federal motor vehicle safety standards and is used in accordance with the manufacturer's instructions, or by a safety belt or safety harness of a type approved under section 321.445.

4. a. The ~~An~~ operator who violates subsection 1 or 2 is guilty of a simple misdemeanor and subject only to the penalty provisions of section 805.8A, subsection 14, paragraph "c".

b. During the eighteen-month period beginning July 1, 2004, and ending December 31, 2005, peace officers shall issue only warning citations for violations of subsections 1 and 2, provided the operator is, at a minimum, in compliance with the provisions of subsections 1 and 2, Code 2003. A peace officer may issue a citation for a violation of this section or section 321.445, as applicable, to an operator who is not in compliance with section 321.446, subsections 1 and 2, Code 2003, in regard to a child under six years of age, or section 321.445, Code 2003, in regard to a child at least six years of age but under eleven years of age. This paragraph is repealed January 1, 2006.

Sec. 3. Section 321.446, Code 2003, is amended by adding the following new subsection:
NEW SUBSECTION. 7. For purposes of this section, "child restraint system" means a specially designed seating system, including a belt-positioning seat or a booster seat, that meets federal motor vehicle safety standards set forth in 49 C.F.R. § 571.213.

Sec. 4. **EDUCATION PROGRAMS AND COMPLIANCE ASSISTANCE.**

1. The state department of transportation, in cooperation with the department of public safety, shall develop and implement public awareness and education programs to foster compliance with the child restraint system usage requirements of this Act.

2. The state department of transportation and the department of public safety shall make

every reasonable effort to identify existing programs administered by state and local government agencies that provide assistance to low-income families and to coordinate efforts with those agencies to assist Iowa parents, including but not limited to parents with more than three children under age eleven, to comply with the requirements of this Act. This subsection is contingent upon the availability of funds to cover the costs associated with its implementation.

Approved April 28, 2004

CHAPTER 1114

REGULATION OF POLITICAL ACTIVITIES AND MATERIALS

H.F. 2319

AN ACT relating to the operation, reporting, and dissolution of committees, reporting requirements for special and other elections, the placement of attribution statements in political materials, and the size and placement of political signs.

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

Section 1. Section 68A.402, Code Supplement 2003, is amended by striking the section and inserting in lieu thereof the following:

68A.402 DISCLOSURE REPORT DUE DATES — PERMANENT ORGANIZATION TEMPORARILY ENGAGING IN POLITICAL ACTIVITY REQUIRED TO FILE REPORTS.

1. FILING METHODS. Each committee shall file with the board reports disclosing information required under this section on forms prescribed by rule. Reports shall be filed on or before the required due dates by using any of the following methods: mail bearing a United States postal service postmark, hand-delivery, facsimile transmission, or electronic filing as prescribed by rule.

2. STATEWIDE OFFICE, GENERAL ASSEMBLY, AND COUNTY ELECTIONS.

a. ELECTION YEAR. A candidate's committee of a candidate for statewide office, the general assembly, or county office shall file reports in an election year as follows:

Report due:	Covering period:
May 19	January 1 through May 14
July 19	May 15 or Wednesday preceding primary election through July 14
October 19	July 15 through October 14
January 19 (next calendar year)	October 15 or Wednesday preceding general election through December 31

b. SUPPLEMENTARY REPORT — STATEWIDE AND GENERAL ASSEMBLY ELECTIONS. A candidate's committee of a candidate for statewide office or the general assembly shall file a supplementary report in a year in which a primary, general, or special election for that office is held. The supplementary reports shall be filed if contributions are received after the close of the period covered by the last report filed prior to that primary, general, or special election if any of the following applies:

- (1) The committee of a candidate for governor receives ten thousand dollars or more.
- (2) The committee of a candidate for any other statewide office receives five thousand dollars or more.