

MAR 8 2005  
TRANSPORTATION

HOUSE FILE 634  
BY D. OLSON

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to licensing requirements for drivers of vans  
2 used to transport railroad workers.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 634

1 Section 1. Section 327F.39, subsection 1, Code 2005, is  
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. ff. "Van" means a motor vehicle, as  
4 defined in section 321.1, having a seating capacity of not  
5 less than eight passengers and not more than fifteen  
6 passengers, including the driver.

7 Sec. 2. Section 327F.39, subsection 5, Code 2005, is  
8 amended to read as follows:

9 5. RULE VIOLATIONS. When the administrator finds that a  
10 motor vehicle used to transport workers to and from their  
11 places of employment or during the course of their employment  
12 violates a rule adopted under this section, the administrator  
13 shall make, enter, and serve upon the owner of the motor  
14 vehicle an order as necessary to protect the safety of workers  
15 transported in the motor vehicle. The administrator may  
16 direct in the order, as a condition to the continued use of  
17 the motor vehicle for transporting workers to and from their  
18 places of employment or during the course of their employment,  
19 that additions, repairs, improvements, or changes be made and  
20 that safety devices and safeguards be furnished and used as  
21 required to satisfy the rules in the manner and within the  
22 time specified in the order. The order may also require that  
23 any driver of the motor vehicle satisfy the licensing  
24 requirement for a driver under subsection 5A, if applicable,  
25 and minimum standards for a driver under the rules.

26 Sec. 3. Section 327F.39, Code 2005, is amended by adding  
27 the following new subsection:

28 NEW SUBSECTION. 5A. OPERATION OF VANS. Notwithstanding  
29 the requirements for commercial driver licensing under chapter  
30 321, a person shall not operate a van used to transport  
31 railroad workers to and from their places of employment or  
32 during the course of their employment unless the person holds  
33 a commercial driver's license with a passenger endorsement, as  
34 provided by the department by rule.

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EXPLANATION

1 This bill requires that a person who operates a van  
2 transporting railroad workers during the course of their  
3 employment must hold a commercial driver's license with a  
4 passenger endorsement. The bill defines "van" to mean a motor  
5 vehicle designed to hold eight to 15 passengers, including the  
6 driver. This licensing requirement for railroad drivers is an  
7 exception to current law, which requires a commercial driver's  
8 license for operators of vehicles with a gross vehicle weight  
9 rating of 10,001 pounds or more and designed to transport 16  
10 or more passengers, including the driver.

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