

JAN 24 2001
TRANSPORTATION

HOUSE FILE 91
BY HEATON

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to windshield wiper operation and the use of
2 certain vehicle lights and making a penalty applicable.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

HF 91

1 Section 1. Section 321.384, Code 2001, is amended to read
2 as follows:

3 321.384 WHEN LIGHTED LAMPS REQUIRED.

4 1. Every A motor vehicle operated upon a highway within
5 the this state, shall display lighted headlamps as provided in
6 section 321.415 at any time from sunset to sunrise, at any
7 time the motor vehicle's windshield wipers are in continuous
8 operation, and at such other times when conditions such as
9 fog, snow, sleet, or rain provide insufficient lighting to
10 render clearly discernible persons and vehicles on the highway
11 at a distance of five hundred feet ahead, ~~shall display~~
12 ~~lighted-head-lamps-as-provided-in-section-321-415~~, subject to
13 exceptions with respect to parked vehicles ~~as-hereinafter~~
14 ~~stated~~ under this chapter.

15 2. ~~Whenever~~ A requirement ~~is-hereinafter-declared-as-to~~
16 ~~regarding~~ the distance from which certain lamps and devices
17 shall render objects visible or within which such lamps or
18 device shall be visible, ~~said-provisions~~ shall apply during
19 the times stated in subsection 1 ~~of-this-section~~ upon a
20 straight level unlighted highway under normal atmospheric
21 conditions unless a different time or condition is expressly
22 stated.

23 Sec. 2. WARNING CITATIONS. During the first six months
24 following the effective date of this Act, peace officers shall
25 issue only warning citations for the following:

26 1. Motor vehicles not displaying lighted headlamps at any
27 time the motor vehicle's windshield wipers are in continuous
28 operation as required by section 321.384, subsection 1, as
29 amended in this Act.

30 2. Persons violating other lighting provisions in chapter
31 321 which require the use of certain lights at any time the
32 motor vehicle's windshield wipers are in continuous operation
33 as required by section 321.384, subsection 1, as amended in
34 this Act.

35

EXPLANATION

1 This bill amends Code section 321.384 by requiring a motor
2 vehicle to display lighted headlights at any time when the
3 vehicle's wipers are in continuous operation. The bill also
4 requires the use of other types of vehicle lights when the
5 vehicle's wipers are in operation by current Code references
6 to Code section 321.415. A violation of these provisions is a
7 simple misdemeanor punishable by a scheduled fine of \$20 under
8 Code section 805.8. The bill also provides that during the
9 first six months following enactment, violations of these
10 provisions will only result in warning citations.

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35