

2-7-02 Do Pass

3/20/02 Rereferred To: Transportation

FEB 1 2002
TRANSPORTATION

HOUSE FILE 2186
BY WARNSTADT

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

A BILL FOR

1 An Act altering the penalties for the crimes of putting debris on
2 a highway and failure to remove injurious material dropped on
3 a highway.

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

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HF 2186

1 Section 1. Section 321.369, Code Supplement 2001, is
2 amended to read as follows:

3 321.369 PUTTING DEBRIS ON HIGHWAY.

4 A person shall not throw or deposit upon a highway any
5 glass bottle, glass, nails, tacks, wire, cans, trash, garbage,
6 rubbish, litter, offal, or any other debris. A person shall
7 not throw or deposit upon a highway a substance likely to
8 injure any person, animal, or vehicle upon the highway. A
9 ~~person who violates this section or section 321.370 commits a~~
10 ~~misdemeanor punishable as a scheduled violation under section~~
11 ~~805.8A, subsection 14, paragraph "d".~~

12 Sec. 2. Section 805.8A, subsection 14, paragraph d, Code
13 Supplement 2001, is amended by striking the paragraph.

14 EXPLANATION

15 This bill changes the classification for violations of the
16 Code provisions prohibiting the deposit of debris on a highway
17 and requiring the removal of injurious material dropped on a
18 highway from a misdemeanor punishable by a scheduled violation
19 of \$35 to a simple misdemeanor, as provided in Code section
20 321.482, punishable by confinement for no more than 30 days or
21 a fine of at least \$50 but not more than \$500 or by both.

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24 _____
25 HOUSE FILE 2186

26 H-8294

27 1 Amend House File 2186 as follows:

28 2 1. By striking everything after the enacting
29 3 clause and inserting the following:

30 4 "Section 1. Section 805.8A, subsection 14,
31 5 paragraph d, Code Supplement 2001, is amended to read
32 6 as follows:

33 7 d. LITTER AND DEBRIS VIOLATIONS. For violations
34 8 under sections 321.369 and 321.370, the scheduled fine
35 9 is ~~thirty-five~~ fifty dollars."

By REKOW of Allamakee

H-8294 FILED MARCH 14, 2002