

TRANSPORTATION

FILED MAR 5 '01

SENATE FILE 352

BY SCHUERER

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to safe driving provisions, including road lane
2 markings, motor vehicle headlight use, and safe driving
3 refresher courses, and making a penalty applicable.

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

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SF 352
TRANSPORTATION

1 Section 1. NEW SECTION. 306.46 ROAD MARKINGS -- LUMINOUS
2 PAINT.

3 The agency that has jurisdiction over a road or street,
4 when painting lane markings on the road or street for the
5 first time or when remarking the road or street, shall use
6 luminous paint or paint mixed with a luminous additive.

7 Sec. 2. Section 321.384, Code 2001, is amended to read as
8 follows:

9 321.384 WHEN LIGHTED LAMPS REQUIRED.

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

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

29 Sec. 3. WARNING CITATIONS. During the first six months
30 following the effective date of this Act, peace officers shall
31 issue only warning citations for the following:

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

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

6 Sec. 4. NOTICE OF SAFE DRIVING COURSES. The state
7 department of transportation and county treasurer's offices
8 participating in county issuance of driver's licenses pursuant
9 to chapter 321M shall post in a prominent location at all
10 driver's license stations a sign or signs providing
11 information on safe driving refresher courses such as the
12 American association of retired persons (AARP) 55 alive
13 program.

14 EXPLANATION

15 This bill requires agencies having jurisdiction over a road
16 or street to use luminous paint or paint with a luminous
17 additive when painting lane markings on the road or street for
18 the first time or when remarking the road or street.

19 The bill amends Code section 321.384 by requiring a motor
20 vehicle to display lighted headlights at any time when the
21 vehicle's wipers are in continuous operation. The bill also
22 requires the use of other types of vehicle lights when the
23 vehicle's wipers are in operation by current Code references
24 to Code section 321.415. A violation of these provisions is a
25 simple misdemeanor punishable by a scheduled fine of \$20 under
26 Code section 805.8. The bill also provides that during the
27 first six months following enactment, violations of these
28 provisions will only result in warning citations.

29 The bill also requires the state department of
30 transportation and county treasurer's offices participating in
31 county issuance of driver's licenses to post at all driver's
32 license stations a sign or signs providing information on safe
33 driving refresher courses such as the American association of
34 retired persons (AARP) 55 alive program.

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