

JAN 25 2005
TRANSPORTATION

HOUSE FILE 126
BY JENKINS

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

A BILL FOR

1 An Act relating to driving in the passing lane on certain
2 multilaned highways and providing a penalty.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 126

1 Section 1. NEW SECTION. 321.301 PASSING LANE.

2 1. A person shall not drive a motor vehicle in the passing
3 lane of a multilaned highway if the speed limit is sixty-five
4 miles per hour unless the person is turning left or overtaking
5 and passing another vehicle that is in a nonpassing lane, or
6 unless the volume of traffic does not permit the motor vehicle
7 to safely merge into a nonpassing lane.

8 2. For purposes of this section, the following definitions
9 apply:

10 a. "Nonpassing lane" means any lane that is to the right
11 of the passing lane.

12 b. "Passing lane" means the lane that is farthest to the
13 left when there are two or more adjacent lanes of traffic
14 moving in the same direction. However, if the farthest lane
15 to the left is reserved for high occupancy vehicles or for
16 vehicles making left turns only, "passing lane" means the lane
17 immediately to the right of the high occupancy or left-turn
18 lane.

19 3. A person convicted of a violation of this section is
20 guilty of a simple misdemeanor punishable as a scheduled
21 violation under section 805.8A, subsection 6, paragraph "c".

22 Sec. 2. Section 805.8A, subsection 6, paragraph c, Code
23 2005, is amended to read as follows:

24 c. For violations under sections 321.288, 321.297,
25 321.299, 321.301, 321.303, 321.304, subsections 1 and 2,
26 sections 321.305, 321.306, 321.311, 321.312, 321.314, 321.323,
27 321.340, 321.353, 321.354, and 321.395, the scheduled fine is
28 thirty-five dollars.

29 EXPLANATION

30 This bill prohibits a person from driving a vehicle in the
31 passing lane of a multilaned highway where the speed limit is
32 65 miles per hour unless the person is turning left or
33 overtaking and passing another vehicle, or unless the volume
34 of traffic does not permit the vehicle to merge safely into a
35 nonpassing lane to the right. A violation is a simple

1 misdemeanor punishable by a scheduled fine of \$35.

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