

FEB 2 2006
TRANSPORTATION

HOUSE FILE 2222
BY LUKAN

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

A BILL FOR

1 An Act relating to scheduled fines for violations committed by
2 snowmobile operators.

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

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1 Section 1. Section 805.8B, subsection 2, Code 2005, is
2 amended to read as follows:

3 2. SNOWMOBILE ~~AND-ALL-TERRAIN-VEHICLE~~ VIOLATIONS.

4 a. For registration or user permit violations under
5 ~~sections section~~ section 321G.3 and-321F-3, the scheduled fine is
6 twenty fifty dollars. When the scheduled fine is paid, the
7 violator shall submit sufficient proof that a valid
8 registration or user permit has been obtained.

9 b. (1) For operating violations under section 321G.9,
10 subsections 1, 2, 3, 4, 5, 6, and 7, ~~sections the~~ scheduled
11 fine is fifty dollars.

12 (2) For operating violations under sections 321G.11~~7~~ and
13 321G.13, subsection 1, paragraph "d", ~~sections-321F-107~~
14 ~~321F-127-and-321F-147-subsection-17-paragraph-"d"~~, the
15 scheduled fine is twenty dollars.

16 (3) For operating violations under section 321G.13,
17 subsection 1, paragraphs "a", "b", "e", "f", "g", and "h", and
18 subsections 2 and 3, the scheduled fine is one hundred
19 dollars.

20 c. For improper or defective equipment under ~~sections~~
21 section 321G.12 and-321F-13, the scheduled fine is twenty
22 dollars.

23 d. For violations of ~~sections section~~ section 321G.19 and-321F-20,
24 the scheduled fine is twenty dollars.

25 e. For identification violations under ~~sections section~~
26 321G.5 and-321F-6, the scheduled fine is twenty dollars.

27 f. For stop signal violations under section 321G.17, the
28 scheduled fine is one hundred dollars.

29 g. For violations of section 321G.20, the scheduled fine
30 is fifty dollars.

31 Sec. 2. Section 805.8B, Code 2005, is amended by adding
32 the following new subsection:

33 NEW SUBSECTION. 2A. ALL-TERRAIN VEHICLE VIOLATIONS.

34 a. For registration or user permit violations under
35 section 321I.3, the scheduled fine is twenty dollars. When

1 the scheduled fine is paid, the violator shall submit
2 sufficient proof that a valid registration or user permit has
3 been obtained.

4 b. For operating violations under sections 321I.10,
5 321I.12, and 321I.14, subsection 1, paragraph "d", the
6 scheduled fine is twenty dollars.

7 c. For improper or defective equipment under section
8 321I.13, the scheduled fine is twenty dollars.

9 d. For violations of section 321I.20, the scheduled fine
10 is twenty dollars.

11 e. For identification violations under section 321I.6, the
12 scheduled fine is twenty dollars.

13 Sec. 3. PENALTY PROVISIONS -- CODE EDITOR DIRECTIVE. The
14 sections of this Act amending section 805.8B, subsection 2,
15 and enacting section 805.8B, subsection 2A, are intended to
16 codify the penalty provisions relating to snowmobile
17 violations, as amended in this Act, in a separate subsection
18 from the penalty provisions relating to all-terrain vehicle
19 violations. If penalties relating to all-terrain vehicle
20 violations are amended in another Act of the general assembly
21 during the 2006 legislative session, the Code editor shall
22 harmonize the provisions so as to give effect to the
23 amendments to the all-terrain vehicle penalties in the other
24 Act.

25 EXPLANATION

26 This bill revises penalties for certain violations by
27 snowmobile operators. For a violation of registration or user
28 permit requirements in Code section 321G.3, the scheduled fine
29 is increased from \$20 to \$50. For a violation of operating
30 restrictions on highways in Code section 321G.9, the scheduled
31 fine is increased from \$20 to \$50. For unlawful operation
32 violations under Code section 321G.13, other than operating
33 while intoxicated and headlight and taillight violations, and
34 for disregarding a peace officer's signal to stop or eluding a
35 peace officer under Code section 321G.17, the penalty is

1 changed from a simple misdemeanor to a simple misdemeanor
2 punishable as a scheduled violation, subject to a \$100 fine.
3 The bill provides that an owner or operator who permits a
4 person under 12 years of age to operate a snowmobile or a
5 person under 12 years of age who unlawfully operates a
6 snowmobile under Code section 321G.20 commits a simple
7 misdemeanor subject to a scheduled fine of \$50.

8 The bill makes technical changes to separate the listing of
9 scheduled violations by snowmobile operators from the listing
10 of scheduled violations by all-terrain vehicle operators in
11 the Code.

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