

CHAPTER 217
PARK USER PERMITS
H.F. 316

AN ACT relating to park user permits and providing a penalty and an effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 111.85, subsections 1 through 4, 6, 7, 8, and 10, Code 1987, are amended to read as follows:

1. A person shall not park or permit to be parked a motor vehicle required to be registered under chapter 321 on state land under the jurisdiction of the commission department where a user permit is required by subsection 3, unless the vehicle has a user permit attached in accordance with this section.

2. This section does not apply to the following vehicles:

a. Official government vehicles, or vehicles operated by state, county, city, and federal employees and agents while in the performance of official government business.

b. Vehicles operated by family members and guests of a commission department employee residing at an area subject to the user permit requirement. The commission department shall provide for temporary devices to identify the vehicles of such guests.

c. A vehicle moving on highways within or that cross state land to which this section applies.

d. A vehicle transporting employees to or furnishing services or supplies to the commission department or designated concessionaire.

e. A vehicle displaying a handicapped identification device issued under chapter 601E.

3. The requirement of a user permit applies to developed campgrounds at the Shimek, Yellow River, and Stephens state forests, and all areas managed by the state parks, section recreation, and preserves division of the commission department except those excluded by rule. However, the requirement of a user permit shall not apply on any land acquired by gift if a condition of the gift was the free, public use of the land.

4. The user permit issued by the commission department is valid for either the calendar year in which issued or for twenty-four hours from the time of purchase. The fee is ten five dollars fifty cents for the calendar year permit and two dollars for the daily permit. If more than one motor vehicle is registered to members of the same household which resides in Iowa, a member of that household may purchase calendar year permits for the second motor vehicle for a fee of two dollars by showing to the county recorder the registration card of the second and proof of a calendar year permit for the first motor vehicle.

6. User permits shall be sold by the commission department and county recorders and may be sold by depositaries designated by the recorders or the director under section 110.11. A writing fee may shall not be charged for dispensing the user permits as provided under section 110.12 for licenses. Duplicate user permits shall not be issued. The department shall issue replacement permits, without fee, to persons whose original permit has been damaged, partially destroyed, or otherwise rendered unusable. A person shall apply to the department or its authorized representative for a replacement permit by presenting a verifiable remnant of the damaged, partially destroyed, or unusable permit.

7. A user permit is not transferable between vehicles and shall be displayed as the commission department prescribes by rule. The permit shall contain space upon which the motor vehicle registration plate numbers and letters shall be entered.

8. a. An officer of the commission department who observes a motor vehicle parked in violation of this section shall take the vehicle's registration number and may take other information displayed on the vehicle which may identify its user and deliver to the driver or conspicuously affix to the vehicle a notice of violation in writing on a form provided by the commission department. A person who receives the notice or knows that a notice has been affixed to the motor vehicle owned or controlled by the person may pay a civil penalty of twenty dollars

to the ~~commission department~~ within twenty days. If the civil penalty is not timely paid, the ~~commission department~~ may cause a complaint to be filed against the owner or operator of the motor vehicle before a magistrate for the violation of this section in the manner provided in section 804.1. Timely payment of the civil penalty shall be a bar to any prosecution for that violation of this section. All civil penalties collected under this subsection shall be deposited in the general fund of the state.

b. If a citation is issued for a violation of this section and a plea of guilty is entered on or before the time and date set for appearance, the fine shall be ~~thirty fifteen~~ dollars and court costs and the criminal penalty surcharge of section 911.2 shall not be imposed.

c. The ~~commission department~~ shall provide to its officers sets of triplicate notices each identified by separate serial numbers on each copy of notice. One copy shall be used as a notice of violation and delivered to the person charged or affixed to the vehicle illegally parked, one copy shall be sworn to by the officer as a complaint and may be filed with the clerk of the ~~district~~ court of the county if the civil penalty is not timely paid to the ~~commission department~~ and one copy shall be retained by the ~~commission department~~ for record purposes.

10. A person who receives a notice of violation under this section may, before a complaint is filed and in lieu of paying the civil penalty, produce proof that the person has acquired a current calendar year permit. The proof shall be submitted to the ~~commission department~~ in the same manner as the civil penalty.

Sec. 2. Section 111.85, subsection 5, Code 1987, is amended by striking the subsection.

Sec. 3. This Act takes effect January 1, 1988.

Approved June 7, 1987

CHAPTER 218

GENDER BALANCE ON BOARDS, COMMISSIONS, COMMITTEES, AND COUNCILS

S.F. 148

AN ACT relating to gender balance in the appointment and election of judicial nominating commissioners and balance in the appointment of members of state boards, commissions, committees, and councils.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 46.1, Code 1987, is amended to read as follows:

46.1 APPOINTMENT OF STATE JUDICIAL NOMINATING COMMISSIONERS.

The governor shall appoint, subject to confirmation by the senate, one eligible elector of each congressional district to the state judicial nominating commission for a six-year term beginning and ending as provided in section 69.19. The terms of no more than three nor less than two of the members shall expire within the same two-year period. No more than a simple majority of the members appointed shall be of the same gender.

Sec. 2. Section 46.2, Code 1987, is amended to read as follows:

46.2 ELECTION OF STATE JUDICIAL NOMINATING COMMISSIONERS.

The resident members of the bar of each congressional district shall elect one eligible elector of ~~such~~ the district to the state judicial nominating commission for a six-year term beginning July 1. The terms of no more than three nor less than two of ~~such~~ the members shall expire within the same two-year period, the expiration dates being governed by the expiration dates of the terms of the original appointive members. The members of the bar of the respective congressional districts shall in January, immediately preceding the expiration of