

Transportation
Drake, Chairperson
Jensen
Scott

FILED FEB 18 1980

SENATE FILE 2216

By BROWN

Passed Senate, Date _____ Passed House, Date _____

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

Approved _____

A BILL FOR

1 An Act prohibiting a student from operating a motor vehicle
2 to and from school and making penalties applicable.

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

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2216

1 Section 1. Chapter three hundred twenty-one (321), Code
2 1979, is amended by adding the following new section:
3 NEW SECTION. DRIVING TO AND FROM SCHOOL PROHIBITED. A
4 student shall not operate a motor vehicle to and from the
5 student's school. This section does not apply to a student
6 while participating in an approved driver education course
7 under the immediate supervision of a driver education
8 instructor or a prospective driver education instructor that
9 has been designated as student instructor by a teacher
10 education institution. For purposes of this section "student"
11 means a person enrolled in a public or nonpublic school through
12 the twelfth grade.

13 Sec. 2. Section three hundred twenty-one point one hun-
14 dred seventy-seven (321.177), subsection one (1), Code 1979,
15 is amended to read as follows:

16 1. To any person, as an operator, who is under the age
17 of eighteen years, without his or her first having successfully
18 completed an approved driver education course, in which case,
19 the minimum age shall be sixteen years. However, the
20 department may issue ~~a restricted license as provided in~~
21 ~~section 321.194, or~~ an instruction permit as provided in
22 section 321.180, to any person who is at least fourteen years
23 of age. The department may issue a license restricted only
24 for use for motorized bicycles as provided in section 321.189,
25 subsection 2, to any person fourteen years of age or older
26 who has successfully completed a written examination on the
27 rules of the road and a vision test.

28 Sec. 3. Section three hundred twenty-one point one hundred
29 eighty-four (321.184), Code 1979, is amended to read as
30 follows:

31 321.184 APPLICATIONS OF UNMARRIED MINORS. The application
32 of any unmarried person under the age of eighteen years for
33 an instruction permit, operator's license, or motorized bicycle
34 license, ~~or permit issued under section 321.194~~ shall contain
35 the verified consent and confirmation of applicant's birthday

1 by either parent of the applicant; if neither parent is living,
2 the guardian or other person having custody or the employer
3 of such minor may consent. Officers and employees of the
4 department are hereby authorized to administer such oaths
5 without charge.

6 Sec. 4. Section three hundred twenty-one point one hundred
7 ninety-three (321.193), unnumbered paragraph one (1), Code
8 1979, is amended to read as follows:

9 When provided in rules adopted pursuant to chapter 17A,
10 the department upon issuing an operator's or chauffeur's
11 license or motorized bicycle license ~~shall have authority~~
12 may whenever good cause appears ~~to~~ impose restrictions suitable
13 to the licensee's driving ability with respect to the type
14 of vehicle or special mechanical control devices required
15 on a motor vehicle which the licensee may operate or such
16 other restrictions applicable to the licensee, ~~including~~
17 ~~licenses issued under section 321.194,~~ as the department may
18 ~~determine to be~~ determines are appropriate to assure the safe
19 operation of a motor vehicle by the licensee. The department
20 shall not require a person issued a valid operator's or
21 chauffeur's license to comply with any other licensing
22 requirements in order to operate a motorized bicycle.

23 Sec. 5. Section eight hundred five point eight (805.8),
24 subsection two (2), paragraph e, Code 1979, as that section
25 is amended by Acts of the Sixty-eighth General Assembly, 1979
26 Session, chapter one hundred ninety-four (194), section two
27 (2), is amended to read as follows:

28 e. For violations of a restricted license under sections
29 321.180, and 321.193 ~~and 321.194~~, the scheduled fine is twenty
30 dollars.

31 Sec. 6. Section three hundred twenty-one point one hundred
32 ninety-four (321.194), Code 1979, is repealed.

33 EXPLANATION

34 This bill makes it a simple misdemeanor for a student to
35 operate a motor vehicle to and from school. However this

1 provision does not apply to a student during a driver education
2 course. The bill also repeals minors' school licenses issued
3 to students, ages 14 through 18, for driving to and from their
4 schools. This bill takes effect July 1, 1980.

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