

Reprinted 1/29/86

TRANSPORTATION: Jensen, Chair; Gettings and Goodwin

Do Pass 3/19/85 (p. 133)

Senate File 397

EDUCATION: Murphy, Chair; Corning and Colton

Do Pass (22-56) (p. 133)

SENATE FILE 397

BY COMMITTEE ON EDUCATION

FORMERLY SSB 276

Approved 3/7/85 (p. 65)

FILED MAR 7 1985

Passed Senate, Date 1-27-86 (p. 163) Passed House, Date _____
 Vote: Ayes 37 Nays 9 Vote: Ayes _____ Nays _____
 Approved _____

A BILL FOR

1 An Act to require drivers of certain school buses to wear
 2 seat belts when the school bus is in motion and providing
 3 a penalty.

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

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1 Section 1. Section 321.210, unnumbered paragraph 7, Code
2 1985, is amended to read as follows:

3 The department shall not consider or assess any points for
4 violations of section 321.375, subsection 3 or section
5 321.446, in determining a motor vehicle license suspension
6 under this section, revocation or cancellation.

7 Sec. 2. Section 321.375, Code 1985, is amended to read as
8 follows:

9 321.375 DRIVERS.

10 1. The drivers of school buses must:--~~††~~ be at least
11 eighteen years of age, unless ~~such person~~ a driver has
12 successfully completed an approved driver education course, in
13 which case, the minimum age ~~shall be~~ is sixteen years,--~~†‡~~; be
14 physically and mentally competent,--~~†‡~~; not possess personal
15 or moral habits which would be detrimental to the best
16 interests, of safety and welfare of the children transported,
17 ~~†‡~~; have an annual physical examination; and meet all
18 established requirements for physical fitness.

19 2. Use of alcoholic beverages or immoral conduct on the
20 part of the driver ~~shall~~ automatically ~~cancel~~ cancel the
21 driver's contract and the driver's re-employment for the
22 balance of the year is hereby prohibited.

23 3. The driver of a school bus which is equipped with a
24 seat belt for the driver's seat shall wear a properly adjusted
25 and fastened seat belt when the school bus is in motion. A
26 driver in violation of this subsection is guilty of a
27 misdemeanor and is subject only to the fine imposed under
28 section 805.8, subsection 2, paragraph "t".

29 Sec. 3. Section 321.445, unnumbered paragraph 5, Code
30 1985, is amended to read as follows:

31 Failure to use seat belts installed in a motor vehicle is
32 not a crime or a public offense except as provided in section
33 sections 321.375 and 321.446.

34 Sec. 4. Section 805.8, subsection 2, paragraph t, Code
35 1985, is amended to read as follows:

1 t. For a school bus driver failing to wear a seat belt in
2 violation of section 321.375, subsection 3, or for a person
3 failing to secure a child with a child restraint system,
4 safety belt, or harness in violation of section 321.446, the
5 scheduled fine is ten dollars.

6 EXPLANATION

7 This bill requires a school bus driver to wear a properly
8 adjusted and fastened seat belt when the school bus is in
9 motion if the bus is equipped with seat belts for the driver's
10 seat. A violation is not considered in a motor vehicle li-
11 cense suspension, revocation or cancellation, but subjects the
12 school bus driver to a scheduled fine of \$10 subject to
13 surcharges.

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SENATE FILE 397
BY COMMITTEE ON EDUCATION

(AS AMENDED AND PASSED BY THE SENATE JANUARY 27, 1986)

* - Language Stricken by the Senate

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

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3 penalty.

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

SENATE FILE 397

H-5212

1 Amend Senate File 397 as amended, passed and
2 reprinted by the Senate as follows:
3 1. Page 1, by striking lines 28 through 32.

H-5212 FILED FEBRUARY 28, 1986 BY KOENIGS of Mitchell

SENATE FILE 397

H-5271

1 Amend Senate File 397 as amended, passed and
2 reprinted by the Senate as follows:
3 1. Page 1, by inserting after line 27 the
4 following:
5 "4. Except as provided in this subsection, a
6 school bus driver shall be under sixty-five years of
7 age. If a person age sixty-five or older wishes to
8 drive a school bus, the person shall annually be
9 examined in accordance with section 321.186 by the
10 department to determine the person's fitness to
11 operate a school bus safely upon the highways."
12 2. Renumber if necessary.

H-5271 FILED MARCH 7, 1986 BY MUHLBAUER of Crawford

S.F. 397

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2 1985, is amended to read as follows:

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13 which case, the minimum age ~~shall be~~ is sixteen years, ~~---(2)~~; be
14 physically and mentally competent, ~~---(3)~~; not possess personal
15 or moral habits which would be detrimental to the best
16 interests, of safety and welfare of the children transported,
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18 established requirements for physical fitness.

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20 part of the driver ~~shall~~ automatically ~~cancel~~ cancel the
21 driver's contract and the driver's re-employment for the
22 balance of the year is hereby prohibited.

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EDUCATION: Murphy, Chair; Lind and Colton

*New
SF 397*

SENATE FILE _____

BY (PROPOSED COMMITTEE ON
EDUCATION BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
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S.F. _____ H.P. _____

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