

a. (1) For filing and docketing a petition other than for modification of a dissolution decree filed within one hundred eighty days of the date of the entering of the dissolution decree, or an appeal or writ of error, ~~thirty-five~~ forty-five dollars. Four dollars of the fee shall be deposited in the court revenue distribution account established under section 602.8108, and ~~thirty-one~~ forty-one dollars of the fee shall be paid into the state treasury. Of the amount paid to the state treasury, one dollar shall be deposited in the judicial retirement fund established in section 602.9104 to be used to pay retirement benefits of the judicial retirement system, and the remainder shall be deposited in the general fund of the state. In counties having a population of one hundred thousand or over, an additional five dollars shall be charged and collected, to be known as the journal publication fee and used for the purposes provided for in section 618.13.

Sec. 2. Section 631.6, subsection 1, Code 1987, is amended to read as follows:

1. The docket fee for a small claims action is ~~eleven~~ fifteen dollars. Five dollars of the docket fee shall be deposited in the court revenue distribution account established under section 602.8108 and ~~six~~ ten dollars of the fee shall be paid into the state treasury. Of the amount paid into the state treasury, one dollar shall be deposited in the judicial retirement fund established in section 602.9104 to be used to pay retirement benefits of the judicial retirement system, and the remainder shall be deposited in the general fund of the state.

Sec. 3. Section 633.31, subsection 2, paragraphs d, e, and f, Code 1987, are amended to read as follows:

d. For taking and approving a bond, or the sureties on a bond	2.00	20.00
e. For entering a rule or order	1.00	10.00
f. For certificate and seal	2.00	20.00

Sec. 4. Notwithstanding section 805.6, subsection 1, paragraph "a", court costs in cases of parking violations which are more than one year old and which are dismissed by the city prior to January 1, 1989, shall be five dollars.

Approved May 15, 1988

CHAPTER 1259

SCHOOL ATTENDANCE AND DURATION REQUIREMENTS

H.F. 650

AN ACT relating to school year duration and attendance requirements and providing for an effective date, a moratorium, and an interim study committee.

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

Section 1. Section 279.10, subsections 1 and 4, Code 1987, are amended to read as follows:

1. The school year shall begin on the first day of July and each regularly established elementary and secondary school shall begin no sooner than the first day of September ~~and but no later than the first Monday in December.~~ School shall continue for at least one hundred eighty days, except as provided in subsection 3, and may be maintained during the entire calendar year. A school corporation may begin employment of personnel for in-service training and development purposes before the date to begin elementary and secondary school.

4. The director of the department of education may grant a request made by a board of directors of a school district stating its desire to commence classes for regularly established elementary and secondary schools before the ~~first day of September~~ earliest starting date specified in subsection 1. A request shall be based upon the determination that a starting date on or

after the first day of September earliest starting date specified in subsection 1 would have a significant negative educational impact.

Sec. 2. Section 299.1, unnumbered paragraphs 1 and 2, Code 1987, are amended to read as follows:

~~A person having control~~ The parent, guardian, or custodian of a child who is over seven and under sixteen years of age by September 15, in proper physical and mental condition to attend school, shall cause the child to attend enroll the child in some public school for at least one hundred twenty days in each school year, commencing no sooner than the first day of September, unless the board of school directors establishes a later date, which date shall not be later than the first Monday in December as provided under section 279.10.

The board may, by resolution, require attendance in the public schools for the entire time when the schools are in session in any school year.

Sec. 3. Section 299.1, Code 1987, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. A child shall attend an accredited or approved school for at least one hundred twenty days each school year. The requirement shall be met by attendance for at least thirty days each school quarter, or a similar distribution of attendance throughout the school year.

Sec. 4. Section 299.4, Code 1987, is amended to read as follows:

299.4 REPORTS AS TO PRIVATE INSTRUCTION.

~~Any person having the control~~ The parent, guardian, or custodian of any a child who by September 15 is over seven and under sixteen years of age, who shall place such places the child under private instruction, not in a regularly conducted an accredited or approved school, upon receiving notice from the secretary of the school district, shall furnish a certificate stating report in duplicate, to the district by the earliest starting date specified in section 279.10, subsection 1. The secretary shall retain and file one copy and forward the other copy to the district's area education agency. The report shall state the name and age of such the child, the period of time during which such the child has been or will be under said private instruction for the school year, the details of such instruction, an outline of the course of study, texts used, and the name and address of the instructor. The term "outline of course of study" shall include, but is not limited to, subjects covered, weekly lesson plans, and time spent on the areas of study.

Sec. 5. Section 299.5, Code 1987, is amended to read as follows:

299.5 PROOF OF ABNORMALITY MENTAL OR PHYSICAL CONDITION.

~~Any person having the control~~ The parent, guardian, or custodian of any a child who is over seven and under sixteen years of age by September 15, who is physically or mentally unable to attend school, shall furnish proofs by affidavit as to the physical or mental condition of such the child.

Sec. 6. Section 299.6, Code 1987, is amended to read as follows:

299.6 VIOLATIONS.

Any person who shall violate any of the provisions of sections 299.1 to 299.5, inclusive, shall be guilty of a simple misdemeanor and the court shall order the person to perform not more than forty hours of unpaid community service instead of any fine or imprisonment.

Sec. 7. Notwithstanding section 802.4, prosecutions for violations of chapter 299, which occur between the effective date of this Act and July 1, 1989, shall be deferred until after July 1, 1989 unless the parent, guardian, or custodian fails to meet the requirements of section 299.4.

This section does not apply to any parent, guardian, or custodian who has enrolled a child in an equivalent instruction program which meets the requirements of section 299.1 on or prior to the effective date of this Act.

Sec. 8. Until July 1, 1989, any person providing equivalent instruction under section 299.1 shall provide evidence, as part of the report submitted under section 299.4, that any child instructed has complied with the immunization requirements of section 139.9.

Sec. 9. Until July 1, 1989, a person who is not a certified instructor, but who is providing equivalent instruction under section 299.1, is a mandatory reporter of child abuse under section 232.69.

Sec. 10. The legislative council is requested to establish an interim study committee to conduct a comprehensive study of the existing compulsory education law. The study shall include but not be limited to current needs in the areas of truancy, equivalent instruction, and alternative schooling. The committee shall consist of legislators of both houses and be bipartisan in composition. The committee shall develop recommendations to submit in a report to the legislative council and the members of the general assembly which convenes in 1989.

Sec. 11. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved May 16, 1988

CHAPTER 1260

STUDENT MEMBER OF STATE BOARD OF REGENTS

H.F. 2046

AN ACT relating to student membership on the state board of regents.

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

Section 1. Section 262.1, Code 1987, is amended to read as follows:
262.1 MEMBERSHIP.

The state board of regents ~~shall consist~~ consists of nine members, ~~who eight of whom~~ eight of whom shall be selected from the state at large solely with regard to their qualifications and fitness to discharge the duties of the office. The ninth member shall be a student enrolled on a full-time basis in good standing at either the graduate or undergraduate level at one of the institutions listed in section 262.7, subsection 1, 2, or 3, at the time of the member's appointment. Not more than five members shall be of the same political party.

Sec. 2. Section 262.6, Code 1987, is amended to read as follows:
262.6 VACANCIES.

Vacancies shall be filled in the same manner in which regular appointments are required to be made. If the ninth member resigns prior to the expiration of the term, the individual appointed to fill the vacancy shall meet the requirements for the ninth member specified in section 262.1. Other vacancies occurring prior to the expiration of the ninth member's term shall be filled in the same manner as the original appointments for those vacancies.

Approved May 16, 1988