

# Senate Amendment 3356

## Amendment Text

PAG LIN

1 1 Amend [House File 331](#), as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 1, by inserting after line 2, the  
1 4 following:  
1 5 "Sec. \_\_\_\_ . Section [808A.1](#), subsection 5, Code  
1 6 1997, is amended to read as follows:  
1 7 5. "Student search rule" means a rule established  
1 8 by the school board of a public school, pursuant to  
1 9 section 279.8 or 279.9, or the authorities in charge  
1 10 of a nonpublic school controlling the manner of the  
1 11 searching of students or protected student areas and  
1 12 school lockers, desks, and other facilities or spaces  
1 13 owned by the school. A student search rule, to be  
1 14 valid for purposes of this chapter,

~~— must~~

~~— shall require~~

1 15 that all searches of students or protected student  
1 16 areas be

~~— reasonable~~

~~— reasonably related in scope to the~~

1 17 circumstances which gave rise to the need for the  
1 18 search and

~~— shall be~~

~~— based upon consideration of~~

1 19 relevant factors which include, but are not limited  
1 20 to, the following:  
1 21 a. The

~~— seriousness~~

~~— nature of the violation for~~

1 22 which

~~— a~~

~~— the search~~

~~— may be~~

~~— is being instituted.~~

1 23 b. The age or ages and gender of the students  
1 24

~~— which~~

~~— who may be searched pursuant to the rule.~~

1 25 c. The

~~— information or suspicion which must exist~~

~~—~~  
1 26

~~— to warrant the institution of a~~

~~— objectives to be~~

1 27 accomplished by the search."

1 28 #2. Page 1, line 7, by inserting after the word  
1 29 "establish" the following: "and may search a student  
1 30 or protected student area pursuant to".

1 31 #3. Page 1, line 11, by inserting after the words  
1 32 "areas if" the following: "the student is present  
1 33 and".  
1 34 #4. Page 1, line 13, by striking the words "If  
1 35 the" and inserting the following: "The".  
1 36 #5. Page 1, by striking lines 17 through 24, and  
1 37 inserting the following:  
1 38 "b. The search is conducted in a manner which is  
1 39 reasonably related to the objectives of the search and  
1 40 which is not excessively intrusive in light of the age  
1 41 and gender of the student and the nature of the  
1 42 infraction."  
1 43 #6. By numbering and renumbering as necessary.  
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1 45  
1 46 \_\_\_\_\_  
1 47 COMMITTEE ON [EDUCATION](#)  
1 48 DONALD B. REDFERN, Chairperson  
1 49 [HF 331.304](#) 77  
1 50 lh/cf/28