

House File 2259 - Enrolled

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AN ACT

AUTHORIZING LICENSED OCCUPATIONAL THERAPISTS, LICENSED PHYSICAL THERAPISTS, AND CERTAIN MEDICAL PROFESSIONALS LICENSED IN OTHER STATES TO PROVIDE A STATEMENT FOR PURPOSES OF PERSONS WITH DISABILITIES SPECIAL REGISTRATION PLATES OR PARKING PERMITS, AND MAKING PENALTIES APPLICABLE.

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

Section 1. Section 321.34, subsection 14, Code 2022, is amended to read as follows:

14. *Persons with disabilities special plates.* An owner referred to in [subsection 12](#) or an owner of a trailer used to transport a wheelchair who is a person with a disability, or who is the parent or guardian of a child who resides with the parent or guardian owner and who is a person with a disability, as defined in [section 321L.1](#), may, upon written application to the department, order special registration plates with a persons with disabilities processed emblem designed by the department bearing the international symbol of accessibility. The special registration plates with a persons with disabilities processed emblem shall only be issued if the application is accompanied with a statement from a physician licensed under [chapter 148](#) or [149](#), a physician assistant licensed under [chapter 148C](#), an advanced

registered nurse practitioner licensed under [chapter 152](#), or a chiropractor licensed under [chapter 151](#), an occupational therapist licensed under chapter 148B, or a physical therapist licensed under chapter 148A, written on the physician's, physician assistant's, nurse practitioner's, or chiropractor's, occupational therapist's, or physical therapist's stationery, stating the nature of the applicant's or the applicant's child's disability and such additional information as required by rules adopted by the department, including proof of residency of a child who is a person with a disability. If the application is approved by the department, the special registration plates with a persons with disabilities processed emblem shall be issued to the applicant. There shall be no fee in addition to the regular annual registration fee for the special registration plates with a persons with disabilities processed emblem. The authorization for special registration plates with a persons with disabilities processed emblem shall not be renewed without the applicant furnishing evidence to the department that the owner of the vehicle or the owner's child is still a person with a disability as defined in section 321L.1. An owner who has a child who is a person with a disability shall provide satisfactory evidence to the department that the child with a disability continues to reside with the owner. The registration plates with a persons with disabilities processed emblem shall be surrendered in exchange for regular registration plates as provided in subsection 12 when the owner of the vehicle or the owner's child no longer qualifies as a person with a disability as defined in section 321L.1 or when the owner's child who is a person with a disability no longer resides with the owner.

Sec. 2. Section 321L.2, subsection 1, unnumbered paragraph 1, Code 2022, is amended to read as follows:

A resident of the state with a disability desiring a persons with disabilities parking permit shall apply to the department upon an application form furnished by the department providing the applicant's full legal name, address, date of birth, and social security number or Iowa driver's license number or Iowa nonoperator's identification card number, and

shall also provide a statement from a physician licensed under [chapter 148](#) or [149](#), a physician assistant licensed under [chapter 148C](#), an advanced registered nurse practitioner licensed under [chapter 152](#), ~~or~~ a chiropractor licensed under [chapter 151](#), an occupational therapist licensed under chapter 148B, or a physical therapist licensed under chapter 148A, or a physician, physician assistant, nurse practitioner, ~~or~~ chiropractor, occupational therapist, or physical therapist licensed to practice in a ~~contiguous~~ another state, written on the physician's, physician assistant's, nurse practitioner's, ~~or~~ chiropractor's, occupational therapist's, or physical therapist's stationery, stating the nature of the applicant's disability and such additional information as required by rules adopted by the department under [section 321L.8](#). If the person is applying for a temporary persons with disabilities parking permit, the physician's, physician assistant's, nurse practitioner's, ~~or~~ chiropractor's, occupational therapist's, or physical therapist's statement shall state the period of time during which the person is expected to be disabled and the period of time for which the permit should be issued, not to exceed six months. The department may waive the requirement that the applicant furnish the applicant's social security number, Iowa driver's license number, or nonoperator's identification card number when the application for a temporary persons with disabilities parking permit is made on behalf of a person who is less than one year old. The department may accept a certification of disability from the United States department of veterans affairs in lieu of a statement from a physician, physician assistant, advanced registered nurse practitioner, ~~or~~ chiropractor, occupational therapist, or physical therapist. The department may adopt rules pursuant to [chapter 17A](#) detailing the requirements for an acceptable certification of disability.

Sec. 3. Section 321L.2, subsection 1, paragraph a, subparagraph (3), subparagraph division (a), unnumbered paragraph 1, Code 2022, is amended to read as follows:

A person with a disability may apply for a temporary removable windshield placard valid for a period of up to six months or a standard removable windshield placard valid for

a period of five years, as determined by the physician's, physician assistant's, nurse practitioner's, ~~or~~ chiropractor's, occupational therapist's, or physical therapist's statement under [this subsection](#).

Sec. 4. Section 321L.2, subsection 1, paragraph a, subparagraph (3), subparagraph division (a), subparagraph subdivision (ii), Code 2022, is amended to read as follows:

(ii) A standard removable windshield placard shall expire on the last day of the month five years from the date of issuance. A person with a disability may renew a standard removable windshield placard within thirty days before or after the date of expiration by submitting a statement from a physician, physician's assistant, nurse practitioner, ~~or~~ chiropractor, occupational therapist, or physical therapist, as provided in [this subsection](#), to the department that the person has a continuing need for the placard.

Sec. 5. Section 321L.2, subsection 2, Code 2022, is amended to read as follows:

2. Any person providing false information with the intent to defraud on the application for a persons with disabilities parking permit used in establishing proof under [subsection 1](#) is subject to a civil penalty of three hundred dollars which may be imposed by the department. A physician, physician assistant, nurse practitioner, ~~or~~ chiropractor, occupational therapist, or physical therapist who provides false information with the intent to defraud on the physician's, physician assistant's, nurse practitioner's, ~~or~~ chiropractor's, occupational therapist's, or physical therapist's statement used in establishing proof under [subsection 1](#) is subject to a civil penalty of three hundred dollars which may be imposed by the department. In addition to the civil penalty, the department shall revoke the permit issued pursuant to this section.

Sec. 6. Section 321L.2A, subsection 1, paragraph e, Code 2022, is amended to read as follows:

e. The person carries in the motor vehicle a copy of the statement from a physician, physician assistant, advanced registered nurse practitioner, ~~or~~ chiropractor, occupational therapist, or physical therapist which accompanied the person's

application for persons with disabilities registration plates under [section 321.34](#) or other persons with disabilities parking permit under [section 321L.2](#) and which indicates the person is permanently unable to walk. The person shall show the copy of the statement to any peace officer upon request.

PAT GRASSLEY
Speaker of the House

JAKE CHAPMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2259, Eighty-ninth General Assembly.

MEGHAN NELSON
Chief Clerk of the House

Approved _____, 2022

KIM REYNOLDS
Governor