

5/8, Pass

APR 4 1975

*Build up copy*

HOUSE FILE 628

BY COMMITTEE ON EDUCATION

**Place On Calendar**

*Sen. Ed. - Pass 4/4/75*  
*Ret'd " 1/12/76, Pass for 5168 2/18*  
*Referred* House File 628 *2/25, Pass 4/30/76*  
Appropriations—  
Education

Passed House, Date 5-2-75 (1507) Passed Senate, Date 5-10-76 (p. 1821)

Vote: Ayes 69 Nays 14 Vote: Ayes 34 Nays 13

Approved May 24, 1976

*Repassed House for Senate amendment*  
*as amended 5-13-76 (p. 2708)*  
74-22

*Repassed Senate as further amended by House*  
5-17-76 (2003)  
36-10

**A BILL FOR**

1 An Act relating to school bus transportation requirements.

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

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1 Section 1. Section two hundred eighty-five point one  
2 (285.1), subsection five (5), Code 1975, is amended to read  
3 as follows:

4 5. Where transportation by school bus is impracticable  
5 or not available or other existing conditions warrant it,  
6 arrangements may be made for use of common carriers according  
7 to uniform standards established by the state superinten-  
8 dent of public instruction and at a cost based upon the actual  
9 cost of service and approved by the board. ~~The cost shall~~  
10 ~~be the actual cost of service not to exceed forty dollars~~  
11 ~~per pupil per year.~~

12 Sec. 2. Section two hundred eighty-five point two (285.2),  
13 unnumbered paragraph four (4), Code 1975, is amended by strik-  
14 ing the paragraph and inserting in lieu thereof the following:

15 Claims for reimbursement shall be made to the department  
16 of public instruction by the public school district providing  
17 transportation or transportation reimbursement during a school  
18 year on a form prescribed by the department, and the claim  
19 shall state the services provided and the actual costs  
20 incurred. A claim shall not exceed the average transportation  
21 costs of the district per pupil transported. Claims shall  
22 be accompanied by an affidavit of an officer of the public  
23 school district affirming the accuracy of the claim. By  
24 February first and by June fifteenth of each year the  
25 department shall certify to the state comptroller the amounts  
26 of approved claims to be paid, and the state comptroller shall  
27 draw warrants payable to school districts which have  
28 established claims.

29 Sec. 3. Section two hundred eighty-five point ten (285.10),  
30 subsection seven (7), paragraph b, Code 1975, is amended to  
31 read as follows:

32 b. May purchase buses and enter into contract to pay for  
33 such buses over a five-year period as follows: One-fourth  
34 of the cost when bus is delivered and the balance in equal  
35 annual installments, plus simple interest due. The interest

1 rate shall be the lowest rate available and shall not exceed  
2 four percent simple interest. The bus shall serve as security  
3 for balance due. Bus bodies and chassis shall be purchased  
4 on separate contracts unless the bus is constructed as an  
5 integral unit, inseparable as to body and chassis, by the  
6 manufacturer or is a used or demonstrator bus.

7 Sec. 4. Section three hundred twenty-one point three  
8 hundred forty-three (321.343), unnumbered paragraph one (1),  
9 Code 1975, is amended to read as follows:

10 The driver of any motor vehicle carrying passengers for  
11 hire, or of any school bus ~~carrying-any-school-child~~, or of  
12 any vehicle carrying explosive substances or flammable liquids  
13 as a cargo or part of a cargo, before crossing at grade any  
14 track or tracks of a railroad, shall stop such vehicle within  
15 fifty feet but not less than ten feet from the nearest rail  
16 of such railroad and while so stopped shall listen and look  
17 in both directions along such track for any approaching train,  
18 and for signals indicating the approach of a train, except  
19 as hereinafter provided, and shall not proceed until he can  
20 do so safely.

21 Sec. 5. Section three hundred twenty-one point three  
22 hundred seventy-three (321.373), subsection four (4), Code  
23 1975, is amended to read as follows:

24 4. Every school bus shall be equipped with a comfortable  
25 seat for each child. Children shall remain seated at all  
26 times while the school bus is in motion.

27 Sec. 6. Section three hundred twenty-one point three  
28 hundred seventy-three (321.373), subsection six (6), Code  
29 1975, is amended by striking the subsection and inserting  
30 in lieu thereof the following:

31 6. No vehicle except a school bus shall be operated on  
32 a public highway if the vehicle is painted the color known  
33 as national school bus glossy yellow. A school bus which  
34 has been permanently converted for a purpose other than  
35 transporting pupils to or from school shall be painted a color

1 other than national school bus glossy yellow, and shall have  
2 the "school bus" signs, stop arm, and the special signal lamps  
3 removed.

4 Sec. 5. Section three hundred twenty-one point three  
5 hundred seventy-eight (321.378), Code 1975, is amended to  
6 read as follows:

7 321.378 APPLICABILITY. The provisions of sections 321.372  
8 ~~to through~~ 321.380, shall apply to ~~any-and~~ all ~~types-of-school~~  
9 ~~districts~~ public and nonpublic schools where children are  
10 transported to and from ~~public-schools~~ school.

11 EXPLANATION

12 This bill makes several amendments to the school bus laws.  
13 It strikes the limitation on payments by school districts  
14 to common carriers for transportation of pupils. It prohibits  
15 children on a bus from standing while the bus is in motion.  
16 It allows bus bodies and chassis to be purchased on the same  
17 contract if the bus is constructed as an integral unit or  
18 if the bus is used or a demonstrator. It places in the Code  
19 a section relating to filing claims for transportation of  
20 nonpublic school pupils and changes the date for filing claims  
21 from June first to June fifteenth. It deletes the provision  
22 which allows church busses to be yellow. It changes an  
23 obsolete reference to the transportation of only public school  
24 pupils.

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H-6601

1 Amend House File 628, as amended and passed by  
2 the House as follows:

3 1. Page 1, by inserting the following section  
4 before line 1:

5 "Section 1. Section two hundred eighty-five point  
6 one (285.1), subsection three (3), Code 1975, is  
7 amended to read as follows:

8 3. In any district where transportation by school  
9 bus is impracticable or where school bus service is  
10 not available, the board may require the parents or  
11 guardian to transport their children to the school  
12 designated for attendance. The parent or guardian  
13 shall be reimbursed for such transportation service  
14 for elementary pupils by the board of resident dis-  
15 trict for the distance one way from the pupil's  
16 residence to the school designated for attendance  
17 at the rate of ~~twenty-eight~~ fifty-six cents per mile  
18 per day irrespective of number of children transported.  
19 For high school pupils, the parent or guardian shall  
20 be reimbursed ~~forty~~ eighty dollars per pupil per year  
21 for such service, provided, however, no family shall  
22 receive more than eighty one hundred sixty dollars  
23 per year for transporting the members of the family  
24 who attend high school. The provisions of this section  
25 shall apply to eligible nonpublic school pupils as  
26 well as to eligible public school pupils. However,  
27 reimbursement for nonpublic school pupils shall not  
28 exceed forty eighty dollars per pupil per year.

29 The provisions of this subsection shall be effective  
30 for transportation of children commencing with the  
31 second semester of the school year beginning July  
32 1, 1975."

33 2. Page 1, by inserting after line 11 the following  
34 section:

35 "Sec. \_\_\_\_ . Section two hundred eighty-five point  
36 one (285.1), subsection seventeen (17), paragraph  
37 c, Code 1975, is amended to read as follows:

38 c. Utilizing the transportation reimbursement  
39 provision of subsection 3. However, no reimbursement  
40 shall exceed forty eighty dollars per nonpublic school  
41 pupil per year."

42 3. Page 1, by inserting after line 28 the  
43 following: "Claims shall be allowed where practical,  
44 and at the option of the public school district of  
45 the pupil's residence, subject to approval by the  
46 area education agency of the pupil's residence, under  
47 the provisions of subsection three (3) of section  
48 two hundred eighty-five point nine (285.9) of the  
49 Code, the public school district of the pupil's  
50 residence may transport any pupil to a school located

1 in a contiguous public school district outside the  
2 boundary lines of the public school district of the  
3 pupil's residence. The public school district of  
4 the pupil's residence may contract with the contiguous  
5 public school district or with a private contractor  
6 under the provisions of section two hundred eighty-  
7 five point five (285.5) of the Code to transport the  
8 pupils to the school of attendance within the boundary  
9 lines of the contiguous public school district. The  
10 public school district in which the pupil resides  
11 may contract with the contiguous public school district  
12 or with a private contractor under the provisions  
13 of section two hundred eighty-five point five (285.5)  
14 of the Code to transport the pupil from the pupil's  
15 residence or from designated school bus collection  
16 locations to the school located within the boundary  
17 lines of the contiguous public school district, subject  
18 to the approval of the area education agency of the  
19 pupil's residence. The public school district of  
20 the pupil's residence may utilize the reimbursement  
21 provisions of section two hundred eighty-five point  
22 one (285.1), subsection three (3) of the Code."

23 4. Page 2, by inserting after line 6 the following  
24 section:

25 "Sec. \_\_\_\_\_. Section two hundred eighty-five point  
26 ten (285.10), subsection nine (9), Code 1975, is  
27 amended to read as follows:

28 9. In the discretion of the board, furnish a  
29 school bus and services of a qualified driver to an  
30 organization of, or sponsoring activities for, senior  
31 citizens, children, or handicapped persons in this  
32 state. The board shall charge and collect an amount  
33 sufficient to reimburse all costs of furnishing the  
34 bus and driver except when the bus is used for  
35 transporting pupils to and from extracurricular  
36 activities sponsored by the school. A school bus  
37 shall be used as provided in this subsection only  
38 at times when it is not needed for transportation  
39 of pupils."

40 5. Page 2, by inserting after line 6 the fol-  
41 lowing:

42 "Sec. \_\_\_\_\_. Section two hundred eighty-five point  
43 eleven (285.11), subsection seven (7), Code 1975,  
44 is amended to read as follows:

45 7. No bus shall leave the public highway to receive  
46 or discharge pupils unless their safety is enhanced  
47 thereby, or the private road is maintained in the  
48 same manner as a public roadway provided that such  
49 bus shall not proceed more than five hundred (500)  
50 feet on such private road. Vehicles transporting

1 physically handicapped pupils are exempt from the  
2 requirement that the private roadway be comparable  
3 in width and construction to a public roadway."

4 6. Page 3, by inserting after line 3 the follow-  
5 ing section:

6 "Sec. \_\_\_\_\_. Section three-hundred twenty-one point  
7 three hundred seventy-three (321.373), Code 1975,  
8 is amended by adding the following new subsection:

9 NEW SUBSECTION. A school bus may be equipped with  
10 a white flashing strobe light mounted on the roof  
11 of the bus to afford optimum visibility during periods  
12 of inclement weather. The light shall be of a type  
13 approved by the department of transportation and shall  
14 be installed and operated in accordance with rules  
15 promulgated by the department of public instruction.  
16 Each new school bus put into initial service after  
17 January 1, 1977 shall be equipped with such a light."

18 7. Page 3, by adding after line 10 the following:

19 "Sec. \_\_\_\_\_. 1. This Act, being deemed of immedi-  
20 ate importance, shall take effect and be in force  
21 from and after its publication in The Fremont Gazette,  
22 a newspaper published in Fremont, Iowa, and in The  
23 Record, a newspaper published in Cedar Rapids, Iowa.

24 2. The sections of this Act amending section two  
25 hundred eighty-five point one (285.1), subsection  
26 five (5), Code 1975; section two hundred eighty-five  
27 point two (285.2), unnumbered paragraph four (4),  
28 Code 1975; section two hundred eighty-five point one  
29 (285.1), subsection three (3), Code 1975; and section  
30 two hundred eighty-five point one (285.1), subsection  
31 seventeen (17), shall take effect after its publication  
32 as provided in paragraph one (1) of this section.  
33 The remaining sections of this Act shall take effect  
34 on July 1, 1976."

35 8. Renumber sections and correct internal  
36 references in conformance with this amendment.

H-6601 FILED  
RECEIVED FROM SENATE  
MAY 11, 1970

*House amended and concurred 5/13 (p. 2707)*

HOUSE FILE 628

H-6649

1 Amend the Senate amendment H-6601, to House  
2 File 628, as follows:

3 1. Page 3, line 23, by striking "Cedar Rapids"  
4 and inserting in lieu thereof "Cedar Falls".

H-6649 FILED - *Adopted 5/13* BY DYRLAND of Clayton  
MAY 12, 1976 (*p. 2705*)

H-6653

- 1 Amend the Senate amendment H-6601, to House
- 2 File 628, as follows:
- 3 1. Page 2, line 48, by striking everything
- 4 after the word "roadway" and inserting in lieu
- 5 thereof a period.
- 6 2. Page 2, by striking all of lines 49 and 50.
- 7 3. Page 3, by striking lines 1 through 3.

H-6653 FILED, ADOPTED (2706) BY SCHROEDER of Pottawattamie  
MAY 13, 1976

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HOUSE FILE 628

H-6654

- 1 Amend the Senate amendment H-6601, to House
- 2 File 628, as follows:
- 3 1. Page 1, by striking lines 29 through
- 4 32.

H-6654 FILED, LOST (2706) BY DAGGETT of Adams  
MAY 13, 1976

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HOUSE FILE 628

H-6655

- 1 Amend the Senate amendment H-6601, to House
- 2 File 628, as follows:
- 3 1. Page 1, by striking lines 42 through 50.
- 4 2. Page 2, by striking lines 1 through 22.

H-6655 FILED, LOST (p. 2707) BY BITTLE of Polk  
MAY 13, 1976

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H-3622

- 1 Amend House File 628, page 2, lines 21 through
- 2 26, by striking all of Section 5.

H-3622 FILED - adopted 5/2 (1506)  
APRIL 22, 1975

BY KREAMER of Polk  
DYRLAND of Clayton  
LIPSKY of Linn  
WELDEN of Hardin

H-3497

1 Amend House File 628 as follows:

2 1. Page 2, by inserting after line 6 the following  
3 sections:

4 "Sec. 4. Section two hundred eighty-five point  
5 ten (285.10), Code 1975, is amended by adding the  
6 following new subsection:

7 NEW SUBSECTION. In the discretion of the board  
8 furnish a school bus and services of a qualified  
9 driver for transportation of persons other than pupils  
10 to activities in which pupils from the school are  
11 participants or are attending the activity or for  
12 which the school is a sponsor. The board shall charge  
13 and collect an amount sufficient to reimburse all  
14 costs of furnishing the bus and driver. A school  
15 bus shall be used as provided in this subsection only  
16 at times when it is not needed for transportation  
17 of pupils.

18 Sec. 5. Section two hundred eighty-five point  
19 eleven (285.11), subsection six (6), Code 1975, is  
20 amended to read as follows:

21 6. The use of school buses shall be restricted  
22 to transporting pupils to and from school and to and  
23 from extra-curricular activities sponsored by the  
24 school when such extra-curricular activity is under  
25 the direction of a qualified member of the faculty  
26 and a part of the regular school program and to  
27 transporting other persons to the extent permitted  
28 by section 285.1, subsection 1, and section 285.10,  
29 subsection 9 and section four (4) of this Act. School  
30 employees of districts operating buses may be trans-  
31 ported to and from school and approved activities  
32 which they are required to attend as a result of their  
33 responsibilities. Provided, however, nothing in this  
34 subsection shall prohibit the use of school buses  
35 in transporting a school teacher going to and from  
36 her school when such school is on an established  
37 school bus route and such teacher makes arrangements  
38 with the district operating such school bus."

39 2. By renumbering sections in accordance with  
40 this amendment.

H-3497 FILED - *Adopted 4/22 (1244)*  
APRIL 8, 1975

BY PATCHETT of Johnson

HOUSE FILE 628  
FISCAL NOTE

Date prepared: March 3, 1976  
Requested by: Senator Carr  
Prepared in regard to amendment S-5168 to House File 628, An  
Act relating to school bus transportation.

Following is the fiscal effect in dollars of the legislative  
proposal as required by Joint Rule 16.

FY 1976 Appropriation	\$2,700,000.00
Paid for first half claims	1,297,054.09
	<u>\$1,402,945.91</u>

Second half claims will be filed in June '76, and they are expected to be  
somewhat (approximately \$10,000) higher. In addition, reimbursements for  
districts which were held up for court decision will be \$18,000.

The following is a revised estimate for FY 1977 and is based on actual  
number of first half claims paid in February.

Estimated for Fiscal Year '77

21,340 X 148 =	\$3,158,320.00
3,714 X 40 =	148,560.00
	<u>\$3,306,880.00</u>

Doubling Parent Reimbursement

21,340 X 148 =	\$3,158,320.00
3,714 X 80 =	297,120.00
	<u>\$3,455,440.00</u>

Using Average Per Pupil Cost

21,340 X 148 =	\$3,158,320.00
3,714 X 148 =	549,672.00
	<u>\$3,707,992.00</u>

These figures are increased over those on previous notes dated  
Feb. 19, 1976, and are based on February '76 payment date.

Source: Dept. of Public Instruction

FILED  
MARCH 24, 1976

BY GERRY D. RANKIN  
LEGISLATIVE FISCAL DIRECTOR

S-5168

1 Amend House File 628, as amended and passed by  
2 the House as follows:

3 1. Page 1, by inserting the following section  
4 before line 1:

5 "Section 1. Section two hundred eighty-five point  
6 one (285.1), subsection three (3), Code 1975, is  
7 amended to read as follows:

8 3. In any district where transportation by school  
9 bus is impracticable or where school bus service is  
10 not available, the board may require the parents or  
11 guardian to transport their children to the school  
12 designated for attendance. The parent or guardian  
13 shall be reimbursed for such transportation service  
14 for elementary pupils by the board of resident dis-  
15 trict for the distance one way from the pupil's  
16 residence to the school designated for attendance  
17 at the rate of ~~twenty-eight~~ fifty-six cents per mile  
18 per day irrespective of number of children transported.  
19 For high school pupils, the parent or guardian shall  
20 be reimbursed ~~forty~~ eighty dollars per pupil per year  
21 for such service, provided however no family shall  
22 receive more than eighty one hundred sixty dollars  
23 per year for transporting the members of the family  
24 who attend high school. The provisions of this section  
25 shall apply to eligible nonpublic school pupils as  
26 well as to eligible public school pupils. However,  
27 reimbursement for nonpublic school pupils shall not  
28 exceed ~~forty~~ eighty dollars per pupil per year."

29 2. Page 1, by inserting after line 11 the following  
30 section:

31 "Sec. \_\_\_\_\_. Section two hundred eighty-five point  
32 one (285.1), subsection seventeen (17), paragraph  
33 c, Code 1975, is amended to read as follows:

34 c. Utilizing the transportation reimbursement  
35 provision of subsection 3. However, no reimbursement  
36 shall exceed ~~forty~~ eighty dollars per nonpublic school  
37 pupil per year."

38 3. Page 2, by inserting after line 6 the following  
39 section:

40 "Sec. \_\_\_\_\_. Section two hundred eighty-five point  
41 ten (285.10), subsection nine (9), Code 1975, is  
42 amended to read as follows:

43 9. In the discretion of the board, furnish a  
44 school bus and services of a qualified driver to an  
45 organization of, or sponsoring activities for, senior  
46 citizens, children, or handicapped persons in this  
47 state. The board shall charge and collect an amount  
48 sufficient to reimburse all costs of furnishing the  
49 bus and driver except when the bus is used for  
50 transporting pupils to and from extracurricular

1 activities sponsored by the school. A school bus  
2 shall be used as provided in this subsection only  
3 at times when it is not needed for transportation  
4 of pupils."

5 4. Page 3, by inserting after line 3 the follow-  
6 ing section:

7 "Sec. \_\_\_\_\_. Section three hundred twenty-one point  
8 three hundred seventy-three (321.373), Code 1975,  
9 is amended by adding the following new subsection:

10 NEW SUBSECTION. A school bus may be equipped with  
11 a white flashing strobe light mounted on the roof  
12 of the bus to afford optimum visibility during periods  
13 of inclement weather. The light shall be of a type  
14 approved by the department of transportation and shall  
15 be installed and operated in accordance with rules  
16 promulgated by the department of public instruction.  
17 Each new school bus put into initial service after  
18 January 1, 1977 shall be equipped with such a light."

19 5. Renumber the sections accordingly.

S-5168 FILED - *Adopted as amended by*  
FEBRUARY 18, 1976 5357 3/25 (10710)  
36-9

BY COMMITTEE ON EDUCATION  
JOAN ORR, Chairperson

S-5219

1 Amend House File 628 as amended by the House as  
2 follows:

3 1. Page 2, after line 6, add the following new  
4 section:

5 "Sec. \_\_\_\_\_. Section two hundred eighty five point  
6 eleven (285.11) numbered paragraph seven (7) is  
7 amended as follows:

8 7. No school bus shall leave the public highway  
9 to receive or discharge pupils, except that the board  
10 may authorize the receiving and discharging of pupils  
11 on roads serving platted subdivisions, mobile home  
12 parks, and multiple unit residential facilities  
13 having three or more dwelling places."

14 2. Renumber sections and correct internal  
15 references in conformance with this amendment.

S-5219 FILED - *Withdrawn 2/25 (1079)*  
FEBRUARY 25, 1976

BY DALE L. TIEDEN

S-4220

1 Amend House File 628 as amended and passed by the  
2 House as follows:

3 1. Page 1, by inserting before line 1 the fol-  
4 lowing:  
5 "Sec. \_\_\_\_\_. Section two hundred fifty-seven point  
6 twenty-six (257.26), subsection two (2), Code 1975,  
7 is amended to read as follows:  
8 2. The provisions of this section shall not deprive  
9 the respective boards of public school districts of  
10 any of their legal powers, statutory or otherwise,  
11 and in accepting such specially enrolled students,  
12 each of said boards shall prescribe the terms of such  
13 special enrollment, including but not limited to  
14 scheduling of such courses and the length of class  
15 periods. In addition, the board of the affected  
16 public school district shall be given notice by the  
17 state board of its decision to permit such special  
18 enrollment not later than six months prior to the  
19 opening of the affected public school district's  
20 school year, except that the board of the public  
21 school district may, in its discretion, waive such  
22 notice requirement. School districts and county  
23 school systems or joint county systems, or their  
24 successor agencies, may, when available, make public  
25 school auxiliary services, which may include health  
26 services, special education services, services and  
27 materials for remedial education programs and library  
28 and resource centers, audio-visual services and  
29 materials, guidance services, scientific instruments,  
30 and school testing services, and other services and  
31 materials, available to children attending nonpublic  
32 schools in the same manner and to the same extent  
33 that they are provided to public school students.  
34 However, services that are made available shall be  
35 provided on public school property. Diagnostic health  
36 services may be provided at the nonpublic school by  
37 a public employee who is in the nonpublic schools  
38 on a short-time basis. Such services shall be provided  
39 in the same manner as made available to pupils in  
40 public schools."

41 2. Page 2, by inserting before line 7 the fol-  
42 lowing:

43 "Sec. \_\_\_\_\_. Section three hundred one point one  
44 (301.1), Code 1975, is amended by adding the following  
45 new paragraph:

46 NEW PARAGRAPH. Textbooks adopted and purchased  
47 by a school district may be made available to pupils  
48 attending nonpublic schools upon request of the pupil  
49 or the pupil's parent under the same terms as made  
50 available to pupils attending public schools."

PAGE 2

S-4220

1 3. Amend the title, line 1, by inserting after  
2 the word "school" the words "services to include  
3 auxiliary services and".

4 4. Renumber sections and correct internal  
5 references in conformance with this amendment.

S-5210

1 Amend House File 628 as amended and passed by the  
2 House as follows:

3 1. Page 1, by inserting after line 28 the  
4 following: "Claims shall be allowed where practical,  
5 and at the option of the public school district of  
6 the pupil's residence, subject to approval by the  
7 area education agency of the pupil's residence, under  
8 the provisions of subsection three (3) of section  
9 two hundred eighty-five point nine (285.9) of the  
10 Code, the public school district of the pupil's  
11 residence may transport any pupil to a school located  
12 in a contiguous public school district outside the  
13 boundary lines of the public school district of the  
14 pupil's residence. The public school district of  
15 the pupil's residence may contract with the contiguous  
16 public school district or with a private contractor  
17 under the provisions of section two hundred eighty-  
18 five point five (285.5) of the Code to transport the  
19 pupils to the school of attendance within the boundary  
20 lines of the contiguous public school district. The  
21 public school district in which the pupil resides  
22 may contract with the contiguous public school district  
23 or with a private contractor under the provisions  
24 of section two hundred eighty-five point five (285.5)  
25 of the Code to transport the pupil from the pupil's  
26 residence or from designated school bus collection  
27 locations to the school located within the boundary  
28 lines of the contiguous public school district, subject  
29 to the approval of the area education agency of the  
30 pupil's residence. The public school district of  
31 the pupil's residence may utilize the reimbursement  
32 provisions of section two hundred eighty-five point  
33 one (285.1), subsection three (3) of the Code."

34 2. Page 3, by inserting after line 10 the  
35 following:

36 "Sec. \_\_\_\_\_. This Act, being deemed of immediate  
37 importance, shall take effect and be in force from  
38 and after its publication in The Fremont Gazette,  
39 a newspaper published in Fremont, Iowa,  
40 and in The Record, a newspaper published in  
41 Cedar Falls, Iowa."

42 3. Renumber sections and correct internal  
43 references in conformance with this amendment.

S-5210 FILED

FEBRUARY 24, 1976

A - Adopted 3/25 28-15 (1073)  
B - Withdrawn 3/25 (1079)

BY BASS VAN GILST  
WILLARD HANSEN  
STEVE SOVERN

S-4108

1 Amend House File 628, as amended and passed by  
2 the House as follows:

3 1. Page 2, by inserting before line 7 the  
4 following:

5 "Sec. \_\_\_\_ . Section three hundred twenty-one point  
6 eighteen (321.18), Code 1975, is amended by adding  
7 the following new subsection:

8 NEW SUBSECTION. 8. Any motor vehicle designed  
9 to carry nine passengers or more which is owned and  
10 used exclusively by a church or religious organization  
11 to transport passengers to and from activities of  
12 or sponsored by the church or religious organization  
13 and which is not for rent or hire for purposes which  
14 are unrelated to the activities of the church or  
15 religious organization. Upon application and payment  
16 of an annual fee of five dollars, the department shall  
17 issue a registration certificate and shall also issue  
18 registration plates which shall have imprinted thereon  
19 the words "Church Bus" and a distinguishing number  
20 assigned to the applicant. Such plates shall be  
21 attached to the front and rear of each vehicle exempt  
22 from registration under this subsection."

23 2. Page 2, by inserting before line 27 the  
24 following:

25 "Sec. \_\_\_\_ . Section three hundred twenty-one point  
26 three hundred seventy-three (321.373), subsection  
27 five (5), Code 1975, is amended to read as follows:

28 5. Vehicles owned by private parties and used  
29 as school buses shall have reversed or covered the  
30 words "school bus" wherever they appear on the vehicle  
31 when the vehicle is not in use as a school bus. It  
32 shall be unlawful to operate flashing stop warning  
33 signals on such privately-owned vehicles except as  
34 provided in section 321.372 or when the privately-  
35 owned vehicle is used to transport children."

36 3. Page 3, by striking lines 2 and 3 and inserting  
37 in lieu thereof the following:

38 "the "school bus" signs removed."

39 4. Page 3, by inserting after line 10 the  
40 following:

41 "Sec. \_\_\_\_ . The provisions of section three hundred  
42 twenty-one point eighteen (321.18), subsection eight  
43 (8), shall be effective January 1, 1976, for  
44 registration fees payable on or after December 31,  
45 1975, for registration plates issued for the calendar  
46 year beginning January 1, 1976, and ending December  
47 31, 1976."

48 5. Renumber the sections and correct internal  
49 references in conformance with this amendment.

S-4108 FILED *A. Rubenstein german* BY WILLIAM E. GLUBA  
JUNE 10, 1975 *B. Hildbrand 3/25*  
*(1077)*

S-4081

- 1 Amend House File 628, as amended and passed by  
 2 the House, as follows:  
 3 1. Page 2, by inserting after line 20 the  
 4 following:  
 5 "Sec.     . Section three hundred twenty-one point  
 6 three hundred seventy-two (321.372), subsection one  
 7 (1), unnumbered paragraph one (1), Code 1975, is  
 8 amended to read as follows:  
 9 1. The driver of any school bus used to transport  
 10 children to and from a public or private school shall,  
 11 when stopping to receive or discharge pupils, turn  
 12 on flashing warning lamps at a distance of not less  
 13 than three hundred feet nor more than five hundred  
 14 feet from the point where said pupils are to be  
 15 received or discharged from the bus. At the point  
 16 of receiving or discharging pupils the driver of the  
 17 bus shall bring bus to a stop, turn off the amber  
 18 flashing warning lamps, turn on the red flashing  
 19 warning lamps, and extend the stop arm. After  
 20 receiving or discharging pupils, the bus driver shall  
 21 turn off all flashing warning lamps, retract the stop  
 22 arm and proceed on the route. No school bus shall  
 23 stop to load or unload pupils unless there is at least  
 24 three hundred feet of clear vision in each direction.  
 25 A school bus shall not be operated to transport  
 26 children to or from a public or private school when  
 27 weather conditions reduce visibility to less than  
 28 one thousand feet; however, if the visibility is  
 29 reduced to less than one thousand feet while the bus  
 30 is enroute to or from a school, the driver shall stop  
 31 to receive or discharge pupils off the traveled portion  
 32 of the road where possible."  
 33 2. By renumbering sections to conform to this  
 34 amendment.

S-4081 FILED - *Lat 3/25 (1078)* BY CLIFF BURROUGHS  
 JUNE 6, 1975 *18-25*

HOUSE AMENDMENT TO SENATE AMENDMENT  
 TO HOUSE FILE 628

S-5799

- 1 Amend the Senate amendment H-6601, to House  
 2 File 628, as follows:  
 3 1. Page 2, line 48, by striking everything  
 4 after the word "roadway" and inserting in lieu  
 5 thereof a period.  
 6 2. Page 2, by striking all of lines 49 and 50.  
 7 3. Page 3, by striking lines 1 through 3.  
 8 4. Page 3, line 23, by striking "Cedar Rapids"  
 and inserting in lieu thereof "Cedar Falls".

S-5799 FILED  
 MAY 13, 1976

RECEIVED FROM THE HOUSE

*Senate concurred 5/17 (2003)*

S-5043

- 1 Amend House File 628, as amended and passed by  
2 the House, page 2, by inserting after line 6 the  
3 following section:  
4 "Sec. \_\_\_\_\_. Section two hundred eighty-five point  
5 ten (285.10), subsection nine (9), Code 1975, is  
6 amended to read as follows:  
7 9. In the discretion of the board, furnish a  
8 school bus and services of a qualified driver to an  
9 organization of, or sponsoring activities for, senior  
10 citizens, children, or handicapped persons in this  
11 state. The board shall charge and collect an amount  
12 sufficient to reimburse all costs of furnishing the  
13 bus and driver except when the bus is used for  
14 transporting pupils to and from extracurricular  
15 activities sponsored by the school. A school bus  
16 shall be used as provided in this subsection only  
17 at times when it is not needed for transportation  
18 of pupils."  
19 2. By redesignating sections as necessary.

S-5043 FILED - *Withdrawn 3/25 (1074)* BY WILLARD R. HANSEN  
JANUARY 29, 1976

S-5241

- 1 Amend the Burroughs amendment, S-4081, to House  
2 File 628, as amended and passed by the House as  
3 follows:  
4 1. Page 1, line 28 by striking the words "one  
5 thousand" and inserting in lieu thereof the words  
6 "five hundred".  
7 2. Page 1, line 29, by striking the words "one  
8 thousand" and inserting in lieu thereof the words  
9 "five hundred".

S-5241 FILED - *Adopted 27-16 3/25 (1078)*  
MARCH 1, 1976

BY CLIFF BURROUGHS

S-5314

- 1 Amend the Doderer et al. amendment S-5289, to  
2 House File 628, page 1, line 9, by striking the word  
3 "and" and inserting in lieu thereof the word "or".

S-5314 FILED - *Adopted 3/25 35-6 (1075)*  
MARCH 10, 1976

BY DALE L. TIEDEN

S-5289

1 Amend House File 628 as follows:  
2 1. Page 2, by inserting after line 6 the fol-  
3 lowing:  
4 "Sec. \_\_\_\_ . Section two hundred eighty-five point  
5 eleven (285.11), subsection seven (7), Code 1975, is  
6 amended to read as follows:  
7 7. No bus shall leave the public highway to  
8 receive or discharge pupils unless their safety is  
9 enhanced thereby, and the private road is maintained  
10 in the same manner as a public roadway. Vehicles  
11 transporting physically handicapped pupils are ex-  
12 empt from the requirement that the private roadway  
13 be comparable in width and construction to a public  
14 roadway."

S-5289 FILED - *Adopted as amended by 5374 and 5418 3/25 (1079)* BY MINNETTE F. DODERER  
MARCH 5, 1976 DALE L. TIEDEN  
JOAN ORR

S-5357

1 Amend the Committee on Education amendment, S-5168,  
2 to House File 628, as amended and passed by the House,  
3 page 1, by inserting after line 28 the following:  
4 "The provisions of this subsection shall be  
5 effective for transportation of children commencing  
6 with the second semester of the school year beginning  
7 July 1, 1975."

S-5357 FILED - *Adopted 3/25 (1071)*  
MARCH 17, 1976

BY ROBERT M. CARR

S-5424

1 Amend House File 628 as follows:  
2 1. Page 3, by adding after line 10 the following:  
3 "Sec. \_\_\_\_ . 1. This Act, being deemed of immedi-  
4 ate importance, shall take effect and be in force from  
5 and after its publication in The Fremont Gazette, a  
6 newspaper published in Fremont, Iowa, and in The  
7 Record, a newspaper published in Cedar Rapids, Iowa.  
8 2. The sections of this Act amending section two  
9 hundred eighty-five point one (285.1), subsection five  
10 (5), Code 1975; section two hundred eighty five point  
11 two (285.2), unnumbered paragraph four (4), Code 1975;  
12 section two hundred eighty-five point one (285.1),  
13 subsection three (3), Code 1975; and section two hun-  
14 dred eighty-five point one (285.1), subsection seven-  
15 teen (17), shall take effect after its publication as  
16 provided in paragraph one (1) of this section. The  
17 remaining sections of this Act shall take effect on  
18 July 1, 1976."

S-5424 FILED - *Adopted 5/10 (1821)*  
MARCH 29, 1976

BY LUCAS J. DE KOSTER

FISCAL NOTE

Date prepared: March 18, 1976  
Requested by: Senator Gluba  
Prepared in regard to amendment S-4108 to House File 628.

Following is the fiscal effect in dollars of the legislative proposal as required by Joint Rule 16.

It is not possible to estimate the total number of vehicles entitled to such reduction in fee from available date. Therefore, no fiscal effect can be predicted.

FILED, MARCH 18, 1976

BY GERRY D. RANKIN  
LEGISLATIVE FISCAL DIRECTOR

HOUSE FILE 628  
FISCAL NOTE

Date prepared: March 25, 1976  
Requested by: Senator Orr  
Prepared in regard to Amendment S-5357 to House File 628

Following is the fiscal effect in dollars of the legislative proposal as required by Joint Rule 16.

As of 3-24-76

Appropriated Fiscal Year 1976	\$2,700,000.00
Less: Paid First Half	1,297,054.09
Estimated Addl. First Half	15,000.00
Estimated Second Half	1,297,054.09
Settled cases in dispute	18,000.00
First and second half yet to be determined	<u>10,000.00</u>
Approximate Balance of Appropriation	\$ 62,891.82
Cost to make increase effective for second half of Fiscal 1976	\$ 74,280.00

Source: Department of Public Instruction

FILED  
MARCH 25, 1976

BY GERRY D. RANKIN  
LEGISLATIVE FISCAL DIRECTOR

S-5412

- 1 Amend House File 628 as follows:
- 2 1. Page 2, line 18, by inserting after the
- 3 word "train," the words "and while such school bus is
- 4 stopped the bus driver may activate its four-way flash-
- 5 ers,".

S-5412 FILED & WITHDRAWN (1077)  
MARCH 25, 1976

BY ROBERT M. CARR

S-5414

- 1 Amend the Gluba amendment, S-4108, to House File  
2 628 as follows:  
3 1. Page 1, line 43, by striking the word  
4 "January", and inserting in lieu thereof the word  
5 "July".  
6 2. Page 1, line 46, by striking the word "Jan-  
7 uary", and inserting in lieu thereof the word "July".

S-5414 FILED & WITHDRAWN (1076)  
MARCH 25, 1976

BY WILLIAM E. GLUBA

S-5415

- 1 Amend the Gluba amendment, S-4108 to House  
2 File 628 as follows:  
3 1. Page 1, by striking lines 41 through 47  
4 and inserting in lieu thereof the following:  
5 "Sec. \_\_\_\_ . The provisions of section three hun-  
6 dred twenty-one point eighteen (321.18), subsection  
7 eight (8), shall be effective December 1, 1976 for  
8 registration fees payable on or after December 1,  
9 1976, for registration plates issued for the calendar  
10 year beginning January 1, 1977, and ending December  
11 31, 1977."

S-5415 FILED & ADOPTED (1076)  
MARCH 25, 1976

BY WILLIAM E. GLUBA

S-5416

- 1 Amend the Van Gilst, et al. amendment S-5210  
2 to House File 628 as follows:  
3 1. Page 1, line 36 by striking the word "This"  
4 and inserting in lieu thereof the words "Sections  
5 one (1) and two (2) of this".

S-5416 FILED & RULED OUT OF ORDER  
MARCH 25, 1976 *with withdrawal of S-2103*  
(1079)

BY LUCAS J. DE KOSTER

S-5417

- 1 Amend House File 628 as follows:  
2 1. Page 2, line 18, by inserting after the  
3 word "train," the words "and while such school bus is  
4 stopped the bus driver shall activate its four-way flash-  
5 ers,".

S-5417 FILED & WITHDRAWN (1079)  
MARCH 25, 1976

BY ROBERT M. CARR

S-5418

1 Amend the Doderer amendment, S-5289, to House  
2 File 628 as follows;  
3 1. Page 1, line 10, by adding after the word  
4 "roadway" the words "provided that such bus shall not  
5 proceed more than five hundred (500) feet on such  
6 private road."

S-5418 FILED & ADOPTED (1079)  
MARCH 25, 1976

BY BERL E. PRIEBE

S-5419

1 Amend House File 628 as follows:  
2 1. Page 3, by adding after line 10, the fol-  
3 lowing:  
4 "Sec. \_\_\_\_ . The sections of this Act amending  
5 section two hundred eighty-five point one (285.1),  
6 subsection five (5), Code 1975; section two hundred  
7 eighty-five point two (285.2), unnumbered paragraph  
8 four (4), Code 1975; section two hundred eighty-five  
9 point one (285.1), subsection three (3), Code 1975;  
10 and section two hundred eighty-five point one (285.1),  
11 subsection seventeen (17) being deemed of immediate  
12 importance, shall take effect and be in force from  
13 and after its publication in The Fremont Gazette, a  
14 newspaper published in Fremont, Iowa, and in The Re-  
15 cord, a newspaper published in Cedar Falls, Iowa."

S-5419 FILED & ADOPTED (1079)

MARCH 25, 1976 *Reconsidered and withdrawn* BY LUCAS J. DE KOSTER  
*5/10 (1820)*