

FILED JAN 28 1976

SENATE FILE 1067

By COMMITTEE ON HUMAN RESOURCES

Passed Senate, Date 2-2-76 (p. 216) Passed House, Date 4-5-76 (1621)

Vote: Ayes 48 Nays 1 Vote: Ayes 80 Nays 8

Approved 5-28-76

*Re-passed Senate per House amendment Motion to reconsider lost 4/5 (1622)*  
*as amended 4-13-76 (1289)* *Re-passed House per Senate amended as amended*  
48-0 5-5-76 (page 2450)  
81-3

# A BILL FOR

1 An Act relating to issuance of special identification devices  
2 which may be used to identify motor vehicles operated by or  
3 being used to transport physically handicapped persons, and  
4 to use by motor vehicles so identified of specially desig-  
5 nated parking places, and authorizing imposition of a penalty.

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

7 *Re-passed Senate per 4th Amendment* *Re-passed House per 4th Amendment*  
8 5-17-76 (p. 2002) 5-19-76 (p. 2962)  
9 43-0 91-0

S-5049

1 Amend Senate File 1067 as follows:  
2 1. Page 1, line 23, by striking the word  
3 "shall" and inserting in lieu thereof the word  
4 "may".

S-5049 FILED - *Adopted 27-22* 2/2/76 BY JAMES W. GRIFFIN, SR.  
FEBRUARY 2, 1976

H-6141

1 Amend Senate File 1067 as follows:  
2 1. By striking lines 26 through 28 on page 1  
3 and inserting in lieu thereof the following:  
4 "issued under this section. The use of park-  
5 ing spaces".

H-6141 FILED - *Adopted 4/5* BY JUNKER of Woodbury  
APRIL 5, 1976 (1621)

1 Section 1. Chapter three hundred twenty-one (321), Code  
2 1975, is amended by adding the following new section:

3 NEW SECTION. SPECIAL IDENTIFICATION DEVICES FOR HANDI-  
4 CAPPED PERSONS.

5 1. A special identification device bearing the  
6 international symbol of accessibility may be displayed in  
7 a motor vehicle being used, either as operator or passenger,  
8 by an individual who is confined to a wheelchair or is  
9 otherwise so physically handicapped that he or she has  
10 significant difficulty or insecurity in walking. The devices  
11 shall be of uniform design and fabricated of durable material,  
12 suitable for display from within the passenger compartment  
13 of a motor vehicle, and readily transferable from one vehicle  
14 to another. They shall be acquired by the department and  
15 sold at cost to persons who are physically handicapped to  
16 the extent described in this section, upon application on  
17 forms prescribed by the department. Before delivering a  
18 special identification device to a purchaser, the department  
19 shall permanently affix to the device a unique number which  
20 may be used by the department to identify that individual  
21 purchaser.

22 2. A city or other political subdivision which provides  
23 on-street parking areas or off-street parking facilities shall  
24 set aside special parking places designated only for parking  
25 motor vehicles displaying a special identification device  
26 issued under this section. Such parking places shall be no  
27 less than twelve feet wide, except in the case of parallel  
28 parking spaces on public streets. The use of parking spaces  
29 so designated by a motor vehicle not displaying such a device,  
30 or by a motor vehicle displaying such a device but not being  
31 used as operator or passenger by the individual to whom the  
32 device has been issued or another individual physically  
33 handicapped to the extent described by this section, shall  
34 be a misdemeanor for which a fine not to exceed one hundred  
35 dollars may be imposed. Proof of conviction of three or more



H-5548

1 Amend Senate File 1067 as amended and passed by  
2 the Senate as follows:

3 1. Page 1, line 23, by striking the word "may" A  
4 and inserting in lieu thereof the word "shall".

5 2. Page 2, by striking lines 4 through 15 and B  
6 inserting in lieu thereof the following:

7 "3. The department shall promulgate rules:

8 a. Establishing procedure for applying to the  
9 department for issuance of a special identification  
10 device under this section.

11 b. Requiring persons issued special identification  
12 devices to furnish evidence at appropriate intervals  
13 that they remain physically handicapped to the extent  
14 described by subsection one (1) of this section.

15 c. Establishing standards for dimensions and  
16 general location of parking spaces, which must be  
17 followed by cities and other political subdivisions  
18 in complying with subsection two (2) of this section.

19 d. Governing the manner in which special  
20 identification devices are to be displayed in motor  
21 vehicles parked in spaces designated under subsection  
22 two (2) of this section."

H-5548 FILED BY COMMITTEE ON HUMAN RESOURCES  
MARCH 5, 1976 HIGGINS of Scott, Chair

*Adopted 4/5 (1619)*

HOUSE AMENDMENT TO SENATE FILE 1067

S-5472

1 Amend Senate File 1067 as amended and passed  
2 by the Senate as follows:

3 1. Page 1, line 23, by striking the word "may" A  
4 and inserting in lieu thereof the word "shall".

5 2. By striking lines 26 through 28 on page 1 B  
6 and inserting in lieu thereof the following:

7 "issued under this section. The use of parking  
8 spaces".

9 3. Page 2, by striking lines 4 through 15 and C  
10 inserting in lieu thereof the following:

11 "3. The department shall promulgate rules:

12 a. Establishing procedure for applying to the  
13 department for issuance of a special identification  
14 device under this section.

15 b. Requiring persons issued special identification  
16 devices to furnish evidence at appropriate intervals  
17 that they remain physically handicapped to the  
18 extent described by subsection one (1) of this  
19 section.

20 c. Establishing standards for dimensions and  
21 general location of parking spaces, which must be  
22 followed by cities and other political subdivisions  
23 in complying with subsection two (2) of this section.

24 d. Governing the manner in which special  
25 identification devices are to be displayed in motor  
26 vehicles parked in spaces designated under sub-  
27 section two (2) of this section."

S-5472 FILED - A- *Referred to Concur 4/13 (1283)* Senate amended and Concurred 4/13 (1289)  
APRIL 7, 1976 B- *Concurred* RECEIVED FROM THE HOUSE  
C- *Deferred*

1 Amend the House amendment S-5472 to Senate File  
 2 1067 as amended and passed by the Senate as follows:  
 3 1. Line 20, by inserting after the word "Establish- 5512A  
 4 ing" the word "advisory". ADOPTED  
 5 2. Line 21, by striking the words "which must"  
 6 and inserting in lieu thereof the word "to".  
 7 3. Line 22, by striking the word "followed" and 5512B  
 8 inserting in lieu thereof the word "considered". ADOPTED  
 9 4. Line 23, by striking the words "in complying 5512A (cont'd)  
 10 with" and inserting in lieu thereof the words "which ADOPTED  
 11 elect to proceed under".

S-5512 FILED - *Adopted 4/13 (1289)*  
 APRIL 13, 1976

BY PHILIP B. HILL  
 CHARLES P. MILLER

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 1067

H-6309

1 Amend the House amendment S-5472 to Senate File  
 2 1067 as amended and passed by the Senate as follows:  
 3 1. Line 20, by inserting after the word "Establish-  
 4 ing" the word "advisory".  
 5 2. Line 21, by striking the words "which must"  
 6 and inserting in lieu thereof the word "to".  
 7 3. Line 22, by striking the word "followed" and  
 8 inserting in lieu thereof the word "considered".  
 9 4. Line 23, by striking the words "in complying  
 10 with" and inserting in lieu thereof the words "which  
 11 elect to proceed under".

H-6309 FILED  
 RECEIVED FROM SENATE  
 APRIL 15, 1976

*House amended and concurred 5/5 (p. 2449)*

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE  
 AMENDMENT TO HOUSE AMENDMENT TO  
 SENATE FILE 1067

H-6734

1 Amend the House amendment S-5713, to Senate  
 2 amendment H-6309 to the House amendment to Senate  
 3 File 1067 as amended and passed by the Senate, as  
 4 follows:  
 5 1. Line 6 of amendment S-5713, by striking the  
 6 word and figure "and 4" and inserting in lieu thereof  
 7 the word and figure "through 3".  
 8 2. Line 13 of amendment S-5713, by striking the  
 9 second set of quotation marks following the period  
 10 in that line.  
 11 3. By inserting after line 13 of amendment S-5713  
 12 the following:  
 13 "2. Page 1, by striking lines 26 through 29 and  
 14 inserting in lieu thereof the following: "issued  
 15 under this section. The use of parking spaces which  
 16 are so designated and are located on public property  
 17 by a motor vehicle not displaying such a device,"."

H-6734 FILED  
 RECEIVED FROM SENATE  
 MAY 18, 1976

*House concurred 5/19/76*

SENATE FILE 1067

H-6399

1 Amend the Senate amendment H-6309 to the House  
 2 amendment to Senate File 1067 as amended and passed  
 3 by the Senate as follows:  
 4 1. By inserting after line 2 of the Senate  
 5 amendment the following new section:  
 6 "1. By striking lines 3 and 4 of the House  
 7 amendment and inserting in lieu thereof the following:  
 8 "1. Page 1, by striking line 23 and inserting  
 9 in lieu thereof the words "on-street parking areas  
 10 or off-street parking facilities shall in all cases  
 11 where so required by chapters one hundred three A  
 12 (103A) and one hundred four A (104A) of the Code,  
 13 and may in all other cases, "."  
 14 2. By renumbering the succeeding sections of the  
 15 Senate amendment in accordance with the foregoing  
 16 amendment.  
 17 3. By inserting after line 11 of the Senate  
 18 amendment the following new section:  
 19 "6. Line 23, by inserting after the word "section."  
 20 the words "The advisory standards promulgated under  
 21 this paragraph shall not unnecessarily duplicate and  
 22 shall not conflict with standards promulgated pursuant  
 23 to chapters one hundred three A (103A) and one hundred  
 24 four A (104A) of the Code."

H-6399 FILED - *Adopted 5/5* BY READINGER of Polk  
 APRIL 23, 1976 (*2449*)

HOUSE AMENDMENT TO SENATE AMENDMENT TO  
 HOUSE AMENDMENT TO SENATE FILE 1067

S-5713

1 Amend the Senate amendment H-6309 to the House  
 2 amendment to Senate File 1067 as amended and passed  
 3 by the Senate as follows:  
 4 1. By inserting after line 2 of the Senate  
 5 amendment the following new section:  
 6 "1. By striking lines 3 and 4 of the House  
 7 amendment and inserting in lieu thereof the following:  
 8 "1. Page 1, by striking line 23 and inserting  
 9 in lieu thereof the words "on-street parking areas  
 10 or off-street parking facilities shall in all cases  
 11 where so required by chapters one hundred three A  
 12 (103A) and one hundred four A (104A) of the Code,  
 13 and may in all other cases, "."  
 14 2. By renumbering the succeeding sections of the  
 15 Senate amendment in accordance with the foregoing  
 16 amendment.  
 17 3. By inserting after line 11 of the Senate  
 18 amendment the following new section:  
 19 "6. Line 23, by inserting after the word "section."  
 20 the words "The advisory standards promulgated under  
 21 this paragraph shall not unnecessarily duplicate and  
 22 shall not conflict with standards promulgated pursuant  
 23 to chapters one hundred three A (103A) and one hundred  
 24 four A (104A) of the Code."

S-5713 FILED - *Senate amended and Concurred 5/17 (2002)*  
 MAY 7, 1976

RECEIVED FROM THE HOUSE

SENATE FILE 1067

S-5776

1 Amend the House amendment S-5713, to Senate  
2 amendment H-6309 to the House amendment to Senate  
3 File 1067 as amended and passed by the Senate, as  
4 follows:  
5 1. Line 6 of amendment S-5713, by striking the  
6 word and figure "and 4" and inserting in lieu thereof  
7 the word and figure "through 8".  
8 2. Line 13 of amendment S-5713, by striking the  
9 second set of quotation marks following the period  
10 in that line.  
11 3. By inserting after line 13 of amendment S-5713  
12 the following:  
13 "2. Page 1, by striking lines 26 through 29 and  
14 inserting in lieu thereof the following: "issued  
15 under this section. The use of parking spaces which  
16 are so designated and are located on public property  
17 by a motor vehicle not displaying such a device,"."

S-5776 FILED - *Adopted 5/17 (2002)* BY KENNETH D. SCOTT  
MAY 13, 1976 JAMES W. GRIFFIN, SR.

## AN ACT

RELATING TO ISSUANCE OF SPECIAL IDENTIFICATION DEVICES WHICH MAY BE USED TO IDENTIFY MOTOR VEHICLES OPERATED BY OR BEING USED TO TRANSPORT PHYSICALLY HANDICAPPED PERSONS, AND TO USE BY MOTOR VEHICLES SO IDENTIFIED OF SPECIALLY DESIGNATED PARKING PLACES, AND AUTHORIZING IMPOSITION OF A PENALTY.

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

Section 1. Chapter three hundred twenty-one (321), Code 1975, is amended by adding the following new section:

NEW SECTION. SPECIAL IDENTIFICATION DEVICES FOR HANDICAPPED PERSONS.

1. A special identification device bearing the international symbol of accessibility may be displayed in a motor vehicle being used, either as operator or passenger, by an individual who is confined to a wheelchair or is otherwise so physically handicapped that he or she has significant difficulty or insecurity in walking. The devices shall be of uniform design and fabricated of durable material, suitable for display from within the passenger compartment of a motor vehicle, and readily transferable from one vehicle to another. They shall be acquired by the department and sold at cost to persons who are physically handicapped to the extent described in this section, upon application on forms prescribed by the department. Before delivering a special identification device to a purchaser, the department shall permanently affix to the device a unique number which may be used by the department to identify that individual purchaser.

2. A city or other political subdivision which provides on-street parking areas or off-street parking facilities shall

in all cases where so required by chapters one hundred three A (103A) and one hundred four A (104A) of the Code, and may in all other cases, set aside special parking places designated only for parking motor vehicles displaying a special identification device issued under this section. The use of parking spaces which are so designated and are located on public property by a motor vehicle not displaying such a device, or by a motor vehicle displaying such a device but not being used as operator or passenger by the individual to whom the device has been issued or another individual physically handicapped to the extent described by this section, shall be a misdemeanor for which a fine not to exceed one hundred dollars may be imposed. Proof of conviction of three or more such violations involving improper use of the same special identification device shall be grounds for revocation by the department of the holder's privilege to use the device.

3. The department shall promulgate rules:

a. Establishing procedure for applying to the department for issuance of a special identification device under this section.

b. Requiring persons issued special identification devices to furnish evidence at appropriate intervals that they remain physically handicapped to the extent described by subsection one (1) of this section.

c. Establishing advisory standards for dimensions and general location of parking spaces, to be considered by cities and other political subdivisions which elect to proceed under subsection two (2) of this section. The advisory standards promulgated under this paragraph shall not unnecessarily duplicate and shall not conflict with standards promulgated pursuant to chapters one hundred three A (103A) and one hundred four A (104A) of the Code.

d. Governing the manner in which special identification devices are to be displayed in motor vehicles parked in spaces designated under subsection two (2) of this section.

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ARTHUR A. NEU  
President of the Senate

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DALE M. COCHRAN  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 1067, Sixty-sixth General Assembly.

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STEVEN C. CROSS  
Secretary of the Senate

Approved May 28, 1976

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ROBERT D. RAY  
Governor