

FEB 2 1977

HOUSE FILE 112

House File 112 ^{2/25}
Judiciary and Law
Enforcement
Patchett, chair
Branstad
Woods

enforcement Do Pass 5/3 (1900) By

PELLETT, SPENCER, HANSEN,
LINDEEN, CRABB, WYCKOFF,
HARBOR, KOGLER, HIGGINS,
SHIMANEK, DAGGETT, STEPHENS,
DANKER, MENKE, DIELEMAN,
MILLER of Calhoun, WELLS,
WEST, BROCKETT, EVANS,
WOODS, CHIODO, BAKER,
DAVITT, GRIFFEE, ANDERSON,
DEN HERDER, HALVORSON,
WELDEN, DUNTON, MILLEN,
DOYLE, LAGESCHULTE, KRAUSE,
HINKHOUSE, HOWELL, BENNETT,
SCHNEKLOTH, MIDDLESWART,
BRANSTAD, HULLINGER, CLARK
of Cerro Gordo, STROMER,
TOFTE, MILLER of Buchanan
and GILSON

Law. Judiciary 5/20/77 Do pass per 5525 4/11

HOUSE FILE 112

Judiciary
Willits, Chairperson
P. Hill
Redmond

Passed House, Date 5-20-77 (p. 2538) Passed Senate, Date 4-27-78 (p. 1064)

Vote: Ayes 63 Nays 30 Vote: Ayes 32 Nays 14

Approved June 29 1978

Proposed House 5-9-78 (p. 2361) 61-33 *That is to amend Sec. 1064 w.d. 5/3 (p. 1210, 1213)*

A BILL FOR

5671
5672

1 An Act establishing the legal age for the sale to and con-
2 ~~sumption of beer and alcoholic beverages~~ at nineteen
3 years of age.

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

5
6
7
8
9
10
11
12
13
14
15

112

5671 1 Section 1. Section one hundred twenty-three point three
5694 2 (123.3), subsection thirty-three (33), Code 1977, is amended
3 to read as follows:

5636 4 33. "Legal age" means eighteen nineteen years of age or
5673 5 more.
5672

5681, 5547
5671 6 Sec. 2. The provisions of this Act shall not apply to
5674 7 persons who were born on or before June 30, 1959.
5696
5701 8

EXPLANATION

9 This bill changes the legal age to consume or purchase
10 beer or alcoholic beverages from eighteen years of age to
11 nineteen, but does not apply to those persons who were born
12 on or before June 30, 1959.

HOUSE FILE 112
FISCAL NOTE

Date: April 27, 1978
Requested by: Senator James Redmond

In compliance with a written request received April 27, 19 78, there is
hereby submitted a Fiscal Note for House File 112 pursuant to Joint Rule 16.
Background information used in developing this Fiscal Note is available from the
Legislative Fiscal Bureau, to members of the Legislature upon request.

House File 112, An Act relating to establishing the legal age
for the sale to and consumption of beer and alcoholic beverages
at nineteen years of age.

The intent of the bill would decrease the amount of beer and
alcoholic beverages that could be legally consumed. We are not
able to determine the loss of sales and therefore can't determine
the loss of revenue.

FILED
APRIL 27, 1978

BY DENNIS C. PROUTY
LEGISLATIVE FISCAL BUREAU

31
32
33
34
35

LSB 13H
zz/rh/8A

S-5671

1 Amend House File 112 as passed by the House as
2 follows:
3 1. Page 1, by inserting before line 1 the
4 following:
5 "Sec. _____. Section forty-eight point twenty-seven
6 (48.27), subsection three (3), paragraph b, Code 1977
7 Supplement, is amended to read as follows:
8 b. Mobile deputy registrars shall be persons of
9 known good character who are at least eighteen nineteen
10 years of age and who are familiar with the registration
11 laws of the state. Mobile deputy registrars shall
12 be persons who have clear handwriting and who exhibit
13 to the commissioner the capability for making records
14 in a neat and accurate manner. The commissioner may
15 require a handwriting sample to insure that this
16 requirement is fulfilled.
17 Sec. _____. Section sixty-eight B point nine (68B.9),
18 Code 1977, is amended to read as follows:
19 68B.9 ACTIONS COMMENCED. Actions to enforce the
20 provisions of this chapter may be commenced by any
21 legal resident of the state of Iowa who is eighteen
22 nineteen years of age or more at the time of commencing
23 the action or by the attorney general.
24 Sec. _____. Section eighty A point five (80A.5),
25 subsection one (1), Code 1977, is amended to read
26 as follows:
27 1. That the applicant is at least eighteen nineteen
28 years of age.
29 Sec. _____. Section eighty B point eleven (80B.11),
30 subsection one (1), Code 1977, is amended to read
31 as follows:
32 1. Minimum entrance requirements, minimum
33 qualifications for instructors, course of study,
34 attendance requirements, and equipment and facilities
35 required at approved law enforcement training schools.
36 Minimum age requirements for entrance to approved
37 law enforcement training schools shall be eighteen
38 nineteen years of age.
39 Sec. _____. Section eighty-five point thirty-one
40 (85.31), subsection one (1), paragraph b, Code 1977,
41 is amended to read as follows:
42 b. To any child of the deceased until the child
43 shall reach the age of eighteen nineteen, provided
44 that a child beyond eighteen nineteen years of age
45 shall receive benefits to the age of twenty-five if
46 actually dependent, and the fact that a child is under
47 twenty-five years of age and is enrolled as a full-
48 time student in any accredited educational institution
49 shall be a prima facie showing of actual dependency.
50 Sec. _____. Section eighty-five point forty-two

1 (85.42), subsection two (2), Code 1977, is amended
2 to read as follows:

3 2. A child or children under eighteen nineteen
4 years of age, and over said age if physically or
5 mentally incapacitated from earning, whether actually
6 dependent for support or not upon the parent at the
7 time of his or her death. An adopted child or children
8 shall be regarded the same as issue of the body.
9 A child or children, as used herein, shall also include
10 any child or children conceived but not born at the
11 time of the employee's injury, and any compensation
12 payable on account of any such child or children shall
13 be paid from the date of their birth. A stepchild
14 or stepchildren shall be regarded the same as issue
15 of the body only when the stepparent has actually
16 provided the principal support for such child or
17 children.

18 Sec. ____ . Section ninety point one (90.1), Code
19 1977, is amended to read as follows:

20 90.1 PETITION FOR APPOINTMENT. When any dispute
21 arises between any person, firm, corporation, or
22 association of employers and their employees or
23 association of employees, of this state, except
24 employers or employees having trade relations directly
25 or indirectly based upon interstate trade relations
26 operating through or by state or international boards
27 of conciliation, which has or is likely to cause a
28 strike or lockout, involving ten or more wage earners,
29 and which does or is likely to interfere with the
30 due and ordinary course of business, or which menaces
31 the public peace, or which jeopardizes the welfare
32 of the community, and the parties thereto are unable
33 to adjust the same, either or both parties to the
34 dispute, or the mayor of the city, or the chairman
35 of the board of supervisors of the county in which
36 said employment is carried on, or on petition of any
37 twenty-five citizens thereof over the age of eighteen
38 nineteen years, or the labor commissioner, after
39 investigation, may make written application to the
40 governor for the appointment of a board of arbitration
41 and conciliation, to which board such dispute may
42 be referred under the provisions of this chapter;
43 and the manager of the business of any person, firm,
44 corporation, or association of such employers, or
45 any organization representing such employees, or if
46 such employees are not members of any organization,
47 then a majority of such employees affected may make
48 the application as provided in this chapter, but in
49 no case shall more than twenty employees be required
50 to join in such application.

1 Sec. _____. Section ninety-two point eight (92.8),
2 unnumbered paragraph one (1), Code 1977, is amended
3 to read as follows:

4 No person under eighteen nineteen years of age
5 shall be employed or permitted to work with or without
6 compensation at any of the following occupations or
7 business establishments:

8 Sec. _____. Section ninety-two point nineteen
9 (92.19), unnumbered paragraph one (1), Code 1977,
10 is amended to read as follows:

11 No parent, guardian, or other person, having under
12 his or her control any person under eighteen nineteen
13 years of age, shall willfully permit said person to
14 work or be employed in violation of the provisions
15 of this chapter.

16 Sec. _____. Section ninety-two point twenty-one
17 (92.21), unnumbered paragraph three (3), Code 1977,
18 is amended to read as follows:

19 It shall be the duty of the committee to hold
20 public hearings, to formulate rules more specifically
21 defining the occupations and equipment permitted or
22 prohibited herein, to determine occupations for which
23 work permits shall be required, and to issue general
24 and special orders prohibiting or allowing the
25 employment of persons under eighteen nineteen years
26 of age in any place of employment hazardous to the
27 health, safety, and welfare of such persons as defined
28 in this chapter.

29 Sec. _____. Section ninety-two point twenty-three
30 (92.23), Code 1977, is amended to read as follows:

31 92.23 GROUP INSURANCE. Anyone under the age of
32 eighteen nineteen and subject to this chapter employed
33 in the street trades who sells or delivers the product
34 or service of another and who is designated in such
35 capacity as an independent contractor shall be provided
36 participation, if he or she desires it at group rate
37 cost, in group insurance for medical, hospital, nursing
38 and doctor expenses incurred as a result of injuries
39 sustained arising out of and in the course of selling
40 or delivering such product or service by the person,
41 firm or corporation whose product or service is so
42 delivered.

43 Sec. _____. Section ninety-six point nineteen
44 (96.19), subsection seven (7), paragraph g,
45 subparagraph six (6), Code 1977, is amended to read
46 as follows:

47 (6) Service performed by an individual in the
48 employ of his or her son, daughter, or spouse, and
49 service performed by a child under the age of eighteen
50 nineteen in the employ of his or her father or mother.

1 Sec. ____ . Section ninety-seven A point six (97A.6),
2 subsection eight (8), paragraphs b, d, e and f, Code
3 1977, are amended to read as follows:
4 b. An amount equal to fifty percent of the
5 compensation earned by the member during the year
6 immediately preceding the member's death if the member
7 is in service or an amount equal to fifty percent
8 of the compensation earned by the member during the
9 member's last year of service if the member is not
10 in service; or
11 If there be no such nomination of beneficiary,
12 the benefits provided in paragraphs "a" and "b" of
13 this subsection 8 shall be paid to the member's estate;
14 or in lieu thereof, at the option of the following
15 beneficiaries, respectively, even though nominated
16 as such, for a member in service there shall be paid
17 a pension which, together with the actuarial equivalent
18 of the member's accumulated contributions, shall be
19 equal to one-fourth of the average final compensation
20 of such member, but in no instance less than fifty
21 dollars per month or for a member not in service the
22 pension shall be reduced as provided in subsection
23 1, paragraph "c", of this section and shall be paid
24 commencing when the member would have attained the
25 age of fifty-five except if there is a child of the
26 member under the age of eighteen nineteen, or under
27 the age of twenty-two who is a full-time student,
28 or who is disabled, under the definitions used in
29 section 402 of the Social Security Act as amended
30 to July 1, 1976 (42 U.S.C. 402) the pension shall
31 be paid commencing with the member's death until the
32 children reach the age of eighteen nineteen, or twenty-
33 two if applicable, and shall resume commencing when
34 the member would have attained the age of fifty-five;
35 d. If there be no surviving spouse, or if the
36 spouse dies or remarries before any child of such
37 deceased member shall have attained the age of eighteen
38 nineteen years, then to the guardian of the member's
39 child or children under said age, divided in such
40 manner as the board of trustees in its discretion
41 shall determine, to continue as a joint and survivor
42 pension until every such child dies or attains the
43 age of eighteen nineteen; or
44 e. If there be no surviving spouse or child under
45 age eighteen nineteen, then to the member's dependent
46 father or mother, as the board of trustees in its
47 discretion shall determine, to continue until
48 remarriage or death.
49 f. In addition to the benefits herein enumerated,
50 there shall also be paid for each child of a member

1 under the age of eighteen nineteen years the sum of
2 twenty dollars per month.

3 Sec. ____ . Section ninety-seven A point six (97A.6),
4 subsection nine (9), paragraphs c and d, Code 1977,
5 are amended to read as follows:

6 c. If there be no surviving spouse, children under
7 the age of eighteen nineteen years or dependent parent
8 surviving such deceased member, the death shall be
9 treated as an ordinary death case and the benefit
10 payable in accordance with the provisions of subsection
11 8, paragraph "b" of this section, in lieu of the
12 pension provided in paragraph "b" of this subsection
13 9, shall be paid to the member's estate.

14 d. In addition to the benefits for the surviving
15 spouse herein enumerated, there shall also be paid
16 for each dependent child of a member under the age
17 of eighteen nineteen years the sum of twenty dollars
18 per month.

19 Sec. ____ . Section ninety-seven A point six (97A.6),
20 subsection thirteen (13), paragraphs a and b, Code
21 1977, are amended to read as follows:

22 a. To the member's surviving spouse to continue
23 so long as said party remains unmarried, equal to
24 one-half the amount received by such deceased
25 beneficiary, but in no instance less than fifty dollars
26 per month, and in addition thereto the sum of twenty
27 dollars per month for each child under eighteen
28 nineteen years of age; or

29 b. In the event of the death of the spouse either
30 prior or subsequent to the death of the member, to
31 the guardian of each surviving child under eighteen
32 nineteen years of age, in the sum of twenty dollars
33 per month for the support of such child.

34 Sec. ____ . Section ninety-eight point two (98.2),
35 Code 1977, is amended to read as follows:

36 98.2 SALE OR GIFT TO CERTAIN MINORS PROHIBITED.
37 No person shall furnish to any minor under eighteen
38 nineteen years of age by gift, sale, or otherwise,
39 any cigarette or cigarette paper, or any paper or
40 other substance made or prepared for the purpose of
41 use in making of cigarettes. No person shall directly
5668- 42 or indirectly by himself or agent sell, barter, or
43 give to any minor under eighteen nineteen years of
44 age any tobacco in any other form whatever except
45 upon the written order of ~~his~~ the minor's parent or
46 guardian or the person in whose custody ~~he~~ the minor
47 is.

48 Sec. ____ . Section ninety-eight point four (98.4),
49 Code 1977, is amended to read as follows:

50 98.4 MINORS REQUIRED TO GIVE INFORMATION. Any

1 minor under eighteen nineteen years of age in any
2 place other than at the home of his or her parent
3 or parents, being in the possession of a cigarette
4 or cigarette papers, shall be required at the request
5 of any peace officer, juvenile court officer, truant
6 officer, or teacher in any school to give information
7 as to where he or she obtained such article.

8 Sec. _____. Section ninety-eight point five (98.5),
9 unnumbered paragraph one (1), Code 1977, is amended
10 to read as follows:

11 Any minor under eighteen nineteen years of age
12 refusing to give information as required by section
13 98.4 shall be guilty of a misdemeanor. Said minor
14 shall be certified by the magistrate before whom the
15 case is tried, to the juvenile court of the county
16 for such action as said court shall deem proper.

17 Sec. _____. Section one hundred six point twelve
18 (106.12), subsection six (6), Code 1977, is amended
19 to read as follows:

20 6. No owner or operator of any vessel propelled
21 by a motor of more than six horsepower shall permit
22 any person under twelve years of age to operate such
23 vessel except when accompanied by a responsible person
24 of at least eighteen nineteen years of age who is
25 experienced in motorboat operation.

26 Sec. _____. Section one hundred six point twenty-
27 two (106.22), unnumbered paragraph two (2), Code 1977,
28 is amended to read as follows:

29 Any person desiring a pilot's or engineer's license
30 shall file an application with the commission upon
31 forms prepared and furnished by the commission. Such
32 license may be issued by the commission only upon
33 recommendation of an officer duly authorized by the
34 commission. Before the officer recommends such a
35 license, he or she shall investigate the competency
36 of the applicant, ~~his~~ the applicant's acquaintance
37 with and experience in boat work, ~~his~~ habits as to
38 sobriety, ~~his~~ mental and physical qualifications for
39 the work, ~~his~~ acquaintance with the waters for which
40 application to operate upon is made, ~~his~~ familiarity
41 with the laws and regulations pertaining to the vessel
42 operation and all other pertinent matters. Such
43 license shall not be issued to anyone under eighteen
44 nineteen years of age.

45 Sec. _____. Section one hundred seventeen point
46 fifteen (117.15), unnumbered paragraph two (2), Code
47 1977, is amended to read as follows:

48 Every applicant for a license as a real estate
49 broker, salesperson or apprentice salesperson shall
50 be of the age of eighteen nineteen years or over.

1 Provided, however, an applicant shall not be ineligible
2 because of citizenship, sex, race, religion, marital
3 status or national origin, although the application
4 form may require citizenship information. The
5 commission may consider the past felony record of
6 an applicant only if the felony conviction relates
7 directly to the practice of real estate selling.
8 Character references may be required but shall not
9 be obtained from licensed real estate brokers,
10 salespersons or apprentice salespersons."

11 2. Page 1, by inserting after line 5 the following:
12 "Sec. _____. Section one hundred forty-two A point
13 two (142A.2), subsection one (1), Code 1977, is amended
14 to read as follows:

15 1. Any individual of sound mind and ~~eighteen~~
16 nineteen years of age or more may give all or any
17 part of his or her body for any purposes specified
18 in section 142A.3, the gift to take effect upon death.

19 Sec. _____. Section two hundred four point four
20 hundred six (204.406), Code 1977 Supplement, is amended
21 to read as follows:

22 204.406 DISTRIBUTION TO PERSONS UNDER AGE ~~EIGHTEEN~~
23 NINETEEN. Any person who is ~~eighteen~~ nineteen years
24 of age or over who violates section 204.401, subsection
25 1, by distributing a substance listed in schedule
26 I or II, which is a narcotic drug, to a person under
27 ~~eighteen~~ nineteen years of age, shall be guilty of
28 a class "B" felony, however the minimum time to be
29 served before parole may be granted shall be five
30 years. Any person who is ~~eighteen~~ nineteen years
31 of age or over who violates section 204.401, subsection
32 1, by distributing any other controlled substance
33 listed in schedules I, II, or III, to a person under
34 ~~eighteen~~ nineteen years of age who is at least three
35 years his or her junior shall be guilty of a class
36 "C" felony. Any person who is ~~eighteen~~ nineteen years
37 of age or over who violates section 204.401, subsection
38 1 by distributing any controlled substance listed
39 in schedules IV and V to a person under ~~eighteen~~
40 nineteen years of age who is at least three years
41 his or her junior shall be guilty of an aggravated
42 misdemeanor.

43 Sec. _____. Section two hundred twenty-two point
44 seventy-eight (222.78), Code 1978, is amended to read
45 as follows:

46 222.78 PARENTS AND OTHERS LIABLE FOR SUPPORT.
47 The father and mother of any person admitted or
48 committed to a hospital-school or to a special unit,
49 as either an inpatient or an outpatient, and any
50 person, firm, or corporation bound by contract

1 hereafter made for support of such person shall be
2 and remain liable for the support of such person.
3 Such person and those legally bound for the support
4 of the person shall be liable to the county for all
5 sums advanced by the county to the state under the
6 provisions of sections 222.60 and 222.77. The
7 liability of any person, other than the patient, who
8 is legally bound for the support of any patient under
9 eighteen nineteen years of age in a hospital-school
10 or a special unit shall in no instance exceed the
11 average minimum cost of the care of a normally
12 intelligent, nonhandicapped minor of the same age
13 and sex as such minor patient. The state director
14 shall establish the scale for this purpose but the
15 scale shall not exceed the standards for personal
16 allowances established by the state division under
17 the aid to dependent children program. Provided
18 further that the father or mother of such person shall
19 not be liable for the support of such person after
20 such person attains the age of eighteen nineteen years
21 and that the father or mother shall incur liability
22 only during any period when the father or mother
23 either individually or jointly receive a net income
24 from whatever source, commensurate with that upon
25 which they would be liable to make an income tax
26 payment to this state. Nothing in this section shall
27 be construed to prevent a relative or other person
28 from voluntarily paying the full actual cost as
29 established by the state director for caring for such
30 mentally retarded person.

31 Sec. _____. Section two hundred thirty point fifteen
32 (230.15), unnumbered paragraph one (1), Code 1977,
33 is amended to read as follows:

34 Mentally ill persons and persons legally liable
35 for their support shall remain liable for the support
36 of such mentally ill. Persons legally liable for
37 the support of a mentally ill person shall include
38 the spouse of the mentally ill person, any person,
39 firm, or corporation bound by contract for support
40 of the mentally ill person, and, with respect to
41 mentally ill persons under eighteen nineteen years
42 of age only, the father and mother of the mentally
43 ill person. The county auditor, subject to the
44 direction of the board of supervisors, shall enforce
45 the obligation herein created as to all sums advanced
46 by the county. The liability to the county incurred
47 under this section on account of any mentally ill
48 person shall be limited to one hundred percent of
49 the cost of care and treatment of the mentally ill
50 person at a state mental health institute for one

1 hundred twenty days of hospitalization, whether
2 occurring subsequent to a single admission or
3 accumulated as a consequence of two or more separate
4 admissions, and thereafter to an amount not in excess
5 of the average minimum cost of the maintenance of
6 a physically and mentally healthy individual residing
7 in his or her own home, which standard shall be
8 established and may from time to time be revised by
9 the department of social services. No lien imposed
10 by section 230.25 shall exceed the amount of the
11 liability which may be incurred under this section
12 on account of any mentally ill person.

13 Sec. _____. Section two hundred thirty-two point
14 two (232.2), subsections three (3) and four (4), Code
15 1977, are amended to read as follows:

16 3. "Minor" or "child" means a person less than
17 ~~eighteen~~ nineteen years of age or a person who is
18 at least ~~eighteen~~ nineteen years of age but less than
19 twenty-one years of age who is regularly attending
20 an approved school in pursuance of a course of study
21 leading to a high school diploma or its equivalent,
22 or regularly attending a course of vocational or
23 technical training either as a part of a regular
24 school program or under special arrangements adapted
25 to the individual person's needs.

26 4. "Adult" means a person ~~eighteen~~ nineteen years
27 of age or older.

28 Sec. _____. Section two hundred thirty-two point
29 twenty (232.20), Code 1977, is amended to read as
30 follows:

31 232.20 NOTICE TO COURT BY CUSTODIAN OF JAIL.
32 The sheriff, warden, or other official in charge of
33 a jail or other facility for the detention of adult
34 offenders or persons charged with crimes shall inform
35 the juvenile court immediately when a child who is
36 or appears to be under ~~eighteen~~ nineteen years of
37 age is received at the facility.

38 Sec. _____. Section two hundred thirty-two point
39 thirty-six (232.36), Code 1977, is amended to read
40 as follows:

41 232.36 ORDERS CONTINUE TO MAJORITY OF CHILD.

42 All orders for supervision, custody, or commitment
43 shall be enforced until the minor reaches the age
44 of ~~eighteen~~ nineteen years unless otherwise specified
45 by the court. All orders shall be reviewed by the
46 court at least annually unless the court's jurisdiction
47 has been terminated. The court may make on its own
48 motion or on the motion of an interested party and
49 after notice to the parties and a hearing some other
50 disposition of the case so long as the court retains

1 jurisdiction. However, if termination of parental
2 rights is utilized as another disposition of the case,
3 the provisions of chapter 600A must be followed.

4 Sec. _____. Section two hundred thirty-two point
5 fifty-six (232.56), Code 1977, is amended to read
6 as follows:

7 232.56 RECORDS KEPT SEPARATE. Peace officers'
8 records of children except for offenses exempted from
9 this chapter by law shall be kept separate from the
10 records of persons ~~eighteen~~ nineteen years of age
11 or older. These records shall be public records.

12 Sec. _____. Section two hundred thirty-two point
13 sixty-two (232.62), Code 1977, is amended to read
14 as follows:

15 232.62 CONCURRENT JURISDICTION OF CRIMINAL
16 OFFENSES. The criminal court shall have concurrent
17 jurisdiction with the juvenile court over children
18 less than ~~eighteen~~ nineteen years of age who commit
19 a criminal offense.

20 Sec. _____. Section two hundred thirty-two point
21 sixty-three (232.63), Code 1977, is amended to read
22 as follows:

23 232.63 WHEN JURISDICTION IS EXCLUSIVE. The juvenile
24 court shall have exclusive original jurisdiction,
25 only, in proceedings concerning any child alleged
26 to be delinquent or a child alleged to be in need
27 of assistance, and in proceedings for termination
28 of parental rights under chapter 600A, and in
29 proceedings concerning any minor alleged to have been
30 a delinquent prior to having become ~~eighteen~~ nineteen
31 years of age except as otherwise provided by law.

32 Sec. _____. Section two hundred thirty-two point
33 sixty-four (232.64), Code 1977, is amended to read
34 as follows:

35 232.64 JUVENILES TRANSFERRED--EXCEPTIONS. All
36 juveniles appearing in any court other than the
37 juvenile court and charged with a public offense not
38 exempt by law and who are under ~~eighteen~~ nineteen
39 years of age or who were under ~~eighteen~~ nineteen years
40 of age at the time of the commission of the alleged
41 offense shall immediately be transferred to the
42 juvenile court of the county.

43 Sec. _____. Section two hundred thirty-two point
44 sixty-seven (232.67), Code 1977, is amended to read
45 as follows:

46 232.67 LIMITED JURISDICTION. Jurisdiction obtained
47 by the court in the case of a minor shall be retained
48 by the court until the minor becomes ~~eighteen~~ nineteen
49 years of age unless terminated prior thereto by order
50 of court or provision of law. If a child is referred

1 to the juvenile court because of alleged delinquency
2 by reason of the commission of an indictable offense,
3 the court may withhold an adjudication of delinquency,
4 retain jurisdiction of the child, and place the child
5 on probation until he or she is eighteen nineteen
6 years of age at which time he or she shall be
7 discharged. If the terms of the probation are violated
8 before the person reaches the age of eighteen nineteen
9 years, the court may enter an order referring the
10 alleged commission of an indictable offense to the
11 appropriate prosecuting authority for the proper
12 action under the criminal law.

13 Sec. _____. Section two hundred thirty-three point
14 one (233.1), subsections one (1) and five (5), Code
15 1977, are amended to read as follows:

16 1. To encourage any child under eighteen nineteen
17 years of age to commit any act of delinquency defined
18 in chapter 232 of this title.

19 5. For a parent willfully to fail to support ~~his~~
20 a child under eighteen nineteen years of age whom
21 ~~he the parent~~ has a legal obligation to support.

22 Sec. _____. Section two hundred thirty-four point
23 one (234.1), Code 1977, is amended to read as follows:

24 234.1 DEFINITIONS. As used in this chapter:

25 "Division" or "state division" means the division
26 of child and family services of the department of
27 social services; "director" or "state director" means
28 the director of the division of child and family
29 services of the department of social services; "county
30 board" means the county board of social welfare.

31 "Child" means a person less than eighteen nineteen
32 years of age or a person who is at least eighteen
33 nineteen years of age but less than twenty-one years
34 of age who is regularly attending an approved school
35 in pursuance of a course of study leading to a high
36 school diploma or its equivalent, or regularly
37 attending a course of vocational or technical training
38 either as a part of a regular school program or under
39 special arrangements adapted to the individual person's
40 needs.

41 Sec. _____. Section two hundred thirty-five A point
42 two (235A.2), subsection one (1), Code 1977, is amended
43 to read as follows:

44 1. "Child" means any person under the age of
45 eighteen nineteen years.

46 Sec. _____. Section two hundred thirty-eight point
47 thirty-two (238.32), Code 1977, is amended by adding
48 the following new paragraph:

49 NEW PARAGRAPH. Receive neglected, dependent or
50 delinquent children under nineteen years of age under

1 commitment from the juvenile court and control and
2 dispose of them as provided in this chapter.

3 Sec. ____ Section two hundred thirty-nine point
4 three (239.3), Code 1977, is amended to read as
5 follows:

6 239.3 APPLICATION FOR ASSISTANCE. Application
7 for assistance under this chapter shall be made to
8 the county board of the county in which the dependent
9 child resides or will reside in the event assistance
10 is granted. The application shall be in writing or
11 reduced to writing in the manner and upon the form
12 prescribed by the state director. Such application
13 shall be made by an adult person or a person ~~eighteen~~
14 nineteen years of age or older with whom the dependent
15 child resides or will reside, and shall contain such
16 information as may be required by said application
17 form. One application may be made for several children
18 of the same family if they reside or will reside with
19 the same person.

20 Sec. ____ Section two hundred thirty-nine point
21 five (239.5), unnumbered paragraph three (3), Code
22 1977, is amended to read as follows:

23 The county board, under the supervision of the
24 state department of social services, shall establish
25 services to help families and persons receiving
26 assistance under this chapter to become self-
27 supporting; shall participate in the work and training
28 program established by chapter 249C; and shall co-
29 operate with other public agencies and with private
30 agencies to secure employment, education, and
31 vocational training for members of such families.
32 Assistance, when granted, shall be paid monthly to
33 an adult person or a person ~~eighteen~~ nineteen years
34 of age or older within the specified degrees of
35 relationship and with whom the child is living, from
36 the fund for aid to dependent children established
37 by this chapter, upon the order of the state division,
38 ~~except that.~~ However, the county board may order
39 the assistance payments made to another individual
40 who is interested in or concerned with the welfare
41 of the child or the person with whom the child is
42 living when it has been demonstrated that the person
43 with whom the child is living is unable to manage
44 the assistance payments in the best interest of the
45 child. ~~Such~~ These protective payments shall not be
46 made beyond one year and shall otherwise conform to
47 the regulations established under the provisions of
48 Title IV of the Social Security Act as amended by
49 Public Law 90-248.

50 Sec. ____ Section two hundred forty-two point

1 six (242.6), Code 1977, is amended to read as follows:

2 242.6 CONVICTION FOR CRIME. When a boy or girl
3 over twelve and under ~~seventeen~~ eighteen years of
4 age, of sound mind, is found guilty in the district
5 court of any crime except murder, the court may order
6 the child sent to the state training school for boys,
7 or for girls, as the case may be.

8 Sec. _____. Section two hundred forty-two point
9 eight (242.8), Code 1977, is amended to read as
10 follows:

11 242.8 ARTICLES OF AGREEMENT. Such children shall
12 be so placed under articles of agreement, approved
13 by the state director and signed by the person or
14 persons taking them and by the superintendent. Said
15 articles shall provide for the custody, care,
16 education, maintenance, and earnings of said children
17 for a time to be fixed in said articles, which shall
18 not extend beyond the time when the persons bound
19 shall attain the age of ~~eighteen~~ nineteen years.

20 Sec. _____. Section two hundred forty-two point
21 thirteen (242.13), Code 1977, is amended to read as
22 follows:

23 242.13 BINDING OUT OR DISCHARGE. The binding out
24 or the discharge of an inmate as reformed, or having
25 arrived at the age of ~~eighteen~~ nineteen years, shall
26 be a complete release from all penalties incurred
27 by the conviction for the offense upon which the
28 child was committed to the school.

29 Sec. _____. Section two hundred forty-four point
30 three (244.3), unnumbered paragraph one (1), Code
31 1977, is amended to read as follows:

32 Admission to the home shall be granted to resident
33 children of the state under ~~seventeen~~ eighteen years
34 of age, as follows, giving preference in the order
35 named:

36 Sec. _____. Section two hundred forty-four point
37 seven (244.7), Code 1977, is amended to read as
38 follows:

39 244.7 RULES. All children admitted or committed
40 to the home shall be wards of the state and subject
41 to the rules of the home. Subject to the approval
42 of the state director, any child received under
43 voluntary application may be expelled by the
44 superintendent for disobedience and refusal to submit
45 to proper discipline. Children shall be discharged
46 upon arriving at the age of ~~eighteen~~ nineteen years,
47 or sooner if possessed of sufficient means to provide
48 for themselves.

49 Sec. _____. Section two hundred forty-five point
50 five (245.5), Code 1977, is amended to read as follows:

1 245.5 OPTIONAL COMMITMENTS FOR LIFE. Any unmarried
2 female over ten and under eighteen nineteen years
3 of age convicted of an offense punishable by life
4 imprisonment may be committed either to the Iowa
5 training school for girls or to the women's
6 reformatory.

7 Sec. _____. Section two hundred forty-six point
8 thirty-six (246.36), Code 1977, is amended to read
9 as follows:

10 246.36 CLASSIFICATION OF PRISONERS. The wardens
11 ~~shall, so far as practicable, prevent, in so far as~~
12 practicable, prisoners under eighteen nineteen years
13 of age from associating with other prisoners.

14 Sec. _____. Section two hundred forty-seven A point
15 two (247A.2), Code 1977, as amended by Acts of the
16 Sixty-seventh General Assembly, 1977 Session, chapter
17 one hundred fifty-four (154), section twenty-eight
18 (28), is amended to read as follows:

19 247A.2 PROGRAM. The department of social services
20 shall establish a work release program under which
21 inmates sentenced to an institution under the
22 jurisdiction of the department may be granted the
23 privilege of leaving actual confinement during
24 necessary and reasonable hours for the purpose of
25 working at gainful employment. Under appropriate
26 conditions the program may also include release for
27 the purpose of seeking employment and attendance at
28 an educational institution. In the case of inmates
29 who have children in their homes under the age of
30 eighteen nineteen years, the program may include child
31 care and housekeeping in their homes.

32 Sec. _____. Section two hundred fifty point one
33 (250.1), Code 1977, is amended to read as follows:

34 250.1 TAX. A tax not exceeding twenty-seven cents
35 per thousand dollars of assessed value may be levied
36 by the board of supervisors upon all taxable property
37 within the county, to be collected at the same time
38 and in the same manner as other taxes. This tax
39 shall be to create a veteran affairs fund for the
40 relief of, and to pay the funeral expenses of honorably
41 discharged, indigent men and women of the United
42 States who served in the military or naval forces
43 of the United States in any war including the Korean
44 Conflict at any time between June 25, 1950, and January
45 31, 1955, both dates inclusive, and including the
46 Vietnam Conflict at any time between August 5, 1964
47 and ending on the date the armed forces of the United
48 States are directed by formal order of the government
49 of the United States to cease hostilities, both dates
50 inclusive, and their indigent wives, widows and minor

1 children not over ~~eighteen~~ nineteen years of age,
2 having a legal residence in the county.

3 Sec. _____. Section two hundred fifty-two point
4 sixteen (252.16), subsection three (3), Code 1977,
5 is amended to read as follows:

6 3. A person who is an inmate of or is supported
7 by an institution whether organized for pecuniary
8 profit or not or an institution supported by charitable
9 or public funds in a county in this state shall not
10 acquire a settlement in the county unless the person
11 before becoming an inmate in the institution or being
12 supported by an institution has a settlement in the
13 county. A minor child residing in an institution
14 assumes the settlement of his or her parent as
15 prescribed in subsections 5 and 6. Settlement of
16 the minor child changes with the settlement of his
17 or her parent, except that the child retains the
18 settlement that his or her parent has on the child's
19 ~~eighteenth~~ nineteenth birthday until he or she is
20 discharged from the institution, at which time he
21 or she acquires his or her own settlement, as provided
22 in this section.

23 Sec. _____. Section two hundred fifty-two A point
24 two (252A.2), subsection three (3), Code 1977, is
25 amended to read as follows:

26 3. "Child" includes but shall not be limited to
27 a stepchild, foster child or legally adopted child
28 and means a child actually or apparently under ~~eighteen~~
29 nineteen years of age, and a dependent person ~~eighteen~~
30 nineteen years of age or over who is unable to maintain
31 himself or herself and is likely to become a public
32 charge.

33 Sec. _____. Section two hundred fifty-two A point
34 three (252A.3), subsection three (3), Code 1977, is
35 amended to read as follows:

36 3. The parents in one state are hereby declared
37 to be severally liable for the support of a dependent
38 child ~~eighteen~~ nineteen years of age or older residing
39 or found in the same state or in another state having
40 substantially similar or reciprocal laws, whenever
41 such child is unable to maintain himself or herself
42 and is likely to become a public charge.

43 Sec. _____. Section two hundred sixty point two
44 (260.2), Code 1977, is amended to read as follows:

45 260.2 POWERS. The board of educational examiners
46 shall have authority to issue certificates to
47 applicants who are ~~eighteen~~ nineteen years of age
48 or over, physically competent and morally fit to
49 teach, and who have the qualifications and training
50 hereinafter prescribed.

S-5671

Page 16

1 Sec. _____. Section two hundred sixty-one point
2 seven (261.7), Code 1977, is amended to read as
3 follows:

4 261.7 OBLIGATIONS MADE BY MINORS. Any contract,
5 promissory note, or other written obligation made
6 by any minor to repay or secure payment of a loan
7 made under sections 261.5 through 261.8, payment of
8 which is guaranteed by the commission, or which forms
9 part of the same transaction as the making of such
10 loan shall notwithstanding any provision of law to
11 the contrary be as valid and binding as if the person
12 were eighteen nineteen years of age or older at the
13 time the obligation was made and executed. Obligations
14 may be enforced in any action or proceeding by or
15 against such person in the person's own name and shall
16 be valid without the consent thereto of the parent
17 or guardian of such person. Such person shall not
18 in any action or proceeding arising out of any such
19 loan disaffirm such instrument because of his or her
20 age nor shall any person interpose the defense that
21 he or she is, or was, a minor at the time of making
22 and executing the instrument.

23 Sec. _____. Section three hundred twenty-one point
24 sixteen (321.16), unnumbered paragraph two (2), Code
25 1977, is amended to read as follows:

26 Proof of the giving of notice by personal service
27 may be made by the certificate of any officer or em-
28 ployee of the department or affidavit of any person
29 over eighteen nineteen years of age, naming the person
30 to whom such notice was given and specifying the time,
31 place, and manner of the giving thereof.

32 Sec. _____. Section three hundred twenty-one point
33 one hundred seventy-six (321.176), subsection four
34 (4), Code 1977, as amended by Acts of the Sixty-seventh
35 General Assembly, 1977 Session, chapter one hundred
36 three (103), section thirty-five (35), is amended
37 to read as follows:

38 4. A nonresident who is at least eighteen nineteen
39 years of age and who has in immediate possession a
5468 - 40 valid chauffeur's licensed issued to the person in
41 the person's home state or country may operate a motor
42 vehicle in this state either as an operator or
43 chauffeur.

44 Sec. _____. Section three hundred twenty-one point
45 one hundred seventy-six (321.176), subsection five
46 (5), Code 1977, is amended to read as follows:

47 5. Any nonresident who is at least eighteen
48 nineteen years of age, whose home state or country
49 does not require the licensing of operators, may
50 operate a motor vehicle as an operator only, for a

1 period of not more than ninety days in any calendar
2 year, if the motor vehicle so operated is duly
3 registered in the home state or country of such
4 nonresident.

5 Sec. _____. Section three hundred twenty-one point
6 one hundred seventy-seven (321.177), subsection one
7 (1), Code 1977, as amended by Acts of the Sixty-seventh
8 General Assembly, 1977 Session, chapter one hundred
9 three (103), section thirty-six (36), is amended to
10 read as follows:

11 1. To any person, as an operator, who is under
12 the age of ~~eighteen~~ nineteen years, without his or
13 her first having successfully completed an approved
14 driver education course, in which case, the minimum
15 age shall be sixteen years. However, the department
16 may issue a restricted license as provided in section
17 321.194, or an instruction permit as provided in
18 section 321.180, to any person who is at least fourteen
19 years of age. The department may issue a license
20 restricted only for use for motorized bicycles as
21 provided in section 321.189, subsection 2, to any
22 person fourteen years of age or older who has
23 successfully completed a written examination on the
24 rules of the road and a vision test.

25 Sec. _____. Section three hundred twenty-one point
26 one hundred seventy-seven (321.177), subsection two
27 (2), Code 1977, is amended to read as follows:

28 2. To any person, as a chauffeur, who is under
29 the age of ~~eighteen~~ nineteen years.

30 Sec. _____. Section three hundred twenty-one point
31 one hundred seventy-eight (321.178), subsection two
32 (2), Code 1977, as amended by Acts of the Sixty-seventh
33 General Assembly, 1977 Session, chapter one hundred
34 three (103), section thirty-eight (38), is amended
35 to read as follows:

36 2. YOUTHS NOT ATTENDING SCHOOL--NO DRIVER EDUCATION
37 REQUIRED.

38 a. Any person between sixteen and ~~eighteen~~ nineteen
39 years of age who is not in attendance at school or
40 in a public or private school where an approved
41 driver's education course is offered or available,
42 may be issued a one-year probationary operator's
43 license without having completed an approved driver's
44 education course. Such person shall not have a
45 probationary operator's license revoked or suspended
46 upon reentering school prior to age ~~eighteen~~ nineteen
47 provided the student enrolls in and completes the
48 classroom portion of an approved driver's education
49 course as soon as a course is available.

50 b. The department shall cancel a probationary

1 operator's license upon proof of a conviction for
2 a moving traffic violation.

3 Sec. _____. Section three hundred twenty-one point
4 one hundred seventy-nine (321.179), Code 1977, is
5 amended to read as follows:

6 321.179 SPECIAL RESTRICTIONS ON CHAUFFEURS. No
7 A person who is under the age of eighteen nineteen
8 years shall not drive any motor vehicle while in use
9 as a carrier of flammables or combustibles, or as
10 a public or common carrier of persons, except a school
11 bus.

12 Sec. _____. Section three hundred twenty-one point
13 one hundred eighty (321.180), Code 1977, is amended
14 to read as follows:

15 321.180 INSTRUCTION PERMITS. Any person who is
16 at least fourteen years of age and who, except for
17 his or her lack of ~~instructions~~ instruction in
18 operating a motor vehicle, would otherwise be qualified
19 to obtain an operator's license, shall upon meeting
20 the requirements of section 321.186 other than the
21 driving demonstration, and upon paying the required
22 fee, be issued a temporary instruction permit by the
23 department, ~~entitling~~. The permit shall entitle the
24 permittee while having such the permit in his or her
25 immediate possession to drive a motor vehicle upon
26 the highways for a period of two years from the date
27 of issuance when accompanied by a licensed operator
28 or chauffeur who is at least eighteen nineteen years
29 of age, or an approved driver education instructor,
30 or a prospective driver education instructor who is
31 enrolled in and has been specifically designated by
32 a teacher education institution with a safety education
33 program approved by the department of public
34 instruction, and who is actually occupying a seat
35 beside the driver, ~~except that~~. However, any
36 instruction permit issued to a person who is less
37 than sixteen years of age shall entitle such permittee
38 to drive a motor vehicle upon the highways only when
39 accompanied by a parent or guardian, or an approved
40 driver education instructor, or a prospective driver
41 education instructor, who is enrolled in and has been
42 specifically designated by a teacher education
43 institution with a safety education program approved
44 by the department of public instruction, or by any
45 person who is twenty-five years of age or more if
46 written permission is granted by the parent or
47 guardian, who is a holder of a valid operator's or
48 a chauffeur's license, and who is actually occupying
49 a seat beside the driver.

50 Sec. _____. Section three hundred twenty-one point

1 one hundred eighty-four (321.184), Code 1977, is
2 amended to read as follows:

3 321.184 APPLICATIONS OF UNMARRIED MINORS. The
4 application of any unmarried person under the age
5 of ~~eighteen~~ nineteen years for an instruction permit,
6 operator's license, motorized bicycle license, or
7 permit issued under section 321.194 shall contain
8 the verified consent and confirmation of applicant's
9 birthday by either parent of the applicant; if neither
10 parent is living, the guardian or other person having
11 custody or the employer of such minor may consent.
12 Officers and employees of the department are hereby
13 authorized to administer such oaths without charge.

14 Sec. _____. Section three hundred twenty-one point
15 one hundred eighty-five (321.185), Code 1977, is
16 amended to read as follows:

17 321.185 DEATH OF PERSON SIGNING APPLICATION--
18 EFFECT. The department upon receipt of satisfactory
19 evidence of the death of the persons who signed the
20 application of a minor for a license shall cancel
21 such license and shall not issue a new license until
22 such time as a new application, duly signed and
23 verified, is made as required by this chapter. This
24 provision shall not apply in the event the minor has
25 attained the age of ~~eighteen~~ nineteen years.

26 Sec. _____. Section three hundred twenty-one point
27 one hundred ninety-four (321.194), Code 1977, is
28 amended to read as follows:

29 321.194 MINORS' SCHOOL LICENSES. Whenever the
30 necessity therefor is shown, a restricted license
31 may be issued to any person between the ages of
32 fourteen and ~~eighteen~~ nineteen years which license
33 shall entitle the holder thereof, while having such
34 license in his or her immediate possession, to operate
35 a motor vehicle during the hours of 7 a.m. to 6 p.m.
36 over the most direct and accessible route between
37 the licensee's residence and ~~his~~ the licensee's school
38 of enrollment for the purpose of attending duly
39 scheduled courses of instruction at such school or
40 at any time when accompanied by a parent or guardian
41 who is a holder of a valid operator's or chauffeur's
42 license, and who is actually occupying a seat beside
43 the driver. Such license shall expire on the
44 licensee's ~~eighteenth~~ nineteenth birthday or upon
45 issuance of a temporary driver's permit. For the
46 purpose of establishing a need for the license provided
47 for in this section, each application shall be
48 accompanied by an affidavit from the school board
49 or superintendent of the applicant's school which
50 affidavit shall be upon a form provided by the

1 department and shall state the facts deemed to justify
2 the issuance of a license to the applicant. Neither
3 such affidavit nor the inability to obtain the same
4 shall be binding on the department but may be
5 considered by the department in its determining of
6 whether or not to grant the application. The fact
7 that the applicant resides at a distance less than
8 one mile from his or her school shall be prima-facie
9 evidence of the nonexistence of any necessity for
10 the issuance of such a license. A license issued
11 hereunder is subject to suspension or revocation in
12 like manner as any other license or permit issued
13 under any law of this state and in addition thereto
14 the department may suspend such license upon receiving
15 satisfactory evidence that the licensee has violated
16 the restrictions of such license or has been involved
17 in two or more accidents chargeable to such licensee
18 and the department shall revoke any license issued
19 hereunder upon receiving a record of such licensee's
20 conviction for two or more violations of any law of
21 this state or city ordinance, other than parking
22 regulations, regulating the operation of motor vehicles
23 on highways ~~and after~~. After revoking a license
24 hereunder the department shall not grant application
25 for any new license or permit until the expiration
26 of one year or until the licensee attains his or her
27 sixteenth birthday whichever is the longer period.

28 Sec. _____. Section three hundred twenty-one point
29 two hundred nineteen (321.219), Code 1977, is amended
30 to read as follows:

31 321.219 PERMITTING UNAUTHORIZED MINOR TO DRIVE.
32 No person shall cause or knowingly permit his or her
33 child or ward under the age of ~~eighteen~~ nineteen years
34 to drive a motor vehicle upon any highway when such
35 minor is not authorized hereunder or in violation
36 of any of the provisions of this chapter.

37 Sec. _____. Section three hundred twenty-one point
38 three hundred seventy-five (321.375), unnumbered
39 paragraph one (1), Code 1977, is amended to read as
40 follows:

41 The drivers of school buses must: (1) be at least
42 eighteen nineteen years of age, unless such person
43 has successfully completed an approved driver education
44 course, in which case, the minimum age shall be sixteen
45 years, (2) be physically and mentally competent, (3)
46 not possess personal or moral habits which would be
47 detrimental to the best interests of safety and welfare
48 of the children transported, (4) have an annual
49 physical examination and meet all established
50 requirements for physical fitness.

1 Sec. _____. Section three hundred twenty-one point
2 three hundred seventy-six (321.376), unnumbered
3 paragraph two (2), Code 1977, is amended to read as
4 follows:

5 Notwithstanding the provision of subsection 2 of
6 section 321.177, the department is hereby authorized
7 to issue a special chauffeur's license to a person
8 sixteen ~~or~~, seventeen or eighteen years of age, if
9 such person has successfully completed an approved
10 driver education course, to operate a school bus on
11 request of the local school board and recommendation
12 of the state superintendent of public instruction.

13 Sec. _____. Section three hundred twenty-one G point
14 twenty (321G.20), Code 1977, is amended to read as
15 follows:

16 321G.20 MINORS UNDER TWELVE. No owner or operator
17 of any snowmobile having an engine rating of three
18 hundred cubic centimeters or more shall permit any
19 person under twelve years of age to operate the
20 snowmobile except when accompanied by a responsible
21 person of at least eighteen nineteen years of age
22 who is experienced in snowmobile operation.

23 Sec. _____. Section three hundred twenty-one G point
24 twenty-three (321G.23), subsection two (2), Code 1977,
25 is amended to read as follows:

26 2. The commission may certify any experienced,
27 qualified operator to be an instructor of a class
28 established under subsection 1. Each instructor
29 shall be at least eighteen nineteen years of age.

30 Sec. _____. Section three hundred twenty-one G point
31 twenty-four (321G.24), subsection one (1), Code 1977,
32 is amended to read as follows:

33 1. Effective July 1, 1975, no person who is twelve
34 years of age or more and less than sixteen years of
35 age shall operate a snowmobile in this state without
36 obtaining a valid safety certificate issued by the
37 commission and having such certificate in his or her
38 possession, or unless he or she is accompanied on
39 the same machine by a responsible person of at least
40 eighteen nineteen years of age who is experienced
41 in snowmobile operation.

42 Sec. _____. Section three hundred twenty-five point
43 twenty-nine (325.29), Code 1977, is amended to read
44 as follows:

45 325.29 DRIVER OF VEHICLE. Every driver employed
46 by a motor carrier shall be at least eighteen nineteen
47 years of age, in good physical condition, of good
48 moral character, shall be fully competent to operate
49 the motor vehicle under his or her charge, and shall
50 hold a regular chauffeur's license from the department.

1 Sec. _____. Section three hundred twenty-seven point
2 eighteen (327.18), Code 1977, is amended to read as
3 follows:

4 327.18 DRIVERS--CONDITIONS. Every person driving
5 a motor truck as defined in this chapter shall be
6 at least ~~eighteen~~ nineteen years of age, in good
7 physical condition, of good moral character, shall
8 be fully competent to operate the motor truck under
9 his or her charge and shall hold a regular chauffeur's
10 license from the department.

11 Sec. _____. Section three hundred twenty-seven A
12 point seven (327A.7), Code 1977, is amended to read
13 as follows:

14 327A.7 DRIVERS REQUIREMENTS. Every driver employed
15 by a liquid transport carrier shall be at least
16 ~~eighteen~~ nineteen years of age, shall be in good
17 physical condition, shall be of good moral character,
18 shall be fully competent to operate the vehicle under
19 his or her charge, and shall hold a regular chauffeur's
20 license from the department.

21 Sec. _____. Section three hundred fifty-three point
22 nine (353.9), Code 1977, is amended to read as follows:

23 353.9 ELECTION. If the petition shows, after
24 all names have been stricken as hereinbefore required,
25 that it has been signed by eligible electors equal
26 to at least one-half of all persons ~~eighteen~~ nineteen
27 years of age or older residing in the county as shown
28 by the last federal census, and that such number of
29 eligible electors so signing exceeds the number of
30 eligible electors who have, after all names have been
31 stricken as required, signed the remonstrance, then
32 the board shall order the proposition submitted to
33 a vote of the people.

34 Sec. _____. Section three hundred fifty-six point
35 three (356.3), Code 1977, is amended to read as
36 follows:

37 356.3 MINORS SEPARATELY CONFINED. Any sheriff,
38 city marshal, or chief of police, having in his or
39 her care or custody any prisoner under the age of
40 ~~eighteen~~ nineteen years, shall keep such prisoner
41 separate and apart, and prevent communication by such
42 prisoner with prisoners above that age, while such
43 prisoners are not under the personal supervision of
44 such officer, if suitable buildings or jails are
45 provided for that purpose, unless such prisoner is
46 likely to or does exercise an immoral influence over
47 other minors with whom he or she may be imprisoned.
48 Any officer having charge of prisoners who without
49 just cause or excuse neglects or refuses to perform
50 the duties imposed on him or her by this section may

1 be suspended or removed from office therefor.

2 Sec. _____. Section three hundred fifty-eight point
3 nine (358.9), unnumbered paragraph three (3), Code
4 1977, is amended to read as follows:

5 In cases where the state of Iowa owns at least
6 four hundred acres of land contiguous to lakes within
7 ~~said~~ the district, then and only then the Iowa natural
8 resources council shall appoint two members of ~~said~~
9 the board of trustees in addition to the three members
10 ~~hereinbefore~~ provided in this section. The additional
11 two members shall be ~~qualified-as-fellows---~~They shall
12 be United States citizens, not less than ~~eighteen~~
13 ~~nineteen~~ years of age, and shall be property owners
14 within ~~said~~ the district. In such cases the two
15 additional appointive members shall have equal vote
16 and authority with other members of trustees and shall
17 hold office at the pleasure of the Iowa natural
18 resources council.

19 Sec. _____. Section four hundred ten point ten
20 (410.10), subsection three (3), Code 1977, is amended
21 to read as follows:

22 3. To the guardian of each surviving child under
23 ~~eighteen~~ nineteen years of age, twenty dollars per
24 month.

25 Sec. _____. Section four hundred eleven point six
26 (411.6), subsection eight (8), paragraph b, unnumbered
27 paragraph two (2), Code 1977, is amended to read as
28 follows:

29 If there be no such nomination of beneficiary,
30 the benefits provided in paragraphs "a" and "b" shall
31 be paid to the member's estate; or in lieu thereof,
32 at the option of the following beneficiaries,
33 respectively, even though nominated as such for a
34 member in service, there shall be paid a pension
35 which, together with the actuarial equivalent of the
36 member's accumulated contributions, shall be equal
37 to one-fourth of the average final compensation of
38 such member, but in no instance less than seventy-
39 five dollars. In addition to the benefits herein
40 enumerated, there shall also be paid for each child
41 of a member under the age of ~~eighteen~~ nineteen years
42 the sum of twenty dollars per month or for a member
43 not in service the pension shall be reduced as provided
44 in subsection 1, paragraph "c," of this section and
45 shall be paid commencing when the member would have
46 attained the age of fifty-five except if there is
47 a child of the member under the age of ~~eighteen~~
48 nineteen, or under the age of twenty-two who is a
49 full-time student, or who is disabled, under the
50 definitions used in section 402 of the Social Security

1 Act as amended to July 1, 1976 42 U.S.C. 402 the
2 pension shall be paid commencing with the member's
3 death until the children reach the age of ~~eighteen~~
4 nineteen, or twenty-two if applicable. The pension
5 shall resume commencing when the member would have
6 attained the age of fifty-five;

7 Sec. _____. Section four hundred eleven point six
8 (411.6), subsection eight (8), paragraphs d and e,
9 Code 1977, are amended to read as follows:

10 d. If there be no spouse, or if the spouse dies
11 or remarries before any child of such deceased member
12 shall have attained the age of ~~eighteen~~ nineteen
13 years, then to the guardian of his or her child or
14 children under said age, divided in such manner as
15 the board of trustees in its discretion shall deter-
16 mine, to continue as a joint and survivor pension
17 until every such child dies or attains the age of
18 eighteen nineteen; or

19 e. If there be no surviving spouse or child under
20 age ~~eighteen~~ nineteen, then to his or her dependent
21 father or mother or both, as the board of trustees
22 in its discretion shall determine, to continue until
23 remarriage or death.

24 Sec. _____. Section four hundred eleven point six
25 (411.6), subsection nine (9), paragraphs b and c,
26 Code 1977, are amended to read as follows:

27 b. A pension equal to one-half of the average
28 final compensation of such member shall be paid to
29 his or her spouse, children or dependent parents as
30 provided in paragraphs "c", "d" and "e" of subsection
31 8 of this section. In addition to the benefits for
32 the spouse herein enumerated, there shall also be
33 paid for each dependent child of a member under the
34 age of eighteen nineteen years the sum of twenty
35 dollars per month.

36 c. If there be no spouse, children under the age
37 of eighteen nineteen years or dependent parent
38 surviving such deceased member, the death shall be
39 treated as an ordinary death case and the benefit
40 payable in accordance with the provisions of subsection
41 8, paragraph "b", in lieu of the pension provided
42 in paragraph "b" of this subsection 9, shall be paid
43 to his or her estate.

44 Disease under this subsection shall mean heart
45 disease or any disease of the lungs or respiratory
46 tract and shall be presumed to have been contracted
47 while on active duty as a result of strain or the
48 inhalation of noxious fumes, poison, or gases.

49 Sec. _____. Section four hundred eleven point six
50 (411.6), subsection thirteen (13), paragraphs a and

1 b, Code 1977, are amended to read as follows:

2 a. To the spouse to continue so long as said
3 partner remains unmarried, equal to one-half the
4 amount received by such deceased beneficiary, but
5 in no instance less than seventy-five dollars per
6 month, and in addition thereto the sum of twenty
7 dollars per month for each child under eighteen
8 nineteen years of age; or

9 b. In the event of the death of the spouse either
10 prior or subsequent to the death of the member, to
11 the guardian of each surviving child under eighteen
12 nineteen years of age, in the sum of twenty dollars
13 per month for the support of such child.

14 Sec. _____. Section four hundred sixty-two point
15 seven (462.7), Code 1977, is amended to read as
16 follows:

17 462.7 ELIGIBILITY OF TRUSTEES. Each trustee shall
18 be a citizen of the United States not less than
19 eighteen nineteen years of age, a resident of the
20 county, and the bona fide owner of agricultural land
21 in the election district for which he the trustee
22 is elected.

23 Sec. _____. Section four hundred sixty-two point
24 eleven (462.11), Code 1977, is amended to read as
25 follows:

26 462.11 QUALIFICATIONS OF VOTERS. Each landowner
27 eighteen nineteen years of age or over without regard
28 to sex and any railway or other corporation owning
29 land in ~~said~~ the district assessed for benefits shall
30 be entitled to one vote only, except as provided in
31 section 462.12.

32 Sec. _____. Section five hundred twelve point nine
33 (512.9), unnumbered paragraph two (2), Code 1977,
34 is amended to read as follows:

35 Any person admitted prior to attaining the full
36 age of eighteen nineteen years shall be bound by the
37 terms of the application and certificate and by all
38 the laws and rules of the society and shall be entitled
39 to all the rights and privileges of membership therein
40 to the same extent as though the age of majority had
41 been attained at the time of application. A society
42 may also admit general or social members who shall
43 have no voice or vote in the management of its
44 insurance affairs.

45 Sec. _____. Section five hundred twenty-four point
46 three hundred one (524.301), Code 1977, is amended
47 to read as follows:

48 524.301 INCORPORATORS. A state bank may be
49 incorporated under this chapter by not less than
50 five individuals eighteen nineteen years of age or

1 older, a majority of whom shall be citizens of this
2 state and all of whom shall be citizens of the United
3 States.

4 Sec. _____. Section five hundred twenty-four point
5 six hundred one (524.601), subsection one (1), Code
6 1977, is amended to read as follows:

7 1. The business and affairs of a state bank shall
8 be managed by a board of five or more directors
9 ~~eighteen~~ nineteen years of age or older, a majority
10 of whom shall be citizens of this state and all of
11 whom shall be citizens of the United States. No
12 individual shall be eligible to serve as a director
13 of any state bank unless he the individual is the
14 owner, in his or her own right, free of any lien and
15 encumbrance, of common shares in the state bank of
16 which he the individual is a director having a par
17 value of not less than five hundred dollars.

18 Sec. _____. Section five hundred ninety-five point
19 three (595.3), subsection two (2), Code 1977, is
20 amended to read as follows:

21 2. Where either party is under ~~eighteen~~ nineteen
22 years of age, unless the marriage is approved by a
23 judge of the district court as provided by section
24 595.2, subsection 2.

25 Sec. _____. Section five hundred ninety-eight point
26 one (598.1), subsection two (2), Code 1977, is amended
27 to read as follows:

28 2. "Support" or "support payments" means any amount
29 which the court may require either of the parties
30 to pay under a temporary order or a final judgment
31 or decree, and may include alimony, child support,
32 maintenance, and any other term used to describe such
33 obligations. Such obligations may include support
34 for a child who is between the ages of ~~eighteen~~
35 nineteen and twenty-two years who is regularly
36 attending an approved school in pursuance of a course
37 of study leading to a high school diploma or its
38 equivalent, or regularly attending a course of
39 vocational technical training either as a part of
40 a regular school program or under special arrangements
41 adapted to the individual person's needs; or is, in
42 good faith, a full-time student in a college,
43 university, or area school; or has been accepted for
44 admission to a college, university, or area school
45 and the next regular term has not yet begun; or a
46 child of any age who is dependent on the parties to
47 the dissolution proceedings because of physical or
48 mental disability.

49 Sec. _____. Section five hundred ninety-nine point
50 one (599.1), Code 1977, is amended to read as follows:

1 599.1 PERIOD OF MINORITY. The period of minority
2 extends to the age of ~~eighteen~~ nineteen years, but
3 all minors attain their majority by marriage.

4 Sec. _____. Section six hundred thirteen point
5 sixteen (613.16), subsections one (1) and two (2),
6 Code 1977, are amended to read as follows:

7 1. The parent or parents of an unemancipated minor
8 child under the age of ~~eighteen~~ nineteen years shall
9 be liable for actual damages to person or property
10 caused by unlawful acts of such child. However, a
11 parent who is not entitled to legal custody of the
12 minor child at the time of the unlawful act shall
13 not be liable for such damages.

14 2. The legal obligation of the parent or parents
15 of an unemancipated minor child under the age of
16 ~~eighteen~~ nineteen years to pay damages shall be limited
17 as follows:

18 a. Not more than one thousand dollars for any
19 one act.

20 b. Not more than two thousand dollars, payable
21 to the same claimant, for two or more acts.

22 Sec. _____. Section six hundred thirty-three point
23 three (633.3), subsection eighteen (18), Code 1977,
24 is amended to read as follows:

25 18. Full age--the state of legal majority attained
26 through arriving at the age of ~~eighteen~~ nineteen years
27 or through having married, even though such marriage
28 is terminated by divorce.

29 Sec. _____. Section seven hundred twenty-four point
30 eight (724.8), subsection one (1), Code 1977
31 Supplement, is amended to read as follows:

32 1. The person is ~~eighteen~~ nineteen years of age
33 or older.

34 Sec. _____. Section seven hundred twenty-four point
35 twenty-two (724.22), Code 1977 Supplement, is amended
36 to read as follows:

37 724.22 SALE TO MINORS PERSONS UNDER NINETEEN.

38 A person who sells, loans, gives or makes available
39 a firearm or ammunition for a firearm, to any person
40 below the age of ~~eighteen~~ nineteen years commits a
41 simple misdemeanor; provided, that a rifle or shotgun
42 or the ammunition therefor, which lawfully may be
43 used for hunting, may be given to such person by his
44 or her parent or guardian, or by another with the
45 express consent of his or her parent or guardian;
46 and further provided, that any such person may allow
47 a ~~minor~~ person below the age of nineteen years to
48 possess a rifle, shotgun, or pistol, and the ammunition
49 therefor, while on military duty, when such duty
50 requires the possession of such a weapon, or while

S-5671

PAGE 13

1 receiving instruction in the proper use thereof from
2 an adult instructor.

3 Sec. _____. Section seven hundred twenty-five point
4 thirteen (725.13), Code 1977 Supplement, is amended
5 to read as follows:

6 725.13 MINORS PERSONS UNDER NINETEEN IN BILLIARD
7 ROOMS--DUTY OF OWNER. No person who keeps a billiard
8 hall where beer is sold, or the agent, clerk, or
9 servant of any such person, or any person having
10 charge or control of any such hall, shall permit any
11 minor person below the age of nineteen to remain in
12 such hall, or to take part in any of the games known
13 as billiards. The council in any city shall have
14 power by ordinance to establish minimum age limits
15 for minors persons below the age of nineteen for the
16 purpose of regulating their admittance to billiard
17 halls which do not sell beer and their participation
18 while therein in the games known as pool and billiards.

19 Sec. _____. Section seven hundred twenty-six point
20 five (726.5), Code 1977 Supplement, is amended to
21 read as follows:

22 726.5 NONSUPPORT. A person, who being able to
23 do so, fails or refuses to provide support for his
24 or her child or ward under the age of eighteen nineteen
25 years commits nonsupport; provided that no person
26 shall be held to have violated this section who fails
27 to support any child or ward under the age of eighteen
28 nineteen who has left the home of the parent or other
29 person having legal custody of him or her without
30 the consent of that parent or person having legal
31 custody of him or her. Support, for the purposes
32 of this section, means any support which has been
33 fixed by court order, or, in the absence of any such
34 order or decree, the minimal requirements of food,
35 clothing, or shelter. Nonsupport is a class D felony.

36 Sec. _____. Section seven hundred twenty-eight point
37 one (728.1), subsection six (6), Code 1977 Supplement,
38 is amended to read as follows:

39 6. "Minor" means any person under the age of
40 eighteen nineteen."

41 3. Title page, lines 1 and 2, by striking the
42 words "for the sale to and consumption of beer and
43 alcoholic beverages".

44 4. By renumbering sections to conform with this
45 amendment.

S-5671 FILED
APRIL 25, 1978

Not germane 4/26
(p. 1021)

BY GEORGE R. KINLEY
RICHARD R. RAMSEY
LOUIS P. CULVER
FRED W. NOLTING
CLOYD ROBINSON
NORMAN G. RODGERS
WARREN E. CURTIS

HOUSE FILE 112

S-5700

1 Amend the Hill amendment, S-5636, to House File 112
2 as amended and passed by the House as follows:
3 1. Page 1, by striking lines 3 through 5 and
4 inserting in lieu thereof the following:
5 "1. Page 1, line 4, by striking the words
6 "eighteen nineteen" and inserting in lieu thereof the
7 word "eighteen".

S-5700 FILED
APRIL 27, 1978
WITHDRAWN (p. 1057)

BY JAMES M. REDMOND

HOUSE FILE 112

S-5699

1 Amend House File 112 as passed by the House as
2 follows:
3 1. By striking all after the enacting clause and
4 inserting in lieu thereof the following:
5 "Section 1. Section one hundred twenty-three
6 point three (123.3), subsection thirty-three (33),
7 Code 1977, is amended to read as follows:
8 33. "Legal age" means eighteen years of age or
9 more-, provided that a person eighteen years of age
10 enrolled in an elementary or secondary school in this
11 state shall not be of legal age for purposes of this
12 Act.
13 Section 2. Chapter one hundred twenty-three (123),
14 Code 1977, is amended by adding the following new
15 section:
16 NEW SECTION. EVIDENCE OF LEGAL AGE - EIGHTEEN
17 YEARS OF AGE. Any resident of the state eighteen years
18 of age but not yet nineteen years of age who is not
19 enrolled in an elementary or secondary school of this
20 state may request the school district of his or her
21 residence which shall issue that person an identifi-
22 cation card certifying graduation or nonenrollment in a
23 school in the district. The department of public
24 instruction shall provide each school district with
25 blank identification cards which shall be issued by
26 the school districts to eligible applicants upon their
27 request." *adoption, amend, etc.*

S-5699 FILED & LOST (p. 1060)
APRIL 27, 1978

BY JAMES REDMOND

HOUSE FILE 112

S-5701

1 Amend House File 112 as passed by the House as
2 follows:
3 1. Page 1, by inserting after line 5 the following
4 new section:
5 "Sec. _____. Section one hundred twenty-three point
6 forty-seven (123.47), Code 1977, is amended to read as
7 follows:
8 123.47 PERSONS UNDER LEGAL AGE. No person
9 shall sell, give, or otherwise supply
10 alcoholic liquor or beer to any person knowing or
11 having reasonable cause to believe him or her to be under
12 legal age, and no person or persons under legal age
13 shall individually or jointly have alcoholic liquor
14 or beer in his or their possession or control; except
15 in the case of liquor or beer given or dispensed to a
16 person under legal age within a private home and with
17 the knowledge and consent of the parent or guardian
18 for beverage or medicinal purposes or as administered to him
19 or her by either a physician or dentist for medicinal
20 purposes, except that persons eighteen years of age
21 or older may be served alcoholic liquor or beer for
22 consumption on licensed premises only, as defined in
23 section 123.3, subsection 31, Code 1977 and except to
24 the extent that a person under legal age may handle
25 alcoholic beverages and beer during the regular course
26 of his or her employment by a liquor control licensee
27 or beer permittee under this chapter."

S-5701 FILED & LOST (p. 1063) BY TOM SLATER
APRIL 27, 1978

HOUSE FILE 112

S-5698

1 Amend House File 112 as amended and passed by the
2 House as follows:
3 1. Page 1, by inserting after line 5 the following
4 new section:
5 "Sec. _____. The provisions of this Act shall not
6 apply to persons who were born on or before June 30, 1960."

S-5698 FILED & ADOPTED (p. 1062) BY WILLIAM D. PALMER
APRIL 27, 1978

Motion to reconsider made & withdrawn (p. 1063)

HOUSE FILE 112

H-4021

- 1 Amend House File 112 as follows:
- 2 1. Page 1, line 7, by striking the word "June"
- 3 and inserting in lieu thereof the word "August".

H-4021 FILED *W/O* BY DYRLAND of Clayton
MAY 5, 1977 *5/20*

HOUSE FILE 112

H-4022

- 1 Amend House File 112 as follows:
- 2 1. Page 1, line 7, by striking the figures
- 3 "1959" and inserting in lieu thereof the figures
- 4 "2959".

H-4022 FILED *W/O* BY DYRLAND of Clayton
MAY 5, 1977 *5/20*

HOUSE FILE 112

H-4327

- 1 Amend House File 112 as follows:
- 2 1. Page 1, by inserting after line 5 the
- 3 following:
- 4 "Sec. _____. NEW SECTION. The legal age as
- 5 determined by section one (1) of this Act shall
- 6 also be the age of majority for the exercising of
- 7 all other rights of a state citizen."

H-4327 FILED *Referred out* BY DYRLAND of Clayton
MAY 20, 1977 *german 5/20*
(p. 2536)

Motion to suspend rules prevailed;
Lost 5/20 (p. 2537)

H-3039

1 Amend House File 112, page 1, by striking line
2 5 and inserting in lieu thereof the following:
3 "more, provided that no person shall be considered
4 of legal age for the purposes of this chapter who
5 is not registered to vote under chapter forty-eight
6 (48) of the Code.

H-3039 FILED *W/S 5/20* BY MONROE of Des Moines
FEBRUARY 7, 1977

HOUSE FILE 112

H-4013

1 Amend House File 112 as follows:
2 1. Page 1, by inserting after line 5 the
3 following new section:
4 "Sec. __. Chapter one hundred twenty-three
5 (123), Code 1977, is amended by adding the following
6 new section:
7 NEW SECTION. WARNING REQUIRED. There shall
8 be posted in a conspicuous place in all state liquor
9 stores, establishments which hold a retail beer
10 permit and establishments which hold a liquor
11 control license, a warning notice of the harmful
12 effects of beer and alcoholic beverages which shall
13 read as follows:
14 Frequent substantial use of beer or alcoholic
15 beverages can lead to physical and psychological
16 dependence or addiction.
17 Extensive use of beer or alcoholic beverages
18 within a short period of time can be physically
19 damaging and even fatal.
20 The use of beer or alcoholic beverages in more
21 than minimal amounts can lead to intoxication and
22 impairment of the ability to operate automobiles
23 and intricate machinery.
24 Beer and alcoholic beverages cannot be
25 purchased legally by persons under nineteen years
26 of age. Persons who violate the provisions of
27 this section shall be subject to a civil penalty
28 of one hundred dollars for each day of continuing
29 violation."

H-4013 FILED *W/S 5/20* BY DYRLAND of Clayton
MAY 5, 1977

HOUSE FILE 112

H-6554

1 Amend the Senate amendment, H-6486, to House File
2 112 as follows:
3 1. Page 1, by inserting after line 16 the fol-
4 lowing new section:
5 "Sec. ____ . NEW SECTION. A person eighteen years
6 of age may purchase and consume beer both off and
7 on any licensed premises if the person can show proof
8 of graduation from high school or the equivalent
9 thereof."

H-6554 FILED *Just 5/9* BY DYRLAND of Clayton
MAY 5, 1978 (*p. 2350*)

HOUSE FILE 112

H-6555

1 Amend the Senate amendment, H-6486, to House File
2 112, as follows:
3 1. Page 1, by inserting after line 16 the
4 following:
5 "Sec. ____ . NEW SECTION. The legal age as deter-
6 mined by section one (1) of this Act shall also be
7 the age of majority for the exercising of all other
8 rights of a state citizen."

H-6555 FILED *As per* BY DYRLAND of Clayton
MAY 5, 1978 *5/9 (p. 2350)*

HOUSE FILE 112

H-6560

1 Amend the Senate amendment, H-6486, to House File
2 112 as follows:
3 1. Page 1, by inserting after line 16 the following
4 section:
5 "Sec. ____ . Chapter one hundred twenty-three (123),
6 Code 1977, is amended by adding the following new
7 section:
8 NEW SECTION. WARNING REQUIRED. There shall be
9 posted in a conspicuous place in all state liquor
10 stores, establishments which hold a retail beer permit
11 and establishments which hold a liquor control license,
12 a warning notice of the harmful effects of beer and
13 alcoholic beverages which shall read as follows:
14 Frequent substantial use of beer or alcoholic
15 beverages can lead to physical and psychological
16 dependence or addiction.
17 Extensive use of beer or alcoholic beverages within
18 a short period of time can be physically damaging
19 and even fatal.
20 The use of beer or alcoholic beverages in more
21 than minimal amounts can lead to intoxication and
22 impairment of the ability to operate automobiles and
23 intricate machinery.
24 Beer and alcoholic beverages cannot be purchased
25 legally by persons under nineteen years of age.
26 Persons who violate the provisions of this section
27 shall be subject to a civil penalty of one hundred
28 dollars for each day of continuing violation."

H-6560 FILED *The General* BY DYRLAND of Clayton
MAY 5, 1978 *5/9 (p. 2252)*

H-6551

1 Amend the Senate amendment, H-6486, to House File
2 112 as passed by the House as follows:
3 1. Page 1, by inserting before line 5 the fol-
4 lowing section:
5 "Sec. _____. Section one hundred twenty-three point
6 forty-seven (123.47), Code 1977, is amended to read
7 as follows:
8 123.47 PERSONS UNDER LEGAL AGE. No person shall
9 sell, give, or otherwise supply alcoholic liquor or
10 beer to any person knowing or having reasonable cause
11 to believe him or her to be under legal age, and no
12 person or persons under legal age shall individually
13 or jointly have alcoholic liquor or beer in his or
14 her or their possession or control; except in the
15 case of liquor or beer given or dispensed to a person
16 under legal age within a private home and with the
17 knowledge and consent of the parent or guardian for
18 beverage or medicinal purposes or as administered
19 to him or her by either a physician or dentist for
20 medicinal purposes, except that persons eighteen years
21 of age or older may be served alcoholic liquor or
22 beer for consumption on licensed premises only, as
23 defined in section one hundred twenty-three point
24 three (123.3), subsection thirty-one (31), of the
25 Code and except to the extent that a person under
26 legal age may handle alcoholic beverages and beer
27 during the regular course of his or her employment
28 by a liquor control licensee or beer permittee under
29 this chapter."

H-6551 FILED *Lost 5/9* BY DYRLAND of Clayton
MAY 5, 1978 (*p. 2342*)

HOUSE FILE 112

H-6552

1 Amend the Senate amendment, H-6486, to House File
2 112, as follows:
3 1. Page 1, by inserting after line 16 the following
4 new section:
5 "Sec. _____. NEW SECTION. A person eighteen years
6 of age may purchase and consume alcoholic beverages
7 both on and off the premise of holders of liquor per-
8 mits and may purchase alcoholic beverages at any state
9 liquor store, if the person can show proof of
10 graduation from high school or the equivalent thereof."

H-6552 FILED *Lost 5/9* BY DYRLAND OF Clayton
MAY 5, 1978 (*p. 2349*)

HOUSE FILE 112

H-6553

1 Amend the Senate amendment, H-6486, to House File
2 112 as follows:
3 1. Page 1, by inserting after line 2 the following:
4 "1. Page 1, line 5, by inserting after the word
5 "more." the words "However for purposes of this Act
6 the legal age for consumption of beer shall be eighteen
7 years of age."
8 2. Amend the title, lines 2 and 3, by striking
9 the words "at nineteen years of age".

H-6553 FILED *Lost 5/9* BY DYRLAND of Clayton
MAY 5, 1978 (*p. 2336*)

MAY 10, 1978

PAGE 6

HOUSE FILE 112

H-6587

1 Amend amendment H-6486, to House File 112, as
2 passed by the House, as follows:
3 1. Page 1, by inserting after line 16, the
4 following:
5 "_____. Page 1, by inserting after line 5 the
6 following new section:
7 "Sec._____. Chapter one hundred twenty-three (123),
8 Code 1977, is amended by adding the following new
9 section:
10 NEW SECTION. Any person who enters the House or
11 Senate chambers while under the influence shall upon
12 conviction be guilty of a simple misdemeanor."

H-6587 FILED *Has German* BY ARNOULD of Scott
MAY 9, 1978 *5/9/78 p. 2354*

HOUSE FILE 112

H-6593

1 Amend amendment H-6551, to Senate amendment H-6486,
2 to House File 112, as passed by the House, as follows:
3 1. Page 1, by striking lines 20 through 25 and
4 inserting in lieu thereof the following: "medicinal
5 purposes and except to the extent that a person under".
6 2. Page 1, by inserting after line 29, the follow-
7 ing:
8 "Persons eighteen years of age to nineteen years of
9 age may be served beer, for consumption on premises, by
10 premises licensed to serve only such beer."

H-6593 FILED BY GILLOON of Dubuque
MAY 9, 1978

HOUSE FILE 112

H-6595

1 Amend the Senate amendment H-6486, to House File
2 112, as passed by the House, as follows:
3 1. Page 1, by inserting after line 16 the
4 following:
5 "_____. Page 1, by inserting after line 5 the
6 following new section:
7 "Sec._____. Chapter one hundred twenty-three (123),
8 Code 1977, is amended by adding the following new
9 section:
10 NEW SECTION. Nothing in this chapter shall prohibit
11 the consumption of wine by persons not of legal age or
12 the giving or otherwise supplying of such alcoholic
13 beverage to such person if the consumption, giving or
14 otherwise supplying of such wine is for a bona fide
15 religious purpose."

H-6595 FILED *Last 5/9* BY DYRLAND of Clayton
MAY 9, 1978 *(p. 2357)*

H-6576

1 Amend the Senate amendment, H-6486, to House File
 2 112 as passed by the House as follows:
 3 1. Page 1, by inserting before line 3 the fol-
 4 lowing section:
 5 "Sec. _____. Section one hundred twenty-three point
 6 forty-seven (123.47), Code 1977, is amended to read
 7 as follows:
 8 123.47 PERSONS UNDER LEGAL AGE. No person shall
 9 sell, give, or otherwise supply alcoholic liquor or
 10 beer to any person knowing or having reasonable cause
 11 to believe him or her to be under legal age, and no
 12 person or persons under legal age shall individually
 13 or jointly have alcoholic liquor or beer in his or
 14 her or their possession or control; except in the
 15 case of liquor or beer given or dispensed to a person
 16 under legal age within a private home and with the
 17 knowledge and consent of the parent or guardian for
 18 beverage or medicinal purposes or as administered
 19 to him or her by either a physician or dentist for
 20 medicinal purposes, except that persons eighteen years
 21 of age or older may be served alcoholic liquor or
 22 beer for consumption on licensed premises only, as
 23 defined in section one hundred twenty-three point
 24 three (123.3), subsection thirty-one (31), of the
 25 Code if accompanied by a parent or guardian and except
 26 to the extent that a person under legal age may handle
 27 alcoholic beverages and beer during the regular course
 28 of his or her employment by a liquor control licensee
 29 or beer permittee under this chapter."

H-6576 FILED *Lost 5/9* BY JOCHUM of Dubuque
 MAY 9, 1978 (*p. 2346*)

HOUSE FILE 112

H-6583

1 Amend H-6486 to House File 112 as follows:
 2 1. Page 1, by inserting after line 16, the
 3 following:
 4 _____, Page 1, by inserting after line 5, the
 5 following new section:
 6 NEW SECTION. Other provisions of the act
 7 notwithstanding, a person eighteen years of age
 8 who holds public office may purchase and consume
 9 beer both off and on any licensed premises.

H-6583 FILED *Lost 5/9* BY ARNOULD of Scott
 MAY 9, 1978 (*p. 2353*)

HOUSE FILE 112

H-6591

1 Amend amendment H-6486, to House File 112, as
 2 follows:
 3 1. Page 1, by inserting after line 17 the follow-
 4 ing:
 5 "4. Amend the title, line 2, by striking the word
 6 "nineteen" and inserting in lieu thereof the words
 7 "twenty-one".

H-6591 FILED *Lost 5/9* BY KREWSON of Polk
 MAY 9, 1978 (*p. 2359*) BINA of Scott
 WALTER of Pottawattamie
 JOCHUM of Dubuque

HOUSE FILE 112

H-6579

1 Amend amendment H-6551, to amendment H-6486, to
 2 House File 112 as passed by the House, as follows:
 3 1. Page 1, by inserting after line 17 the
 4 following:
 5 "_____. Page 1, line 29, by inserting after the
 6 word "chapter." the words "The provisions of this
 7 section notwithstanding, any person between the ages
 8 of eighteen and nineteen years of age shall not be
 9 served alcoholic liquor or beer for consumption on
 10 the premises before three o'clock p.m. on weekdays."

H-6579 FILED *Last 5/9* BY JOCHUM (W Dubuque
 MAY 9, 1978 (*p. 2338*) BRUNOW of Appanoose

HOUSE FILE 112

H-6582

1 Amend the Senate amendment H 6486, to House
 2 File 112, as passed by the House, as follows:
 3 1. Page 1, by striking lines 3 through 17
 4 and inserting in lieu thereof the following;
 5 "1. By striking all after the enacting clause and
 6 inserting in lieu thereof the following:
 7 "Section 1. Section one hundred twenty-three
 8 point three (123.3), subsection thirty-three (33),
 9 Code 1977, is amended to read as follows:
 10 33. "Legal age" means eighteen years of age or
 11 more, provided that a person eighteen years of age
 12 enrolled in an elementary or secondary school in this
 13 state shall not be of legal age for purposes of this
 14 Act.
 15 Section 2. Chapter one hundred twenty-three (123),
 16 Code 1977, is amended by adding the following new
 17 section:
 18 NEW SECTION. EVIDENCE OF LEGAL AGE - EIGHTEEN
 19 YEARS OF AGE. Any resident of the state eighteen years
 20 of age but not yet nineteen years of age who is not
 21 enrolled in an elementary or secondary school of this
 22 state may request the school district of his or her
 23 residence which shall issue that person an identifi-
 24 cation card certifying graduation or nonenrollment in a
 25 school in the district. The department of public
 26 instruction shall provide each school district with
 27 blank identification cards which shall be issued by
 28 the school districts to eligible applicants upon their
 29 request."

H-6582 FILED *Not german* BY PATCHETT of Johnson
 MAY 9, 1978 *5/9 (p. 2347)* NEWHARD of Jones
 JESSE of Polk
 MONROE of Des Moines
 WALTER of Pottawattamie

H-6575

1 Amend the Senate amendment, H-6486, to House File
 2 112 as passed by the House as follows:
 3 1. Page 1, by inserting before line 3 the fol-
 4 lowing section:
 5 "Sec. _____. Section one hundred twenty-three point
 6 forty-seven (123.47), Code 1977, is amended to read
 7 as follows:
 8 123.47 PERSONS UNDER LEGAL AGE. No person shall
 9 sell, give, or otherwise supply alcoholic liquor or
 10 beer to any person knowing or having reasonable cause
 11 to believe him or her to be under legal age, and no
 12 person or persons under legal age shall individually
 13 or jointly have alcoholic liquor or beer in his or
 14 her or their possession or control; except in the
 15 case of liquor or beer given or dispensed to a person
 16 under legal age within a private home and with the
 17 knowledge and consent of the parent or guardian for
 18 beverage or medicinal purposes or as administered
 19 to him or her by either a physician or dentist for
 20 medicinal purposes, except that persons eighteen years
 21 of age or older may be served alcoholic liquor or
 22 beer for consumption on licensed premises only, as
 23 defined in section one hundred twenty-three point
 24 three (123.3), subsection thirty-one (31), of the
 25 Code if they are serving in the armed services of
 26 the United States of America and except to the extent
 27 that a person under legal age may handle alcoholic
 28 beverages and beer during the regular course of his
 29 or her employment by a liquor control licensee or
 30 beer permittee under this chapter."

H-6575 FILED *Last 5/9* BY JOCHUM of Dubuque
 MAY 9, 1978 (*p. 2337*)

HOUSE FILE 112

H-6580

1 Amend the Senate amendment H-6486 to House File
 2 112, as passed by the House, as follows:
 3 1. Page 1, by inserting after line 2 the
 4 following:
 5 "_____. Page 1, line 4, by striking the word
 6 "nineteen" and inserting in lieu thereof the word
 7 "sixty-five."

H-6580 FILED *For germane* BY LIPSKY of Linn
 MAY 9, 1978 (*5/9 p. 2343*)

HOUSE FILE 112

H-6581

1 Amend the Senate amendment H-6486, to House File
 2 112, as passed by the House, as follows:
 3 1. Page 1, by inserting after line 2 the follow-
 4 ing:
 5 "_____. Page 1, line 4, by striking the word
 6 "nineteen" and inserting in lieu thereof the word
 7 "twenty-one."

H-6581 FILED *For germane* BY KREWSON of Polk
 MAY 9, 1978 (*5/9 p. 2344*) WALTER of Pottawattamie
 GENTLEMAN of Polk
 BINA of Scott

HOUSE FILE 112

S-5668

- 1 Amend the Kinley et al. amendment, S-5671, to
2 House File 112 as amended, passed and reprinted by the
3 House as follows:
4 1. Page 2, line 34, by striking the word "chairman"
5 and inserting in lieu thereof the words "chairman chair-
6 person".
7 2. Page 5, line 42, by inserting after the word
8 "himself" the words "or herself".
9 3. Page 16, line 40, by striking the word
10 "licensed" and inserting in lieu thereof the word
11 "license".
12 4. Page 22, by striking lines 21 through 33.
13 5. Page 25, by striking lines 23 through 31.

S-5668 FILED *Out of order*
APRIL 25, 1978 *4/26 (p. 1021)*

BY RICHARD R. RAMSEY

HOUSE FILE 112

S-5673

- 1 Amend House File 112 as passed by the House as
2 follows:
3 1. Page 1, by inserting after line 5 the following
4 new section:
5 "Sec. ____ Amend Article IV, Section 6 of the
6 Constitution of Iowa as follows:
7 Sec. 6 No person shall be eligible to the office
8 of Governor, or Lieutenant Governor, who shall not have
9 been a citizen of the United States, and a resident of
10 the State, two years next preceding the election,
11 and attained the age of thirty thirty-two years at the
12 time of said election and has served at least one
13 term in the Iowa senate."

S-5673 FILED *Withdrawn 4/27 (p. 1062)*
APRIL 26, 1978

BY PHILIP B. HILL
FORREST V. SCHWENGELS
JOHN N. NYSTROM

HOUSE FILE 112

S-5672

- 1 Amend House File 112 as follows:
2 1. Page 1, line 5, by inserting after the word
3 "more." the words "However for purposes of this Act
4 the legal age for consumption of beer shall be eighteen
5 years of age."
6 2. Amend the title, lines 2 and 3, by striking
7 the words "at nineteen years of age".

S-5672 FILED *Last 4/27 (p. 1061)*
APRIL 26, 1978

BY PHILIP HILL

HOUSE FILE 112

S-5636

1 Amend House File 112 as amended and passed
2 by the House as follows:

3 1. Page 1, line 4 by striking the word
4 "nineteen" and inserting in lieu thereof the word
5 "Fifty".

S-5636 FILED *Loss 4/27 (p. 1061)* BY PHILIP B. HILL
APRIL 24, 1978

HOUSE FILE 112

S-5539

1 Amend House File 112 as amended and passed by the
2 House as follows:

3 1. Page 1, by inserting after line 5 the following
4 new section:

5 "Section one hundred twenty-three point forty-
6 nine (123.49), subsection two (2), paragraph f, Code
7 1977, is amended to read as follows:

8 f. Any person under ~~legal~~ eighteen years of age
9 shall not be employed in the sale or serving of
10 alcoholic liquor or beer for consumption on the premises
11 where sold."

S-5539 FILED *Withdrawn 4/27 (p. 1061)* BY MINNETTE F. DODERER
APRIL 12, 1978

HOUSE FILE 112

S-5545

1 Amend House File 112 as amended and passed by the
2 House as follows:

3 1. Page 1, by inserting after line 5 the following
4 new section:

5 "Sec. ____ Section one hundred twenty-three point
6 forty-nine (123.49), subsection two (2), paragraph f,
7 Code 1977, is amended to read as follows:

8 f. Any ~~person~~ person under legal eighteen years of age
9 shall not be employed in the sale or serving of
10 alcoholic liquor or beer for consumption on the premises
11 where sold."

S-5545 FILED *Adopted 4/27 (p. 1062)* BY MINNETTE F. DODERER
APRIL 12, 1978

HOUSE FILE 112

S-5525

1 Amend House File 112 as passed by the House as
2 follows:

3 1. Page 1, by striking lines 6 and 7.

S-5525 FILED *Adopted 4/26 (p. 1021)* BY COMMITTEE ON JUDICIARY
APRIL 11, 1978 *motion to reconsider (1045)* GENE W. GLENN, CHAIRPERSON
"withdrawn 4/27 (1062)"

HOUSE FILE 112

S-5674

- 1 Amend House File 112 as amended and passed by
- 2 the House as follows:
- 3 1. Page one, line 7, by striking the figure
- 4 "1959" and inserting in lieu thereof the figure "1960".

S-5674 FILED *Withdrawn 4/27 (p. 1062)* BY WILLIAM D. PALMER
APRIL 26, 1978

SENATE AMENDMENT TO
HOUSE FILE 112

H-6486

- 1 Amend House File 112 as passed by the House as
- 2 follows:
- 3 1. Page 1, by inserting after line 5 the following
- 4 new section:
- 5 "Sec. ____ . Section one hundred twenty-three point
- 6 forty-nine (123.49), subsection two (2), paragraph
- 7 f, Code 1977, is amended to read as follows:
- 8 f. Any person under ~~legal~~ eighteen years of age
- 9 shall not be employed in the sale or serving of
- 10 alcoholic liquor or beer for consumption on the
- 11 premises where sold."
- 12 2. Page 1, by inserting after line 5 the following
- 13 new section:
- 14 "Sec. ____ . The provisions of this Act shall not
- 15 apply to persons who were born on or before June 30,
- 16 1960".
- 17 3. Page 1, by striking lines 6 and 7.

H-6486 FILED
RECEIVED FROM SENATE
MAY 3, 1978

House considered 5/9 p. 23001

Sec. 3. The provisions of this Act shall not apply to persons who were born on or before June 30, 1960.

HOUSE FILE 112

AN ACT

ESTABLISHING THE LEGAL AGE FOR THE SALE TO AND CONSUMPTION OF BEER AND ALCOHOLIC BEVERAGES AT NINETEEN YEARS OF AGE.

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

Section 1. Section one hundred twenty-three point three (123.3), subsection thirty-three (33), Code 1977, is amended to read as follows:

33. "Legal age" means ~~eighteen~~ nineteen years of age or more.

Sec. 2. Section one hundred twenty-three point forty-nine (123.49), subsection two (2), paragraph f, Code 1977, is amended to read as follows:

f. Any person under ~~legal~~ eighteen years of age shall not be employed in the sale or serving of alcoholic liquor or beer for consumption on the premises where sold.

DALE M. COCHRAN
Speaker of the House

ARTHUR A. NEU
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 112, Sixty-seventh General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved June 29, 1978

ROBERT D. RAY
Governor