

*Reprinted 2/19*

Transportation: Menke, Chair: Hullinger and Kirkenlager.

JAN 16 1980

HOUSE FILE 2105

By HANSEN of O'Brien

TRANSPORTATION

Passed House, Date 2-15-80 (p. 532) Passed Senate, Date \_\_\_\_\_  
Vote: Ayes 83 Nays 2 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

### A BILL FOR

1 An Act relating to the loading and unloading of pupils from  
2 school buses.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4  
5

HOUSE FILE 2105

H-5243

1 Amend House File 2105 as follows:  
2 1. Page 1, by striking lines 21 and 22.

H-5243 FILED *Adopted 2/15 (p. 533)* By SPEAR of Lee  
FEBRUARY 15, 1980

HOUSE FILE 2105

H-5234

1 Amend House File 2105 as follows:  
2 1. Page 1, by adding the following after  
3 line 20:  
4 "Sec. \_\_\_\_ . Section three hundred twenty-one point  
5 three hundred seventy-two (321.372), unnumbered paragraph  
6 four (4), Code 1979, is amended to read as follows:  
7 "This section shall not apply to "business" and  
8 "residence" districts, unless ~~so~~ otherwise provided by  
9 ordinance, but and shall apply in suburban districts of  
10 cities where the speed limit is in excess of thirty-five  
11 miles per hour."

H-5234 FILED *4/28 2/15 (p. 533)* By SHERZAN of Polk  
FEBRUARY 14, 1980

2105

1 Section 1. Section three hundred twenty-one point three  
2 hundred seventy-two (321.372), subsection one (1), unnumbered  
3 paragraph one (1), Code 1979, is amended to read as follows:

4 The driver of any school bus used to transport children  
5 to and from a public or private school shall, when stopping  
6 to receive or discharge pupils, turn on flashing warning lamps  
7 at a distance of not less than three hundred feet nor more  
8 than five hundred feet from the point where ~~said~~ the pupils  
9 are to be received or discharged from the bus. At the point  
10 of receiving or discharging pupils the driver of the bus shall  
11 bring the bus to a stop, turn off the amber flashing warning  
12 lamps, turn on the red flashing warning lamps, and extend  
13 the stop arm. After receiving or discharging pupils, the  
14 bus driver shall turn off all flashing warning lamps, retract  
15 the stop arm and proceed on the route. ~~No~~ Except to the  
16 extent that reduced visibility is caused by fog, snow or other  
17 weather conditions, a school bus shall not stop to load or  
18 unload pupils unless there-is-at-least-three-hundred-feet  
19 of-clear-vision the highway is visible for at least three  
20 hundred feet in each direction.

21 Sec. 2. This Act is effective January first following  
22 its enactment.

23 EXPLANATION

24 Current law does not allow a school bus to load or unload  
25 pupils unless there is at least three hundred feet of clear  
26 vision on the highway in each direction. This bill exempts  
27 from this requirement the loading and unloading of pupils  
28 from buses where there is reduced visibility due to adverse  
29 weather conditions.

30  
31  
32  
33  
34  
35

6. Transportation

Amend. p. 5228  
to Pass 2/26 (p. 609)

HOUSE FILE 2105

By HANSEN of O'Brien

(As Amended and Passed by the House

Be Passed House, Date 4/16/80 (p. 1439) Passed Senate, Date 3-7-80 (p. 744)

Vote: Ayes 96 Nays 1 Vote: Ayes 36 Nays 7

Approved May 20, 1980

### A BILL FOR

1 An Act relating to the loading and unloading of pupils from  
2 school buses.

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

4

5

6

7

8

9

10

11

12

13

Language Stricken \*

HOUSE FILE 2105

S-5228

1 Amend House File 2105 as amended, passed, and  
2 reprinted by the House as follows:  
3 1. Page 1, by striking lines 18 through 20 and  
4 inserting in lieu thereof the words "unload pupils  
5 unless there is at least three hundred feet of clear  
6 unobstructed vision in each direction."

S-5228 FILED  
FEBRUARY 27, 1980  
*(Adopted 3/5 (p. 692))*

BY COMMITTEE ON TRANSPORTATION  
RICHARD DRAKE, CHAIRPERSON

22

23

24

25

1 Section 1. Section three hundred twenty-one point three  
 2 hundred seventy-two (321.372), subsection one (1), unnumbered  
 3 paragraph one (1), Code 1979, is amended to read as follows:  
 4 The driver of any school bus used to transport children  
 5 to and from a public or private school shall, when stopping  
 6 to receive or discharge pupils, turn on flashing warning lamps  
 7 at a distance of not less than three hundred feet nor more  
 8 than five hundred feet from the point where ~~said~~ the pupils  
 9 are to be received or discharged from the bus. At the point  
 10 of receiving or discharging pupils the driver of the bus shall  
 11 bring the bus to a stop, turn off the amber flashing warning  
 12 lamps, turn on the red flashing warning lamps, and extend  
 13 the stop arm. After receiving or discharging pupils, the  
 14 bus driver shall turn off all flashing warning lamps, retract  
 15 the stop arm and proceed on the route. No Except to the  
 16 extent that reduced visibility is caused by fog, snow or other  
 17 weather conditions, a school bus shall not stop to load or  
 18 unload pupils unless there-is-at-least-three-hundred-feet  
 19 of-clear-vision the highway is visible for at least three  
 20 hundred feet in each direction.

\* 21  
22

HOUSE FILE 2105

S-5264

1 Amend the Committee on Transportation amendment,  
 2 S-5228, to House File 2105 as amended, passed, and  
 3 reprinted by the House as follows:  
 4 1. Page 1, line 6, by inserting after the word  
 5 "directon." the following "The driver of a school  
 6 bus shall not be personally liable in a civil action  
 7 for damages resulting from the unloading of pupils  
 8 by the driver without having three hundred feet of  
 9 unobstructed vision unless the driver was operating  
 10 the bus while under the influence of an alcoholic  
 11 beverage, a narcotic, hypnotic or other drug or any  
 12 combination of such substances in violation of section  
 13 three hundred twenty-one point two hundred eighty-  
 14 one (321.281) of the Code."

S-5264 FILED  
MARCH 5, 1980

BY C. W. HUTCHINS

*Rec'd out of order 2/7 (p 148)*

HOUSE FILE 2105

S-5278

1 Amend House File 2105 as amended, passed, and  
2 reprinted by the House as follows:

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

5 "Sec. \_\_\_\_\_. Section two hundred seventy-nine point  
6 eight (279.8), unnumbered paragraph one (1), Code  
7 1979, is amended to read as follows:

8 The board shall make rules for its own government  
9 and that of the directors, officers, employees,  
10 teachers and pupils, and for the care of the  
11 schoolhouse, grounds, and property of the school  
12 corporation, and aid in the enforcement of the same,  
13 and require the performance of duties by said persons  
14 imposed by law and the rules. The board shall include  
15 in its rules provisions regulating the loading and  
16 unloading of pupils from a school bus stopped on the  
17 highway during a period of reduced highway visibility  
18 caused by fog, snow or other weather conditions."

19 2. By renumbering sections and internal references  
20 as necessary.

S-5278 FILED  
MARCH 6, 1980

*Adopted 3/7 (p. 744)*

BY C. W. HUTCHINS  
ARTHUR L. GRATIAS

SENATE AMENDMENT TO  
HOUSE FILE 2105

H-5426

1 Amend House File 2105 as amended, passed and  
2 reprinted by the House as follows:

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

5 "Sec. \_\_\_\_\_. Section two hundred seventy-nine point  
6 eight (279.8), unnumbered paragraph one (1), Code  
7 1979, is amended to read as follows:

8 The board shall make rules for its own government  
9 and that of the directors, officers, employees,  
10 teachers and pupils, and for the care of the  
11 schoolhouse, grounds, and property of the school  
12 corporation, and aid in the enforcement of the same,  
13 and require the performance of duties by said persons  
14 imposed by law and the rules. The board shall include  
15 in its rules provisions regulating the loading and  
16 unloading of pupils from a school bus stopped on the  
17 highway during a period of reduced highway visibility  
18 caused by fog, snow or other weather conditions."

19 2. Page 1, by striking lines 18 through 20 and  
20 inserting in lieu thereof the words "unload pupils  
21 unless there is at least three hundred feet of clear  
22 unobstructed vision in each direction."

23 3. Renumbering sections and internal references  
24 as necessary.

H-5426 FILED  
MARCH 11, 1980

RECEIVED FROM THE SENATE  
*House amended 4/11 (p. 1687)*

HOUSE FILE 2105

AN ACT

RELATING TO THE LOADING AND UNLOADING OF PUPILS FROM SCHOOL BUSES.

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

Section 1. Section two hundred seventy-nine point eight (279.8), unnumbered paragraph one (1), Code 1979, is amended to read as follows:

The board shall make rules for its own government and that of the directors, officers, employees, teachers and pupils, and for the care of the schoolhouse, grounds, and property of the school corporation, and aid in the enforcement of the same, and require the performance of duties by said persons imposed by law and the rules. The board shall include in its rules provisions regulating the loading and unloading of pupils from a school bus stopped on the highway during a period of reduced highway visibility caused by fog, snow or other weather conditions.

Sec. 2. Section three hundred twenty-one point three hundred seventy-two (321.372), subsection one (1), unnumbered paragraph one (1), Code 1979, is amended to read as follows:

The driver of any school bus used to transport children to and from a public or private school shall, when stopping to receive or discharge pupils, turn on flashing warning lamps at a distance of not less than three hundred feet nor more than five hundred feet from the point where ~~said~~ the pupils are to be received or discharged from the bus. At the point of receiving or discharging pupils the driver of the bus shall bring the bus to a stop, turn off the amber flashing warning lamps, turn on the red flashing warning lamps, and extend the stop arm. After receiving or discharging pupils, the bus driver shall turn off all flashing warning lamps, retract

the stop arm and proceed on the route. No Except to the extent that reduced visibility is caused by fog, snow or other weather conditions, a school bus shall not stop to load or unload pupils unless there is at least three hundred feet of clear unobstructed vision in each direction.

\_\_\_\_\_  
WILLIAM H. HARBOR  
Speaker of the House

\_\_\_\_\_  
TERRY E. BRANSTAD  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2105, Sixty-eighth General Assembly.

\_\_\_\_\_  
BRUCE GRAHAM  
Assistant Chief Clerk of the House

Approved May 20, 1980

\_\_\_\_\_  
ROBERT D. RAY  
Governor

H.F. 2105