

Education: Maulsby, Chair: Lura and Welis.

Reprinted 2/13

Passed as amended by 5074 1/29 (p. 262)

JAN 17 1980

HOUSE FILE **2138**

See **EDUCATION** *Do Pass*

By HANSEN of O'BRIEN and
HOFFMANN

Passed House, Date 2-12-80 (p. 472) Passed Senate, Date _____

Vote: Ayes 92 Nays 4 Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to the authority over traffic control and
2 parking of the board of directors of a merged area.

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

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2138

1 Section 1. Section two hundred eighty A point twenty-three
2 (280A.23), Code 1979, is amended by adding the following new
3 subsection:

4 NEW SUBSECTION. Make necessary rules to provide for the
5 policing, control, and regulation of traffic and parking of
6 vehicles and bicycles on the property of the area school.
7 The rules may provide for the use of institutional roads,
8 driveways, and grounds; registration of vehicles and bicycles;
9 the designation of parking areas; the erection and maintenance
10 of signs designating prohibitions or restrictions; the
11 installation and maintenance of parking control devices; and
12 assessment, enforcement, and collection of reasonable penalties
13 for the violation of the rules.


14 Rules made under this subsection may be enforced under
15 procedures adopted by the board of directors. Penalties may
16 be imposed upon students, faculty, and staff for violation
17 of the rules, including, but not limited to, a reasonable
18 monetary penalty which may be deducted from student deposits
19 and faculty or staff salaries or other funds in possession
20 of the area school or added to student tuition bills. The
21 rules made under this subsection may also be enforced by the
22 impoundment of vehicles and bicycles parked in violation of
23 the rules, and a reasonable fee may be charged for the cost
24 of impoundment and storage prior to the release of the vehicle
25 or bicycle to the owner. Each area school shall establish
26 procedures for the determination of controversies in connection
27 with the imposition of penalties. The procedures shall require
28 giving notice of the violation and the penalty prescribed
29 and providing the opportunity for an administrative hearing.

30 Sec. 2. This Act takes effect January first following
31 its enactment.

32 EXPLANATION

33 This bill grants the boards of directors of area schools
34 the authority to regulate traffic control and parking on the
35 grounds of the area schools.

HOUSE CLIP SHEET

TUESDAY,  FEBRUARY 12, 1980

HOUSE FILE 2138

H-5195

- 1 Amend the amendment, H-5187 to House File
- 2 2138 as follows:
- 3 1. Page 1, line 10, by inserting after the
- 4 word "fee." the following: "However, an area
- 5 school shall not be required to charge a parking
- 6 fee if as part of the student registration process
- 7 information is gathered to facilitate and en-
- 8 courage ride-sharing by area school employees and
- 9 students, and the area school takes all reason-
- 10 able measures to encourage ride-sharing activities
- 11 by employees and students."

H-5195 FILED
FEBRUARY 11, 1980

Just 2/12 (p 470)

By GROTH of Buena Vista

HOUSE FILE 2138

H-5207

- 1 Amend House File 2138 as follows:
- 2 1. Page 1, by inserting after line 29 the
- 3 following:
- 4 "The applicability of rules made under this
- 5 subsection to employees of an area school may be
- 6 subject to the provisions of a collective bargaining
- 7 agreement negotiated under chapter twenty (20) of
- 8 the Code."

H-5207 FILED
FEBRUARY 12, 1980
MOTION TO SUSPEND
RULES LOST (*p 472*)

By KREWSON of Polk
CONNORS of Polk
KIRKENSLAGER of Des Moines
POFFENBERGER of Dallas

HOUSE FILE 2138

H-5074

- 1 Amend House File 2138 as follows:
- 2 1. Page 1, by striking lines 30 and 31.

H-5074 FILED *Adopted 2/12 (469)*
JANUARY 29, 1980

By COMMITTEE ON EDUCATION
Stromer of Hancock, Chair

HOUSE FILE 2138

H-5087

- 1 Amend House File 2138 as follows:
- 2 1. Page 1, by inserting the following after
- 3 line 29:
- 4 "To the greatest extent possible, the board of
- 5 directors shall apply the provisions of the Iowa
- 6 administrative procedure act in implementing this
- 7 subsection."

H-5087 FILED *Lost 2/12 (470)*
JANUARY 30, 1980

BY CONLON of Muscatine

HOUSE FILE 2138

H-5187

- 1 Amend House File 2138 as follows:
- 2 1. Page 1, line 13, by inserting after the word
- 3 "rules." the following: "The rules shall provide
- 4 for a monthly parking fee of at least ten dollars
- 5 per vehicle and shall also provide for measures to
- 6 encourage ride-sharing by area school employees and
- 7 students, including car-pooling, van-pooling and
- 8 other ride-sharing arrangements. Proceeds from the
- 9 parking fee shall revert to the general fund of the
- 10 area school charging the fee."

H-5187 FILED *4/25 2/12 (470)* BY GROTH of Buena Vista
FEBRUARY 7, 1980

HOUSE FILE 2138

H-5190

- 1 Amend House File 2138 as follows:
- 2 1. Page 1, line 11, by inserting after the word
- 3 "devices" the words "except parking meters".

H-5190 FILED *Lost 2/12 (469)* BY PERKINS of Greene
FEBRUARY 7, 1980

Sen. Education Do Pass 3/27 (p. 1154)
p. 5562

HOUSE FILE 2138

By HANSEN of O'BRIEN and
HOFFMAN

(As Amended and Passed by the House)

Passed House, Date 4/24/80 (p. 2075) Passed Senate, Date 4/11/80 (p. 1394)

Vote: Ayes 97 Nays 0 Vote: Ayes 45 Nays 0

Approved May 17, 1980

A BILL FOR

1 An Act relating to the authority over traffic control and
2 parking of the board of directors of a merged area.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HOUSE FILE 2138

S-5562

1 Amend House File 2138, as amended, passed and re-
2 printed by the House, as follows:
3 1. Page 1, line 11, by inserting after the word
4 "devices" the words "except parking meters".

S-5562 FILED
MARCH 28, 1980

Adopted 4/11 (p. 1394)

BY COMMITTEE ON EDUCATION
WILLARD R. HANSEN, CHAIRPERSON

SENATE AMENDMENT TO
HOUSE FILE 2138

H-6076

1 Amend House File 2138, as amended, passed and re-
2 printed by the House, as follows:
3 1. Page 1, line 11, by inserting after the word
4 "devices" the words "except parking meters".

H-6076 FILED APRIL 15, 1980

RECEIVED FROM THE SENATE

House concurred 4/24 (p. 2074)

1 Section 1. Section two hundred eighty A point twenty-three
2 (280A.23), Code 1979, is amended by adding the following new
3 subsection:

4 NEW SUBSECTION. Make necessary rules to provide for the
5 policing, control, and regulation of traffic and parking of
6 vehicles and bicycles on the property of the area school.
7 The rules may provide for the use of institutional roads,
8 driveways, and grounds; registration of vehicles and bicycles;
9 the designation of parking areas; the erection and maintenance
10 of signs designating prohibitions or restrictions; the
11 installation and maintenance of parking control devices; and
12 assessment, enforcement, and collection of reasonable penalties
13 for the violation of the rules.

14 Rules made under this subsection may be enforced under
15 procedures adopted by the board of directors. Penalties may
16 be imposed upon students, faculty, and staff for violation
17 of the rules, including, but not limited to, a reasonable
18 monetary penalty which may be deducted from student deposits
19 and faculty or staff salaries or other funds in possession
20 of the area school or added to student tuition bills. The
21 rules made under this subsection may also be enforced by the
22 impoundment of vehicles and bicycles parked in violation of
23 the rules, and a reasonable fee may be charged for the cost
24 of impoundment and storage prior to the release of the vehicle
25 or bicycle to the owner. Each area school shall establish
26 procedures for the determination of controversies in connection
27 with the imposition of penalties. The procedures shall require
28 giving notice of the violation and the penalty prescribed
29 and providing the opportunity for an administrative hearing.

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HOUSE FILE 2138

giving notice of the violation and the penalty prescribed and providing the opportunity for an administrative hearing.

AN ACT

RELATING TO THE AUTHORITY OVER TRAFFIC CONTROL AND PARKING OF THE BOARD OF DIRECTORS OF A MERGED AREA.

WILLIAM H. HARBOR
Speaker of the House

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

TERRY E. BRANSTAD
President of the Senate

Section 1. Section two hundred eighty A point twenty-three (280A.23), Code 1979, is amended by adding the following new subsection:

I hereby certify that this bill originated in the House and is known as House File 2138, Sixty-eighth General Assembly.

NEW SUBSECTION. Make necessary rules to provide for the policing, control, and regulation of traffic and parking of vehicles and bicycles on the property of the area school. The rules may provide for the use of institutional roads, driveways, and grounds; registration of vehicles and bicycles; the designation of parking areas; the erection and maintenance of signs designating prohibitions or restrictions; the installation and maintenance of parking control devices except parking meters; and assessment, enforcement, and collection of reasonable penalties for the violation of the rules.

BRUCE GRAHAM
Assistant Chief Clerk of the House

Approved _____, 1980

Rules made under this subsection may be enforced under procedures adopted by the board of directors. Penalties may be imposed upon students, faculty, and staff for violation of the rules, including, but not limited to, a reasonable monetary penalty which may be deducted from student deposits and faculty or staff salaries or other funds in possession of the area school or added to student tuition bills. The rules made under this subsection may also be enforced by the impoundment of vehicles and bicycles parked in violation of the rules, and a reasonable fee may be charged for the cost of impoundment and storage prior to the release of the vehicle or bicycle to the owner. Each area school shall establish procedures for the determination of controversies in connection with the imposition of penalties. The procedures shall require

ROBERT D. RAY
Governor

H.F. 2138