

EDUCATION: Corning, Chair; Hannon and Colton

Place On Calendar

HOUSE FILE 648

BY COMMITTEE ON STATE GOVERNMENT

(Formerly House File 405)

Substituted for S.F. 427 4/12/85

Passed House, Date 3-25-85 (p. 1029) Passed Senate, Date 5-2-85 (p. 1884)

Vote: Ayes 91 Nays 4 Vote: Ayes 41 Nays 5

Approved May 27, 1985

Motion to reconsider (p. 1048)

" Lost 3/28 (p. 1164)

Passed House 5-3-85 (p. 2214)
97-2

A BILL FOR

- 3919 1 An Act relating to the schools subject to the provisions of
- 2 chapter 601A on sex discrimination in education.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 648

H-3491

- 1 Amend House File 648 as follows:
- 2 1. Page 1, line 4, by striking the word "public"
- 3 and inserting the word "public".

H-3491 FILED MARCH 27, 1985 BY RUNNING of Linn
c/o 3/28/85

S-4192

HOUSE FILE 648

- 1 Amend House File 648 as passed by the House as
- 2 follows:
- 3 1. Page 1, by inserting after line 10, the
- 4 following: "This section does not apply to any
- 5 private college or to any nonpublic educational
- 6 institution that is controlled by or related to
- 7 a bona fide religious institution if application
- 8 of this section is inconsistent with the
- 9 religious tenets of the religious institution,
- 10 nor does this section apply to any private college
- 11 or to any nonpublic educational institution that
- 12 admits students of only one sex."

S-4192 Filed May 2, 1985

By TAYLOR

Place o/o 5/2/85 (p. 1884)

HF 648

3719 >

1 Section 1. Section 601A.9, unnumbered paragraph 2, Code
2 1985, is amended to read as follows:

3 For the purpose of this section "educational institution"

S-3155, 349, 3805

4 includes any public preschool, or elementary, secondary, or
5 merged area school, or area education agency, or postsecondary

4103

6 college or university and their governing boards. ~~Nothing in~~

7 ~~this~~ This section shall be construed to does not prohibit any

8 an educational institution from maintaining separate toilet

9 facilities, locker rooms or living facilities for the

10 different sexes so long as comparable facilities are provided.

4192

11

EXPLANATION

12 This bill extends the coverage of section 601A.9 relating

13 to sex discrimination in education to postsecondary colleges

14 and universities.

15

SENATE AMENDMENT TO HOUSE FILE 648

H-4212

1 Amend House File 648 as passed by the House as
2 follows:

3 1. Page 1, by inserting after line 10, the
4 following: "Nothing in this section shall be
5 construed as prohibiting (1) any bona fide
6 religious institution from imposing qualifications
7 based on religion when such qualifications are
8 related to a bona fide religious purpose or (2)
9 any institution from admitting students of only
10 one sex."

H-4212 FILED MAY 2, 1985

RECEIVED FROM THE SENATE

Have concurred 5/3/85

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S-4163

HOUSE FILE 648

1 Amend House File 648 as passed by the House as
2 follows:

3 1. Page 1, line 6, by inserting after the word
4 "boards" the following: ", or any home school".

S-4163 Filed May 1, 1985

By LIND

W/D 5/2 (p. 1884)

S-4167

HOUSE FILE 648

1 Amend the amendment S-4160 to House File 648 as
2 passed by the House as follows:

3 1. Page 1, line 5, by striking the word
4 "institution" and inserting the following:

5 "institution (1)".

6 2. Page 1, line 9, by inserting after the word
7 "purpose" the following: "or (2) which admits

8 students of only one sex".

S-4167 Filed May 1, 1985

By WELSH & SMALL

*Adopted 5/1/85 (p. 1852)
Motion to Reconsider (p. 1875) passed 5/2
Placed out of order 5/2 (p. 1882)*

S-4173

HOUSE FILE 648

1 Amend amendment S-4160 to House File 648 as
2 passed by the House as follows:

3 1. Page 1, by striking lines 3 through 9 and
4 inserting the following:

5 "1. Page 1, by inserting after line 10, the
6 following: "Nothing in this section shall be
7 construed as prohibiting (1) any bona fide
8 religious institution from imposing qualifications
9 based on religion when such qualifications are
10 related to a bona fide religious purpose or (2)
11 any institution from admitting students of only one
12 sex."

Adopted 5/2/85 (p. 1883)
S-4173 Filed May 1, 1985

By SMALL & WELSH

S-4174

HOUSE FILE 648

1 Amend the amendment S-4160 to House File 648 as
2 passed by the House as follows:

3 1. Page 1, line 7, by inserting after the word
4 "religion" the following: ", morals, or traditions".

5 2. Page 1, line 8, by inserting after the word
6 "religious" the following: "or atheistic".

Placed o/o 5/2 (p. 1883)
S-4174

By LIND

S-3738

HOUSE FILE 648

- 1 Amend House File 648 as passed by the House as
- 2 follows:
- 3 1. Page 1, line 4, by striking the word "public"
- 4 and inserting the word "public".

S-3738 Filed April 15, 1985

By COMMITTEE ON EDUCATION

Adopted 4/15/85 (p. 1366)

S-3805

HOUSE FILE 648

- 1 Amend House File 648 as passed by the House as
- 2 follows:
- 3 1. Page 1, line 4, by striking the word "public"
- 4 and inserting the word "public".

S-3805 Filed April 18, 1985

By TAYLOR, HUTCHINS, GRATIAS
& BROWN

W/15 5/2 (p. 1884)

S-3919

HOUSE FILE 648

- 1 Amend House File 648 as passed by the House as
- 2 follows:
- 3 1. Page 1, by inserting before line 1 the
- 4 following:
- 5 "Section 1. Section 601A.9, unnumbered paragraph
- 6 1, Code 1985, is amended to read as follows:
- 7 It shall be an unfair or discriminatory practice
- 8 for any educational institution to discriminate on the
- 9 basis of sex or family name in any program or
- 10 activity. Such discriminatory practices shall include
- 11 but not be limited to the following practices:
- 12 Sec. ____ Section 601A.9, Code 1985, is amended by
- 13 adding the following new subsection:
- 14 NEW SUBSECTION. 5. On the basis of family name or
- 15 consanguinity, the entrance into an institution or
- 16 into a program within a specific institution."
- 17 2. Title page, line 2, by inserting after the
- 18 word "discrimination" the following: "or
- 19 discrimination based on family name".

Not germane 5/1/85 (p. 1840)

S-3919 Filed April 22, 1985

By LIND

S-4160

HOUSE FILE 648

- 1 Amend House File 648 as passed by the House as
- 2 follows:
- 3 1. Page 1, line 3, by striking the word "For"
- 4 and inserting the following:
- 5 "Except for any bona fide religious institution
- 6 with respect to any qualifications the institution
- 7 may impose based on religion when such
- 8 qualifications are related to a bona fide religious
- 9 purpose, For for"

S-4160 Filed May 1, 1985

By CORNING, HANNON & GENTLEMAN

Adopted 5/2/85 (p. 1884)

related to a bona fide religious purpose or (2) any institution from admitting students of only one sex.

HOUSE FILE 648

AN ACT

RELATING TO THE SCHOOLS SUBJECT TO THE PROVISIONS OF CHAPTER 601A ON SEX DISCRIMINATION IN EDUCATION.

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

Section 1. Section 601A.9, unnumbered paragraph 2, Code 1985, is amended to read as follows:

For the purpose of this section "educational institution" includes any public preschool, or elementary, secondary, or merged area school, or area education agency, or postsecondary college or university and their governing boards. ~~Nothing in this~~ This section shall be construed to does not prohibit any an educational institution from maintaining separate toilet facilities, locker rooms or living facilities for the different sexes so long as comparable facilities are provided. Nothing in this section shall be construed as prohibiting (1) any bona fide religious institution from imposing qualifications based on religion when such qualifications are

DONALD D. AVENSON
Speaker of the House

ROBERT T. ANDERSON
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 648, Seventy-first General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved May 29, 1985

TERRY E. BRANSTAD
Governor

H.F. 648