

FEB 20 1998

JUDICIARY

HOUSE FILE

2385

BY FALLON

Passed House, Date \_\_\_\_\_

Passed Senate, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

A BILL FOR

1 An Act to require that persons under the age of eighteen must be  
 2 attending a high school or have completed a high school  
 3 education or the equivalent of a high school education in  
 4 order to be eligible for a license or instruction permit to  
 5 operate a motor vehicle.

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

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HF 2385

1 Section 1. Section 299.1B, Code 1997, is amended to read  
2 as follows:

3 299.1B FAILURE TO ATTEND -- LOSS OF DRIVER'S LICENSE.

4 A person who does not attend a public school, an accredited  
5 nonpublic school, competent private instruction in accordance  
6 with the provisions of chapter 299A, an alternative school, or  
7 adult education classes, ~~or who is not employed at least~~  
8 ~~twenty-hours-per-week~~ shall not receive a motor vehicle  
9 operator's license until age eighteen unless the person has  
10 graduated or obtained a high school equivalency diploma. A  
11 person under age eighteen who has been issued a motor vehicle  
12 operator's license who does not attend a public school, an  
13 accredited nonpublic school, competent private instruction in  
14 accordance with the provisions of chapter 299A, an alternative  
15 school, or adult education classes and who has not graduated  
16 or obtained a high school equivalency diploma, shall surrender  
17 the license and be issued a temporary restricted license under  
18 section 321.215.

19 Sec. 2. Section 321.177, subsection 1, Code 1997, is  
20 amended to read as follows:

21 1. To any person who is under the age of eighteen years,  
22 ~~without the person's first having~~ unless the person meets the  
23 requirements established in section 299.1B and has  
24 successfully completed an approved driver education course, in  
25 which case, the minimum age is sixteen years. However, the  
26 department may issue a driver's license to certain minors as  
27 provided in section 321.194, an instruction permit as provided  
28 in section 321.180, subsection 1, or a driver's license  
29 restricted to motorized bicycles as provided in section  
30 321.189, subsection 8.

31 Sec. 3. Section 321.178, subsection 1, unnumbered  
32 paragraph 5, Code 1997, is amended to read as follows:

33 Any person who successfully completes an approved driver  
34 education course at a private or commercial driver education  
35 school licensed by the department, shall likewise be eligible

1 for a driver's license at the age of sixteen years, providing  
2 provided that the instructor in charge of the student's  
3 training has satisfied the educational requirements for a  
4 teaching certificate at the secondary level and holds a valid  
5 certificate to teach driver education in the public schools of  
6 Iowa and the student has met the requirements of section  
7 299.1B.

8 Sec. 4. Section 321.178, subsection 3, paragraph b, Code  
9 1997, is amended by adding the following new subparagraph:

10 NEW SUBPARAGRAPH. (5) The minor must meet the  
11 requirements of section 299.1B.

12 Sec. 5. Section 321.180, subsection 1, paragraph a,  
13 unnumbered paragraph 1, Code 1997, is amended to read as  
14 follows:

15 A person who is at least fourteen years of age, who meets  
16 the requirements in section 299.1B, and who, except for the  
17 person's lack of instruction in operating a motor vehicle,  
18 would be qualified to obtain a driver's license, shall, upon  
19 meeting the requirements of section 321.186 other than a  
20 driving demonstration, and upon paying the required fee, be  
21 issued an instruction permit by the department. Subject to  
22 the limitations in this subsection, an instruction permit  
23 entitles the permittee, while having the permit in the  
24 permittee's immediate possession, to operate a motor vehicle,  
25 other than a commercial motor vehicle or as a chauffeur or a  
26 motor vehicle with a gross vehicle weight rating of sixteen  
27 thousand one or more pounds, upon the highways for a period  
28 not to exceed two years from the licensee's birthday  
29 anniversary in the year of issuance. If the applicant for an  
30 instruction permit holds a driver's license issued in this  
31 state valid for the operation of a motorized bicycle or a  
32 motorcycle, the instruction permit shall be valid for such  
33 operation without the need of an accompanying person.

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#### EXPLANATION

35 This bill provides that, in order to be eligible for a

1 motor vehicle license, a person who is under the age of 18  
2 must be attending school or competent private instruction or  
3 have graduated or obtained a high school equivalency diploma.

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