

**House File 2019 - Introduced**

HOUSE FILE 2019

BY SALMON

**A BILL FOR**

1 An Act establishing a conditional exception to pre-use  
2 inspection requirements for new school buses.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 285.8, subsection 4, Code 2020, is  
2 amended to read as follows:

3 4. Inspect or cause to be inspected all vehicles used  
4 as school buses to transport school children to determine  
5 if such vehicles meet all legal and established standards  
6 of construction and can be operated with safety, comfort,  
7 and economy. When it is determined that further use of such  
8 vehicles is dangerous to the pupils transported and to the  
9 safety and welfare of the traveling public, the department of  
10 education shall order such vehicle to be withdrawn from further  
11 use on a specified date. School buses which do not conform to  
12 the requirements of the department of education may be issued a  
13 temporary certificate of operation provided that such school  
14 buses can be operated with safety, and provided further that no  
15 such certificate shall be issued for a period in excess of one  
16 year. All equipment can be required to be altered, or safety  
17 equipment added in order to make vehicles reasonably safe for  
18 operation. New buses after initial inspection and approval,  
19 or that are exempt from pre-use inspection pursuant to section  
20 321.374, subsection 2, shall be issued a seal of inspection.  
21 After each annual inspection a seal of inspection and approval  
22 shall be issued. Said seals shall be mounted on the lower  
23 right hand corner of the windshield.

24 Sec. 2. Section 321.374, Code 2020, is amended to read as  
25 follows:

26 **321.374 Inspection — seal of approval.**

27 1. No Except as provided in subsection 2, a vehicle  
28 shall not be put into service as a school bus until it is  
29 given an original inspection to determine if it meets all  
30 legal and established uniform standards of construction for  
31 the protection of the health and safety of children to be  
32 transported. Vehicles ~~which~~ that are approved or which meet  
33 the requirements of subsection 2 shall be issued a seal of  
34 approval by the director of the department of education.  
35 All vehicles used as school buses shall be given a safety

1 inspection at least once a year. Buses passing the inspection  
2 shall be issued an inspection seal of approval by the  
3 director of the department of education. The seal of original  
4 inspection and the annual seal of inspection shall be affixed  
5 to the lower right hand corner of the windshield.

6 2. If a "dealer", as defined in section 321.1, sells a  
7 new vehicle to be used as a school bus to a school or school  
8 district and provides to the school or school district an  
9 affidavit certifying that the new vehicle complies with the  
10 minimum requirements of section 321.373, the new vehicle is  
11 exempt from pre-use inspection requirements conducted under  
12 rules adopted by the state board of education in accordance  
13 with section 285.8 or this subsection.

14 EXPLANATION

15 The inclusion of this explanation does not constitute agreement with  
16 the explanation's substance by the members of the general assembly.

17 This bill exempts a new vehicle that is sold to be used  
18 as a school bus from pre-use inspections conducted under  
19 Code section 321.374 and rules adopted by the state board of  
20 education if the dealer who sells the new vehicle provides  
21 to the school or school district purchasing the vehicle an  
22 affidavit certifying that the new vehicle complies with minimum  
23 safety standards and requirements set forth under Code section  
24 321.373.