

Senate File 56 - Introduced

SENATE FILE 56

BY ZAUN

A BILL FOR

1 An Act relating to municipal meters parking permits for purple
2 heart recipients and wounded veterans, providing penalties,
3 and making penalties applicable.

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

1 Section 1. Section 321L.1, Code 2021, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 9. *"Purple heart recipients and wounded*
4 *veterans municipal meters parking permit"* means a permit issued
5 by the department that allows the holder to park in a metered
6 parking space, either on-street or off-street, operated or
7 maintained by a city, and includes all of the following:

8 a. A purple heart special registration plate issued under
9 section 321.34, subsection 18, to or for a person who was
10 awarded a purple heart medal by the United States government
11 for wounds received in military or naval combat against an
12 armed enemy of the United States.

13 b. A purple heart recipients and wounded veterans removable
14 windshield municipal meters parking placard which is a
15 two-sided placard for hanging from the rearview mirror when
16 the motor vehicle is parked in a metered parking space, either
17 on-street or off-street, operated or maintained by a city.

18 Sec. 2. NEW SECTION. 321L.11 **Purple heart recipients and**
19 **wounded veterans — removable windshield municipal meters parking**
20 **placards — application and issuance.**

21 1. A resident of the state who is a veteran and who
22 was awarded a purple heart medal by the United States
23 government for wounds received in military or naval combat
24 against an armed enemy of the United States, or who has a
25 service-connected disability rating by the United States
26 department of veterans affairs, desiring a removable windshield
27 municipal meters parking placard may apply to the department
28 upon an application form furnished by the department providing
29 the applicant's full legal name, address, date of birth,
30 social security number or Iowa driver's license number or Iowa
31 nonoperator's identification card number, and proof of receipt
32 of the purple heart medal or certification from the United
33 States department of veterans affairs stating the nature of the
34 applicant's service-connected disability rating, as applicable.
35 Upon receiving a valid application, the department shall issue

1 one removable windshield municipal meters parking placard to
2 the applicant.

3 2. The removable windshield municipal meters parking
4 placard shall contain all of the following information:

5 a. Each side of the placard shall include all of the
6 following:

7 (1) A symbol approved for use by the department to designate
8 purple heart recipients and wounded veterans which is at least
9 three inches in height and centered on the placard.

10 (2) An identification number.

11 (3) The seal or other identification of the issuing
12 authority.

13 b. One side of the placard shall contain all of the
14 following information:

15 (1) A statement printed on it as follows:

16 Remove from mirror before operating vehicle.

17 (2) The return address and telephone number of the
18 department.

19 (3) The signature of the person who has been issued the
20 placard.

21 3. A removable windshield municipal meters parking placard
22 shall only be displayed when the vehicle is parked in a metered
23 parking space, either on-street or off-street, operated or
24 maintained by a city. The placard shall be displayed in a
25 manner that allows the entire placard to be visible through the
26 vehicle's windshield.

27 4. The department shall issue a new removable windshield
28 municipal meters parking placard if the previously issued
29 placard is reported lost, stolen, or damaged. A placard
30 reported lost or stolen shall be invalidated by the department.
31 A placard which is damaged shall be returned to the department
32 and exchanged for a new placard in accordance with rules
33 adopted by the department.

34 5. Any person providing false information with the intent to
35 defraud on the application for a removable windshield municipal

1 meters parking placard used in establishing proof under
2 subsection 1 is subject to a civil penalty of three hundred
3 dollars which may be imposed by the department. In addition
4 to the civil penalty, the department shall revoke the placard
5 issued pursuant to this section.

6 Sec. 3. NEW SECTION. 321L.12 Return of purple heart
7 recipients and wounded veterans municipal meters parking
8 placards.

9 1. Purple heart recipients and wounded veterans municipal
10 meters parking placards shall be returned to the department
11 upon the occurrence of any of the following:

12 a. The person to whom the placard has been issued is
13 deceased.

14 b. The person to whom the placard has been issued has moved
15 out of state.

16 c. A person has found or has in the person's possession a
17 purple heart recipients and wounded veterans municipal meters
18 parking placard that was not issued to that person.

19 d. The placard has been revoked.

20 e. The placard reported lost or stolen is later found
21 or retrieved after a subsequent purple heart recipients and
22 wounded veterans municipal meters parking placard has been
23 issued.

24 2. A person who fails to return a purple heart recipients
25 and wounded veterans municipal meters parking placard and
26 subsequently misuses the placard by illegally parking in a
27 metered parking space, either on-street or off-street, operated
28 or maintained by a city is guilty of a simple misdemeanor
29 punishable as a scheduled violation under section 805.8A,
30 subsection 1, paragraph "c".

31 3. Purple heart recipients and wounded veterans municipal
32 meters parking placards may be returned to the department as
33 required by this section directly to the department, to a
34 driver's license station, or to any law enforcement office.

35 Sec. 4. NEW SECTION. 321L.13 Purple heart recipients and

1 wounded veterans municipal meters parking — display and use of
2 permit.

3 1. A purple heart recipients and wounded veterans municipal
4 meters parking permit allows the holder to park a vehicle
5 at parking meters operated and maintained by a city, either
6 on-street or off-street, for free for a period not to exceed
7 twenty-four hours. The holder and the holder's vehicle are
8 not subject to enforcement of any ordinance related to parking
9 meter fees at such parking meters during the applicable
10 twenty-four-hour period.

11 2. A purple heart recipients and wounded veterans municipal
12 meters parking permit shall be displayed in a motor vehicle
13 as a removable windshield placard or on a vehicle as a purple
14 heart special registration plate when being used by a purple
15 heart recipient or wounded veteran, either as an operator or
16 passenger. Each removable windshield placard shall be of
17 uniform design and fabricated of durable material, suitable
18 for display from within the passenger compartment of a motor
19 vehicle, and readily transferable from one vehicle to another.
20 The placard shall only be displayed when the motor vehicle
21 is parked in a metered parking space, either on-street or
22 off-street, operated or maintained by a city.

23 3. The use of a metered parking space, either on-street or
24 off-street, operated or maintained by a city by an operator
25 of a vehicle displaying a purple heart recipients and wounded
26 veterans municipal meters parking permit but not being used by
27 a person issued the permit constitutes improper use of a purple
28 heart recipients and wounded veterans municipal meters parking
29 permit, which is a simple misdemeanor punishable as a scheduled
30 violation under section 805.8A, subsection 1, paragraph
31 "c". Proof of conviction of two or more violations involving
32 improper use of a purple heart recipients and wounded veterans
33 municipal meters parking permit is grounds for revocation
34 by the court or the department of the holder's privilege to
35 possess or use the parking permit.

1 4. A peace officer as designated in section 801.4,
2 subsection 11, shall have the authority to and shall enforce
3 the provisions of this section on public and private property.

4 Sec. 5. NEW SECTION. 321L.14 Purple heart recipients and
5 wounded veterans municipal meters parking permits and parking —
6 rules.

7 The department, pursuant to chapter 17A, shall adopt rules
8 relating to all of the following:

9 1. Establishing procedures for applying to the department
10 for issuance of purple heart recipients and wounded veterans
11 municipal meters parking placards under this chapter, including
12 but not limited to rules detailing the requirements for
13 acceptable proof of receipt of the purple heart medal or
14 certification of a service-connected disability rating.

15 2. Governing the manner in which purple heart recipients
16 and wounded veterans municipal meters parking permits are to be
17 displayed in or on motor vehicles.

18 3. Regarding enforcement of this chapter.

19 Sec. 6. Section 364.3, Code 2021, is amended by adding the
20 following new subsection:

21 NEW SUBSECTION. 13. A city that operates and maintains
22 parking meters, either on-street or off-street, shall not
23 enforce any ordinance related to parking meter fees at such
24 parking meters against a person whose vehicle is lawfully
25 bearing purple heart special registration plates issued
26 pursuant to section 321.34, subsection 18, or displaying a
27 purple heart recipients and wounded veterans municipal meters
28 parking placard issued pursuant to section 321L.11, during the
29 first twenty-four hours the vehicle is parked.

30 Sec. 7. Section 805.8A, subsection 1, paragraph c, Code
31 2021, is amended to read as follows:

32 c. For violations under section 321L.2A, subsection 3,
33 ~~sections~~ section 321L.3, section 321L.4, subsection 2, and
34 ~~section~~ sections 321L.7, 321L.12, and 321L.13, the scheduled
35 fine is two hundred dollars.

EXPLANATION

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

This bill creates a new parking permit that allows purple heart recipients and wounded veterans with a service-connected disability rating by the United States department of veterans affairs to park in city-operated and maintained metered parking spaces, either on-street or off-street, free of charge for up to 24 hours. The bill defines the term "purple heart recipients and wounded veterans municipal meters parking permit" to include both purple heart special registration plates and a new removable windshield placard.

The bill requires the department of transportation (DOT) to create the new removable windshield placard for purple heart recipients and wounded veterans. The bill specifies certain placard requirements similar to the requirements under current law for persons with disabilities placards. An applicant is eligible to receive one removable windshield placard. There is no fee for the issuance of a removable windshield placard.

The bill requires purple heart recipients and wounded veterans municipal meters parking placards to be returned to the DOT when the person to whom the placard was issued is deceased or has moved out of state, a person finds or possesses a placard not issued to that person, the placard has been revoked, or when the placard reported lost or stolen is later found or retrieved after a subsequent placard has been issued.

The bill proscribes proper display and use requirements for a purple heart recipients and wounded veterans municipal meters parking permit.

The bill prohibits a city that operates and maintains parking meters, either on-street or off-street, from enforcing any ordinance related to parking meter fees against a person whose vehicle is lawfully bearing purple heart special registration plates or displaying a purple heart recipients and wounded veterans municipal meters parking placard during the

1 first 24 hours the vehicle is parked.

2 A person who provides false information with the intent to
3 defraud on the application for a purple heart recipients and
4 wounded veterans municipal meters parking placard is subject to
5 a civil penalty of \$300.

6 A person who fails to return a purple heart recipients
7 and wounded veterans municipal meters parking placard and
8 subsequently misuses the placard commits a simple misdemeanor
9 punishable by a scheduled fine of \$200. Misuse of a purple
10 heart recipients and wounded veterans municipal meters parking
11 permit by a person who was not issued the permit also commits
12 a simple misdemeanor punishable by a scheduled fine of \$200.
13 Proof of conviction of two or more violations involving
14 improper use of a purple heart recipients and wounded veterans
15 municipal meters parking permit is grounds for the court or
16 the DOT to revoke the holder's privilege to possess or use the
17 parking permit.