

Contact: Aimee Claeys

**ADOPTION OF AMENDMENTS TO
IOWA ADMINISTRATIVE CODE – CHAPTER 4**

Action Requested: Adopt amendments to Iowa Administrative Code Chapter 681-4 as more fully described in the docket memo.

Executive Summary: During the February 22, 2018 meeting, the Board of Regents approved filing Notice of Intent to Amend Iowa Administrative Code Chapter 681-4. The notice was published in the March 14, 2018 issue of the Iowa Administrative Bulletin. The period for public comment closed on April 3, 2018, with the Board receiving no comments.

Adoption of the following amendments to the Board of Regents rules governing traffic and parking at the universities is requested.

ITEM 1. Amend rule **681—4.2(262)**, definition of “Bicycle,” as follows:

“*Bicycle*” means any ~~wheeled~~ vehicle which has two or three wheels and fully operable pedals and which is not self-propelled and which is a traditional bicycle designed solely to be pedaled by the rider. An electric/battery-powered bicycle designed not only to be pedaled by the rider but also propelled by an electric motor of less than 750 watts (one horsepower) may be treated as a bicycle and may be parked at bicycle racks.

ITEM 2. Amend subrule 4.30(4) as follows:

4.30(4) *Persons with disabilities.* Persons with disabilities will be granted parking privileges in parking facilities designated for use by persons with disabilities. ~~Persons with disabilities may apply for special parking privileges for up to six months upon issuance of a letter by the director of student health service, or the director’s designee; rehabilitation counselor, student counseling service; or by a personal physician, indicating the character, extent, probable duration of the disability, and certifying the need for special parking. After an initial six months, a faculty or staff member or a student~~ Persons must present a currently valid department of transportation parking permit for persons with disabilities to ~~renew~~ obtain the campus permit. Parking facilities designated for persons with disabilities shall be so regulated all hours of all days.

ITEM 3. Amend subrule 4.31(2) as follows:

4.31(2) Sanction. Reasonable monetary sanctions may be imposed for violation of these rules.

The amount of the sanction approved by the board of regents, state of Iowa, is as follows:

<u>Offenses</u>	<u>Sanctions for Each Offense</u>
Altering, forging or counterfeiting any parking permit (4.30(5))	\$150
Unauthorized possession and use of a parking permit (4.30(5))	\$150
Failure to comply with signs regulating campus traffic flow (681—4.27(262))	\$30
Driving on campus walks or lawns (4.27(6), 4.27(8))	\$30
Driving on closed streets (4.27(3))	\$30
Driving on bike paths (4.27(7))	\$30
Access to restricted areas by means other than established gate openings (4.29(5))	\$30
Moving or driving around a barricade (4.29(5))	\$30
Improper use of gate card (681—4.29(262))	\$20
Illegal parking (4.29(7))	\$40 <u>\$50</u>
Improper parking (4.29(7))	\$45 <u>\$25</u>
Overtime parking at meters (4.29(2))	\$40 <u>\$15</u>
Parking without an appropriate permit in a reserved lot or space (681—4.29(262))	\$30 <u>\$50</u>
Improper affixing or failure to display a permit (681—4.28(262))	\$5
Failure to purchase a parking receipt (4.29(2))	\$40 <u>\$15</u>
Improper parking in a space or stall designated for persons with disabilities (681—4.29(262), 4.30(4))	\$200
Failure to display a current bicycle registration (4.28(4))	\$5
Bicycle improperly parked (4.29(9))	\$7.50
Improper use of roller skates, roller blades or skateboard (4.27(9))	\$25
All other violations	\$15

Violations that continue for more than one hour may receive additional sanctions.

Sanctions may be assessed against the owner or operator of the vehicle involved in each violation or against any person in whose name the vehicle is registered or parking privileges have been granted and may be charged to the violator's university account. Sanctions may be added to student tuition bills or may be deducted from student deposits or from the salaries or wages of employees or from other funds in the possession of the university.