

IN THE SENATE

SENATE BILL NO. 1131

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO TRAFFIC ENFORCEMENT; AMENDING SECTION 49-1422, IDAHO CODE, TO
PROVIDE CERTAIN PENALTIES FOR OVERTAKING A SCHOOL BUS AND TO MAKE TECH-
NICAL CORRECTIONS.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 49-1422, Idaho Code, be, and the same is hereby
amended to read as follows:

49-1422. OVERTAKING AND PASSING SCHOOL BUS. (1) The driver of a vehi-
cle meeting or overtaking from either direction any school bus stopped on
the highway shall stop before reaching the school bus when there is in oper-
ation on a school bus the visual signals specified in section 49-915, Idaho
Code, and the driver of a vehicle shall not proceed until the school bus re-
sumes motion or the visual signals are no longer actuated. Oncoming traffic
on a highway of more than three (3) lanes is not required to stop upon meet-
ing a school bus when visual signals are actuated. Any person found guilty of
violating the provisions of this subsection shall be fined an amount of ~~not~~
no less than one hundred dollars (\$100) nor more than five hundred dollars
(\$500) for a first offense under this subsection; no less than seven hundred
fifty dollars (\$750) for a second offense under this subsection within five
(5) years of a prior offense under this subsection; and no less than one thou-
sand dollars (\$1,000) for a third offense under this subsection within five
(5) years of two (2) prior offenses under this subsection.

(2) Every school bus shall be equipped with visual signals meeting the
requirements of section 49-915, Idaho Code, which shall be actuated by the
driver of the school bus whenever, but only whenever, the vehicle is stopped
on the highway for the purpose of receiving or discharging school children.
A school bus driver shall not actuate the special visual signals:

(a) In business districts designated by the department or local author-
ities;

(b) At intersections or other places where traffic is controlled by
traffic control signals or peace officers; or

(c) In designated school bus loading areas where the bus is entirely off
the roadway.

(3) Every school bus shall bear upon the front and rear plainly visi-
ble signs containing the words "SCHOOL BUS" in letters not less than eight
(8) inches in height. When a school bus is being operated upon a highway
for purposes other than the actual transportation of children either to or
from school, all markings thereon indicating "school bus" shall be covered
or concealed.

(4) When any school bus is sold and is no longer to be used for the
transportation of pupils, before it may again be used on the highways of this
state, it shall be painted a color other than national school bus glossy yel-

1 low, federal standard 595a, color number 13432, and all school bus markings
2 shall be obliterated.