

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 TECHNICAL 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 vehicle meeting or overtaking from either direction any school bus stopped on the highway shall stop before reaching the school bus when there is in operation 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 resumes 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 meeting 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 thousand 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 authorities;

(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 visible 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 yellow.

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