

EHB 2803

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

THE STATE SENATE
Monday, April 8, 2002

ENGROSSED
House Bill No. 2803
As Amended

ENGROSSED HOUSE BILL NO. 2803 - By: COX and STEELE of the House and SHURDEN of the Senate.

[school transportation equipment - codification - effective date - emergency]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 47 O.S. 2001, Section 11-1104, is amended to read as follows:

Section 11-1104. ~~(a)~~ A. No person shall drive a vehicle when it is so loaded, or when there are in the front seat such a number of persons, exceeding three, as to obstruct the view of the driver to the front or sides of the vehicle or as to interfere with the driver's control over the driving mechanism of the vehicle.

~~(b)~~ B. No passenger in a vehicle shall ride in such position as to interfere with the driver's view ahead or to the sides or to interfere with his control over the driving mechanism of the vehicle.

~~(c)~~ C. No school bus shall be operated on the streets or highways in this state when loaded with passengers in excess of the number for which such bus is designed to carry. The number of

(Bold face denotes Committee Amendments)

1 passengers determined by the local school board which the bus is
2 designed to carry shall be posted in a conspicuous place on the bus.

3 D. No person shall, unlawfully and willfully, stop, impede,
4 delay, or detain any school bus, or in any manner interfere with the
5 operation of a school bus.

6 SECTION 2. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 9-101.1 of Title 70, unless
8 there is created a duplication in numbering, reads as follows:

9 A. The board of education of any school district furnishing
10 transportation shall require that all transportation equipment, as
11 defined in paragraph 1 of subsection A of Section 9-104 of Title 70
12 of the Oklahoma Statutes, operated by that school district be
13 inspected once a year within the thirty (30) days prior to the start
14 of the school year by an official inspector, as designated by the
15 State Board of Education, to verify that the transportation
16 equipment is being maintained and operated in accordance with all
17 the requirements of the rules of the State Board of Education and
18 state and federal law. The inspection shall include an examination
19 and test of the brakes, steering, front and rear wheel suspension,
20 exhaust systems, wheels and tires, windshield wipers, horn or
21 warning device, proper adjustment of turn signals, windshield, and
22 other glass and lighting equipment, and if applicable, stop signal
23 arms, and emergency exits and equipment. A record of the inspection

1 shall be maintained by the school district and shall be available
2 for inspection upon request.

3 B. For purposes of this section, "official inspector" means a
4 person who, by training and experience specified by rule promulgated
5 by the State Board of Education, is eligible to conduct inspections.

6 C. Failure to comply with subsection A of this section shall
7 result in a loss of state funds to that school district in an amount
8 to be determined by the State Board of Education.

9 D. The Oklahoma Department of Public Safety may perform
10 inspections of all school transportation equipment and inspection
11 records.

12 SECTION 3. This act shall become effective July 1, 2002.

13 SECTION 4. It being immediately necessary for the preservation
14 of the public peace, health and safety, an emergency is hereby
15 declared to exist, by reason whereof this act shall take effect and
16 be in full force from and after its passage and approval.

17 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION, dated 4-1-02 - DO PASS,
18 As Amended.