

STATE OF OKLAHOMA

2nd Session of the 49th Legislature (2004)

HOUSE BILL HB2424:

Kirby

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 2001, Section 9-104, which relates to transportation equipment; prohibiting the placement of advertisements on school transportation equipment; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 2001, Section 9-104, is amended to read as follows:

Section 9-104. A. As used in this title:

1. "Transportation equipment" means any vehicle or conveyance used for transportation of pupils when the cost of rent, lease, purchase, maintenance, or operation of said vehicle or conveyance is defrayed in whole or in part from public school funds, including auxiliary transportation equipment; and

2. "Auxiliary transportation equipment" includes but is not limited to equipment used for transporting students to and from extracurricular activities but does not include transportation equipment used for transporting students from their homes to school and from school to their homes.

B. All transportation equipment shall be of such construction as to provide safe, comfortable and economical transportation of passengers. All such equipment which is used to transport ten or more public school children at one time shall be constructed, maintained and operated in accordance with all requirements of laws of the State of Oklahoma and rules of the State Board of Education.

Provided, however, that nothing in this act shall prevent the bidding by and purchase of new or used transportation equipment from out-of-state dealers so long as they comply with Section 561 et seq. of Title 47 of the Oklahoma Statutes regulating and licensing manufacturers, distributors, dealers, salesmen, etc., and who holds a current motor vehicle dealers' license.

C. Notwithstanding any other provision of law, a district board of education may paint or purchase auxiliary transportation equipment in a color or colors other than National School Bus Yellow.

D. Notwithstanding any other provision of law, a district board of education shall not allow the placement of advertisements on the exterior or interior of school buses or on auxiliary transportation equipment used to transport school children.

E. Any person violating the provisions of this section shall be guilty of a misdemeanor.

SECTION 2. This act shall become effective July 1, 2004.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

49-2-7276

KB

12/22/03