

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 57th Legislature (2019)

4 HOUSE BILL 1926

By: Kerbs, **West (Tammy)** and
Kiger

7 AS INTRODUCED

8 An Act relating to motor vehicles; amending 47 O.S.
9 2011, Section 11-705, which relates to meeting or
10 overtaking a stopped school bus; requiring fine go to
11 registered owner of vehicle; directing portion of
12 fine go to certain revolving fund; allowing school
13 districts to install cameras on school bus stop-arms;
14 authorizing fines for violations to be paid to school
15 districts; requiring certain length of time for
16 violation to review evidence; defining term; creating
17 certain revolving fund; providing for annual grants;
18 stating purpose of grants; directing the promulgation
19 of rules relating to grants; providing for
20 codification; and providing an effective date.

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

22 SECTION 1. AMENDATORY 47 O.S. 2011, Section 11-705, is
23 amended to read as follows:

24 Section 11-705. A. The driver of a vehicle meeting or
overtaking a school bus that is stopped to take on or discharge
school children, and on which the red loading signals are in
operation, is to stop the vehicle before it reaches the school bus
and not proceed until the loading signals are deactivated and then

1 proceed past such school bus at a speed which is reasonable and with
2 due caution for the safety of such school children and other
3 occupants. ~~Any person convicted of violating~~ The registered owner
4 of a vehicle whose vehicle is found to have been operated in
5 violation of the provisions of this subsection shall be punished by
6 a fine of not less than One Hundred Dollars (\$100.00). Seventy-five
7 percent (75%) of the fine shall be deposited to the credit of the
8 Cameras for School Bus Stops Revolving Fund established in Section 2
9 of this act.

10 B. Visual signals, meeting the requirements of Section 12-228
11 of this title, shall be actuated by the driver of said school bus
12 whenever, but only whenever, such vehicle is stopped on the highway
13 for the purpose of receiving or discharging school children.

14 C. The driver of a vehicle upon a highway with separate
15 roadways need not stop upon meeting or passing a school bus which is
16 on a different roadway or when upon a controlled-access highway and
17 the school bus is stopped in a loading zone which is a part of or
18 adjacent to such highway and where pedestrians are not permitted to
19 cross the roadway.

20 D. If the driver of a school bus witnesses a violation of the
21 provisions of subsection A of this section, within twenty-four (24)
22 hours of the alleged offense, the driver shall report the violation,
23 the vehicle color, license tag number, and the time and place such
24 violation occurred to the law enforcement authority of the

1 municipality where the violation occurred. The law enforcement
2 authority of a municipality shall issue a letter of warning on the
3 alleged violation to the person in whose name the vehicle is
4 registered. The Office of the Attorney General shall provide a form
5 letter to each municipal law enforcement agency in this state for
6 the issuance of the warning provided for in this subsection. Such
7 form letter shall be used by each such law enforcement agency in the
8 exact form provided for by the Office of the Attorney General. A
9 warning letter issued pursuant to this subsection shall not be
10 recorded on the driving record of the person to whom such letter was
11 issued. Issuance of a warning letter pursuant to this section shall
12 not preclude the imposition of other penalties as provided by law.

13 E. 1. A school district may install and operate a video-
14 monitoring system in or on the school buses or the bus stop-arms
15 operated by the district or contract with a private vendor to do so
16 on behalf of the school district for the purpose of recording
17 violations of subsection A of this section. If a citation is issued
18 for violation of this section the person who receives the citation
19 shall have at least thirty (30) business days from the date of the
20 issuance of the citation to inspect information collected by a
21 video-monitoring system in connection with the violation.

22 2. For the purposes of this subsection, "video-monitoring
23 system" means a system with one or more camera sensors and computers
24 installed and operated on a school bus that produces live digital

1 and recorded video of motor vehicles being operated in violation of
2 this section. The system shall, at a minimum, produce a recorded
3 image of the license plate of the vehicle and shall record the
4 activation status of at least one warning device as prescribed in
5 Section 12-228 of this title and the time, date and location of the
6 vehicle when the image is recorded.

7 SECTION 2. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 9-119 of Title 70, unless there
9 is created a duplication in numbering, reads as follows:

10 A. There is hereby created in the State Treasury a revolving
11 fund for the State Board of Education to be designated the "Cameras
12 for School Bus Stops Revolving Fund". The fund shall be a
13 continuing fund, not subject to fiscal year limitations, and shall
14 consist of all monies received by the State Board of Education from
15 fines collected from school bus stop violations in Section 11-705 in
16 Title 47 of the Oklahoma Statutes, any state-appropriated funds,
17 federal funds, donations, grants, contributions, and gifts from any
18 public or private source. All monies accruing to the credit of the
19 fund are hereby appropriated and may be budgeted and expended by the
20 State Board of Education for the purposes of providing grants to
21 public school districts as provided for in subsection B of this
22 section. Expenditures from the fund shall be made upon warrants
23 issued by the State Treasurer against claims filed as prescribed by
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1 law with the Director of the Office of Management and Enterprise
2 Services for approval and payment.

3 B. Contingent upon the amount of funds available in the Cameras
4 for School Bus Stops Revolving Fund, the State Board of Education
5 shall award one or more grants annually to public school districts
6 in the state. The grants shall be used by the districts for
7 installation of camera equipment on buses to aid in identifying
8 drivers violating the provisions of Section 11-705 of Title 47 of
9 the Oklahoma Statutes. The Board shall determine the criteria for
10 and establish a process for the submission of grants applications.
11 The applications shall be considered on a statewide competitive
12 basis. The Board shall promulgate rules for the implementation of
13 the grants issued pursuant to this section.

14 SECTION 3. This act shall become effective November 1, 2019.
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16 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02/11/2019 -
17 DO PASS, As Coauthored.
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