

Amendment No. 301

Assembly Amendment to Assembly Bill No. 411

(BDR 34-260)

Proposed by: Committee on Transportation**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: No

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend section 1, pages 1 and 2, by deleting lines 3 through 9 on page 1 and lines 1 and 2 on page 2 and inserting:

“1. The Director of the Department of Public Safety shall adopt regulations that prescribe, in accordance with any applicable federal standards or requirements, the appropriate safety restraints for each school bus that is purchased new on or after July 1, 2007.

2. Except as otherwise provided in subsection 3, each pupil who rides in a school bus that is equipped with the safety restraints prescribed pursuant to subsection 1 shall wear the appropriate safety restraint while the bus is in operation.”.

Amend section 1, page 2, between lines 14 and 15 by inserting:

“4. If a school bus is equipped with the safety restraints prescribed pursuant to subsection 1, neither the State, a county, a school district, a public school, a charter school, a private school or

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A.B. No. 411—Requires appropriate safety restraints in school buses.

any employee or volunteer thereof is liable for injury to a passenger on the school bus caused solely because:

(a) The passenger was not wearing the safety restraint; or

(b) The passenger or another passenger used or misused the safety restraint in a dangerous or unsafe manner.”.

Amend sec. 2, page 2, line 38, by deleting “**Motor Vehicles**” and inserting “**Public Safety**”.

Amend sec. 2, page 3, line 21, by deleting “**Motor Vehicles**” and inserting “**Public Safety**”.

Amend sec. 3, page 3, lines 36 and 37, by deleting:

“~~[Public Safety]~~ **Motor Vehicles**” and inserting “Public Safety”.

Amend sec. 3, page 3, line 39, by deleting:

“~~[Public Safety]~~ **Motor Vehicles**” and inserting “Public Safety”.

Amend sec. 3, pages 3 and 4, line 45 on page 3 and line 1 on page 4, by deleting:

“~~[Public Safety]~~ **Motor Vehicles**,” and inserting “Public Safety,”.

Amend sec. 4, page 5, by deleting lines 7 through 15 and inserting:

“3. In addition to the equipment required by subsection 1, each school bus that is purchased new on or after July 1, 2007, and that is operated for the transportation of pupils must be equipped with the safety restraints prescribed by the Director of the Department of Public Safety pursuant to section 1 of this act in a number that is sufficient to allow each pupil who rides on the school bus to use a separate safety restraint. To the extent feasible, each school district shall ensure that the school buses purchased new on or after July 1, 2007, that are equipped with the safety restraint system, are used for the transportation of pupils enrolled in elementary schools in

the school district. The provisions of this subsection do not apply if a school bus is purchased used.”.

Amend sec. 4, page 5, lines 20 and 21, by deleting “Motor Vehicles” and inserting:

~~“[Motor Vehicles]~~ ***Public Safety***”.

Amend sec. 4, page 5, line 29, by deleting “Motor Vehicles,” and inserting:

~~“[Motor Vehicles,]~~ ***Public Safety,***”.

Amend sec. 5, page 5, line 39, by deleting “Motor Vehicles,” and inserting:

~~“[Motor Vehicles,]~~ ***Public Safety,***”.

Amend sec. 5, page 6, line 1, by deleting “Motor Vehicles,” and inserting:

~~“[Motor Vehicles,]~~ ***Public Safety,***”.

Amend sec. 5, page 6, by deleting lines 3 through 7 and inserting:

“4. Except as otherwise provided in subsection 5, each pupil who rides in a school bus that is equipped with the safety restraints prescribed pursuant to subsection 1 shall wear the appropriate safety restraint while the bus is in operation.”.

Amend sec. 5, page 6, between lines 17 and 18 by inserting:

“6. Each school bus that is purchased new on or after July 1, 2007, and that is operated for the transportation of pupils must be equipped with the safety restraints prescribed by the Director of the Department of Public Safety pursuant to section 1 of this act in a number that is sufficient to allow each pupil who rides on the school bus to use a separate safety restraint. To the extent feasible, each private school shall ensure that the school buses purchased new on or after July 1, 2007, that are equipped with the safety restraint system, are used for the transportation of pupils

enrolled in elementary schools, if applicable to the grade levels offered by the private school. The provisions of this subsection do not apply if a school bus is purchased used.

7. If a school bus is equipped with the safety restraints prescribed pursuant to subsection 1, neither the State, a county, a school district, a public school, a charter school, a private school or any employee or volunteer thereof is liable for injury to a passenger on the school bus caused solely because:

(a) The passenger was not wearing the safety restraint; or

(b) The passenger or another passenger used or misused the safety restraint in a dangerous or unsafe manner.”.

Amend sec. 7, page 7, line 43, by deleting “2006,” and inserting “2007,”.

Amend sec. 8, page 8, line 6, by deleting “2006,” and inserting “2007,”.

Amend sec. 8, page 8, line 9, by deleting “2006.” and inserting “2007.”.

Amend the title of the bill by deleting the second through eleventh lines and inserting:

“Director of the Department of Public Safety to prescribe the appropriate safety restraints for school buses that are used for the transportation of pupils; requiring school buses that are purchased new on or after July 1, 2007, to be equipped with the safety restraints; requiring pupils to use the safety restraints while riding on a school bus; providing an exception for certain pupils; providing”.