

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE BILL 899

By: Loveless

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6 AS INTRODUCED

7 An Act relating to school bus violations; amending 47
8 O.S. 2011, Section 11-705, which relates to meeting
9 or overtaking a stopped school bus; requiring certain
records be maintained; providing for penalties; and
providing an effective date.

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

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

15 Section 11-705. A. The driver of a vehicle meeting or
16 overtaking a school bus that is stopped to take on or discharge
17 school children, and on which the red loading signals are in
18 operation, is to stop the vehicle before it reaches the school bus
19 and not proceed until the loading signals are deactivated and then
20 proceed past such school bus at a speed which is reasonable and with
21 due caution for the safety of such school children and other
22 occupants. Any person convicted of violating the provisions of this
23 subsection shall be punished by a fine of not less than One Hundred
24 Dollars (\$100.00).

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

5 C. The driver of a vehicle upon a highway with separate
6 roadways need not stop upon meeting or passing a school bus which is
7 on a different roadway or when upon a controlled-access highway and
8 the school bus is stopped in a loading zone which is a part of or
9 adjacent to such highway and where pedestrians are not permitted to
10 cross the roadway.

11 D. If the driver of a school bus witnesses a violation of the
12 provisions of subsection A of this section, within twenty-four (24)
13 hours of the alleged offense, the driver shall report the violation,
14 the vehicle color, license tag number, and the time and place such
15 violation occurred to the law enforcement authority of the
16 municipality where the violation occurred. The law enforcement
17 authority of a municipality shall issue a letter of warning on the
18 alleged violation to the person in whose name the vehicle is
19 registered and shall maintain a record of warning letters for not
20 less than five (5) years. The Office of the Attorney General shall
21 provide a form letter to each municipal law enforcement agency in
22 this state for the issuance of the warning provided for in this
23 subsection. Such form letter shall be used by each such law
24 enforcement agency in the exact form provided for by the Office of

1 the Attorney General. A warning letter issued pursuant to this
2 subsection shall not be recorded on the driving record of the person
3 to whom such letter was issued. Issuance of a warning letter
4 pursuant to this section shall not preclude the imposition of other
5 penalties as provided by law.

6 Persons who receive a second or subsequent warning letter within
7 two (2) years shall be guilty of a misdemeanor, punishable by a fine
8 of not less than One Hundred Dollars (\$100.00). The Department of
9 Public Safety shall not assess points to the driving record of any
10 person in receipt of such letters.

11 SECTION 2. This act shall become effective November 1, 2016.

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