

1 H.580

2 Introduced by Representatives Smith of Mendon, Botzow of Pownal,

3 Kitzmiller of Montpelier, Shand of Weathersfield,

4 Waite-Simpson of Essex and Wilson of Manchester

5 Referred to Committee on

6 Date:

7 Subject: Motor vehicles; school buses; passing; penalties

8 Statement of purpose: This bill proposes to increase the penalty for illegally  
9 passing a school bus.

10 An act relating to the penalty for illegally passing a school bus

11 It is hereby enacted by the General Assembly of the State of Vermont:

12 Sec. 1. 23 V.S.A. § 1075 is amended to read:

13 § 1075. PASSING SCHOOL BUS

14 (a) The operator of a motor vehicle, including authorized emergency  
15 vehicles under section 1015 of this title, upon meeting or overtaking a vehicle  
16 marked and equipped as provided in section 1283 of this title which has  
17 stopped on the highway for the purpose of receiving or discharging public or  
18 private school children shall stop his or her vehicle immediately and shall keep  
19 it stationary while the flashing red signal lights are in operation.

(b) The driver of a vehicle need not stop upon a highway with separate roadways upon meeting or overtaking a school bus which is on a different roadway, or upon a controlled access highway where the school bus is stopped in a loading zone which is a part of or adjacent to the highway at a point where pedestrians are not permitted to cross the roadway.

(c) The penalty for violation of this section shall be as follows:

(1) For a first offense, \$1,000.00.

(2) For a second offense, \$2,000.00.

(3) For a third and subsequent offense, \$5,000.00.

Sec. 2. REPEAL

23 V.S.A. § 2502(a)(4)(B) (five points assessed for illegally passing a school bus) is repealed.

Sec. 3. 23 V.S.A. § 2502(a)(5) is amended to read:

(5) Ten points assessed for:

(A) § 674. Operating after suspension or revocation of license;

(B) § 1075. Illegal passing of school bus;

~~(B)(C)~~ § 1091. Negligent operation;

~~(C)(D)~~ § 1094. Operation without owner's consent and aggravated operation without owner's consent;

VT LEG 249570.1