

REFERENCE TITLE: school buses; overtaking; passing; penalty

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

HB 2564

Introduced by
Representative Nelson

AN ACT

AMENDING SECTION 28-857, ARIZONA REVISED STATUTES; RELATING TO SCHOOL BUSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 28-857, Arizona Revised Statutes, is amended to
3 read:
4 28-857. School bus signs; overtaking and passing school bus;
5 violation; driver license suspension; civil penalty
6 A. On meeting or overtaking from either direction a school bus that
7 has stopped on the highway, the driver of a vehicle on a highway shall:
8 1. Stop the vehicle before reaching the school bus, if the school bus
9 is displaying the signal as provided in subsection D and if alternately
10 flashing lights are in use.
11 2. Not proceed until the school bus resumes motion or the signal and
12 alternately flashing lights are no longer displayed.
13 B. A bus used for the transportation of school children shall have on
14 the front and rear of the bus a plainly visible sign containing the words
15 "school bus" in letters not less than eight inches in height.
16 C. A school bus operated on a highway shall cover or conceal all
17 markings indicating "school bus" unless the bus is operated for the
18 transportation of children to or from any of the following:
19 1. School.
20 2. School sponsored academic activities.
21 3. School sponsored vocational and technological education.
22 4. School sponsored athletic trips.
23 5. School sponsored extracurricular activities.
24 D. A bus used for the transportation of school children shall have a
25 signal with the word "stop" printed on both sides in white letters not less
26 than five inches high on a red background. The signal shall be an eighteen
27 inch reflectorized octagon. The operator of the school bus shall:
28 1. Manually operate the signal in a manner so that the signal is
29 clearly visible from both front and rear when extended from the left of the
30 body of the bus.
31 2. Display the signal and alternately flashing lights if passengers
32 are being received or discharged while the bus is stopped on the roadway.
33 E. The driver of a vehicle on a highway with separate roadways need
34 not stop on meeting or passing a school bus that is:
35 1. On a different roadway.
36 2. On a controlled access highway and the school bus is stopped in a
37 loading zone that is a part of or adjacent to the highway and where
38 pedestrians are not permitted to cross the roadway.
39 F. For the purposes of subsection E, a lane or group of lanes on
40 either side of a two-way left turn lane is not considered a separate roadway.
41 G. A person who is responsible for a violation of subsection A ~~of this~~
42 ~~section~~ is subject to a civil penalty as follows:
43 1. The court shall impose a minimum civil penalty of two hundred fifty
44 dollars for the first violation.

1 2. If a person violates ~~this section~~ SUBSECTION A a second time within
2 a period of thirty-six months, the court shall impose a minimum civil penalty
3 of seven hundred fifty dollars and shall direct the department to suspend the
4 driver license of the person for not more than six months.

5 3. If a person violates ~~this section~~ SUBSECTION A three or more times
6 within a period of thirty-six months, the court shall impose a minimum civil
7 penalty of one thousand dollars and shall direct the department to suspend
8 the driver license of the person for at least six months but not more than
9 one year.