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Senate BILL NO. 322

INTRODUCED BY *Halverson* _____

A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY STOPPING AND LIGHTING REQUIREMENTS FOR SCHOOL BUSES; AMENDING SECTIONS 32-2193 AND 32-2197, R.C.M. 1947."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 32-2193, R.C.M. 1947, is amended to read as follows:

"32-2193. Certain vehicles must stop at all railroad grade crossings. (a) The driver of any motor vehicle carrying passengers for hire or of any school bus carrying ~~any school child~~ or of any vehicle carrying explosive substances or flammable liquids as a cargo or part of a cargo, before crossing at grade any track or tracks of a railroad, shall stop such vehicle within ~~fifty~~ ~~(50)~~ feet but not less than ~~fifteen~~ ~~(15)~~ feet from the nearest rail of such railroad and while so stopped shall listen and look in both directions along such track for any approaching train, and for signals indicating the approach of a train, except as hereinafter provided, and shall not proceed until he can do so safely. After stopping as required herein and upon proceeding when it is safe to do so the driver of any said vehicle shall cross only in such gear of the vehicle that

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there will be no necessity for changing gears while traversing such crossings and the driver shall not shift gears while crossing the track or tracks.

(b) No stop need be made at any such crossing where a police officer or highway patrolman or traffic-control signal directs traffic to proceed.

(c) This section shall not apply at street-railway grade crossings within a business or residence district."

Section 2. Section 32-2197, R.C.M. 1947, is amended to read as follows:

"32-2197. Overtaking and passing school bus. (a) The driver of a vehicle upon a highway outside the corporate limits of any city or town upon meeting or overtaking from either direction any school bus which has stopped on the highway for the purpose of receiving or discharging any school children shall stop the vehicle before reaching such school bus when there is in operation on said bus a visual flashing red signal as specified in section 32-21-132 and said driver shall not proceed until such school bus resumes motion, and in addition the driver of a vehicle must slow and proceed with caution when meeting or overtaking from either direction any school bus which is preparing to stop on the highway for the purpose of receiving or discharging any school children as indicated by flashing amber lights as specified in section 32-21-132.

1 (b) Every bus used for the transportation of school
2 children shall bear upon the front and rear thereof plainly
3 visible signs containing the words "SCHOOL BUS" in letters
4 not less than ~~eight-(8)~~ inches in height, and in addition
5 shall be equipped with visual signals meeting the
6 requirements of section 32-21-132. Amber flashing lights
7 shall be actuated by the driver ~~approximately one hundred~~
8 ~~and fifty-(150)--feet--in--cities--and~~ approximately five
9 ~~hundred--(500) feet in other areas~~ before the bus is stopped
10 to receive or discharge school children on the highway. Red
11 lights shall be actuated by the driver of said school bus
12 whenever but only whenever such vehicle is stopped on the
13 highway for the purpose of receiving or discharging school
14 children.

15 (c) When a school bus is being operated upon a highway
16 for purposes other than the actual transportation of
17 children either to or from school all markings thereon
18 indicating "SCHOOL BUS" shall be covered or concealed.

19 (d) The driver of a vehicle upon a highway with
20 separate roadways need not stop upon meeting or passing a
21 school bus which is on a different roadway or when upon a
22 controlled access highway and the school bus is stopped in a
23 loading zone which is a part of or adjacent to such highway
24 and where pedestrians are not permitted to cross the
25 roadway.*

-End-

Approved by Committee
on Education

Senate BILL NO. *332*

1
2 INTRODUCED BY *Galvan*

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY STOPPING AND
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15 substances or flammable liquids as a cargo or part of a
16 cargo, before crossing at grade any track or tracks of a
17 railroad, shall stop such vehicle within ~~fifty~~ *50* feet but
18 not less than ~~fifteen~~ *15* feet from the nearest rail of
19 such railroad and while so stopped shall listen and look in
20 both directions along such track for any approaching train,
21 and for signals indicating the approach of a train, except
22 as hereinafter provided, and shall not proceed until he can
23 do so safely. After stopping as required herein and upon
24 proceeding when it is safe to do so the driver of any said
25 vehicle shall cross only in such gear of the vehicle that

1 there will be no necessity for changing gears while
2 traversing such crossings and the driver shall not shift
3 gears while crossing the track or tracks.

4 (b) No stop need be made at any such crossing where a
5 police officer or highway patrolman or traffic-control
6 signal directs traffic to proceed.

7 (c) This section shall not apply at street-railway
8 grade crossings within a business or residence district.*

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18 flashing red signal as specified in section 32-21-132 and
19 said driver shall not proceed until such school bus resumes
20 motion, and in addition the driver of a vehicle must slow
21 and proceed with caution when meeting or overtaking from
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23 on the highway for the purpose of receiving or discharging
24 any school children as indicated by flashing amber lights as
25 specified in section 32-21-132.

SB 322

1 (b) Every bus used for the transportation of school
2 children shall bear upon the front and rear thereof plainly
3 visible signs containing the words "SCHOOL BUS" in letters
4 not less than eight ~~(8)~~ inches in height, and in addition
5 shall be equipped with visual signals meeting the
6 requirements of section 32-21-132. Amber flashing lights
7 shall be actuated by the driver ~~approximately one hundred~~
8 ~~and fifty (150) feet in cities~~ and approximately five
9 ~~hundred (500) feet in other areas~~ before the bus is stopped
10 to receive or discharge school children ~~on the highway~~. Red
11 lights shall be actuated by the driver of said school bus
12 whenever but only ~~whenever~~ such vehicle is stopped on the
13 highway for the purpose of receiving or discharging school
14 children.

15 (c) When a school bus is being operated upon a highway
16 for purposes other than the actual transportation of
17 children either to or from school all markings thereon
18 indicating "SCHOOL BUS" shall be covered or concealed.

19 (d) The driver of a vehicle upon a highway with
20 separate roadways need not stop upon meeting or passing a
21 school bus which is on a different roadway or when upon a
22 controlled access highway and the school bus is stopped in a
23 loading zone which is a part of or adjacent to such highway
24 and where pedestrians are not permitted to cross the
25 roadway."

-End-

1 *Senate* BILL NO. *322*
 2 INTRODUCED BY *Edwards*

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 22 as hereinafter provided, and shall not proceed until he can
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 24 proceeding when it is safe to do so the driver of any said
 25 vehicle shall cross only in such gear of the vehicle that

1 there will be no necessity for changing gears while
 2 traversing such crossings and the driver shall not shift
 3 gears while crossing the track or tracks.

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-End-

1 SENATE BILL NO. 322
2 INTRODUCED BY GRAHAM

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8 ~~and-fifty~~ (150) ~~feet in cities~~ and approximately five
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-End-