

Chapter MVD 5

TRANSPORTATION OF SCHOOL CHILDREN

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History: Chapter MVD 5 as it existed on December 31, 1962 was repealed and a new chapter MVD 5 was created effective January 1, 1963.

MVD 5.01 Definition. (1) (Statutory) "School bus" means a motor vehicle which transports children to or from a public or private school or which transports school groups engaged in extracurricular activities to or from points designated by such schools, but does not include:

(a) A motor vehicle owned or operated by a parent or guardian transporting only his own children, regardless of whether the school has made a contract with or paid compensation to such parent or guardian for such transportation; or

(b) A vehicle having a seating capacity of fewer than 10 persons, including the operator, and used in casual, occasional or reciprocal transportation of school children and not under contract.

(c) Buses operated by a common motor carrier of passengers used in urban transportation of school children, or when used in extra-curricular activities to and from points designated by a school.

Note: (This is a direct quote of sec. 340.01 (56) statutes as amended by 1959 Legislature.)

(2) These minimum standards are intended to apply to all types of school buses:

(a) *Large buses.* 1. Conventional type body-on chassis vehicles having a seating capacity of 24 or more pupils;

2. Transit and metropolitan types of vehicles having a seating capacity of 24 or more pupils;

3. Pupil capacity is determined from Body Sizes Chart in Wis. Adm. Code section MVD 5.51 (1).

(b) *Small buses.* Vehicles having a seating capacity of less than 24 pupils, but not including automobiles. Pupil capacity is determined from Body Sizes Chart in Wis. Adm. Code section MVD 5.51 (1).

(c) *Automobiles.* Vehicles having a seating capacity of less than 10 passengers based on seat measurements of 20 inches per person including the driver.

History: Cr. Register, December, 1962, No. 84, eff. 1-1-63; am. (2) (a) 3 and (2) (b), Register, March, 1963, No. 87, eff. 4-1-63.

Subchapter I

Driver Requirements

MVD 5.02 School bus operator's license. No person shall drive a school bus without having first applied for and received a school bus driver's license or driver license examiner's receipt. (The law prohibits issuance of a school bus driver's license to any person who is less than 21 years of age.)

History: Cr. Register, December, 1962, No. 84, eff. 1-1-63.

MVD 5.03 Physical qualifications. School bus driver must be in good physical condition, possessing at least 20/40 vision either normally or corrected, in each eye, and having a minimum horizontal form field of 70 degrees; having normal ability to hear the spoken voice; and possessing sufficient use of both his hands and the foot normally employed to operate the foot brake and foot accelerator which may be substantiated by competent medical proof submitted by the applicant.

History: Cr. Register, December, 1962, No. 84, eff. 1-1-63.

MVD 5.04 Smoking. The driver shall not smoke or permit smoking when children are transported.

History: Cr. Register, December, 1962, No. 84, eff. 1-1-63.

MVD 5.05 Maintaining order. Driver shall be responsible for the maintenance of order among children being transported. Misconduct shall be promptly reported to the proper authority.

History: Cr. Register, December, 1962, No. 84, eff. 1-1-63.
Register, March, 1963, No. 87