

## 2007 ASSEMBLY BILL 944

March 11, 2008 – Introduced by Representatives POPE-ROBERTS, BERCEAU and PARISI. Referred to Committee on Transportation.

1     **AN ACT** *to amend* 346.95 (1); and *to create* 346.94 (20) of the statutes; **relating**  
2     **to:** school bus idling.

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### *Analysis by the Legislative Reference Bureau*

This bill prohibits the operator of a school bus from allowing the engine of the school bus to idle for more than five consecutive minutes unless: 1) the school bus is forced to remain motionless because of traffic conditions or mechanical difficulties; 2) the outdoor temperature is below 20 degrees Fahrenheit; 3) such idling is necessary to maintain a safe temperature for a child with a disability; 4) the school bus is being repaired; or 5) the school bus is stopped to load or unload passengers. The operator of a school bus who violates this prohibition may be required to forfeit not less than \$20 nor more than \$40 for the first offense and not less than \$50 nor more than \$100 for the second or subsequent conviction within a year.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

3     **SECTION 1.** 346.94 (20) of the statutes is created to read:  
4     346.94 (20) SCHOOL BUS IDLING. The operator of a school bus may not allow the  
5     engine of the school bus to idle for more than 5 consecutive minutes except under the  
6     following circumstances:

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1 (a) When the school bus is forced to remain motionless because of traffic  
2 conditions or mechanical difficulties over which the operator has no control.

3 (b) When the outdoor temperature is below 20 degrees Fahrenheit.

4 (c) When it is necessary to maintain a safe temperature for a child with a  
5 disability, as defined in s. 115.76 (5).

6 (d) When the school bus is being repaired.

7 (e) When the school bus is stopped to load or unload passengers.

8 **SECTION 2.** 346.95 (1) of the statutes is amended to read:

9 346.95 (1) Any person violating s. 346.87, 346.88, 346.89 (2), 346.90 to 346.92  
10 or 346.94 (1), (9), (10), (11), (12) ~~or~~ (15), or (20) may be required to forfeit not less than  
11 \$20 nor more than \$40 for the first offense and not less than \$50 nor more than \$100  
12 for the 2nd or subsequent conviction within a year.

13 (END)