



2007 ASSEMBLY BILL 937

March 11, 2008 - Introduced by Representative MOLEPSKE. 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 seating positions and providing a penalty.

Analysis by the Legislative Reference Bureau

This bill prohibits a person from operating a school bus if any child is seated in a seating position in the rearmost two rows of the school bus, unless all seating positions except those in the rearmost two rows are occupied. A person 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 one year.

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 SEATING POSITIONS. (a) Except as provided in par. (b),
5 no person may operate a school bus if any child is seated in a seating position in the
6 rearmost 2 rows of the school bus.
7 (b) If all seating positions in all rows except the rearmost 2 rows of the school
8 bus are occupied, any child may be seated in a seating position in the 2nd to the

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1 rearmost row until all seating positions in that row are occupied, and then any child
2 may be seated in a seating position in the rearmost row of the school bus.

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

4 346.95 (1) Any person violating s. 346.87, 346.88, 346.89 (2), 346.90 to 346.92,
5 or 346.94 (1), (9), (10), (11), (12) ~~or~~ (15), or (20) may be required to forfeit not less than
6 \$20 nor more than \$40 for the first offense and not less than \$50 nor more than \$100
7 for the 2nd or subsequent conviction within a year.

8 **SECTION 3. Initial applicability.**

9 (1) This act first applies to vehicles operated on the effective date of this
10 subsection.

11 **SECTION 4. Effective date.**

12 (1) This act takes effect on the first day of the 3rd month beginning after
13 publication.

14 (END)