

Chapter MVD 5

TRANSPORTATION OF SCHOOL CHILDREN

MVD 5.01	Definition	MVD 5.18	Standing in vehicle prohibited
MVD 5.02	School bus operator's license	MVD 5.19	Stop required at railroad crossings
MVD 5.03	Moral character	MVD 5.20	Speed limitations
MVD 5.04	Physical qualifications	MVD 5.25	General construction
MVD 5.05	Smoking and use of alcohol	MVD 5.26	Required equipment
MVD 5.06	Maintaining order	MVD 5.27	Additional equipment required
MVD 5.07	Driver test	MVD 5.28	Color of school buses
MVD 5.08	Duty to check vehicle	MVD 5.29	Identification
MVD 5.09	Observance of traffic laws	MVD 5.30	Passenger load
MVD 5.10	Conduct in event of accident	MVD 5.31	Power or grade ability
MVD 5.11	Loading and unloading procedure	MVD 5.32	Automobiles
MVD 5.12	Starting and stopping	MVD 5.33	Orthopedic buses
MVD 5.13	Unattended vehicle	MVD 5.40	Contracts
MVD 5.14	Authorized passengers	MVD 5.41	Insurance
MVD 5.15	Duty to signal stops and turns	MVD 5.42	Panel trucks and station wagons
MVD 5.16	Children crossing road	MVD 5.43	Enforcement
MVD 5.17	Cooperation with officers	MVD 5.44	Registration of school buses
		MVD 5.45	Inspection
		MVD 5.46	Penalties

**MVD 5.01 Definition.** (Statutory) "School bus" means a motor vehicle which transports children to or from a public school or which transports school groups engaged in extra-curricular activities to or from points designated by such public school, even though such vehicle also transports children or school groups to or from private schools or colleges or points designated by them, but does not include:

(1) 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

(2) 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.

**History:** 1-2-56; r. and recr. Register, December, 1958, No. 36, eff. 1-1-59.

*Recr. Reg Aug. 1960 eff. 9-1-60*

*Am. Reg July 1960 eff 8-1-60*

Subchapter I

DRIVER REQUIREMENTS

**MVD 5.02 School bus operator's license.** No person shall operate a school bus without having first applied for and received a school bus operator's license as provided by section 343.12, Wis. Stats. Application for such license must be made to the Motor Vehicle Department, Madison 2, Wisconsin, or to an authorized department representative. (The law prohibits issuance of a school bus driver's license to any person who is less than 21 years of age.)

**History:** 1-2-56; am. Register, August, 1957, No. 20, eff. 9-1-57; r. and recr. Register, December, 1958, No. 36, eff. 1-1-59.

**MVD 5.03 Moral character.** School bus drivers shall be of good moral character. No person shall be employed as a school bus driver who shall have been convicted of a felony or any offense against public morals, or within 2 years after being convicted of any of the following offenses while driving a motor vehicle:

- (1) Manslaughter;
- (2) Driving a motor vehicle while under the influence of liquor or habit forming drugs;
- (3) Failure to stop, disclose identity and render assistance when involved in a motor vehicle accident;
- (4) Reckless driving.

**MVD 5.04 Physical qualifications.** School bus operators 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 in each eye; having normal ability to hear the spoken voice; and possessing full, natural use of both hands, and full, natural use of the foot normally employed to operate the foot brake and foot accelerator.

**History:** 1-2-56; r. and recr. Register, December, 1958, No. 36, eff. 1-1-59.

**MVD 5.05 Smoking and use of alcohol.** The driver shall not smoke or permit smoking when children are transported. The use of alcoholic beverages by the driver at any time when such use would tend to influence school bus operations shall automatically cancel his contract and his employment for the balance of the year.

**History:** 1-2-56; r. and recr. Register, December, 1958, No. 36, eff. 1-1-59.

**MVD 5.06 Maintaining order.** Driver shall be responsible for the maintenance of order among children being transported, and shall promptly report any misconduct to the proper school authorities or parents.

**History:** 1-2-56; r. and recr. Register, December, 1958, No. 36, eff. 1-1-59.

**MVD 5.07 Driver test.** The Motor Vehicle Department will require an applicant for a school bus operator's license to undergo a test for the purpose of ascertaining the applicant's ability to operate safely a school transportation vehicle, and no person failing to pass such examination shall be permitted to drive any vehicle subject to these regulations.

**History:** 1-2-56; r. and recr. Register, December, 1958, No. 36, eff. 1-1-59.

**MVD 5.08 Checking vehicle.** Driver shall check daily the condition of the vehicle, giving particular attention to brakes, tires, lights and interior cleanliness of the vehicle.

**History:** 1-2-56; r. and recr. Register, December, 1958, No. 36, eff. 1-1-59.

**MVD 5.09 Observing traffic laws.** All signs, signals, speed regulations and rules of the road shall be observed at all times.

**History:** 1-2-56; r. and recr. Register, December, 1958, No. 36, eff. 1-1-59.

**MVD 5.10 Conduct in event of accident.** In case of an accident or a breakdown, the driver should remain with the vehicle and send

Register, December, 1958, No. 36