

April 3, 2007

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1334

That the Senate recede from its amendments as printed on page 1001 of the House Journal and page 762 of the Senate Journal and that Engrossed House Bill No. 1334 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 15.1-07-20 of the North Dakota Century Code, relating to requirements for certain school vehicle drivers.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**SECTION 1. AMENDMENT.** Section 15.1-07-20 of the North Dakota Century Code is amended and reenacted as follows:

**15.1-07-20. ~~Schoolbus~~ School vehicle driver - Requirements.**

1. ~~To be eligible to drive a schoolbus or other school vehicle, an~~
  - a. Except as otherwise provided in this subsection, if an individual transports students or other passengers in a school vehicle for which a commercial driver's license is not required, the individual must:
    - ~~a-~~ (1) Hold a ~~valid~~ North Dakota driver's license;
    - ~~b-~~ (2) Be free from communicable diseases;
    - ~~c-~~ (3) Be in good physical health and have normal use of both hands, both feet, both eyes, and both ears;
    - ~~d-~~ (4) Be of sound mental health;
    - ~~e-~~ (5) Pass any drug and alcohol screening tests required by the school board; and
    - ~~f-~~ (6) Be at least twenty-one years of age, unless the board of a school district determines that an individual not meeting this requirement can safely and adequately perform the required duties.
  - b. If the vehicle being used to transport students or other passengers under this subsection is a school vehicle for which a commercial driver's license is not required, but which is designed to seat ten to fifteen passengers, the individual must:
    - (1) Hold a North Dakota driver's license;
    - (2) Meet the physical and medical requirements established for commercial vehicle drivers;
    - (3) Complete any annual training required by the superintendent of public instruction; and

- (4) Be at least twenty-one years of age, unless the board of a school district determines that an individual not meeting this requirement can safely and adequately perform the required duties.
2. ~~Each year, the board of a school district shall designate licensed health care professionals, as defined by department of transportation standards, to examine schoolbus and school vehicle drivers.~~
3. ~~Prior to commencing duties as the driver of a schoolbus or other school vehicle, whether employed by the school district or by another entity with whom the school board has contracted, and every two years thereafter, an individual shall present to the school board verification by a designated health care professional that the individual has been examined and meets the health requirements of this section.~~
4. ~~This section does not prohibit teachers or administrators employed by the district from operating vehicles for the purpose of transporting students to regular or special events related to educational programs in which the students are enrolled.~~

The board of a school district may request, at any time, that a health care professional designated by the board examine an individual to determine if the individual meets the physical and medical requirements of subsection 1. Any examination costs that remain after application of the individual's insurance coverage are the responsibility of the board."

Renumber accordingly