

**FIRST ENGROSSMENT
with Conference Committee Amendments****ENGROSSED HOUSE BILL NO. 1334**

Introduced by

Representatives Mueller, D. Johnson, L. Meier

Senators Bakke, Robinson, Wardner

1 A BILL for an Act to amend and reenact section 15.1-07-20 of the North Dakota Century Code,
2 relating to requirements for certain school vehicle drivers.

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

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

6 **15.1-07-20. ~~Schoolbus~~ School vehicle driver - Requirements.**

- 7 1. ~~To be eligible to drive a schoolbus or other school vehicle, an~~
8 a. Except as otherwise provided in this subsection, if an individual transports
9 students or other passengers in a school vehicle for which a commercial
10 driver's license is not required, the individual must:
11 a- (1) Hold a ~~valid~~ North Dakota driver's license;
12 b- (2) Be free from communicable diseases;
13 c- (3) Be in good physical health and have normal use of both hands, both
14 feet, both eyes, and both ears;
15 d- (4) Be of sound mental health;
16 e- (5) Pass any drug and alcohol screening tests required by the school
17 board; and
18 f- (6) Be at least twenty-one years of age, unless the board of a school
19 district determines that an individual not meeting this requirement can
20 safely and adequately perform the required duties.
21 b. If the vehicle being used to transport students or other passengers under this
22 subsection is a school vehicle for which a commercial driver's license is not
23 required, but which is designed to seat ten to fifteen passengers, the
24 individual must:

- 1 (1) Hold a North Dakota driver's license;
- 2 (2) Meet the physical and medical requirements established for
- 3 commercial vehicle drivers;
- 4 (3) Complete any annual training required by the superintendent of public
- 5 instruction; and
- 6 (4) Be at least twenty-one years of age, unless the board of a school
- 7 district determines that an individual not meeting this requirement can
- 8 safely and adequately perform the required duties.
- 9 2. ~~Each year, the board of a school district shall designate licensed health care~~
- 10 ~~professionals, as defined by department of transportation standards, to examine~~
- 11 ~~schoolbus and school vehicle drivers.~~
- 12 3. ~~Prior to commencing duties as the driver of a schoolbus or other school vehicle,~~
- 13 ~~whether employed by the school district or by another entity with whom the school~~
- 14 ~~board has contracted, and every two years thereafter, an individual shall present to~~
- 15 ~~the school board verification by a designated health care professional that the~~
- 16 ~~individual has been examined and meets the health requirements of this section.~~
- 17 4. ~~This section does not prohibit teachers or administrators employed by the district~~
- 18 ~~from operating vehicles for the purpose of transporting students to regular or~~
- 19 ~~special events related to educational programs in which the students are enrolled.~~
- 20 The board of a school district may request, at any time, that a health care
- 21 professional designated by the board examine an individual to determine if the
- 22 individual meets the physical and medical requirements of subsection 1. Any
- 23 examination costs that remain after application of the individual's insurance
- 24 coverage are the responsibility of the board.