

**Representative Tim M. Cosgrove** proposes the following substitute bill:

**SCHOOL BUS TRAFFIC SAFETY AMENDMENTS**

2014 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Tim M. Cosgrove**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill modifies the Traffic Code by establishing provisions relating to motor vehicles passing a school bus.

**Highlighted Provisions:**

This bill:

- ▶ allows school districts to contract for technology, applied to the exterior of a school bus, that produces an image of any motor vehicle that passes a school bus in violation of state law;

- ▶ requires that the technology transmit to the local law enforcement agency having jurisdiction in the location where the violation occurred an image of the motor vehicle taken at the time of the violation;

- ▶ allows the local law enforcement agency, upon receipt of the image, to conduct, in its discretion, an investigation of the violation and to issue a citation or otherwise seek to initiate a prosecution; and

- ▶ requires notification to all households within a school district's boundaries if a school district utilizes the technology.

**Money Appropriated in this Bill:**

None



26 **Other Special Clauses:**

27 None

28 **Utah Code Sections Affected:**

29 ENACTS:

30 **41-6a-1303.5**, Utah Code Annotated 1953



32 *Be it enacted by the Legislature of the state of Utah:*

33 Section 1. Section **41-6a-1303.5** is enacted to read:

34 **41-6a-1303.5. Districts may contract for technology to identify motor vehicles**  
35 **illegally passing a school bus.**

36 (1) A school district may contract in accordance with Title 63G, Chapter 6a, Utah  
37 Procurement Code, with a photographic technology provider for the delivery of a device  
38 capable of creating a recorded image of any motor vehicle passing a school bus in violation of  
39 Subsection **41-6a-1302(2)(b)**.

40 (2) The photographic technology described in Subsection (1) shall:

41 (a) be mounted on the outside of a school bus;

42 (b) produce a recorded image:

43 (i) of a motor vehicle that passes a school bus at the time that the school bus's red  
44 signal lights are activated; and

45 (ii) that includes the following clearly visible information:

46 (A) the operator of the vehicle;

47 (B) the license plate, including the plate number and state of origin;

48 (C) the date and time that the recorded image was created;

49 (D) the location of the school bus at the time the recorded image was created; and

50 (E) evidence that the school bus's red signal lights were activated; and

51 (c) transmit a copy of a recorded image described in Subsection (1) to the law  
52 enforcement agency having jurisdiction at the location where the photographic technology  
53 records the image.

54 (3) A law enforcement agency that receives a recorded image in accordance with  
55 Subsections (2)(b) and (c) may, in its discretion, conduct an investigation.

56 (4) If, after such investigation, an officer has probable cause to believe a person has

57 committed a violation of Section 41-6a-1302, or any other offense, the officer may issue a  
58 citation as provided in Section 77-17-18, or otherwise seek to initiate a prosecution.

59 (5) A school bus equipped with the photographic technology described in this section  
60 shall have a sign posted on the outside of the bus indicating that the school bus is equipped  
61 with an automated red light signal compliance system.

62 (6) (a) Except as provided in Subsection (6)(b), not less than 30 days prior to utilizing  
63 the technology described in Subsection (1) on one or more school buses, a school district shall  
64 send a notice to each household within the school district's boundaries containing:

- 65 (i) a description of the photographic technology and its purpose; and
- 66 (ii) the date that the school district will begin using the technology.

67 (b) A school district that is utilizing photographic technology before May 13, 2014,  
68 shall send notices to each household within the school district's boundaries containing:

- 69 (i) a description of the photographic technology and its purpose; and
- 70 (ii) a statement that the district is utilizing the photographic technology.