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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1989



# ENROLLED

HOUSE BILL No. 2296

(By ~~the~~ Delegate Ryan )



Passed April 7, 1989

In Effect Ninety Days from Passage

**ENROLLED**  
**H. B. 2296**

(By DELEGATE RYAN)

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[Passed April 7, 1989; in effect ninety days from passage.]

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AN ACT to amend and reenact section seven, article twelve, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the sale of school buses; and allowing motorists to continue movement in certain situations involving stopped school buses on controlled access highways.

*Be it enacted by the Legislature of West Virginia:*

That section seven, article twelve, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 12. SPECIAL STOPS REQUIRED.**

**§17C-12-7. Overtaking and passing school bus; penalties; signs and warning lights upon buses; removal of warning lights, lettering, etc., upon sale of buses; highways with separate roadways.**

- 1     (a) The driver of a vehicle on any street or highway
- 2     upon meeting or overtaking from either direction any
- 3     school bus which has stopped on the highway for the
- 4     purpose of receiving or discharging any school children
- 5     shall stop the vehicle before reaching such school bus
- 6     when there is in operation on said school bus flashing
- 7     warning signal lights, as referred to in section eight of
- 8     this article, and said driver shall not proceed until such
- 9     school bus resumes motion, or is signaled by the school

10 bus driver to proceed or the visual signals are no longer  
11 actuated. Any such driver acting in violation of this  
12 subsection is guilty of a misdemeanor, and, upon  
13 conviction thereof, shall be fined not less than twenty-  
14 five nor more than two hundred dollars, or imprisoned  
15 in the county jail not more than six months, or both  
16 fined and imprisoned.

17 (b) Every bus used for the transportation of school  
18 children shall bear upon the front and rear thereof a  
19 plainly visible sign containing the words "school bus" in  
20 letters not less than eight inches in height. When a  
21 contract school bus is being operated upon a highway  
22 for purposes other than the actual transportation of  
23 children either to or from school all markings thereon  
24 indicating "school bus" shall be covered or concealed.  
25 Any school bus sold or transferred to another owner by  
26 a county board of education, agency or individual, shall  
27 have all flashing warning lights disconnected; all  
28 lettering removed or permanently obscured, except  
29 when sold or transferred for the transportation of school  
30 children.

31 (c) The driver of a vehicle upon a controlled access  
32 highway need not stop upon meeting or passing a school  
33 bus which is on a different roadway and the school bus  
34 is stopped in a loading zone which is a part of or  
35 adjacent to such highway and where pedestrians are not  
36 permitted to cross the roadway.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

*Frederick S. Perren*  
-----  
Chairman Senate Committee

*J. L. Latta*  
-----  
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

*Judd C. Miller*  
-----  
Clerk of the Senate

*Donald L. Hoyle*  
-----  
Clerk of the House of Delegates

*Sam R. Tompkins*  
-----  
President of the Senate

*Bob Child*  
-----  
Speaker of the House of Delegates

The within is approved..... this the 24<sup>th</sup>.....  
day of April, 1989.

*Gaston Caperton*  
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Governor

PRESENTED TO THE

GOVERNOR

Date 4/19/80

Time 10:36