

2 **ESHB 1006** - S AMD - 395
3 By Senators Pelz and Gaspard

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5 Strike everything after the enacting clause and insert the
6 following:

7 "**Sec. 1.** RCW 28A.160.210 and 1989 c 178 s 20 are each amended to
8 read as follows:

9 (1) In addition to other powers and duties, the state board of
10 education shall adopt rules and regulations governing the training and
11 qualifications of school bus drivers. Such rules and regulations shall
12 be designed to insure that persons will not be employed to operate
13 school buses unless they possess such physical health and driving
14 skills as are necessary to safely operate school buses: PROVIDED, That
15 such rules and regulations shall insure that school bus drivers are
16 provided a due process hearing before any certification required by
17 such rules and regulations is (~~cancelled~~) canceled: PROVIDED
18 FURTHER, That such rules and regulations shall not conflict with the
19 authority of the department of licensing to license school bus drivers
20 in accordance with chapter 46.25 RCW. The state board of education may
21 obtain a copy of the driving record, as maintained by the department of
22 licensing, for consideration when evaluating a school bus driver's
23 driving skills.

24 (2) School districts that have adopted a policy under section 2 of
25 this act are exempt from the requirements for training type 2 drivers
26 adopted under this section.

27 NEW SECTION. **Sec. 2.** A new section is added to chapter 28A.320
28 RCW to read as follows:

29 (1) Effective July 1, 1995, school district boards of directors may
30 adopt a policy on what qualifications are necessary for school district
31 employees, other than school bus drivers, to transport students to and
32 from school-sponsored activities. Such policy shall require:

- 33 (a) A criminal background check under RCW 28A.400.303;
34 (b) A driver's license check that assures: (i) The applicant has
35 not had a driving license privilege suspended or revoked within the

1 preceding three years. A certified copy of the suspension or revocation
2 order issued by the department of licensing shall serve as conclusive
3 evidence of the suspension or revocation; and (ii) the applicant has
4 not been involved in any crime within the preceding three years
5 involving driving with a suspended or revoked driver's license, hit and
6 run driving, driving while intoxicated, being in physical control of a
7 motor vehicle while intoxicated, reckless driving, negligent driving of
8 a serious nature, vehicular assault, or vehicular homicide; and

9 (c) An orientation on safety and emergency response.

10 (2) Any school district that has adopted a policy under subsection
11 (1) of this section is exempt from the requirements for training type
12 2 drivers based on rules adopted under RCW 28A.160.210.

13 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
14 preservation of the public peace, health, or safety, or support of the
15 state government and its existing public institutions, and shall take
16 effect July 1, 1995."

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20 On page 1, line 1 of the title, after "driver;" strike the
21 remainder of the title and insert "amending RCW 28A.160.210; adding a
22 new section to chapter 28A.320 RCW; providing an effective date; and
23 declaring an emergency."

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