

Introduced: 4/24/76  
Referred: Judiciary

1 IN THE HOUSE

BY THE SELECT COMMITTEE  
ON EDUCATION

2 HOUSE BILL NO. 918

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to drivers unlawfully passing school  
7 buses loading or discharging children."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 28.35 is amended by adding a new section to read:

10 Sec. 28.35.241. PRESUMPTIVE OWNER OPERATION. Proof of the regis-  
11 tration number of a motor vehicle operated in violation of a regulation  
12 which proscribes failure to stop before reaching a school bus stopped  
13 on a highway to receive or discharge a school child shall be prima facie  
14 evidence that the registered owner of that vehicle was the operator of  
15 that vehicle at the time of the violation. The presumption shall not  
16 apply if (1) the testimony of a peace officer is introduced to prove  
17 the violation unless the peace officer establishes that he was unable  
18 to apprehend the operator at the time of the violation; or (2) a person  
19 other than the owner is charged with the violation of the regulation.  
20 If a vehicle which unlawfully fails to stop before reaching a school  
21 bus stopped on a highway to receive or discharge a school child is a  
22 leased or rented motor vehicle, proof of the registration number of the  
23 motor vehicle shall be prima facie evidence that the renter or lessee  
24 was the operator at the time of the violation.  
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