

Introduced: 2/27/85  
Referred: Transportation  
and Judiciary

BY THOMPSON, TAYLOR, CATO  
AND SUND

1 IN THE HOUSE

2

HOUSE BILL NO. 240

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to motor vehicles."

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

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

9           Sec. 28.35.145. OVERTAKING AND PASSING SCHOOL BUS.   (a)   The  
10 driver of a vehicle that meets or overtakes a school bus stopped on a  
11 highway or vehicular way or area shall stop not less than 25 feet from  
12 the school bus before reaching it when there are in operation on the  
13 school bus flashing red lights as required by regulation. The driver  
14 may not proceed until the school bus proceeds, the flashing lights are  
15 no longer illuminated, or the driver is signaled by the school bus  
16 operator to proceed.

17           (b) When a school bus is stopped on a highway or vehicular way  
18 or area, whether or not there are in operation on the school bus  
19 flashing red lights as required by regulation, the driver of a vehicle  
20 shall yield the right-of-way to a person crossing a highway, vehicular  
21 way, or area to embark on or disembark from the school bus, whether or  
22 not the person is crossing within a marked crosswalk.

23           (c) The driver of a vehicle on a highway with separate roadways  
24 is not required to stop when meeting or passing a school bus that is  
25 on a different roadway or, if upon a controlled access highway, when a  
26 school bus is stopped off the highway in a loading zone that is part  
27 of, or adjacent to, the controlled access highway, and pedestrians are  
28 not permitted to cross the highway.

29           (d) In a prosecution under (a) or (b) of this section it is

1        prima facie evidence that the lessor of a leased vehicle or the owner  
2        of another vehicle was the driver of the vehicle if other competent  
3        evidence identifies the vehicle as having been driven in violation of  
4        this section at the time and place charged.

5                (e) A person convicted under this section is guilty of an  
6        infraction.