

CHAPTER 7

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CHAPTER 7

SCHOOL PUPIL ACTIVITY BUS REQUIREMENTS

1. INTRODUCTION. This chapter, comprised primarily of excerpts from the California Vehicle Code (VC), Title 13 California Code of Regulations (13 CCR), and Education Code (EC), covers requirements that relate to the operation of school pupil activity buses (SPAB). All drivers desiring a special certificate to drive an SPAB vehicle should review the material in this chapter.

2. VIOLATIONS: MISDEMEANOR - 34506 VC. The following section is quoted from the VC:

34506. It is a misdemeanor to fail to comply with any rule or regulation adopted by the Department of the California Highway Patrol pursuant to Section 34501, 34501.5, 34508, or 34513 regarding any of the following:

- (a) Hours of service of drivers.
- (b) Hazardous material transportation.
- (c) School bus construction, design, color, equipment, maintenance, or operation.
- (d) Youth bus equipment, maintenance, or operation.
- (e) Tour bus equipment, maintenance, or operation.
- (f) Equipment, maintenance, or operation of any vehicle described in subdivision (a), (b), (c), (d), (e), (f), or (g) of Section 34500.
- (g) Equipment, maintenance, or operation of any school pupil activity bus.

(Ch. 928, Stats. 1991. Effective October 14, 1991.)

3. SCHOOL PUPIL ACTIVITY BUS (SPAB) - 546 VC. The following section is quoted from the VC:

546. A "school pupil activity bus" is any motor vehicle, other than a school bus, operated by a common carrier, or by and under the exclusive jurisdiction of a publicly owned or operated transit system, or by a passenger charter-party carrier, used under a contractual agreement between a school and carrier to transport school pupils at or below the 12th-grade level to or from a public or private school activity, or used to transport pupils to or from residential schools, when the pupils are received and discharged at off-highway locations where a parent or adult designated by the parent is present to accept the pupil or place the pupil on the bus. As used in this section, common carrier, publicly owned or operated transit system, and passenger charter-party carrier refer to carriers in business for the principal purpose of transporting members of the public on a commercial basis. This section shall not apply to a motor vehicle operated by a carrier licensed by the

Interstate Commerce Commission that is transporting pupils on a school activity trip entering or returning to the state from another state or country.

The driver of a school pupil activity bus shall be subject to the regulations adopted by the California Highway Patrol governing school bus drivers, except that the regulations shall not require drivers to duplicate training or schooling that they have otherwise received which is equivalent to that required pursuant to the regulations, and the regulations shall not require drivers to take training in first aid. However, a valid certificate to drive a school pupil activity bus shall not entitle the bearer to drive a school bus.

(Ch. 813, Stats. 1981. Effective January 1, 1982.)

4. ADDITIONAL EXPLANATIONS.

a. Definition and Use.

(1) A SPAB vehicle must be operated by a common carrier, or by and under the exclusive jurisdiction of a publicly owned or operated transit system, or by a passenger charter-party carrier.

(a) Common carriers are in the full-time business of transporting passengers on a for-hire basis.

(b) A public or private school is not required to obtain operating authority from the Public Utilities Commission (PUC) to transport pupils to or from school activities. Therefore, a school obtaining a permit from the PUC is not a "passenger charter-party carrier" for the purposes of operating a SPAB.

(c) A vehicle certified as a SPAB cannot be leased to or operated by a school.

(2) It must be used under a contractual agreement between the school and the carrier to transport pupils (or pupils and persons accompanying them for supervisory purposes) to or from a school activity. A school cannot enter into a contractual agreement with itself to transport its own pupils.

(3) A SPAB must be a vehicle other than a school bus. A school bus operated with the flashing red light (cross-over) system and "school bus" signs covered cannot be operated as a SPAB.

(4) A vehicle certified as a SPAB may be used to transport pupils to or from residential schools when the pupils are received and discharged at off-highway locations where a parent or adult designated by the parent is present to accept the pupil or place the pupil on the bus.

b. Inspection and Certification. A SPAB must contain a Vehicle Inspection Approval Certificate issued by the CHP that is signed and dated within the past 13 months. The SPAB must be driven by a person holding a Class A or B driver license, medical certificate, and a certificate for driving a SPAB.

5. DEFINITION OF SCHOOL BUS ACCIDENT - 12517.1 VC. The following section is quoted from the VC:

12517.1. (a) A "school bus accident" means any of the following:

(1) A motor vehicle accident resulting in property damage in excess of seven hundred fifty dollars (\$750) or personal injury, on public or private property, and involving a school bus, youth bus, school pupil activity bus, or general public paratransit vehicle transporting a pupil.

(2) A collision between a vehicle and a pupil or a school bus driver while the pupil or driver is crossing the highway when the school bus flashing red signal lamps are required to be operated pursuant to Section 22112.

(3) Injury of a pupil inside a vehicle described in paragraph (1) as a result of acceleration, deceleration, or other movement of the vehicle.

(b) The Department of the California Highway Patrol shall investigate all school bus accidents, except that accidents involving only property damage and occurring entirely on private property shall be investigated only if they involve a violation of this code.

(Ch. 1360, Stats. 1990. Effective January 1, 1991.)

6. SCHOOL BUS ACCIDENTS - 13 CCR 1219. The following section is quoted from 13 CCR:

1219. (a) Reporting. Whenever any school bus accident occurs, the driver shall stop at the scene, immediately notify or cause to be notified the department, his or her employer, and the school district for which the bus may be operated under contract.

(b) Sending for Help. In the event of an accident or emergency, a driver shall not leave the immediate vicinity of the bus to seek aid unless no pupil aboard can be sent to summon help.

(Register 87, No. 23)

7. REPORTING OF ACCIDENTS - 13 CCR 1237. The following section is quoted from 13 CCR:

1237. (a) Whenever a school bus, SPAB, or youth bus driver is involved in an accident specified in Section 1219, that requires the Department to be notified immediately by the driver, the carrier shall ensure the accident has been reported within 24 hours to the department and the superintendent of the school district for which the bus was operated. If the driver is physically incapable of reporting the accident, the carrier shall make the required notifications immediately upon becoming aware of such accident.

(Register 83, No. 18)

8. QUALIFICATIONS OF SCHOOL BUS OR SCHOOL PUPIL ACTIVITY BUS DRIVER - 12517 VC. The following section is quoted from the VC:

12517. (a) No person shall operate a school bus unless that person has in his or her immediate possession a valid driver's license for the appropriate class of vehicle to be driven endorsed for passenger transportation. When transporting one or more pupils at or below the 12th-grade level to or from a public or private school or to or from public or private school activities, the person shall also have in his or her immediate possession a certificate issued by the department to permit the operation of school buses.

(b) No person shall operate a school pupil activity bus unless that person has in his or her immediate possession a valid driver's license for the appropriate class of vehicle to be driven endorsed for passenger transportation. When transporting one or more pupils at or below the 12th-grade level to or from public or private school activities, the person shall also have in his or her immediate possession a certificate issued by the department to permit the operation of school pupil activity buses.

(c) The applicant for a certificate to operate a school bus or school pupil activity bus shall meet the eligibility and training requirements specified for school bus and school pupil activity bus drivers in this code, the Education Code and regulations adopted by the Department of the California Highway Patrol, and, in addition to the fee authorized in Section 2427, shall pay a fee of twenty-five dollars (\$25) with the application for issuance of an original certificate, and a fee of twelve dollars (\$12) for the renewal of that certificate.

(d) A person holding a valid certificate to permit the operation of a school bus or school pupil activity bus, issued prior to January 1, 1991, shall not be required to reapply for a certificate to satisfy any additional requirements imposed by the act adding this subdivision until the certificate he or she holds expires or is canceled or revoked.

(Ch. 440, Stats. 1996. Effective January 1, 1997.)

9. TRAINING REQUIRED FOR SPECIFIED ENDORSEMENTS OR CERTIFICATES - 40080 EC. The following section is quoted from the EC:

40080. (a) This article governs the minimum training required for drivers to obtain or renew an endorsement or certificate described in Sections 12517, 12519, or 12804.6 of the Vehicle Code.

(b) As used in this article, "department" means the State Department of Education.

(Stats. 1990, c.65, effective May 1, 1990.)

10. DEVELOPMENT OR APPROVAL OF TRAINING COURSES; INSTRUCTIONAL PERSONNEL - 40081 EC. The following section is quoted from the EC:

40081. (a) The department shall develop or approve courses for training school pupil activity bus (SPAB), transit bus, school bus, and farm labor vehicle drivers that will provide them with the skills and knowledge necessary to prepare them for certification or endorsement pursuant to Sections 12517, 12519, and 12804.6 of the Vehicle Code. The department shall seek the advice and assistance of the Department of Motor Vehicles and the Department of the California Highway Patrol in developing or approving those courses.

(b) The department shall train or approve the necessary instructional personnel to conduct the driver training courses. For all school bus and school pupil activity bus (SPAB) driver instructor training, the department shall provide for and approve the course outline and lesson plans used in the course. For transit bus and farm labor vehicle driver training, the department shall approve the course outline and lesson plans used in the course.

(c) All courses of study and training activities required by this article shall be approved by the department and given by, or in the presence of, an instructor in possession of a valid school pupil activity bus (SPAB), transit bus, school bus, or farm labor vehicle driver instructor certificate of the appropriate class.

(d) As an alternative to subdivision (a), (b), and (c), instructors who have received a certificate from the Transportation Safety Institute of the United States Department of Transportation indicating that they have completed the Mass Transit Instructor Orientation and Training (Train the Trainer) course may approve courses of instruction and train transit bus drivers in order to meet the requirements for certification pursuant to Section 12804.6 of the Vehicle Code.

(Stats. 1992, c. 1243, effective September 30, 1992.)

11. SCHOOL ACTIVITY BUSES OR TRANSIT BUSES; MINIMUM COURSEWORK FOR DRIVER CERTIFICATION; INSTRUCTORS - 40083 EC. The following section is quoted from the EC:

40083. An original applicant for a certificate to drive any bus defined by Section 546 or 642 of the Vehicle Code shall have successfully completed a minimum 35-hour course of instruction. The course shall include at least 15 hours of classroom instruction, including, but not limited to, all units of the Instructor's Manual for California's Bus Driver's Training Course, or other classroom curricula which the department has certified meets or exceeds the standards in its curricula. All classroom instruction shall be given by, or in the presence of, a state-certified instructor of the appropriate class, except that an instructor who has received a certificate as described in subdivision (d) of Education Code Section 40081 may provide the training for an original applicant for a certificate to drive a bus defined by Section 642 of the Vehicle Code. The course shall also include at least 20 hours of applicant behind-the-wheel training in all sections of the Instructor's Behind-the-Wheel Guide for California's Bus Driver's Training Course, or at least 20 hours of other behind-the-wheel training or driving experience which the department has certified meets or exceeds the standards of its training course. Applicant behind-the-wheel training shall include driving vehicles comparable to those vehicles that will be used to transport passengers. All behind-the-wheel training for a certificate to drive a bus defined by Section 546 of the Vehicle Code shall be given by a state-certified instructor of the appropriate class or the delegated behind-the-wheel trainer as designated pursuant to Education Code Section 40084.5. All behind-the-wheel training for a certificate to drive a bus defined by Section 642 of the Vehicle Code shall be given by a state-certified instructor of the appropriate class or the delegated behind-the-wheel trainer as designated pursuant to Education Code Section 40084.5, or the delegated behind-the-wheel trainer as designated by the instructor certified pursuant to subdivision (d) of Education Code Section 40081.

(Stats. 1990, c. 65, operative January 1, 1993.)

12. BEHIND-THE-WHEEL TRAINING; INSTRUCTORS AND TRAINERS - 40084.5
EC. The following section is quoted from the EC:

40084.5. (a) All behind-the-wheel training required to obtain certificates pursuant to Sections 12517 and 12519 of the Vehicle Code shall be performed by a state-certified instructor or by a delegated behind-the-wheel trainer who has been certified or approved by the department to conduct the required training.

(b) A delegated behind-the-wheel trainer is a person selected to assist a state-certified instructor in the behind-the-wheel training of drivers. Selected persons shall be trained by state-certified instructors and approved by the department prior to conducting any behind-the-wheel training. The minimum standards for the selection of a delegated behind-the-wheel trainer are as follows:

(1) One year experience as a driver of the appropriate type and size vehicle immediately preceding the date of selection as a delegated behind-the-wheel trainer.

(2) Possession of the appropriate license, certificates, and endorsements needed to drive and train in a particular type and size vehicle.

(3) A high school diploma or general education development equivalent.

(4) A driving record with no chargeable accidents within the past three years immediately preceding the date of selection.

(5) Successful completion of all training in the latest edition of the Instructor's Behind-the-Wheel Training Guide for California's Bus Driver's Training Course given by, and in the presence of, a state-certified instructor of the appropriate class.

(6) Successful completion of a written assessment test on current laws, regulations, and policies given by, and in the presence of, a state-certified instructor of the appropriate class.

(7) Successful completion of a driving test and behind-the-wheel training performance test on all phases of behind-the-wheel and vehicle inspection training. The test shall be given by, and in the presence of, a state-certified instructor of the appropriate class.

(c) A state-certified instructor shall train and document the qualifications and competence of each delegate behind-the-wheel trainer to be utilized in training. All training required by this section shall be documented on the State Department of Education Training Certificate T-01, and signed by a state-certified school pupil activity bus (SPAB), transit bus, school bus, or farm labor vehicle driver instructor of the appropriate class, and by the delegated behind-the-wheel trainer. The signatures shall certify that the instruction was given to, and received by, the delegated behind-the-wheel trainer and that the delegated behind-the-wheel trainer displayed a level of competency necessary to train drivers to drive authorized vehicles in a safe and competent manner. The completed State Department of Education Training Certificate T-01 shall be submitted to the department in Sacramento, along with all other required documents, when requesting approval of a delegated behind-the-wheel trainer.

(d) The department may disapprove the eligibility of a delegated behind-the-wheel trainer for any of the following causes:

(1) The state-certified instructor authorizing the competency of the delegated behind-the-wheel trainer has requested disapproval.

(2) The employer of the delegated behind-the-wheel trainer has requested disapproval.

(3) The delegated behind-the-wheel trainer has voluntarily requested disapproval.

(4) The delegated behind-the-wheel trainer failed to comply with Section 40087.

(5) The delegated behind-the-wheel trainer failed to comply with Section 40084.5.

(6) Delegated behind-the-wheel trainer does not possess a valid driver's license, appropriate endorsements, or special driver's certificate of the appropriate class.

(7) The delegated behind-the-wheel trainer's driver's license or special driver's certificate has been suspended or revoked.

(e) A delegated behind-the-wheel trainer may be limited in behind-the-wheel training as determined by the department.

(Stats. 1994, c. 1220, effective September 30, 1994.)

13. SCHOOL BUS AND SPAB DRIVERS; RENEWAL TRAINING REQUIREMENTS; FAILURE TO COMPLETE REQUIRED TRAINING - 40085 EC. The following section is quoted from the EC:

40085. Applicants seeking to renew a certificate to drive a school bus as defined in Section 545 of the Vehicle Code or a school pupil activity bus as defined in Section 546 of the Vehicle Code shall have successfully completed at least 10 hours of original or renewal classroom instruction, or behind-the-wheel or in-service training during each 12 months of certificate validity. In-service training credit may be given by a state-certified driver instructor of the appropriate class to an applicant for attending or participating in appropriate driver training workshops, driver safety meetings, driver safety conferences, and other activities directly related to passenger safety and driver training. During the last 12 months of the special driver certificate validity, the 10 hours required shall consist of classroom instruction covering, but not limited to, current laws and regulations, defensive driving, accident prevention, emergency procedures, and passenger loading and unloading. Failure to successfully complete the required training during any 12-month period of certificate validity is cause for the Department of Motor Vehicles to cancel the bus driver certificate. All training required by Education Code Section 40089 may be accepted in lieu of the requirements of this section.

(Stats. 1989, c. 1136, operative July 1, 1990.)

14. NOTIFICATION TO CHP OF FAILURE TO COMPLETE REQUIRED TRAINING.

Employers shall notify the local CHP school bus officer/coordinator of a driver(s) in violation of 40085 EC. Upon notification of a first occurrence, the CHP school bus officer/coordinator will inform the employer and the driver that proof of receiving the training must be submitted to the local CHP office within 30 days, from the date of notification. Failure to submit the required proof of training constitutes reason for the officer/coordinator to recommend to the DMV cancellation of the driver's certificate. Upon notification of a subsequent occurrence, the officer/coordinator will immediately recommend cancellation of the driver's certificate. These provisions will not apply to a driver on an extended leave of absence due to illness, or lack of employment as a driver. In those instances, the officer/coordinator will notify the employer that when the driver returns to work proof of receiving the training must be submitted to the local CHP office within 30 days. Failure to submit the required proof constitutes reason for the officer/coordinator to recommend cancellation of the driver's certificate.

15. DOCUMENTATION OF DRIVER TRAINING - 40087(a) EC. The following section is excerpted from the EC:

40087. (a) . . . driver training required by this article shall be properly documented on the State Department of Education Training Certificate T-01, and signed by a state-certified school pupil activity bus (SPAB), transit bus, school bus, or farm labor vehicle driver instructor or the appropriate class, and by the driver or applicant. The signatures certify that the instructions was given to, and received by, the applicant or driver, and that the applicant or driver displayed a level of competency necessary to drive the vehicle in a safe and competent manner. The applicant or driver shall present the completed State Department of Education Training Certificate T-01, to the examining state agency when applying for a endorsement or certificate, or, for renewal of an endorsement or certificate. (See Annex A)

(Stats. 1990, c. 65, operative July 1, 1990.)

16. INSTRUCTOR CERTIFICATION COURSE; APPLICANT QUALIFICATIONS; DURATION OF CERTIFICATES; SUSPENSION, REVOCATION OR CANCELLATION OF INSTRUCTOR CERTIFICATE - 40088 EC. The following section is quoted from the EC:

40088. (a) An applicant for a school pupil activity bus (SPAB), transit bus, school bus, or farm labor vehicle driver instructor certificate shall successfully complete the appropriate instructor course given or approved by the department.

(b) An applicant for the course shall possess:

(1) A valid driver's license and endorsement valid for driving the vehicles for which the driver instructor rating is sought.

(2) A certificate or endorsement valid for driving the vehicles for which the driver instructor rating is sought.

(3) Five years of experience as a driver in the appropriate vehicle category, or two years experience of that driving experience and three years equivalent experience driving vehicles that require a class A or B driver's license.

(4) A high school diploma or General Education Development (GED) equivalent.

(5) A driving record with no chargeable accidents within the past three years proceeding the date of application for the instructor certificate.

(6) The department may waive any or all of the requirements of this subdivision as it determines is necessary to ensure that there are an adequate number of state-certified instructors in the state.

(c) (1) A state-certified school bus driver instructor of the appropriate class may instruct all applicants for a school bus, school pupil activity bus (SPAB), transit bus, or farm labor vehicle driver's certificate.

(2) A state-certified school pupil activity bus (SPAB) driver instructor of the appropriate class may instruct all applicants for a school pupil activity bus (SPAB), transit bus, or farm labor vehicle driver's certificate, but not a school bus certificate.

(3) A state-certified transit bus instructor of the appropriate class may instruct all applicants for a transit bus or farm labor driver's certificate, but not a school pupil activity bus (SPAB) or a school bus certificate.

(4) A state-certified farm labor vehicle driver instructor may instruct applicants only for a certificate to drive a farm labor vehicle.

(d) A school pupil activity bus (SPAB), transit bus, school bus, or farm labor vehicle driver instructor certificate shall be valid until suspended, revoked, or canceled if it is accompanied by a valid driver's license and a special driver's certificate or valid driver's license and endorsement of the appropriate class or is limited to classroom or in-service training only.

(e) The department may suspend or revoke a school pupil activity bus (SPAB), transit bus, school bus or farm labor vehicle driver instructor certificate for any of the following causes:

(1) The certificate holder failed to comply with Section 40087.

(2) The certificate holder failed to comply with Section 40084.5.

(3) The certificate holder had committed an act listed in Section 13369 of the

Vehicle Code or Section 13370 of that Code.

(f) The department shall revoke a school bus, school pupil activity bus (SPAB), transit bus, or farm labor vehicle driver instructor certificate if the certificate holder falsified a State Department of Education Training Certificate T-01, T-02, or T-03.

(g) The department may cancel the driver instructor certificate for any of the following causes:

(1) The certificate holder has voluntarily requested cancellation.

(2) The certificate holder has his or her driving privilege suspended or revoked.

(3) The certificate holder has failed to meet the provisions required for retention of the driver instructor certificate. This includes failure to meet the instructor training requirements prescribed by Section 40089.

(4) The certificate holder does not possess a valid driver's license, endorsement, or special driver's certificate of the appropriate class.

(h) The department shall by regulation adopt an instructor certificate appeals procedure for subdivisions (e), (f), and (g).

(i) The Department of Motor Vehicles or the Department of the California Highway Patrol may disallow the driver training documentation provided pursuant to Section 40087 signed by any driver instructor certified pursuant to Section 40081 if either of those departments finds that the instructor's certificate would have been suspended, revoked, or canceled for any of the reasons designated in subdivision (e), (f), and (g).

(Stats. 1994, c. 1220, effective September 30, 1994.)

17. MINIMUM HOURS OF INSTRUCTION TO BE CONDUCTED; LIMITATIONS RELATING TO TYPE OF INSTRUCTION; DOCUMENTATION OF INSTRUCTOR TRAINING - 40089 EC. The following section is quoted from the EC:

40089. (a) A school pupil activity bus (SPAB), transit bus, school bus, or farm labor vehicle driver instructor with no instructional limitations shall conduct at least 20 hours of instruction each 12 months that includes at least 10 hours of behind-the-wheel and 10 hours of classroom training, which need not be given in a single session. A school pupil activity bus (SPAB), transit bus, school bus, or farm labor vehicle driver instructor limited to either classroom or behind-the-wheel training only shall conduct at least 10 hours of instruction each 12 months that includes at least 10 hours of behind-the-wheel or classroom training depending on the limitation. The training need not be given in a single session. A school pupil activity bus (SPAB), transit bus, school bus, and farm labor vehicle driver instructor limited to in-service training only shall conduct at least 10 hours of in-service training each 12 months. All school pupil activity bus (SPAB), transit bus, school bus, and farm labor vehicle driver instructor training conducted by department staff may be accepted in lieu of the requirements of this subdivision.

(b) A school pupil activity bus (SPAB), transit bus, school bus, or farm labor vehicle driver instructor may be limited to classroom instruction, behind-the-wheel

training or in-service training only, and prohibited from recording, documenting, or signing for any training required by this article, as determined by the department.

(c) A school pupil activity bus (SPAB), transit bus, school bus, or farm labor vehicle driver instructor shall be limited to behind-the-wheel instruction in vehicles that the instructor is qualified to drive.

(d) All school pupil activity bus (SPAB), transit bus, school bus, or farm labor vehicle driver instructor training required by subdivision (a) shall be properly documented on a State Department of Education Training Certificate T-01, and signed by the state-certified instructor at the end of each 12-month training period. The signature certifies that the required instruction was conducted during the 12-month training period. Upon renewal of the instructor driver's license, endorsement, or certificate, the completed instructor training record, recorded on the State Department of Education Training Certificate shall be submitted to the department in Sacramento.

(Stats. 1994, c. 1220, effective September 30, 1994.)

18. TRANSPORTATION OF PROPERTY - 13 CCR 1216(f). The following section is excerpted from 13 CCR:

1216. . . . (f) Wheelchairs. Wheelchairs transported on buses, except school buses, shall meet the following requirements:

(1) Brakes. The wheelchair shall have brakes or other effective mechanical means of holding it stationary during raising and lowering of a wheelchair platform.

(2) Batteries. Batteries used to propel wheelchairs shall be spill resistant or in a spill resistant container and shall be securely attached to the wheelchair.

(3) Flammable Fuel. The wheelchair shall not use flammable fuel.

(Register 82, No. 44)

NOTE: For additional information refer to Chapter 3, paragraph 12.

19. TRANSPORTATION OF PASSENGERS - 13 CCR 1217. The following section is excerpted from 13 CCR:

1217. . . . (e) Standing Passengers. A vehicle shall not be put in motion until all passengers are seated, and all passengers must remain seated while the vehicle is in motion. Standing passengers are permitted only on a bus (except a school bus, SPAB, or youth bus) operated in regularly scheduled passenger stage service or urban and suburban service by a common carrier or publicly-owned transit system, and equipped with grab handles or other means of support for standing passengers, and constructed so that standing room in the aisle is at least 74 in. high. . . .

. . . (i) Ejection of Pupils. The driver of a school bus, youth bus, or SPAB shall not eject any school pupil unless the pupil is given into the custody of a parent or

any person designated by the parent or school. . . .
(Register 93, No. 22)

NOTE: For additional information refer to Chapter 3, paragraph 14.

20. DISCONTINUANCE FROM USE - 13 CCR 1220. The following section is quoted from 13 CCR:

1220. When a bus is rendered unsafe for continued operation due to accident damage or a mechanical failure, the driver shall discontinue use of the bus and notify the motor carrier of these circumstances. The driver or motor carrier shall then make the necessary arrangements to have the pupils safely transported to their destinations.

21. ALCOHOLIC BEVERAGES - 13 CCR 1221. The following section is quoted from 13 CCR:

1221. Alcoholic beverages shall not be transported in a school bus, SPAB, or youth bus at any time.
(Register 92, No. 6)

22. SMOKING - 13 CCR 1222. The following section is quoted from 13 CCR:

1222. When a pupil is aboard, smoking is prohibited in a school bus or SPAB.

23. DRIVER'S VISION - 13 CCR 1223. The following section is quoted from 13 CCR:

1223. The driver shall not allow any person to occupy a position that will interfere with the driver's vision to the front or sides, or in the rear view mirrors.

24. SEAT BELT USE - 13 CCR 1224. The following section is quoted from 13 CCR:

1224. The driver shall be properly secured to the driver's seat with the seat belt at all times while the bus is in motion. **(Revised 3-05)**

25. EQUIPMENT REQUIREMENTS. Drivers should be familiar with the following list of required equipment.

a. Emergency Equipment. A SPAB shall be equipped with a fire extinguisher with a minimum 4B:C rating and three emergency reflectors as specified in Section 25300 VC. A SPAB is not required to carry a first aid kit.

NOTE: For additional information refer to Chapter 5, paragraphs 33, 34, and 35, or 13 CCR 1242, 1243, and 1292.

b. Mirrors. Every SPAB shall be equipped with two exterior mirrors, one on each side of the bus, and so located as to reflect to the driver a view of the highway for a distance of at least 200 feet to the rear of such vehicle.

NOTE: For additional information refer to Chapter 5, paragraphs 69, or Section 26709 VC and 13 CCR 1258.

c. Tires. Tires shall not be used with boot or blowout patches or with any of the following defects:

- (1) Unrepaired fabric breaks.
- (2) Exposed or damaged cord.
- (3) Bumps, bulges, or knots due to internal separation or damage.
- (4) Cuts that measure more than 1 inch (25 mm) and expose body cord.
- (5) Cracks in valve stem rubber. Regrooved, recapped, or retreaded tires shall not be used on the front wheels of a bus. No person shall use on a highway a pneumatic tire on a bus when the tire has less than the following tread depths, four thirty-seconds (4/32) of an inch at all points in all major grooves on a tire on the steering axle and two thirty seconds (2/32) of an inch at all major grooves on all other tires. The measurements of tread depth shall not be made where tie bars, humps, or fillets are located.

NOTE: For additional information refer to Chapter 5, paragraphs 88 and 93, or Section 27465 VC and 13 CCR 1087.

d. Equipment and Securement of Wheelchairs. All readily accessible exposed edges or other hazardous protrusions on parts of lifts assemblies located in the passenger compartment or parts of the bus associated with the operation of the lift shall be padded with energy absorbing material to minimize injury in normal use and in case of an accident. A device or devices shall be provided to secure wheelchairs during transportation to keep them restrained during normal movement of the bus as in starting, stopping, and turning.

26. INSPECTION OF SPABS: DISPLAY OF INSPECTION CERTIFICATES – 2807.1 VC. The following section is quoted from the VC:

2807.1. (a) The Department of the California Highway Patrol shall inspect and certify every school pupil activity bus specified in Section 546 at least once each year to ascertain whether its condition complies with all provisions of the law.

(b) No person shall drive any motor vehicle specified in subdivision (a) unless there is displayed therein a certificate issued by the Department of the California Highway Patrol stating that on a certain date, which shall be within 13 months of the date of operation, an authorized employee of the Department of the California Highway Patrol inspected such motor vehicle and found that on the date of inspection such motor vehicle complied with the applicable provisions of the state law. The Commissioner of the California Highway Patrol shall provide by rule or regulation for the issuance and display of distinctive inspection certificates.

(Ch. 813, Stats. 1981. Effective January 1, 1982.)

27. PREVENTIVE MAINTENANCE INSPECTION - 2807.2 VC. The following section is quoted from the VC:

The Department of the California Highway Patrol shall, by regulation, provide for a preventive maintenance inspection guide for use by operators of tour buses, motor vehicles specified in Sections 2807 and 2807.1, and vehicles described in subdivisions (a), (b), (d), (e), (f), and (g) of Section 34500. The regulations shall provide that the record of inspection shall be signed by the person making the inspection, and the record of the inspections shall be retained on file by the operator for review and inspection by the Department of the California Highway Patrol.

(Ch. 1586, Stats. 1988. Operative July 1, 1989.)

28. UNAUTHORIZED ENTRY - 39842 EC. The following section is quoted from the EC:

39842. Unauthorized entry; offense; punishment; notice

(a) Any person who enters a school bus or school pupil activity bus without prior authorization of the driver or other school official with intent to commit any crime and who refuses to disembark after being ordered to do so by the driver or other school official is guilty of a misdemeanor and is punishable by imprisonment in the county jail for not more than six months, be a fine of not more than one thousand dollars (\$1,000), or both.

(b) A school district or county superintendent of schools may place a notice at the entrance of a school bus or school pupil activity bus that complies with the requirements of paragraph (3), subdivision (c) Section 1256.5, Title 13, of the California Code of Regulations and that warns against unauthorized entry.

(Stats. 1995, c. 175)

SAMPLE TRAINING CERTIFICATE (T-01) ORIGINAL APPLICANT, SPAB

CALIFORNIA DEPARTMENT OF EDUCATION

Form T-01 (Rev. 8-94)

Training Certificate

Check Driver Delegated trainer Instructor Date training started 6/17/92
 Check Whether application is: Original Renewal
 Check Bus type I II Applicant's birth date 5/15/62
 Check School bus SPAB Transit bus Farm labor Other Certificate issuance date _____
 Applicant's name (Last) (First) (Initial) Driver's license number
Jones, John Q. A1234567
 Employer County
WXY Tours Co. Inc. Imperial

Record of hours of training		Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total
1	Classroom						10	5						15
	In-service training													
	Behind the wheel						5	15						20
2	Classroom													
	In-service training													
	Behind the wheel													
3	Classroom													
	In-service training													
	Behind the wheel													
4	Classroom													
	In-service training													
	Behind the wheel													
ID# A* <u>Landy Hart</u>		ID# B** <u>Landy Hart</u>		Driver's signature <u>John Jones</u>										
ID# A*		ID# B**		Driver's signature										
ID# A*		ID# B**		Driver's signature										
ID# A*		ID# B**		Driver's signature										
													Grand total	35
Additional training hours: Classroom														

FOR STATE USE ONLY
(MUST BE COMPLETED IN THE PRESENCE OF THE EXAMINING STATE AGENCY)

Written test: Failed Failed Failed Passed First-aid test: Failed Failed Failed Passed Waived
 Driving test: Failed Failed Failed Passed Certificate issuance date _____
 Training verification _____ (Driver's signature)
 Exam verification _____ (Examiner's signature) (Area)