

FIRST REGULAR SESSION

# HOUSE BILL NO. 560

## 99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE REDMON.

1255H.011

D. ADAM CRUMBLISS, Chief Clerk

### AN ACT

To repeal section 302.272, RSMo, and to enact in lieu thereof one new section relating to school bus driver qualifications.

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 302.272, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 302.272, to read as follows:

302.272. 1. No person shall operate any school bus owned by or under contract with a public school or the state board of education unless such driver has qualified for a school bus endorsement under this section and complied with the pertinent rules and regulations of the department of revenue and any final rule issued by the secretary of the United States Department of Transportation or has a valid school bus endorsement on a valid commercial driver's license issued by another state. A school bus endorsement shall be issued to any applicant who meets the following qualifications:

- (1) The applicant has a valid state license issued under this chapter;
- (2) The applicant is at least twenty-one years of age; and
- (3) The applicant has successfully passed an examination for the operation of a school bus as prescribed by the director of revenue. The examination shall include any examinations prescribed by the secretary of the United States Department of Transportation, and a driving test in the type of vehicle to be operated. The test shall be completed in the appropriate class of vehicle to be driven. For purposes of this section classes of school buses shall comply with the Commercial Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570). For drivers who are at least seventy years of age, ~~[such examination]~~ **the commercial driver license skills test and the driving test** shall be completed annually.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18           2. The director of revenue, to the best of the director's knowledge, shall not issue or  
19 renew a school bus endorsement to any applicant whose driving record shows that such  
20 applicant's privilege to operate a motor vehicle has been suspended, revoked or disqualified or  
21 whose driving record shows a history of moving vehicle violations.

22           3. The director may adopt any rules and regulations necessary to carry out the provisions  
23 of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is  
24 created under the authority delegated in this section shall become effective only if it complies  
25 with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028.  
26 This section and chapter 536 are nonseverable and if any of the powers vested with the general  
27 assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and  
28 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and  
29 any rule proposed or adopted after August 28, 2004, shall be invalid and void.

30           4. Notwithstanding the requirements of this section, an applicant who resides in another  
31 state and possesses a valid driver's license from his or her state of residence with a valid school  
32 bus endorsement for the type of vehicle being operated shall not be required to obtain a Missouri  
33 driver's license with a school bus endorsement.

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