

Senate Bill No. 83

CHAPTER 175

An act to add Section 39842 to the Education Code, relating to schoolbuses.

[Approved by Governor July 22, 1995. Filed with
Secretary of State July 24, 1995.]

LEGISLATIVE COUNSEL'S DIGEST

SB 83, O'Connell. Schoolbuses: unauthorized entry.

(1) Existing law authorizes the governing board of a school district to provide for the transportation of pupils to and from school, as specified, to use schoolbuses to transport persons for purposes of community recreation, to provide for the transportation of employees of the district and of parents of pupils of the district to and from educational activities authorized by the district.

This bill would make it a misdemeanor for a person to enter a schoolbus or school pupil activity bus without prior authorization, as specified, with the intent to commit any crime and to refuse to disembark after being ordered to do so by specified persons. The bill would authorize the placement of a notice, which meets specified requirements, at the entrance of these buses to warn against unauthorized entry.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

The people of the State of California do enact as follows:

SECTION 1. Section 39842 is added to the Education Code, to read:

39842. (a) Any person who enters a schoolbus 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, by a fine of not more than one thousand dollars (\$1,000), or by both.

(b) A school district or county superintendent of schools may place a notice at the entrance of a schoolbus or school pupil activity bus that complies with the requirements of paragraph (3) of



subdivision (c) of Section 1256.5 of Title 13 of the California Code of Regulations and that warns against unauthorized entry.

SEC. 2. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

Notwithstanding Section 17580 of the Government Code, unless otherwise specified, the provisions of this act shall become operative on the same date that the act takes effect pursuant to the California Constitution.

