

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 7, 2025
Date

Committee on Education.

After consideration on the merits, the Committee recommends the following:

HB25-1320 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 4, line 17, after "pressures." insert "If the
2 general assembly is unable to fulfill this obligation mandated by section
3 17 of article IX of the Colorado Constitution, then a group will be formed
4 to address the issue of how to accurately track a potential shortfall to
5 public education funding in the future.".

6 Page 5, after line 16 insert:

7 "SECTION 2. In Colorado Revised Statutes, 22-30.5-112.2,
8 **amend** (2)(a) and (3); and **add** (2)(c) and (5) as follows:

9 **22-30.5-112.2. Charter schools - at-risk supplemental aid -**
10 **definitions - legislative declaration - repeal.** (2) (a) For the 2012-13
11 budget year ~~and each budget year thereafter~~ THROUGH THE 2024-25
12 BUDGET YEAR, the general assembly shall appropriate to the department
13 of education for allocation to school districts the amount calculated for
14 at-risk supplemental aid for those school districts and district charter
15 schools described in ~~paragraph (b) of this subsection (2)~~ SUBSECTION
16 (2)(b) OF THIS SECTION. FOR THE 2025-26 BUDGET YEAR AND THE 2026-27
17 BUDGET YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE TO THE
18 DEPARTMENT OF EDUCATION FOR ALLOCATION TO SCHOOL DISTRICTS THE
19 AMOUNT DETERMINED FOR SUPPLEMENTAL AID FOR THOSE SCHOOL
20 DISTRICTS AND DISTRICT CHARTER SCHOOLS DESCRIBED IN SUBSECTION
21 (2)(c) OF THIS SECTION. The at-risk supplemental aid is additional funding
22 and does not supplant any other funding provided pursuant to this article.

23 (c) FOR THE 2025-26 BUDGET YEAR, EACH SCHOOL DISTRICT AND
24 DISTRICT CHARTER SCHOOL'S AT-RISK SUPPLEMENTAL AID IS THE SAME
25 AMOUNT THAT IT RECEIVED IN THE 2024-25 BUDGET YEAR. FOR THE
26 2026-27 BUDGET YEAR, EACH SCHOOL DISTRICT AND DISTRICT CHARTER
27 SCHOOL'S AT-RISK SUPPLEMENTAL AID IS FIFTY PERCENT OF THE AMOUNT

1 THAT IT RECEIVED IN THE 2024-25 BUDGET YEAR.

2 (3) If the appropriation to the department of education is
3 insufficient to fund ~~one hundred percent of~~ the at-risk supplemental aid
4 ~~calculated pursuant to paragraph (b) of subsection (2)~~ DETERMINED
5 PURSUANT TO SUBSECTION (2) of this section, the department of education
6 shall reduce each school district's and each district charter school's at-risk
7 supplemental aid proportionately.

8 (5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2028.

9 **SECTION 3.** In Colorado Revised Statutes, 22-30.5-513, **amend**
10 (4.5)(a) and (4.5)(d); and **add** (4.5)(b.5) and (4.5)(e) as follows:

11 **22-30.5-513. Institute charter schools - funding - at-risk**
12 **supplemental aid - legislative declaration - definitions - repeal.**

13 (4.5) (a) For the 2012-13 budget year ~~and each budget year thereafter~~
14 THROUGH THE 2024-25 BUDGET YEAR, the general assembly shall
15 appropriate to the charter school institute the amount calculated for at-risk
16 supplemental aid pursuant to ~~paragraph (b) of this subsection (4.5)~~
17 SUBSECTION (4.5)(b) OF THIS SECTION for each institute charter school
18 whose percentage of at-risk pupils is less than the percentage of at-risk
19 pupils in the accounting district. FOR THE 2025-26 BUDGET YEAR AND THE
20 2026-27 BUDGET YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE TO
21 THE CHARTER SCHOOL INSTITUTE FOR ALLOCATION TO INSTITUTE CHARTER
22 SCHOOLS THE AMOUNT DESCRIBED IN SUBSECTION (4.5)(b.5) OF THIS
23 SECTION. At-risk supplemental aid is additional funding and does not
24 supplant any other funding allocated pursuant to this section. The charter
25 school institute shall pass through one hundred percent of an institute
26 charter school's at-risk supplemental aid to the institute charter school.

27 (b.5) FOR THE 2025-26 BUDGET YEAR, EACH INSTITUTE CHARTER
28 SCHOOL'S AT-RISK SUPPLEMENTAL AID IS THE SAME AMOUNT THAT IT
29 RECEIVED IN THE 2024-25 BUDGET YEAR. FOR THE 2026-27 BUDGET YEAR,
30 EACH INSTITUTE CHARTER SCHOOL'S AT-RISK SUPPLEMENTAL AID IS FIFTY
31 PERCENT OF THE AMOUNT THAT IT RECEIVED IN THE 2024-25 BUDGET
32 YEAR.

33 (d) If the appropriation to the charter school institute is
34 insufficient to fund ~~one hundred percent of~~ the at-risk supplemental aid
35 ~~calculated~~ DETERMINED pursuant to this subsection (4.5), the charter
36 school institute shall reduce each institute charter school's at-risk
37 supplemental aid proportionately.

38 (e) THIS SUBSECTION (4.5) IS REPEALED, EFFECTIVE JULY 1, 2028.

39 **SECTION 4.** In Colorado Revised Statutes, **repeal** 22-54-136.

40 **SECTION 5.** In Colorado Revised Statutes, 22-30.5-408, **amend**
41 (2)(a) as follows:

42 **22-30.5-408. Replenishment of qualified charter school debt**
43 **service reserve funds - additional responsibilities - state treasurer -**

1 **qualified charter schools - definitions.**

2 (2) (a) If the Colorado educational and cultural facilities authority
3 has issued qualified charter school bonds on behalf of ~~any~~ A qualified
4 charter school that fails immediately to restore its qualified charter school
5 debt service reserve fund to the applicable qualified charter school debt
6 service reserve fund requirement, the board of directors of the authority
7 shall submit to the governor a certificate certifying ~~any~~ THE amount of
8 money required to restore the qualified charter school debt service reserve
9 fund to the applicable qualified charter school debt service reserve fund
10 requirement. The governor shall submit a request for appropriations in an
11 amount sufficient to restore any or all qualified charter school debt
12 reserve funds to their respective qualified charter school debt service
13 reserve fund requirements, and the general assembly may, but is not
14 required to, appropriate money for ~~said~~ THAT purpose. If, in its sole
15 discretion, the general assembly appropriates any money for ~~said~~ THAT
16 purpose, the aggregate outstanding principal amount of bonds for which
17 money may be appropriated for ~~said~~ THAT purpose must not exceed ~~seven~~
18 ~~hundred fifty million~~ ONE BILLION dollars.".

19 Renumber succeeding sections accordingly.

20 Page 10, line 19, strike "and (4);" and substitute "(4), and (12)(d);".

21 Page 17, after line 23 insert:

22 "(I.5) IF THE GENERAL ASSEMBLY IS REQUIRED TO IMPLEMENT A
23 SMOOTHING FACTOR PURSUANT TO SUBSECTION (4)(d)(I) OF THIS SECTION,
24 THEN PRIOR TO THE SMOOTHING FACTOR'S IMPLEMENTATION, THE
25 GENERAL ASSEMBLY SHALL CONSULT A STATEWIDE ASSOCIATION THAT
26 REPRESENTS SCHOOL DISTRICTS REGARDING THE DEVELOPMENT AND
27 IMPLEMENTATION OF A SMOOTHING FACTOR. THE CONSULTATION MUST
28 INCLUDE AND CONSIDER THE OPINIONS OF SUPERINTENDENTS AND CHIEF
29 FINANCIAL OFFICERS OF SMALL RURAL SCHOOL DISTRICTS, RURAL SCHOOL
30 DISTRICTS, SUBURBAN SCHOOL DISTRICTS, AND URBAN SCHOOL
31 DISTRICTS.".

32 Page 19, after line 8 insert:

33 "(e) IF THE DEPARTMENT OF EDUCATION DETERMINES THAT A
34 DISTRICT'S PUPIL ENROLLMENT OR OPERATING INSTITUTE CHARTER
35 SCHOOL'S PUPIL ENROLLMENT FOR A PRECEDING BUDGET YEAR INCLUDED
36 PUPILS WHO WERE NOT REPORTED AS MULTI-DISTRICT ONLINE PUPILS, BUT
37 WERE DETERMINED BY THE DEPARTMENT OF EDUCATION TO HAVE BEEN
38 EDUCATED IN A SETTING THAT WAS EQUIVALENT TO A MULTI-DISTRICT
39 ONLINE PROGRAM, THE DEPARTMENT OF EDUCATION SHALL USE THE

1 ADJUSTED DISTRICT PUPIL ENROLLMENT OR OPERATING INSTITUTE
2 CHARTER SCHOOL'S PUPIL ENROLLMENT FOR THAT PRECEDING BUDGET
3 YEAR WHEN DETERMINING FUNDED PUPIL COUNT PURSUANT TO THIS
4 SUBSECTION (4).

5 (12) **District locale factor funding.** (d) A district's classification,
6 as described pursuant to subsection (12)(b) or (12)(c) of this section, is
7 determined by ~~the latest classifications or classification criteria issued by~~
8 the national center for education statistics in the institute of education
9 sciences of the United States department of ~~education~~ EDUCATION'S
10 LATEST CLASSIFICATION CRITERIA OR THE CLASSIFICATION CRITERIA
11 ISSUED IMMEDIATELY PRIOR TO THE LATEST CLASSIFICATION CRITERIA,
12 WHICHEVER IS THE GREATER PERCENTAGE."

13 Page 20, line 1, after "(7)(i)" insert "and (7)(j)".

14 Page 20, after line 20 insert:

15 "(j) IF THE DEPARTMENT OF EDUCATION DETERMINES THAT A
16 DISTRICT'S PUPIL ENROLLMENT OR OPERATING INSTITUTE CHARTER
17 SCHOOL'S PUPIL ENROLLMENT FOR A PRECEDING BUDGET YEAR INCLUDED
18 PUPILS WHO WERE NOT REPORTED AS MULTI-DISTRICT ONLINE PUPILS, BUT
19 WERE DETERMINED BY THE DEPARTMENT OF EDUCATION TO HAVE BEEN
20 EDUCATED IN A SETTING THAT WAS EQUIVALENT TO A MULTI-DISTRICT
21 ONLINE PROGRAM, THE DEPARTMENT OF EDUCATION SHALL USE THE
22 ADJUSTED DISTRICT PUPIL ENROLLMENT OR OPERATING INSTITUTE
23 CHARTER SCHOOL'S PUPIL ENROLLMENT FOR THAT PRECEDING BUDGET
24 YEAR WHEN DETERMINING FUNDED PUPIL COUNT PURSUANT TO THIS
25 SUBSECTION (7)."

26 Page 22, after line 4 insert:

27 "**SECTION 11.** In Colorado Revised Statutes, 22-43.7-104,
28 **amend** (1) and (2)(d)(I) as follows:

29 **22-43.7-104. Public school capital construction assistance fund**
30 **- creation - crediting of money to fund - use of fund - emergency**
31 **reserve - creation - reserve account - creation and use - definition.**

32 (1) (a) The public school capital construction assistance fund is ~~hereby~~
33 created in the state treasury. SUBJECT TO THE LIMITATION SET FORTH IN
34 SUBSECTION (1)(b)(I) OF THIS SECTION, the principal of the assistance fund
35 ~~shall consist~~ CONSISTS of all ~~moneys~~ MONEY transferred or credited to the
36 assistance fund pursuant to subsection (2) of this section. EXCEPT AS
37 OTHERWISE PROVIDED IN SUBSECTION (1)(b)(I) OF THIS SECTION, all
38 interest and income earned on the deposit and investment of ~~moneys~~
39 MONEY in the assistance fund ~~shall be~~ IS credited to the assistance fund

1 and ~~shall not be~~ IS NOT transferred to the general fund or any other fund
2 at the end of any fiscal year.

3 (b) (I) (A) FOR THE 2025-26 STATE FISCAL YEAR, AND EACH STATE
4 FISCAL YEAR THEREAFTER, THE TOTAL AMOUNT OF REVENUE CREDITED IN
5 THE STATE FISCAL YEAR TO THE ASSISTANCE FUND PURSUANT TO THIS
6 SECTION MUST NOT EXCEED ONE HUNDRED FIFTY MILLION DOLLARS,
7 WHICH AMOUNT MUST BE ANNUALLY ADJUSTED FOR INFLATION FOR EACH
8 STATE FISCAL YEAR THEREAFTER AND MUST INCLUDE THE LESSER OF THE
9 FIRST FORTY MILLION DOLLARS OR ALL THE MONEY RECEIVED FROM THE
10 EXCISE TAX ON RETAIL MARIJUANA THAT IS REQUIRED TO BE CREDITED TO
11 THE ASSISTANCE FUND PURSUANT TO SECTION 16 (5)(d) OF ARTICLE XVIII
12 OF THE STATE CONSTITUTION.

13 (B) FOR THE 2025-26 STATE FISCAL YEAR, AND EACH STATE FISCAL
14 YEAR THEREAFTER, THE STATE TREASURER SHALL CREDIT TO THE STATE
15 PUBLIC SCHOOL FUND CREATED IN SECTION 22-54-114(1) ANY AMOUNT OF
16 REVENUE THAT EXCEEDS IN THE STATE FISCAL YEAR ONE HUNDRED FIFTY
17 MILLION DOLLARS, AS ADJUSTED ANNUALLY FOR INFLATION FOR STATE
18 FISCAL YEARS COMMENCING ON OR AFTER JULY 1, 2026, THAT OTHERWISE
19 WOULD BE CREDITED TO THE ASSISTANCE FUND PURSUANT TO THIS
20 SECTION.

21 (II) AS USED IN THIS SUBSECTION (1)(b), "INFLATION" MEANS THE
22 ANNUAL PERCENTAGE INCREASE IN THE UNITED STATES DEPARTMENT OF
23 LABOR'S BUREAU OF LABOR STATISTICS CONSUMER PRICE INDEX, OR A
24 SUCCESSOR INDEX, FOR DENVER-AURORA-LAKEWOOD FOR ALL ITEMS
25 PAID FOR BY URBAN CONSUMERS.

26 (2) (d) (I) (A) ~~For the state fiscal year commencing July 1, 2018,~~
27 ~~the state treasurer, as provided in section 39-28.8-305 (1)(a), shall credit~~
28 ~~to the assistance fund the greater of the first forty million dollars received~~
29 ~~and collected from the excise tax on retail marijuana imposed pursuant to~~
30 ~~part 3 of article 28.8 of title 39 or ninety percent of the money received~~
31 ~~and collected from the tax. For the state fiscal year commencing July 1,~~
32 ~~2019, and for each state fiscal year thereafter except for the state fiscal~~
33 ~~year commencing July 1, 2020, the state treasurer, as provided in section~~
34 ~~39-28.8-305 (1)(a), shall annually credit to the assistance fund all of the~~
35 ~~money received and collected from the excise tax on retail marijuana~~
36 ~~imposed pursuant to part 3 of article 28.8 of title 39. For the state fiscal~~
37 ~~year commencing July 1, 2020, the state treasurer, as provided in section~~
38 ~~39-28.8-305 (1)(a), shall credit to the assistance fund the lesser of the first~~
39 ~~forty million dollars received and collected from the excise tax on retail~~
40 ~~marijuana imposed pursuant to part 3 of article 28.8 of title 39 or all of~~
41 ~~the money received and collected from the tax. For state fiscal years~~
42 ~~commencing before July 1, 2019, the state treasurer shall credit twelve~~
43 ~~and five-tenths percent of the amount annually credited pursuant to this~~

1 ~~subsection (2)(d) to the charter school facilities assistance account, which~~
2 ~~account is created within the assistance fund. For each state fiscal year~~
3 ~~commencing on or after July 1, 2019, the state treasurer shall credit to the~~
4 ~~charter school facilities assistance account a percentage of the amount~~
5 ~~credited pursuant to this subsection (2)(d) that is equal to the percentage~~
6 ~~of pupil enrollment, as defined in section 22-54-103 (10), statewide~~
7 ~~represented by pupils who were enrolled in charter schools for the prior~~
8 ~~school year. The department of education shall notify the state treasurer~~
9 ~~of the applicable percentage no later than June 1 of the immediately~~
10 ~~preceding fiscal year~~ FOR THE STATE FISCAL YEAR COMMENCING JULY 1,
11 2019, AND FOR EACH STATE FISCAL YEAR THEREAFTER, THE STATE
12 TREASURER, AS PROVIDED IN SECTION 39-28.8-305 (1)(a), SHALL
13 ANNUALLY CREDIT TO THE ASSISTANCE FUND ALL OF THE MONEY
14 RECEIVED AND COLLECTED FROM THE EXCISE TAX ON RETAIL MARIJUANA
15 IMPOSED PURSUANT TO PART 3 OF ARTICLE 28.8 OF TITLE 39, SUBJECT TO
16 THE LIMITATION SET FORTH IN SUBSECTION (1)(b)(I) OF THIS SECTION.

17 (B) THERE IS CREATED WITHIN THE ASSISTANCE FUND THE
18 CHARTER SCHOOL FACILITIES ASSISTANCE ACCOUNT. FOR THE 2019-20
19 STATE FISCAL YEAR, AND EACH STATE FISCAL YEAR THEREAFTER, THE
20 STATE TREASURER SHALL CREDIT TO THE CHARTER SCHOOL FACILITIES
21 ASSISTANCE ACCOUNT A PERCENTAGE OF THE AMOUNT CREDITED
22 PURSUANT TO THIS SUBSECTION (2)(d) THAT IS EQUAL TO THE
23 PERCENTAGE OF PUPIL ENROLLMENT, AS DEFINED IN SECTION 22-54-103,
24 STATEWIDE REPRESENTED BY PUPILS WHO WERE ENROLLED IN CHARTER
25 SCHOOLS FOR THE PRIOR SCHOOL YEAR. THE DEPARTMENT OF EDUCATION
26 SHALL NOTIFY THE STATE TREASURER OF THE APPLICABLE PERCENTAGE NO
27 LATER THAN JUNE 1 OF THE IMMEDIATELY PRECEDING STATE FISCAL YEAR.

28 **SECTION 12.** In Colorado Revised Statutes, 22-7-1209, **amend**
29 (7) as follows:

30 **22-7-1209. State board - rules - department - duties.**
31 (7) Beginning in the 2019-20 budget year, the department shall ~~contract~~
32 ~~with an entity to~~ develop and implement a public information campaign
33 to emphasize the importance of learning to read by third grade and to
34 highlight the local education providers that are achieving high
35 percentages of third-grade students who demonstrate reading competency.
36 The public information campaign must be disseminated statewide and
37 must emphasize the important roles that educators and parents have in
38 teaching children to read and in providing a school and home
39 environment that promotes reading. The department is encouraged to
40 work with the public and private library agencies throughout the state in
41 developing and implementing the public information campaign.

42 **SECTION 13.** In Colorado Revised Statutes, 42-1-102, **amend**
43 (88) and (88.5)(a); and **add** (60.2) as follows:

1 **42-1-102. Definitions.** As used in articles 1 to 4 of this title 42,
2 unless the context otherwise requires:

3 (60.2) "MULTIFUNCTION SCHOOL ACTIVITY BUS" MEANS A MOTOR
4 VEHICLE THAT IS DESIGNED AND USED SPECIFICALLY FOR THE
5 TRANSPORTATION OF SCHOOL CHILDREN TO OR FROM A SCHOOL-RELATED
6 ACTIVITY, WHETHER THE ACTIVITY OCCURS WITHIN OR OUTSIDE THE
7 TERRITORIAL LIMITS OF A SCHOOL DISTRICT AND WHETHER OR NOT THE
8 ACTIVITY OCCURS DURING SCHOOL HOURS. A "MULTIFUNCTION SCHOOL
9 ACTIVITY BUS" MUST COMPLY WITH ALL FEDERAL MOTOR VEHICLE SAFETY
10 STANDARDS AND REGULATIONS APPLICABLE TO SCHOOL BUSES, EXCEPT
11 ANY STANDARD OR REGULATION REQUIRING THE INSTALLATION OF
12 OFFICIAL TRAFFIC CONTROL DEVICES.

13 (88) "School bus" means a motor vehicle that is designed and used
14 specifically for the transportation of school children to or from a public
15 or private school or a school-related activity, whether the activity occurs
16 within or ~~without~~ OUTSIDE the territorial limits of ~~any~~ A SCHOOL district
17 and whether or not the activity occurs during school hours. ~~"School bus"~~
18 ~~does not include informal or intermittent arrangements, such as sharing~~
19 ~~of actual gasoline expense or participation in a car pool, for the~~
20 ~~transportation of school children to or from a public or private school or~~
21 ~~a school-related activity~~ A "SCHOOL BUS" MUST COMPLY WITH ALL
22 FEDERAL MOTOR VEHICLE SAFETY STANDARDS AND REGULATIONS
23 APPLICABLE TO SCHOOL BUSES.

24 (88.5) (a) "School vehicle" means a motor vehicle, including, but
25 not limited to, a school bus OR MULTIFUNCTION SCHOOL ACTIVITY BUS,
26 that is owned by or under contract to a public or private school and
27 operated for the transportation of school children to or from school or a
28 school-related activity.

29 **SECTION 14.** In Colorado Revised Statutes, 42-4-707, **amend**
30 (1)(a) introductory portion and (5) introductory portion; and **add** (5)(a.5)
31 as follows:

32 **42-4-707. Certain vehicles must stop at railroad grade**
33 **crossings - definitions.** (1) (a) Except as otherwise provided in this
34 section, the driver of a school bus, as defined in subsection (5)(b) of this
35 section OR THE DRIVER OF A MULTIFUNCTION SCHOOL ACTIVITY BUS, AS
36 DEFINED IN SUBSECTION (5)(a.5) OF THIS SECTION, ~~carrying any~~
37 ~~schoolchild~~ the driver of a vehicle carrying hazardous materials that is
38 required to be placarded in accordance with rules issued under section
39 42-20-108, or the driver of a commercial vehicle, as defined in section
40 42-4-235, that is transporting passengers, before crossing at grade any
41 tracks of a railroad:

42 (5) ~~For the purposes of~~ AS USED IN this section:

43 (a.5) "MULTIFUNCTION SCHOOL ACTIVITY BUS" MEANS A

1 MULTIFUNCTION SCHOOL ACTIVITY BUS THAT IS REQUIRED TO BEAR ON
2 THE FRONT AND REAR OF THE BUS THE WORDS "ACTIVITY BUS"
3 PURSUANT TO SECTION 42-4-1903 (2)(a.5).

4 **SECTION 15.** In Colorado Revised Statutes, 42-4-1901, **amend**
5 (2)(b) as follows:

6 **42-4-1901. School buses - equipped with supplementary brake**
7 **retarders.** (2) (b) The general assembly encourages school districts to
8 consider installing ~~only electromagnetic retarders~~ or state-of-the-art
9 retarders for purposes of supplementing service brake systems of school
10 buses when such retarders are acquired on or after April 17, 1991. The
11 general assembly also encourages school districts to consider purchasing
12 only those new school buses ~~which~~ THAT are equipped with external
13 public address systems and retarders of appropriate capacity for purposes
14 of supplementing any service brake systems of such school buses.

15 **SECTION 16.** In Colorado Revised Statutes, **amend** 42-4-1902
16 as follows:

17 **42-4-1902. School vehicle drivers - special training required.**
18 On and after July 1, 1992, the driver of ~~any~~ A school vehicle as defined
19 in section 42-1-102 (88.5) owned or operated by or for ~~any~~ A school
20 district in this state shall have successfully completed training ~~approved~~
21 ~~by the department of education~~, concerning driving on mountainous
22 terrain, as defined in section 42-4-1901 (3)(a), and driving in adverse
23 weather conditions.

24 **SECTION 17.** In Colorado Revised Statutes, 42-4-1903, **amend**
25 (1)(a), (2)(a) introductory portion, and (3); and **add** (2)(a.5) as follows:

26 **42-4-1903. School buses - stops - signs - passing.** (1) (a) The
27 driver of a motor vehicle upon any highway, road, or street, upon meeting
28 or overtaking from either direction any school bus that has stopped, shall
29 stop the vehicle at least twenty feet before reaching the school bus if
30 visual signal lights as specified in subsection (2) of this section have been
31 actuated on the school bus. The driver shall not proceed until the visual
32 signal lights are no longer being actuated. ~~The driver of a motor vehicle~~
33 ~~shall stop when a school bus that is not required to be equipped with~~
34 ~~visual signal lights by subsection (2) of this section stops to receive or~~
35 ~~discharge schoolchildren.~~

36 (2) (a) Every school bus as defined in section 42-1-102 (88), other
37 than a small passenger-type vehicle having a seating capacity of not more
38 than ~~fifteen~~ TWELVE, used for the transportation of schoolchildren ~~shall~~
39 MUST:

40 (a.5) EVERY MULTIFUNCTION SCHOOL ACTIVITY BUS AS DEFINED
41 IN SECTION 42-1-102 (60.2) MUST BEAR ON THE FRONT AND REAR OF THE
42 BUS THE WORDS "ACTIVITY BUS" IN BLACK LETTERS NOT LESS THAN
43 EIGHT INCHES IN HEIGHT.

1 (3) Every school bus used for the transportation of schoolchildren,
2 except those small passenger-type vehicles described in subsection (1) of
3 this section AND MULTIFUNCTION SCHOOL ACTIVITY BUSES, ~~shall~~ MUST be
4 equipped with school bus pedestrian safety devices that comply with 49
5 CFR 571.131 or its successor regulation."

6 Renumber succeeding section accordingly.

** ** ** ** **