

AN ACT

relating to idling the diesel engine of a school bus while the bus is parked at a public school or school event.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 34, Education Code, is amended by adding Section 34.0041 to read as follows:

Sec. 34.0041. IDLING BUS DIESEL ENGINE AT SCHOOL OR SCHOOL EVENT PROHIBITED. (a) In this section, "idling" means allowing an engine to run while the motor vehicle is not engaged in forward or reverse motion.

(b) Except as provided by Subsection (c), the driver of a school bus equipped with a diesel engine may not allow the idling of the bus engine while the bus is parked at a school or school event.

(c) Subsection (b) does not prohibit the idling of a school bus diesel engine:

(1) for the minimum time necessary to heat or cool the bus before departure, provided that the engine is turned off when a student is embarking or disembarking; or

(2) as necessary to accommodate the physical needs of a student who receives special education services, regardless of whether students are embarking or disembarking.

SECTION 2. Section 34.0041, Education Code, as added by this Act, applies beginning with the 2007-2008 school year.

SECTION 3. This Act takes effect immediately if it receives

H.B. No. 3457

1 a vote of two-thirds of all the members elected to each house, as  
2 provided by Section 39, Article III, Texas Constitution. If this  
3 Act does not receive the vote necessary for immediate effect, this  
4 Act takes effect September 1, 2007.

---

President of the Senate

---

Speaker of the House

I certify that H.B. No. 3457 was passed by the House on May 8, 2007, by the following vote: Yeas 146, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 3457 on May 23, 2007, by the following vote: Yeas 120, Nays 23, 2 present, not voting.

---

Chief Clerk of the House

I certify that H.B. No. 3457 was passed by the Senate, with amendments, on May 18, 2007, by the following vote: Yeas 29, Nays 1.

---

Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

---

Governor