



## 93RD GENERAL ASSEMBLY

### State of Illinois

#### 2003 and 2004

Introduced 02/09/04, by Sandra M. Pihos

#### SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-20.39 new  
105 ILCS 5/34-18.30 new

Amends the School Code. Requires a school board to adopt a policy that prohibits a school bus that is in operation for the purpose of transporting students to or from school or a school-related function or activity from running on idle for more than 5 minutes while the bus is parked. Provides that the policy must require all diesel school buses (i) when in use, to be parked and loaded 100 feet from school air-intake systems, unless the school board deems alternative locations block traffic, impair student safety, or are not cost-effective and (ii) when not in use, to be parked in a manner to reduce contamination of school bus cabins and school facilities from diesel engine exhaust fumes. Contains exceptions to these requirements. Requires the policy to provide for climate-controlled waiting areas for school bus drivers. Requires schools to send an annual notice to faculty, staff, and parents concerning the policy. Effective September 1, 2004.

LRB093 18974 LRD 47078 b

1 AN ACT regarding school buses.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by adding Sections  
5 10-20.39 and 34-18.30 as follows:

6 (105 ILCS 5/10-20.39 new)

7 Sec. 10-20.39. School bus idling policy.

8 (a) Each school board shall adopt a policy that prohibits a  
9 school bus that is in operation for the purpose of transporting  
10 students to or from school or a school-related function or  
11 activity from running on idle for more than 5 minutes while the  
12 bus is parked. Notice of the policy must be sent annually to  
13 all faculty, staff, and parents and must include a statement  
14 that the purpose of the policy is to reduce exposure to  
15 dangerous diesel emissions.

16 (b) The policy must require all diesel school buses to be  
17 parked and loaded 100 feet from school air-intake systems  
18 unless the school board determines that alternative locations  
19 block traffic, impair student safety, or are not  
20 cost-effective. The policy must also require that, when they  
21 are not in use, all diesel school buses on school property or  
22 near school air-intake systems must be parked in a manner that  
23 reduces contamination of school bus cabins and school  
24 facilities by diesel engine exhaust fumes. The policy must  
25 allow exceptions to these requirements when:

26 (1) the bus is loading and unloading children;

27 (2) maintenance or repairs are being conducted on the  
28 bus;

29 (3) lift equipment is being used to load and unload  
30 children with special needs;

31 (4) the bus is running in order to power defrosters,  
32 heaters, air conditioners, or other equipment necessary

1 for safety or health considerations, unless the equipment  
2 can be powered by the battery;

3 (5) the bus is running in order to power headlights or  
4 warning lights, unless the lights can be powered by the  
5 battery; and

6 (6) the bus is running due to a traffic, safety, or  
7 emergency situation. The policy must also require all  
8 schools to provide a climate-controlled waiting area for  
9 school bus drivers in extreme cold and hot weather  
10 situations.

11 (105 ILCS 5/34-18.30 new)

12 Sec. 34-18.30. School bus idling policy.

13 (a) The board shall adopt a policy that prohibits a school  
14 bus that is in operation for the purpose of transporting  
15 students to or from school or a school-related function or  
16 activity from running on idle for more than 5 minutes while the  
17 bus is parked. Notice of the policy must be sent annually to  
18 all faculty, staff, and parents and must include a statement  
19 that the purpose of the policy is to reduce exposure to  
20 dangerous diesel emissions.

21 (b) The policy must require all diesel school buses to be  
22 parked and loaded 100 feet from school air-intake systems  
23 unless the school board determines that alternative locations  
24 block traffic, impair student safety, or are not  
25 cost-effective. The policy must also require that, when they  
26 are not in use, all diesel school buses on school property or  
27 near school air-intake systems must be parked in a manner that  
28 reduces contamination of school bus cabins and school  
29 facilities by diesel engine exhaust fumes. The policy must  
30 allow exceptions to these requirements when:

31 (1) the bus is loading and unloading children;

32 (2) maintenance or repairs are being conducted on the  
33 bus;

34 (3) lift equipment is being used to load and unload  
35 children with special needs;

1           (4) the bus is running in order to power defrosters,  
2           heaters, air conditioners, or other equipment necessary  
3           for safety or health considerations, unless the equipment  
4           can be powered by the battery;

5           (5) the bus is running in order to power headlights or  
6           warning lights, unless the lights can be powered by the  
7           battery; and

8           (6) the bus is running due to a traffic, safety, or  
9           emergency situation. The policy must also require all  
10           schools to provide a climate-controlled waiting area for  
11           school bus drivers in extreme cold and hot weather  
12           situations.

13           Section 99. Effective date. This Act takes effect September  
14           1, 2004.