



1 (b) As used in this section, the term "school bus"  
2 means a school bus that is owned, leased, operated, or  
3 contracted by a school district.

4 (2) Each passenger on a school bus that is equipped  
5 with safety belts or restraint system shall wear a properly  
6 adjusted and fastened safety belt at all times while the bus  
7 is in operation, if such a safety belt or restraint system is  
8 provided. The state, the county, a school district, school bus  
9 operator under contract with a school district, or an agent or  
10 employee of a school district or operator, including a teacher  
11 or volunteer serving as a chaperone, is not liable in an  
12 action for personal injury by a school bus passenger solely  
13 because the injured party was not wearing a safety belt, if a  
14 safety belt is provided.

15 (3) The state, the county, a school district, school  
16 bus operator under contract with a school district, or an  
17 agent or employee of a school district or operator, including  
18 a teacher or volunteer serving as a chaperone, is not liable  
19 in an action for personal injury by a school bus passenger for  
20 an injury caused solely by another passenger's use or nonuse  
21 of a safety belt or restraint system in a dangerous or unsafe  
22 manner, if such a safety belt or restraint system is provided.

23 (4) ~~In implementing the provisions of this section,~~  
24 ~~each school district must prioritize the allocation of buses~~  
25 ~~equipped with safety belts or restraint system to ensure that~~  
26 ~~elementary schools within the district receive first priority.~~  
27 A school district may enter into agreements to provide  
28 transportation pursuant to this section only if the point of  
29 origin or termination of the trip is within the district's  
30 boundaries.

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