

SENATE BILL No. 313

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-27.

Synopsis: Transportation to certain school related events. Removes a limit of 200 miles of travel out of state for school buses used to transport students and adult chaperones to and from an educational or recreational activity approved or sponsored by a political subdivision. Makes conforming amendments.

Effective: July 1, 2012.

Hershman

January 5, 2012, read first time and referred to Committee on Education and Career Development.

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Second Regular Session 117th General Assembly (2012)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2011 Regular Session of the General Assembly.

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SENATE BILL No. 313



A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 20-27-9-3, AS ADDED BY P.L.1-2005, SECTION
- 2 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
- 3 2012]: Sec. 3. (a) The governing body of a school corporation may
- 4 allow, by written authorization, the use of a school bus for
- 5 transportation of eligible students and necessary adult chaperones or of
- 6 adults to and from an activity that is sponsored, controlled, supervised,
- 7 or participated in by the governing body. The number and
- 8 qualifications of adult chaperones under this section may be
- 9 determined by the governing body.
- 10 (b) The governing body may allow, by written authorization, the use
- 11 of a school bus for transportation of students and necessary adult
- 12 chaperones to and from an educational or recreational activity
- 13 approved or sponsored by a political subdivision if:
- 14 (1) the transportation originates from a place within the
- 15 geographical limits of the school corporation served by the
- 16 affected bus; **and**
- 17 (2) the persons transported are Indiana residents. ~~and~~



1 (3) the trip does not involve more than two hundred (200) miles
2 of travel out of state:

3 SECTION 2. IC 20-27-9-5, AS AMENDED BY P.L.182-2009(ss),
4 SECTION 318, IS AMENDED TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2012]: Sec. 5. (a) A special purpose bus may be
6 used:

7 (1) by a school corporation to provide regular transportation of a
8 student between one (1) school and another school but not
9 between the student's residence and the school;

10 (2) to transport students and their supervisors, including coaches,
11 managers, and sponsors to athletic or other extracurricular school
12 activities and field trips;

13 (3) by a school corporation to provide transportation between an
14 individual's residence and the school for an individual enrolled in
15 a special program for the habilitation or rehabilitation of persons
16 with a developmental or physical disability; and

17 (4) to transport homeless students under IC 20-27-12.

18 ~~(b)~~ The mileage limitation of section 3 of this chapter does not apply
19 to special purpose buses.

20 ~~(e)~~ **(b)** The operator of a special purpose bus must be at least
21 twenty-one (21) years of age, be authorized by the school corporation,
22 and meet the following requirements:

23 (1) If the special purpose bus has a capacity of less than sixteen
24 (16) passengers, the operator must hold a valid:

25 (A) operator's;

26 (B) chauffeur's;

27 (C) public passenger chauffeur's; or

28 (D) commercial driver's;

29 license.

30 (2) If the special purpose bus has a capacity of more than fifteen
31 (15) passengers, the operator must meet the requirements for a
32 school bus driver set out in IC 20-27-8.

33 ~~(d)~~ **(c)** A special purpose bus is not required to be constructed,
34 equipped, or painted as specified for school buses under this article or
35 by the rules of the committee.

36 ~~(e)~~ **(d)** An owner or operator of a special purpose bus, other than a
37 special purpose bus owned or operated by a school corporation or a
38 nonpublic school, is subject to IC 8-2.1.

39 SECTION 3. IC 20-27-12-5, AS ADDED BY P.L.191-2006,
40 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2012]: Sec. 5. (a) A school corporation may use the following
42 types of vehicles in transporting a homeless student to a school of



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1 origin:
2 (1) If at least four (4) homeless students are being transported to
3 schools in the same school corporation, a special purpose bus
4 must be used to transport the students.
5 (2) If three (3) or fewer students are being transported to schools
6 in the same school corporation, an appropriate vehicle owned by
7 the school corporation may be used to transport the students.
8 (b) The driver of a vehicle used to transport homeless students to a
9 school of origin under subsection (a) must meet the qualifications set
10 forth in ~~IC 20-27-9-5(e)~~. **IC 20-27-9-5(b)**.

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