

FIRST REGULAR SESSION

HOUSE BILL NO. 748

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE RUPP.

Read 1st time April 15, 2003, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

2171L.011

AN ACT

To repeal section 304.060, RSMo, and to enact in lieu thereof one new section relating to use of school buses.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 304.060, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 304.060, to read as follows:

304.060. 1. **Except as provided in subsection 2 of this section**, the state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, RSMo, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

EXPLANATION — Matter enclosed in bold faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law. Matter in boldface type in the above law is proposed language.

17 **2. School districts shall be permitted to contract with other entities to loan or rent**
18 **its school buses for purposes other than transporting school children at its discretion so**
19 **long as such loaning or renting of school buses does not interfere with the transportation**
20 **of school children.**

21 **3.** Any officer or employee of any school district who violates any of the regulations or
22 fails to include obligation to comply with such regulations in any contract executed by him on
23 behalf of a school district shall be guilty of misconduct and subject to removal from office or
24 employment. Any person operating a school bus under contract with a school district who fails
25 to comply with any such regulations shall be guilty of breach of contract and such contract shall
26 be canceled after notice and hearing by the responsible officers of such school district.

27 **[3.] 4.** Any other provision of the law to the contrary notwithstanding, in any county of
28 the first class with a charter form of government adjoining a city not within a county, school
29 buses may bear the word "special".