Florida Senate - 2007

CS for SB 2088

By the Committee on Education Pre-K - 12; and Senator Aronberg

581-2567-07

1	A bill to be entitled
2	An act relating to school bus safety; creating
3	the "Diana Kautz Student Safety Sponsors Act";
4	creating s. 1006.273, F.S.; providing for
5	district school boards to adopt policies for
б	private sponsorship of described seat belt
7	assemblies or other safety equipment on school
8	buses; providing for a sponsorship fee;
9	providing for use of moneys collected;
10	providing for signage on the exterior of the
11	school bus acknowledging sponsorship; providing
12	for design and size of the signage by local
13	school board policy; limiting the liability of
14	sponsors; amending s. 1006.25, F.S.; requiring
15	sponsor signs to be covered when school buses
16	are transporting passengers who are not school
17	students; revising the requirement that
18	students use the crash protection system on a
19	school bus; amending s. 1006.261, F.S.;
20	requiring sponsor signs to be covered when
21	school buses are used for nonschool purposes;
22	providing an effective date.
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24	Be It Enacted by the Legislature of the State of Florida:
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26	Section 1. This act may be cited as the "Diana Kautz
27	Student Safety Sponsors Act."
28	Section 2. Section 1006.273, Florida Statutes, is
29	created to read:
30	1006.273 Crash protection systems or other safety
31	equipment; sponsorshipA district school board may adopt
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<pre>1 policies providing for private sponsorship of the installat: 2 of crash protection equipment or other safety equipment on 3 school buses pursuant to the provisions of this section. 4 (1)(a) Any person or business entity may sponsor the 5 in tableting for private sponsor the state of the section.</pre>	<u>ion</u>
3 <u>school buses pursuant to the provisions of this section.</u> 4 <u>(1)(a) Any person or business entity may sponsor the</u>	
4 <u>(1)(a) Any person or business entity may sponsor the</u>	
5 <u>installation of seat belt assemblies or other safety equipment</u>	<u>ent</u>
6 on a school bus by paying a sponsorship fee as prescribed by	<u>/</u>
7 local school board policy. Proceeds from the collection of t	<u>:he</u>
8 fee shall be distributed as follows:	
9 <u>1. Up to 5 percent may be used to pay the cost of an</u>	<u>1</u>
10 advertising agent involved with the transaction.	
11 <u>2. Up to 45 percent shall be used to pay for the cos</u>	<u>st</u>
12 of the seat belt assemblies or other safety equipment and the	<u>1e</u>
13 <u>cost of installation.</u>	
14 <u>3. The remaining funds shall be remitted to the stat</u>	<u>:e</u>
15 for deposit into the General Revenue Fund to be used for	
16 transportation purposes.	
17 (b) There may be up to four business entity sponsors	
18 per school bus. Sponsorships or cosponsorships by individual	s
19 shall be as provided by district school board policy.	
20 (2)(a) Upon request by the sponsor, the district	
21 school board shall place signage on the exterior rear,	
22 lower-quarter panels of the school bus acknowledging the	
23 sponsor and, if the sponsor is a business entity, bearing the	<u>1e</u>
24 logo of the business entity. However, no sponsor shall be	
25 required to have his or her name or the name of the business	3
26 <u>entity placed on the school bus.</u>	
27 (b) The acknowledgment shall bear the wording "Safety	<u>/</u>
28 equipment sponsored by " followed by the name of the sponsor	<u>-</u>
29 (c) The design and size of the signage shall be as	
29 <u>(c) The design and size of the signage shall be as</u> 30 prescribed by local school board policy.	

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1	(3) If sponsorship is applied to seat belt assembly,
2	the school bus must be equipped with a seat belt assembly that
3	meets the requirements for type 2 seat belt assemblies
4	established under Federal Motor Vehicle Safety Standard No.
5	209, 49 C.F.R. s. 571.209, or with any other pelvic and upper
6	torso restraint system approved by the Federal Government in a
7	number sufficient to allow each student who is being
8	transported to use a separate pelvic and upper torso restraint
9	system.
10	(4) Sponsorship under this section shall not impose or
11	imply any duty or responsibility on the sponsor for
12	installation or use of any seat belt assembly or other safety
13	equipment on any school bus, and, in any action relating to
14	the installation, use, disuse, or misuse of any seat belt
15	assembly or other safety equipment on a school bus, no
16	liability shall accrue to any person or business entity
17	because that person or entity is a sponsor under this section.
18	Section 3. Subsections (3) and (4) of section 1006.25,
19	Florida Statutes, are amended to read:
20	1006.25 School busesSchool buses shall be defined
21	and meet specifications as follows:
22	(3) STANDARDS FOR LEASED VEHICLESA motor vehicle
23	owned and operated by a county or municipal transit authority
24	that is leased by the district school board for transportation
25	of public school students must meet such standards as the
26	State Board of Education establishes by rule. A school bus
27	authorized by a district school board to carry passengers
28	other than school students must have the words "School Bus"
29	and any other signs and insignia that mark or designate it as
30	a school bus <u>and any sign of sponsorship under s. 1006.273</u>
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1	covered, removed, or otherwise concealed while such passengers
2	are being transported.
3	(4) OCCUPANT PROTECTION SYSTEMSStudents may be
4	transported only in designated seating positions, except as
5	provided in s. 1006.22(12), and must use the occupant crash
6	protection system <u>installed in the vehicle</u> provided by the
7	manufacturer, which system must comply with the requirements
8	of 49 C.F.R. part 571 or with specifications of the State
9	Board of Education.
10	Section 4. Subsection (3) of section 1006.261, Florida
11	Statutes, is amended to read:
12	1006.261 Use of school buses for public purposes
13	(3) When the buses are used for nonschool purposes
14	other than the transportation of the transportation
15	disadvantaged, the flashing red lights and white strobe lights
16	shall not be used, and the "School Bus" inscriptions on the
17	front and rear of the buses and any sign of sponsorship under
18	<u>s. 1006.273</u> shall be covered or concealed.
19	Section 5. This act shall take effect July 1, 2007.
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21	STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN COMMITTEE SUBSTITUTE FOR
22	Senate Bill 2088
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24	This committee substitute broadens sponsorship beyond seat belt assemblies to include other safety equipment on buses.
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