

534-219BXA-38 Bill No. CS/CS/CS/SB 852 & others, 2nd Eng.
Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

11 Representative(s) Starks, Sublette, and Suarez offered the
12 following:

14 **Amendment (with title amendment)**

15 On page 27, line 10,
16 remove from the bill: all of said line

18 and insert in lieu thereof:
19 for implementation of sections 1 through 19 of this act.

20 Section 21. Paragraph (b) of subsection (1) of section
21 234.01, Florida Statutes, is amended to read:

22 234.01 Purpose; transportation; when provided.--
23 (1) School boards, after considering recommendations
24 of the superintendent:

25 (b) Shall provide transportation for public ~~elementary~~
26 school students ~~in membership whose grade level does not~~
27 ~~exceed grade 6~~, if such students are subjected to hazardous
28 walking conditions as provided in s. 234.021 while en route to
29 or from school.

30 Section 22. Subsections (1) and (2) of section
31 234.021, Florida Statutes, are amended to read:

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1 234.021 Hazardous walking conditions.--
2 (1) DEFINITION.--As used in this section, "student"
3 means any public ~~elementary~~ school student ~~whose grade level~~
4 ~~does not exceed grade 6.~~
5 (2) IDENTIFICATION.--
6 (a) When a request for review is made to the district
7 superintendent of schools or the district superintendent's
8 designee concerning a condition perceived to be hazardous to
9 students in that district who live within the 2-mile limit and
10 who walk to school, such condition shall be inspected by a
11 representative of the school district and a representative of
12 the local governmental entity where the perceived hazardous
13 condition exists. Such representatives shall determine whether
14 or not the condition is hazardous to such students and shall
15 report to the Department of Education with respect thereto.
16 Upon a determination that a condition is hazardous to such
17 students, the district school board shall request a
18 determination from the state or local governmental entity
19 having jurisdiction regarding whether the hazard will be
20 corrected and, if so, regarding a projected completion date.
21 **(b)** State funds shall be allocated for the
22 transportation of students subjected to such hazards until
23 ~~provided that such funding shall cease upon correction of the~~
24 hazard is corrected or until upon the projected completion
25 date, whichever occurs first. The Florida Department of
26 Transportation shall cooperate with local governments to
27 construct walkways parallel to state roads to correct a
28 hazardous walking condition. If the hazardous walking
29 condition is not correctable, or if correcting it is not
30 economically feasible, state funds shall be allocated for the
31 transportation of students subjected to such hazards.

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1 ~~(c)(b)~~ It is intended that district school boards and
2 local governmental entities work cooperatively to identify
3 conditions which are hazardous to students who must walk to
4 school. ~~It is further intended that state or local~~
5 ~~governmental entities having jurisdiction correct such~~
6 ~~hazardous conditions within a reasonable period of time.~~

7 Section 23. Paragraph (e) of subsection (1) of section
8 236.083, Florida Statutes, is amended to read:

9 236.083 Funds for student transportation.--The annual
10 allocation to each district for transportation to public
11 school programs of students in membership in kindergarten
12 through grade 12, in migrant and exceptional student programs
13 below kindergarten, and in any other state-funded
14 prekindergarten program shall be determined as follows:

15 (1) Subject to the rules of the commissioner, each
16 district shall determine the membership of students who are
17 transported:

18 (e) ~~With respect to elementary school students whose~~
19 ~~grade level does not exceed grade 6,By reason of being~~
20 subjected to hazardous walking conditions en route to or from
21 school as provided in s. 234.021. Such rules shall, ~~when~~
22 ~~appropriate,~~ provide for the determination of membership under
23 this paragraph ~~for less than 1 year~~ to accommodate the needs
24 of students who require transportation only until such
25 hazardous conditions are corrected or until such students are
26 no longer subjected to the hazardous walking conditions; and
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29 ===== T I T L E A M E N D M E N T =====

30 And the title is amended as follows:

31 On page 3, line 5, after "appropriation;"

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1 insert:
2 amending s. 234.01, F.S., relating to the
3 determination of student membership for
4 transportation; requiring school boards to
5 provide transportation for public school
6 students who are subjected to hazardous walking
7 conditions, regardless of age; amending s.
8 234.021, F.S., relating to hazardous walking
9 conditions; revising the definition of student
10 for purposes of transportation due to hazardous
11 walking conditions; revising requirements
12 regarding the provision of state funds for the
13 transportation of students subjected to
14 hazardous walking conditions; requiring the
15 Florida Department of Transportation to
16 cooperate with local governments to construct
17 walkways parallel to state roads to correct a
18 hazardous walking condition; amending s.
19 236.083, F.S.; revising provisions relating to
20 funds for student transportation to conform;
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