

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.

Amendment No. \_\_\_\_ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Representative(s) Starks, Sublette, and Suarez offered the following:

**Amendment to Amendment (863613) (with title amendment)**

On page 22, between lines 29 and 30,

insert:

Section 19. Paragraph (b) of subsection (1) of section 234.01, Florida Statutes, is amended to read:

234.01 Purpose; transportation; when provided.--

(1) School boards, after considering recommendations of the superintendent:

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

Section 20. Subsections (1) and (2) of section 234.021, Florida Statutes, are amended to read:

234.021 Hazardous walking conditions.--

(1) DEFINITION.--As used in this section, "student"

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1 means any public ~~elementary~~ school student whose ~~grade level~~  
2 ~~does not exceed grade 6.~~

3 (2) IDENTIFICATION.--

4 (a) When a request for review is made to the district  
5 superintendent of schools or the district superintendent's  
6 designee concerning a condition perceived to be hazardous to  
7 students in that district who live within the 2-mile limit and  
8 who walk to school, such condition shall be inspected by a  
9 representative of the school district and a representative of  
10 the local governmental entity where the perceived hazardous  
11 condition exists. Such representatives shall determine whether  
12 or not the condition is hazardous to such students and shall  
13 report to the Department of Education with respect thereto.  
14 Upon a determination that a condition is hazardous to such  
15 students, the district school board shall request a  
16 determination from the state or local governmental entity  
17 having jurisdiction regarding whether the hazard will be  
18 corrected and, if so, regarding a projected completion date.

19 (b) State funds shall be allocated for the  
20 transportation of students subjected to such hazards until  
21 ~~provided that such funding shall cease upon correction of the~~  
22 hazard is corrected or until upon the projected completion  
23 date, whichever occurs first. The Florida Department of  
24 Transportation shall cooperate with local governments to  
25 construct walkways parallel to state roads to correct a  
26 hazardous walking condition. If the hazardous walking  
27 condition is not correctable, or if correcting it is not  
28 economically feasible, state funds shall be allocated for the  
29 transportation of students subjected to such hazards.

30 (c)~~(b)~~ It is intended that district school boards and  
31 local governmental entities work cooperatively to identify

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1 conditions which are hazardous to students who must walk to  
2 school. ~~It is further intended that state or local~~  
3 ~~governmental entities having jurisdiction correct such~~  
4 ~~hazardous conditions within a reasonable period of time.~~

5 Section 21. Paragraph (e) of subsection (1) of section  
6 236.083, Florida Statutes, is amended to read:

7 236.083 Funds for student transportation.--The annual  
8 allocation to each district for transportation to public  
9 school programs of students in membership in kindergarten  
10 through grade 12, in migrant and exceptional student programs  
11 below kindergarten, and in any other state-funded  
12 prekindergarten program shall be determined as follows:

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

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

28 And the title is amended as follows:

29 On page 35, line 14, after the semicolon

30  
31 insert:

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

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