Florida Senate - 2005

CS for SB 2134

By the Committee on Education; and Senator Wise

581-2287-05

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
6	private sponsorship of described seat belt
7	assemblies on school buses; providing for a
8	sponsorship fee; providing for use of moneys
9	collected; providing for signage on the
10	exterior of the school bus acknowledging
11	sponsorship; providing for design and size of
12	the signage by local school board policy;
13	limiting liability of sponsors; amending s.
14	1006.25, F.S.; requiring sponsor signs to be
15	covered when school buses are transporting
16	passengers who are not school students;
17	revising requirement that students use crash
18	protection system on school bus; amending s.
19	1006.261, F.S.; requiring sponsor signs to be
20	covered when school buses are used for
21	nonschool purposes; providing an effective
22	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	<u>Student Safety Sponsors Act."</u>
28	Section 2. Section 1006.273, Florida Statutes, is
29	created to read:
30	1006.273 Crash protection systems; sponsorshipThe
31	district school board may adopt policies providing for private
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1	sponsorship of the installation of crash protection equipment
2	on school buses pursuant to the provisions of this section.
3	(1)(a) Any person or business entity may sponsor the
4	installation of seat belt assemblies as described in
5	subsection (3) on a school bus by paying a sponsorship fee as
6	prescribed by local school board policy. Proceeds from the
7	collection of the fee shall be distributed as follows:
8	1. Up to 5 percent may be used to pay the cost of an
9	advertising agent involved with the transaction.
10	2. Up to 45 percent shall be used to pay for the cost
11	of the seat belt assemblies and the cost of installation.
12	3. The remaining funds shall be remitted to the state
13	for deposit into the General Revenue Fund to be used for
14	transportation purposes.
15	(b) There may be up to four business entity sponsors
16	per school bus. Sponsorships or cosponsorships by individuals
17	shall be as provided by district school board policy.
18	(2)(a) Upon request by the sponsor, the district
19	school board shall place signage on the exterior rear, lower
20	guarter panels of the school bus acknowledging the sponsor
21	and, if the sponsor is a business entity, bearing the logo of
22	the business entity. However, no sponsor shall be required to
23	have his or her name or the name of the business entity placed
24	on the school bus.
25	(b) The acknowledgment shall bear the wording "Safety
26	belts sponsored by followed by the name of the sponsor.
27	<u>(c) The design and size of the signage shall be as</u>
28	prescribed by local school board policy.
29	(3) The school bus must be equipped with a seat belt
30	assembly that meets the requirements for type 2 seat belt
31	assemblies established under Federal Motor Vehicle Safety
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1 Standard No. 209, 49 C.F.R. s. 571.209, or with any other 2 pelvic and upper torso restraint system approved by the Federal Government in a number sufficient to allow each 3 4 student who is being transported to use a separate pelvic and 5 upper torso restraint system. б (4) District school board policy under this section 7 shall provide for sponsorship of the seat belt assembly 8 installation on new purchases of school buses. 9 (5) Sponsorship under this section shall not impose or 10 imply any duty or responsibility on the sponsor for installation or use of any seat belt assembly on any school 11 12 bus; and, in any action relating to the installation, use, disuse, or misuse of any seat belt assembly on a school bus, 13 no liability shall accrue to any person or business entity 14 because that person or entity is a sponsor of seat belt 15 assemblies under this section. 16 17 Section 3. Subsections (3) and (4) of section 1006.25, 18 Florida Statutes, are amended to read: 1006.25 School buses.--School buses shall be defined 19 and meet specifications as follows: 20 21 (3) STANDARDS FOR LEASED VEHICLES.--A motor vehicle 22 owned and operated by a county or municipal transit authority 23 that is leased by the district school board for transportation of public school students must meet such standards as the 2.4 State Board of Education establishes by rule. A school bus 25 authorized by a district school board to carry passengers 26 27 other than school students must have the words "School Bus" 2.8 and any other signs and insignia that mark or designate it as a school bus and any sign of sponsorship under s. 1006.273 29 covered, removed, or otherwise concealed while such passengers 30 are being transported. 31

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1	(4) OCCUPANT PROTECTION SYSTEMSStudents may be
2	transported only in designated seating positions, except as
3	provided in s. 1006.22(12), and must use the occupant crash
4	protection system <u>installed in the vehicle</u> provided by the
5	manufacturer, which system must comply with the requirements
6	of 49 C.F.R. part 571 or with specifications of the State
7	Board of Education.
8	Section 4. Subsection (3) of section 1006.261, Florida
9	Statutes, is amended to read:
10	1006.261 Use of school buses for public purposes
11	(3) When the buses are used for nonschool purposes
12	other than the transportation of the transportation
13	disadvantaged, the flashing red lights and white strobe lights
14	shall not be used, and the "School Bus" inscriptions on the
15	front and rear of the buses <u>and any sign of sponsorship under</u>
16	<u>s. 1006.273</u> shall be covered or concealed.
17	Section 5. This act shall take effect July 1, 2005.
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19	STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN COMMITTEE SUBSTITUTE FOR
20	Senate Bill 2134
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22	The committee substitute makes the following changes:
23	-Eliminates the \$10,000 sponsor fee per bus for the installation of seat belt assemblies and instead allows
24	the sponsorship fee to be prescribed by local school board policy.
25	-Authorizes up to four business entity sponsors per
26	school bus.
27	-Specifies the placement of signage is to be on the exterior, rear, lower quarter panels of the school bus.
28	The design and size of the signage must be prescribed by local school board policy.
29	-Deletes the provision allowing sponsorship of the seat
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31	Sete on existing benefit suber.

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