

TRANSPORTATION

The Board of Education desires to provide for the safe and efficient transportation of students to and from school as necessary to ensure student access to the educational program, promote regular attendance and reduce tardiness. The extent to which the district provides for transportation services shall depend upon student and community needs and a continuing assessment of financial resources.

The Superintendent or designee shall recommend to the Board the safest, most economical, environmentally sustainable, and appropriate means of providing transportation services.

The Board may purchase, rent, or lease vehicles; contract with a common carrier or municipally owned transit system; contract with responsible private parties including the parent/guardian of the student being transported; and/or contract with the County Superintendent of Schools. (Education Code 35330, 39800, 39801)

In contracting for transportation services, the district shall comply with all applicable laws related to bids and contracts. (Education Code 39802-39803)

For students who receive special education services with an Individualized Education Plan (IEP) that includes transportation services: In lieu of providing transportation in whole or in part, the district may pay the student's parents/guardians either their actual and necessary expenses in transporting the student or the cost of the student's food and lodging at a place convenient to the school. In either case, the amount of the payment shall not exceed the cost that would be incurred by the district to provide for the transportation of the student to and from school. (Education Code 39806-39807)

The Board may charge a transportation fee to parents/guardians of transported students in accordance with Education Code 39807.5 and BP/AR 3250 - Transportation Fees.

No student shall be required to be transported for any reason without the written permission of the student's parent/guardian, except in emergency situations involving illness or injury to the student pursuant to Education Code 35350 or the evacuation of students as necessary for their safety.

The Superintendent or designee shall develop procedures to promote safety for students traveling on school buses.

The district may install a global positioning system (GPS) on school buses and/or student activity buses and other district-owned vehicles in order to enhance student safety and provide real-time location data to district and school administrators and parents/guardians.

The Superintendent or designee shall ensure the qualifications of bus drivers and related staff employed by the district, provide for the maintenance and operation of district-owned school buses and other equipment, and ensure adequate facilities for equipment storage and maintenance.

Legal Reference:EDUCATION CODE35330 *Excursions and field trips*35350 *Authority to transport pupils*

39800-39860 *Transportation, especially:*
39800 *Powers of governing board to provide transportation for pupils to and from school; definition of "municipally owned transit system"*
39801 *Contract with County Superintendent of Schools to provide transportation*
39802-39803 *Bids and contracts for transportation services*
39806 *Payments to parents in lieu of transportation*
39807 *Food and lodging payments in lieu of transportation*
39807.5 *Transportation fees*
39808 *District transportation of private school students*
41850-41854 *Allowances for transportation*
41860-41862 *Supplemental allowances for transportation*
45125.1 *Criminal background checks for contractors*
52311 *Regional occupational centers, transportation*
GOVERNMENT CODE
3540-3549.3 *Educational Employment Relations Act*
PENAL CODE
637.7 *Electronic tracking devices*
VEHICLE CODE
2807 *School bus inspection*
CODE OF REGULATIONS, TITLE 5
14100-14103 *Use of school buses and school pupil activity buses*
15240-15343 *Allowances for student transportation, especially:*
15253-15272 *District records related to transportation*
CODE OF REGULATIONS, TITLE 13
2025 *Retrofitting of diesel school buses*
COURT DECISIONS
Arcadia Unified School District et. al. v. State Department of Education, 2 Cal. 4th 251 (1992)

**Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
adopted: August 19, 2009 Santa Monica, California**