

1 SB202
2 189278-4
3 By Senators Bussman, Stutts, Shelnutt, Hightower, Dial,
4 Holley, Sanford, Ward, Scofield, Albritton, Whatley,
5 Livingston, Reed, Marsh and McClendon
6 RFD: Education and Youth Affairs
7 First Read: 23-JAN-18

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

10
11 Relating to education; to establish a 200,000 mile
12 depreciation schedule for funding concerning the depreciation
13 in value of school buses.

14 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

15 Section 1. Section 16-13-233, Code of Alabama 1975,
16 is amended to read as follows:

17 "§16-13-233.

18 "(a) The allowance for transportation for those
19 local boards of education providing same shall be determined
20 as follows for any local board of education: The number of
21 pupils transported on transportation routes approved under
22 regulations of the State Board of Education shall be
23 multiplied by an amount per pupil which is to be fixed by the
24 State Board of Education and applied to local boards of
25 education within groups having similar density of population;
26 provided, that studies shall be made from time to time to
27 determine whether the cost allowed per pupil or the cost unit

1 should be changed in any or all local boards of education. In
2 determining the amount to be allotted for transportation, said
3 allotment shall include an allowance for transportation in
4 accordance with the provisions of Section 16-39-11; however,
5 no allowance shall be made for transporting pupils who live
6 less than two miles from the school they are attending unless
7 such pupils can be shown to be disabled and require
8 transportation. Upon a petition to the State Superintendent of
9 Education by the local board of education, the two mile limit
10 may be waived by the State Superintendent of Education to
11 protect the safety of the children. At a minimum, the state
12 allocation for each bus shall be no less than the total fiscal
13 year 2019 amount. The total amount allotted any local board of
14 education for transportation shall not exceed a figure
15 determined by the State Board of Education in terms of the
16 ratio between pupils transported to school and the total
17 number of pupils attending school in the jurisdiction of such
18 local board of education or some similar ratio established by
19 the State Board of Education. Any local board of education
20 which qualifies for a transportation allowance must provide
21 buses which meet minimum standards established by the State
22 Board of Education and must take such other steps to protect
23 the safety of the children as are required under regulations
24 of the State Board of Education.

25 " (b) The Notwithstanding any other provisions of law
26 to the contrary, the allowance for transportation provided in
27 subsection (a) above shall include funding for depreciation

1 based on a depreciation schedule ~~established~~ provided by the
2 State Board of Education for a maximum of 200,000 travel
3 miles. The depreciation funding included in the transportation
4 allowance shall be set aside in a restricted fund by the local
5 boards of education for fleet renewal only and shall not be
6 used for operating costs. ~~These transportation cost allowance~~
7 ~~depreciation funds shall not revert to the Education Trust~~
8 ~~Fund but shall be carried forward from fiscal year to fiscal~~
9 ~~year to renew the transportation fleet of the local boards of~~
10 ~~education.~~

11 "(c) This act adding this amendatory language shall
12 only apply to buses that are 10 years old or newer and that
13 have less than 200,000 travel miles as of the effective date
14 of the act adding this amendatory language.

15 "(d) Notwithstanding any other provisions of this
16 section, the Alabama State Department of Education shall
17 adjust allowances for fleet renewal to a local board of
18 education so that the local board of education shall receive
19 70% of the per-bus fleet renewal allocation for any bus that
20 is paid off, and any excess fleet renewal funding shall revert
21 to the Education Trust Fund.

22 "(e) The Alabama State Board of Education shall
23 adopt rules to implement the depreciation schedule provided
24 for in subsection (b)."

25 Section 2. This act shall become effective on the
26 first day of the third month following its passage and
27 approval by the Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to
the Senate committee on Education and Youth Af-
fairs 23-JAN-18

Read for the second time and placed on
the calendar 1 amendment..... 01-FEB-18

Read for the third time and passed as
amended 08-FEB-18

Yeas 25
Nays 1

Patrick Harris,
Secretary.