

SENATE BILL NO. 57

BY SENATOR MCMATH AND REPRESENTATIVES BACALA, CARRIER,  
DUBUISSON, HARRIS, JEFFERSON, JENKINS, LARVADAIN,  
NEWELL AND WHITE

1 AN ACT

2 To amend and reenact R.S. 17:497, relative to the compensation of school bus operators who  
3 transport public school students; to provide changes to the method by which  
4 compensation is calculated; to require compensation for certain purchases made by  
5 school bus operators; to provide for an effective date; and to provide for related  
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 17:497 is hereby amended and reenacted to read as follows:

9 §497. School bus operators; ~~operational schedules~~ **compensation**

10 A.(1) ~~Beginning with the fall term of 1986, and continuing thereafter, there~~  
11 **There** shall be paid to ~~the operators thereof, as defined herein in this Section,~~ for the  
12 operation of each school bus operated in the public school system of the state of  
13 Louisiana, a rate of compensation for such operation in accordance with the  
14 following ~~schedule~~:

	<del>Beginning Fall Term, 1986 and thereafter</del>			
	<del>(All figures are on a cents per mile basis.)</del>			
	<del>First 6</del>	<del>Next 6</del>	<del>Over 12</del>	
	<del>Miles</del>	<del>Miles</del>	<del>Miles</del>	
19	Length of bus	0-6.0	6.1-12.0	12.0 Plus
20	39 feet or more	117.80	107.08	80.29
21	38 feet or more,			
22	but less than 39 feet	112.44	101.72	80.29
23	34 feet or more,			
24	but less than 38 feet	107.08	96.36	80.29

1	28 feet or more;			
2	but less than 34 feet	101.72	91.01	74.94
3	26 feet or more;			
4	but less than 28 feet	96.36	85.66	74.94
5	23 feet or more;			
6	but less than 26 feet	91.01	80.30	74.94
7	21 feet or more;			
8	but less than 23 feet	85.66	74.94	69.59
9	19 feet or more;			
10	but less than 21 feet	80.30	69.59	64.25
11	17 feet or more;			
12	but less than 19 feet	80.30	64.25	58.89
13	14 feet or more;			
14	but less than 17 feet	53.54	48.17	37.47
15	Less than 14 feet			
16	buses, station wagons,			
17	and carryalls	53.54	48.17	37.47

18                   **(a) For buses with a manufacturer's rated capacity of forty-eight**  
 19                   **passengers or fewer, the minimum operational pay rate is \$1.4683 per mile of**  
 20                   **paid mileage.**

21                   **(b) For buses with a manufacturer's rated capacity of greater than forty-**  
 22                   **eight passengers, the minimum operational pay rate is \$1.756 per mile of paid**  
 23                   **mileage.**

24                   **(2) For buses equipped with lift and mobility device securement systems,**  
 25                   **the manufacturer's rated capacity shall be determined by the rated capacity of**  
 26                   **a bus of equal length that is designed to transport only ambulatory passengers.**

27                   ~~(2)~~ **(3)(a)** The compensation, as computed in accordance with ~~the schedule~~  
 28                   ~~contained in this Section,~~ shall be paid for a ~~minimum of~~ **the number of days of**  
 29                   **actual operation, but not less than** one hundred eighty days<sub>2</sub>, during the ~~nine-month~~  
 30                   **official** school year **adopted by the public school governing authority,** and for the

1 number of days of actual operation for any the summer semester, **if applicable**.

2 **(b) Each public school governing authority shall establish supplemental**  
 3 **payments for individual operators who are required by the governing authority**  
 4 **to purchase any of the following equipment:**

5 **(i) Lift mechanisms, wheelchair or other mobility device securement**  
 6 **systems, occupant restraints, cleaning supplies, or other equipment required**  
 7 **exclusively for transporting students with disabilities.**

8 **(ii) Air-conditioning equipment.**

9 ~~(3) The State Board of Elementary and Secondary Education by rule shall~~  
 10 ~~establish the method to be used for computing bus length for purposes of this~~  
 11 ~~Section. The method established by the board shall be uniformly applicable to each~~  
 12 ~~city and parish school system and such method shall be used by a city or parish~~  
 13 ~~school board to the exclusion of all others.~~

14 B. The term "operator" as used in this Section shall mean any individual;  
 15 ~~parish, or city school board~~ **or public school governing authority** who ~~that~~ owns  
 16 and is responsible for the operation, maintenance, and replacement of a school bus  
 17 operated in the public schools of the state, including state universities, colleges, and  
 18 junior colleges.

19 C. The term "~~mileage one-way~~" **"paid mileage"** as used in this Section shall  
 20 mean the distance the bus travels after picking up its first ~~child and~~ **student** until it  
 21 reaches the final **student discharge** destination or school of ~~said route or routes~~ **each**  
 22 **morning and afternoon route** officially designated by ~~each school board~~ **the public**  
 23 **school governing authority.**

24 D.(1) Each ~~school board~~ **public school governing authority** shall designate  
 25 the size of the bus to be used on each official regular school bus route. When an  
 26 operator deems it necessary to purchase a bus, either new or used for not more than  
 27 five years from the date of manufacture, of the designated size to be used on an  
 28 official regular school bus route, he shall obtain the approval for the purchase ~~by~~  
 29 **from** ~~the school board~~ **public school governing authority** or its duly designated  
 30 officer or agent. After purchasing a ~~new or used bus not more than five years old, so~~

1 ~~an~~ approved bus, no operator shall be penalized as a result of the change by the  
 2 school board public school governing authority in the designated size of the bus  
 3 or the length of the route within a ~~five-year~~ seven-year period, ~~following such~~  
 4 ~~purchase of a bus. However, the period shall be seven years for those operators who~~  
 5 ~~purchase a new bus after July 1, 1985.~~

6 (2) No ~~city or parish school board~~ public school governing authority shall  
 7 approve the purchase by an operator of a used bus when the sole purpose of such  
 8 purchase is to extend the protected period against penalty provided for in this  
 9 Subsection.

10 (3) The distribution of state funds for school transportation to the ~~city and~~  
 11 ~~parish school boards~~ public school governing authority shall include any costs  
 12 incurred by school boards the public school governing authority in complying with  
 13 these provisions.

14 E. ~~Beginning with the first pay period commencing on or after January 1,~~  
 15 ~~1965, any parish or city school system~~ A public school governing authority exempt  
 16 from the provisions of R.S. 17:496 shall participate in is subject to this Section in  
 17 the same manner as other ~~parish and city school systems~~ public school governing  
 18 authorities.

19 F.(1) ~~When funds become available, and continuing thereafter, there shall be~~  
 20 ~~paid to the operators thereof, as defined herein, for the operation of each school bus~~  
 21 ~~operated in the public school system of the state of Louisiana, a rate of compensation~~  
 22 ~~for such operation in accordance with the following schedule:~~

23 Beginning Fall Term, 1986 and Thereafter

<u>Length of bus</u>	<u>Cents per mile</u>
39 feet or more	117.80
38 feet or more, but less than 39 feet	112.44
34 feet or more, but less than 38 feet	107.08
28 feet or more, but less than 34 feet	101.72
26 feet or more, but less than 28 feet	96.36
23 feet or more, but less than 26 feet	91.01

1	<del>21 feet or more, but less than 23 feet</del>	85.66
2	<del>19 feet or more, but less than 21 feet</del>	80.30
3	<del>17 feet or more, but less than 19 feet</del>	80.30
4	<del>14 feet or more, but less than 17 feet</del>	53.54
5	Less than 14 feet buses, station wagons, and carryalls	53.54

6                   ~~(2) The compensation, as computed in accordance with the schedules~~  
7                   ~~contained in this Section, shall be paid for a minimum of one hundred eighty days~~  
8                   ~~during the nine-month school year, and for the number of days of actual operation~~  
9                   ~~for any summer semester. However, until funds become available, payment shall be~~  
10                  ~~made as provided in Subsection A of this Section.~~

11                  Section 2. Implementation of this Act shall begin with the 2022-2023 school year.

12                  Section 3. This Act shall become effective upon signature by the governor or, if not  
13                  signed by the governor, upon expiration of the time for bills to become law without signature  
14                  by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
15                  vetoed by the governor and subsequently approved by the legislature, this Act shall become  
16                  effective on the day following such approval.

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_