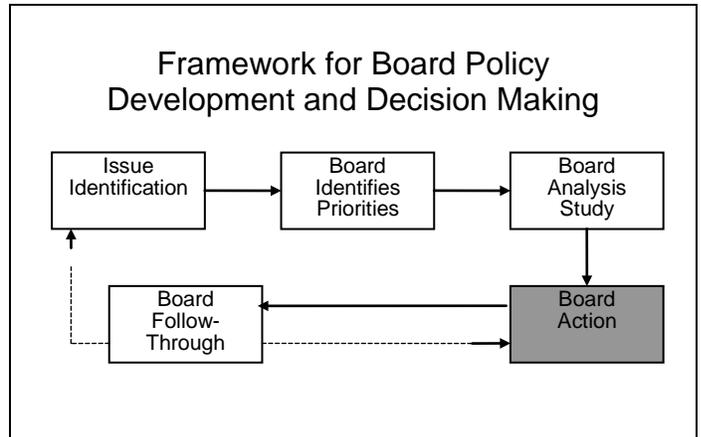


Iowa State Board of Education

Executive Summary

May 9, 2013



Agenda Item:

Rules: Chapter 43 - Pupil Transportation (Adopt)

Iowa Goal:

All PK-12 students will achieve at a high level.

**State Board Role/
Authority:**

Iowa Code section 256.7(5) gives the State Board of Education the statutory authority to adopt rules under chapter 17A.

Presenter:

None (consent agenda)

Attachments:

1

Recommendation:

It is recommended that the State Board adopt the changes to Chapter 43.

Background:

Currently, we have two bus inspectors on staff. They are paid for by fees paid by local districts when inspections are done. Presently, the fee is \$28, which pays for those two inspectors. Raising the fee to \$40 would allow for the hiring of at least one additional inspector.

The fees may only be used for this purpose. With 348 school districts and recent attention concerning the need for additional oversight in this area, one additional inspector to inspect our bus fleet statewide would be helpful. There have been no comments received on this proposed change in writing and no one attended the public hearing on the topic.

EDUCATION DEPARTMENT [281]

Adopted and Filed

Pursuant to the authority of Iowa Code section 256.7(5), the State Board of Education hereby proposes to amend Chapter 43, "Pupil Transportation," Iowa Administrative Code.

This rule proposes to update the current rule which provides for a bus inspection fee of \$28 per inspection. The amendment would increase the fee to \$40 per inspection effective July 3, 2013. This increase in the fee would pay for an additional inspector.

An agencywide waiver provision is provided in 281—Chapter 4.

Notice of Intended Action was published in the March 6, 2013, Iowa Administrative Bulletin as ARC 0641C. Public comments were allowed until 4:30 p.m. on March 26, 2013. A public hearing was held on that date and no person attended. No written comments were received on the proposed rule.

No changes have been made to the rule since the initial notice, except changing the effective date from July 1 to July 3, due to delay in working through the rules process.

After analysis and review of this rule making, there is no jobs impact to the proposed rule.

The rule is intended to implement Iowa Code section 285.8(4).

This rule shall become effective on July 3, 2013.

The following amendment is proposed.

Amend rule 281—43.30(285) as follows:

281—43.30(285) Semiannual inspection. To facilitate the semiannual inspection program, school and school district officials shall send their buses to inspection centers as

scheduled. A sufficient number of drivers or other school personnel shall be available at the inspection to operate the equipment for the inspectors. The fee for each vehicle inspected shall be \$20 effective July 1, 2005; \$25 effective July 1, 2007; and \$28 effective July 1, 2009. Effective July 3, 2013, the fee for each vehicle inspected shall be \$40.