

HOUSE BILL No. 5396

January 17, 1990, Introduced by Reps. Brown, Wartner and Gilmer and referred to the Committee on Education.

A bill to amend section 1333 of Act No. 451 of the Public Acts of 1976, entitled as amended

"The school code of 1976,"

as amended by Act No. 159 of the Public Acts of 1989, being section 380.1333 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1333 of Act No. 451 of the Public Acts
2 of 1976, as amended by Act No. 159 of the Public Acts of 1989,
3 being section 380.1333 of the Michigan Compiled Laws, is amended
4 to read as follows:

5 Sec. 1333. (1) Pursuant to an agreement made under subsec-
6 tion (4), the board of a school district may permit the use of a
7 school bus, which is not otherwise being used for school
8 purposes, by an organization or group for purposes of
9 transporting senior citizens, ~~or~~ retired or disabled persons,

1 or by a nonprofit organization for purposes of transporting its
2 members, to or from an activity, event, or outing, if the board
3 determines that suitable or economically feasible public or pri-
4 vate transportation is not available for this purpose. Mileage,
5 insurance, and other costs may be paid by the group or organi-
6 zation or may be waived by the board of the school district.

7 (2) The board of a school district may permit the use of a
8 school bus for the purposes of transporting persons other than
9 pupils to school-sponsored events. The board may collect a fee
10 for transporting persons other than pupils to or from
11 school-sponsored events to cover expenses for the trips
12 involved. Insurance to indemnify the school district, its offi-
13 cers, or employees against liability for damages arising out of
14 the use of school buses shall be obtained before persons other
15 than pupils are transported and fees charged. The pupils of the
16 district should be given first priority for any transportation
17 furnished by the board.

18 (3) The board of a school district shall not purchase addi-
19 tional school buses for the sole purpose of implementing this
20 section.

21 (4) A local unit of government, including a city, county,
22 village, or township, may enter into an agreement with a board of
23 a school district within its area for the use of school buses to
24 transport senior citizens, ~~or~~ retired or disabled persons, or
25 members of a nonprofit organization, subject to the same terms
26 and conditions provided in subsection (1).

1 (5) As used in this section, "nonprofit organization" means
2 any 1 of the following:

3 (a) A corporation organized under the nonprofit corporation
4 act, Act No. 162 of the Public Acts of 1982, being sections
5 450.2101 to 450.3192 of the Michigan Compiled Laws.

6 (b) A corporation to which the nonprofit corporation act
7 applies as provided in sections 121 and 123 of Act No. 162 of the
8 Public Acts of 1982, being sections 450.2121 and 450.2123 of the
9 Michigan Compiled Laws.

10 (c) A group, society, organization, or association organized
11 to carry out any lawful purpose not involving pecuniary profit or
12 gain for its officers, trustees, or members.

13 (6) The state board shall promulgate rules to implement this
14 section.