

COMMUNITY RELATIONS

Use of School Board Equipment: Use of School Buses

A. Eligible Organizations

In accordance with applicable law, the following agencies or organizations may enter into a contract for the use of school buses provided the request is approved by the School Division:

1. State government agencies;
2. Local government agencies;
3. Agencies organized under Public Law 89-73 (Older Americans Act of 1965) or any law amendatory or supplemental thereto providing for the use of school buses by such agency or by departments, board, commissions, or officers of the City for public purposes, including transportation of the elderly; and
4. Non-profit community organizations serving the mentally and/or physically disabled.

B. Contractual Arrangements

The Superintendent or designee is authorized~~School Board shall to~~ enter into ~~a~~-written contracts with the eligible agencies or organizations ~~y~~-covering, but not limited to, the following:

1. A Hold Harmless Agreement with the eligible agency that indemnifies and holds harmless the School Board from any and all liability of the School Board by virtue of use of such school buses.
2. The School Board shall be reimbursed for the operational cost, excluding drivers' salary and depreciation, on a mileage basis at the rate as reported on the Virginia Board of Education Transportation Report for the preceding year.
3. The School Board shall be reimbursed for the cost of the drivers' salary at the actual rate per hour paid plus 16 percent to cover fixed charges and administrative expense.
4. The School Board shall be reimbursed for depreciation of the capital expenditure based on the actual cost of the vehicle with a life expectancy of 100,000 miles.
5. Only regular employees of the School Board and employees of the City of Virginia Beach approved by the Superintendent or designee, licensed to drive school buses, will be permitted to drive.

5.6. The Superintendent or designee is authorized to waive or add contract terms not required by law, policy, or regulation.

Legal Reference

Code of Virginia § 22.1-182, as amended. Use of school buses for public purposes.

Editor's Note

~~See also Attorney General's Opinion February 7, 1984 ". . . A school board lacks the authority, aside from the instances specifically set forth in § 22.1-182, and referred to above, to permit the use of its school buses by a civic, eleemosynary or charitable group for transportation to the group's functions."~~

Adopted by School Board: October 20, 1992

Amended by School Board: May 17, 1994

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Amended by School Board: 2022

APPROVED AS TO
LEGAL SUFFICIENCY

Kamala H. Lantieri