

**PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA  
SCHOOL PUPIL TRANSPORTATION DECLARATION FORM**

Transporting pupils at or below the 12<sup>th</sup> grade level may require that your vehicle(s) and your driver(s) meet special licensing and certification requirements. Even if the transportation has not been arranged with a school, the transportation may still require special vehicle and driver certification if the transportation performed is to or from a school or school-related activity. The definitions for school and school-related activity are broad and could put your company in violation of the laws if transportation is conducted without the proper certifications. Prior to conducting any school pupil transportation, review the applicable laws and ensure that your vehicles and drivers have the necessary certifications and endorsements. If you have questions regarding the transportation, please contact the California Highway Patrol who can assist you to understand the requirements of the laws.

State legislation passed in 2009 added Section 5387(c) to the Public Utilities Code effective January 1, 2010. Section 5387(c) provides that the Commission shall permanently revoke the charter-party carrier certificate or permit of a carrier which commits any of six violations named in paragraph (1) of the section. One of the violations is:

- J) *Knowingly employs a bus driver who does not have a current and valid driver's license of the proper class, a passenger vehicle endorsement, or the required certificate to drive a bus.***

California Vehicle Code Section 545 defines a "schoolbus" as a "motor vehicle designed, used or maintained for transportation of **any school pupil at or below the 12<sup>th</sup> grade level** to or from a public or private school or to or from public or private **school activities**, unless it meets one of the exceptions stated in the section."

**School related activities** are identified in the California Education Code, Section 35330(1), as field trips or excursions in connection with courses of instruction or school-related social, educational, cultural, athletic, or school band activities to and from places in the state. Additionally, Title 2 of the California Code of Regulations, defines school-related activities, as events "in which the employee's child is participating, including, but not limited to, plays, graduations, field trips, organized sports events, recitals, Scouts, 4-H, Junior Achievement, and Grange."

If you are unsure whether or not your trip with school pupils requires certifications or you seek additional information, please contact your local CHP Motor Carrier Specialist for additional information or clarification.

**Please initial box:**

**I understand that failing to obey California laws governing transporting school pupils may subject my charter-party operating authority to permanent revocation under Public Utilities Code Section 5387(c)(1)(E).**

**CERTIFICATION**

**I (we) certify (or declare), under penalty of perjury, that I (we) have read and fully understand the above notice for transporting school pupil and that I (we) am (are) able to and will comply with it. I (we) certify (or declare), under penalty of perjury, that the foregoing is true and correct.**

**Date:** \_\_\_\_\_

\_\_\_\_\_  
**Print Name and Title**

**PSG#:** \_\_\_\_\_

\_\_\_\_\_  
**Signature of Applicant(s)**