

2022/2023 AGREEMENT FOR SPECIAL EDUCATION TRANSPORTATION SERVICES

This AGREEMENT is entered into effective the first day of July 2022 in the State of California, County of San Benito, by and between the San Benito County Office of Education (County) and the Hollister School District

WHEREAS, the parties to this Agreement are also parties to a joint power's agreement entered into pursuant to the provisions of California Government Code Section 6500, et seq., for the purpose of establishing, governing, implementing, coordinating, and operating a local plan for the education of individuals with exceptional needs; and

WHEREAS, under the California Master Plan for Special Education, the County Office of Education may provide certain transportation services specified in the local plan; and

WHEREAS, Education Code Section 56170 and the above-mentioned joint powers agreement provide a contractual mechanism through which transportation services for individuals with exceptional needs may be provided by the County Office of Education; and

WHEREAS, the County is able and willing to provide the services outlined below; and

WHEREAS, the District requests that the County provide the services outlined below;

NOW, THEREFORE, the County and the District hereby agree:

1. TRANSPORTATION SERVICES:

1.1 The County may provide, on a space available basis, the following transportation services for the District for students enrolled in special education programs:

- A. Staff training and development for personnel employed to transport special education students.
- B. Specifically adapted transportation vehicles for transportation of eligible special education students.
- C. Specifically adapted safety appliances for transportation of eligible special education students.
- D. Maintenance of vehicles used for transportation of special education students.
- E. Administrative support in meeting the transportation requirements.
- F. Individualized transportation for out-of-county severely handicapped placement on a space and routing availability basis.

G. Provide home-to-school transportation for eligible students on a space and routing availability basis.

H. Transportation for approved study trips for special education students on a space and routing availability basis.

1.2 The District shall reimburse the County on an annual basis for the State deficits and excess cost of providing the above mentioned transportation services. The cost of such transportation services shall be determined on a per pupil basis.

1.3 The District will pay its prorata share of excess costs annually generated by this service to the County Superintendent of Schools.

1.4 The District shall hold harmless and defend the County Superintendent of Schools and all county office employees against any and all legal actions that may be brought in the course of the service delivery.

2. In entering this agreement, the District acknowledges the responsibility and authority of the County Superintendent for the operation of the Transportation Program.

3. The term of this agreement is one (1) year commencing on July 1, 2022 and terminating on June 30, 2023. The Agreement shall roll over and continue in effect for subsequent terms of one year each unless either party provides written notice of termination within 45 days prior to the end of the term in progress or effective date of termination.

4. This agreement will be effective upon its ratification by the District Governing Board or its designee and its execution by the County Superintendent.

This agreement was executed on _____
Date

Approval for Transfer. Payment will be in the form of a fund transfer.

Account line charged will be: 010-0000-0-9948-00-0000-000000-0000000

**HOLLISTER
SCHOOL DISTRICT**

By: _____
Signatory Name: Carla Torres-DeLuna

Title: Board President

Address: 2690 Cienega Road
Hollister, CA 95023

Date: _____

**KRYSTAL LOMANTO, SAN BENITO COUNTY
SUPERINTENDENT OF SCHOOLS**

By: 
Signatory Name: Shannon Hansen

Title: Assistant Superintendent, Business Services

Address: 460 5th Street
Hollister, CA 95023

Date: 3/21/22