

SEP 11 1995

Decision 95-09-049 September 7, 1995

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of LT Ventures, Inc. for)
 certificate of public convenience and)
 to operate as a passenger stage)
 corporation in the City of Cupertino)
 and the City of Saratoga.)

Application 95-02-021
 (Filed February 16, 1995)

ORIGINAL

INTERIM OPINION

LT Ventures, Inc., doing business as Kids Kab, a California corporation (applicant), requests authority pursuant to Public Utilities (PU) Code § 1031, et seq., to establish and operate as a passenger stage corporation (PSC) an on-call service to transport children between points and places in the cities of Cupertino, Saratoga, and contiguous cities located in the geographical area encompassing the U.S. Postal Zip Codes of 95014, 95070, and 95129. These points and places are the daycare facilities, residences, private or public schools, parents' work places, after school activities and field trips such as music lessons, sports, ballet, museums, medical or dental appointments, and other points and places requested by the passengers.

Applicant proposes to provide on-call, door-to-door service Monday through Friday, with limited service on the weekends and on legal holidays. Applicant proposes to begin operations with 3 customized vehicles with a maximum of 10-passenger seating capacity. These vehicles will be equipped with a basic safety pack kit that includes fire extinguisher, triangle kit, body fluids kit, ten unit first aid kit and emergency kit, consisting of water, plastic bottle, blanket, flashlight, and battery operated radio. The unaudited balance sheet as of June 30, 1995 indicates total assets of \$67,410, total liabilities of \$74,460, and net equity of (\$7,050). The proposed tariff containing the rules and fares is shown in Exhibit "A", attached to its application. The proposed fares are reasonable. In this application, the parent, guardian,

or adult supervisor of the child passenger will dictate the points of service. The service, however, is between fixed termini where the charges are assessed on an individual-fare basis and the use of the vehicle is shared by possibly all children passengers.

A large number of the families within these cities have few, if any, alternative choices for transporting their children. Applicant will provide an alternative transportation system which will be available when other systems are not convenient, time saving, economical, viable, or safe.

Discussion

Applicant's proposed operations fall within the definition of a PSC as defined in PU Code § 226.¹ A PSC is defined as

(E)very corporation or person engaged as a common carrier, for compensation, in the ownership, control, operation, or management of any passenger stage over any public highway in this state between fixed termini or over a regular route except those, 98 percent or more of whose operations as measured by total route mileage operated, which are exclusively within the limits of a single city ... or whose operations consist solely in the transportation of bona fide pupils attending an institution of learning between their homes and that institution. (PU Code § 226(a).)²

PSCs are not permitted to operate without first having obtained a certificate of public convenience and necessity from the Commission authorizing the proposed operation. (PU Code § 1031.)

¹ By Decision 95-08-055, the Commission recently granted interim authority to Taxi for Tots and Teens to operate a similar specialized transportation service for children as a PSC.

² Transportation of any pupils to and from a public or private school, or to and from activities of a public or private school, where the fare charged for the transportation is not computed, collected or demanded on an individual fare basis is not subject to a PSC designation. (Id., § 226(b).)

The proposed youth transportation service can be categorized as a PSC because the applicant proposes to operate as a common carrier, engaged in transportation for compensation over the public highways of this state, between fixed termini, as well as the transportation of bona fide pupils between their homes and their schools on an individual-fare basis.

The applicant contemplates transporting children of unspecified age not only between their homes and schools but additionally to a variety of different locations, that may result in the transportation of infants and children to and from locations that are neither their homes nor schools. The Vehicle Code has provisions concerning certain specified forms of transportation of school children. For example, a "youth bus" is "... any bus, other than a school bus, designed for and when actually carrying not more than 16 persons and the driver, used to transport children at or below the 12th-grade level from a public or private school to a nonschool-related youth activity within 25 miles of the school." (Veh. Code § 680.)

The application now before us contemplates the use of three vans which generally accommodates ten passengers and a driver. The applicant also contemplates not only the transportation of children "at or below the 12th-grade level from a school to a nonschool-related youth activity within 25 miles of the school," but additionally the transportation of children to and from destinations that have no relation to school and which may exceed a 25 mile radius. Therefore, it appears that the applicant's proposed services exceed those of a schoolbus, a school pupil activity bus, or a youth bus.

The Vehicle Code contains provisions concerning the safe operations and licensing requirements for school bus, school pupil activity bus, and youth bus operations.³ For example, no person under the age of 18 years may drive pupils in a schoolbus. (Veh. Code § 12516.) Vehicle Code § 12517 concerns the licensing qualifications for schoolbus and pupil activity bus drivers. Vehicle Code § 12523 concerns the licensing requirements for youth bus operators, including successful completion of a driver training course consisting of 10 hours of classroom instruction and a minimum of 10 hours of behind-the-wheel training in a vehicle used as a youth bus, as well as refresher courses every 12 months, and a driver certificate issued only to qualified applicants who have successfully completed examinations administered by the Department of California Highway Patrol (CHP) and the Department of Motor Vehicles (DMV). Every person who operates a schoolbus is additionally required to successfully complete an examination on first aid practices. (Veh. Code § 12522.)

The Education Code contains certain provisions that duplicate the Vehicle Code with respect to the schoolbus, school pupil activity bus, and youth bus designations. (See e.g., Ed.

³ A schoolbus is defined in Vehicle Code § 545, generally as "... any motor vehicle designed, used, or maintained for the transportation of any school pupil at or below the 12th-grade level to or from a public or private school or to or from public or private school activities." A school pupil activity bus is defined as "... any motor vehicle ... operated by a common carrier ... or by a charter-party carrier, used under a contractual agreement between a school and carrier to transport school pupils at or below the 12th-grade level to or from a public or private school activity, or used to transport pupils to or from residential schools, when pupils are received and discharged at off-highway locations where a parent or adult designated by the parent is present to accept the pupil or place the pupil on the bus." (Veh. Code § 546.) A youth bus is "... any bus, other than a school bus, designed for and when actually carrying not more than 16 persons and the driver, used to transport children at or below the 12th-grade level from a public or private school to a nonschool-related youth activity within 25 miles of the school." (Id., § 680.)

Code §§ 39830, 39830.1.) The Education Code provides various safety requirements for schoolbus operations, including that the CHP "... shall adopt regulations relating to the safe operations of schoolbuses which shall include requiring school district governing boards to include in their schoolbus driver training programs, the proper actions to be taken in the event that a schoolbus is hijacked." (Ed. Code § 39831; see also, id., §§ 39823, 39833, 39834, 39838.) The Education Code also provides for the instruction in emergency procedures for all elementary and secondary level pupils who are transported in a schoolbus. (Id., § 39831.5.)

The youth transportation service proposed by this applicant is within the PSC designation. The applicant does not intend to enter into a contract with schools; rather the applicant contemplates a contract for transportation with the parent or adult guardian of the youth, and payment of the fare on an individual-fare basis. Thus, neither the schoolbus nor school pupil activity bus designations appear relevant to the proposed service. As noted above, some but not all of the activities contemplated by this applicant fit within the youth bus definition. A variety of this applicant's proposed services are not statutorily defined, e.g., transportation concerning infants and transportation that is not between a child's school and a nonschool-related activity within a 25-mile radius exceeds the youth bus designation.

As illustrated above, the Legislature has enacted numerous provisions for the safety of minors being transported to and from their homes to schools and/or to nonschool-related activities. Further, the Legislature has authorized us to ensure the safe operations of PSCs. The Legislature has also enacted numerous other provisions to assist the public in finding safe and healthful childcare arrangements. (See e.g., Health & Safety Code § 1596 et seq.; Ed. Code § 8171 et seq.) In order to ensure the safety and general welfare of the public and the cultivation of this fledgling industry, we have recently instituted a rulemaking

so that this applicant and other interested parties have a forum to discuss what safety measures should ultimately be adopted with respect to this unique new form of PSC. The applicant is directed to provide a copy of the letter from the Director of the Commission's Safety and Enforcement Division about this rulemaking, attached hereto as Appendix A, to each parent or guardian with whom the applicant contracts for the transportation of a child. Applicant is also directed to provide a copy of Appendix A to each school and/or childcare facility to and from which a child to passenger is transported.

Further, we believe it is clear that this unique service is aimed at a particular class of people, minors. It is reasonable to ensure that the children are transported safely by people knowledgeable of the special requirements and needs of children. It is also reasonable that parents and adult care providers designated by parents be permitted to accompany their children and that adults who are not accompanying child passengers and who are not designated by the parents to care for their children be excluded from this transportation service. The PU Code prohibits the granting of any unreasonable preference or advantage, or prejudice or disadvantage. (PU Code § 453.) For all of the reasons discussed throughout this decision, it does not appear that the service offered here, nor the rates to be charged for this service are unreasonable. Consistent with affording protection to children, it is reasonable to require the applicant to require each of its drivers and/or employees engaging in the transportation of children passengers to have successfully completed a cardio pulmonary respiration course for infants and children and to successfully complete annual refresher courses.

There appears to be an increasing public need for reliable and safe transportation of unaccompanied children. Accordingly, we shall grant this operator interim authority for a period of up to two years and subject to a later decision by the Commission in Rulemaking 95-08-002 on the proper rules and

regulations for this new type of service. However, the authority granted today shall be limited to the transportation of children in the kindergarten through the 12th-grade level of school. In order for us to consider extending this authority to the operator to transport infants and children below the kindergarten-grade level, the operator must demonstrate to our satisfaction that it, and each and every of its drivers who will transport such young children or each of its employees accompanying such driver, is a duly licensed daycare provider in good standing with the Department of Social Services of the State of California or has successfully completed a minimum of 10 hours of a child care health and education course.

In addition to the usual PSC compliance requirements, we shall also require this operator to establish several programs to ensure the safety of its children passengers. We take official notice of Vehicle Code § 12523(b) which requires driver training for youth bus drivers. Although the applicant does not propose youth bus operation, we believe that requirements similar to Vehicle Code § 12523(b) would better ensure the safety of the children passengers. We shall also require this applicant to perform a diligent search of each and every one of its drivers' records; the search shall include, but not be limited to, a background review administered by the Department of Justice through its Trust Line Unit to ensure that the drivers are morally fit. Applicant must additionally establish a preventative maintenance program which shall include, but not be limited to, inspection of the brake systems, components, and leaks, brake adjustments, fuel lines, lights, steering and suspension systems, tires and wheels, and devices for all vehicles used in this service. Applicant shall maintain records of these programs in its office, subject to inspection by Commission staff pursuant to Part 6 of General Order (GO) 158.

Pursuant to the Commission's Rules of Practice and Procedure, Rule 21(k), the applicant has mailed a notice of the filing of this application to all city and county governmental

entities and regional transportation planning agencies within whose boundaries passengers will be loaded or unloaded. Notice of filing of the application appeared in the Commission's Daily Calendar on March 7, 1995. There have been no protests. Applicant appears to possess the financial responsibility necessary to provide the proposed service. The application should be granted for the interim period.

Findings of Fact

1. Applicant proposes to perform an on call, door-to-door service Monday through Friday with limited service on the weekends and on legal holidays as a passenger stage corporation between points and places in the cities of Saratoga and Cupertino and in the geographical U.S. Postal Zip Code areas of 95014, 95070, and 95129.

2. Applicant proposes to transport only persons under the age of 18.

3. The primary passengers the applicant proposes to transport are children.

4. Infants and children are a specific class of people, generally designated as minors.

5. Minors do not have the same availability to transportation alternatives that are available to adults.

6. The State of California requires that children four years of age or younger and/or under 40 pounds in weight use appropriate car seats to ensure their safe transportation by vehicle.

7. The State of California requires people operating childcare facilities as defined in the Health and Safety Code § 1596, to hold a valid license issued by the California Department of Social Services.

8. In the case of child care providers, the State of California requires the maintenance of an adult-to-child-ratio no greater than 1:4 for the care of children under age two years, 1:12 for the care of children between the ages of 2 to 6 years, and no greater than 1:15 for children between the years of 6 to 14 years.

9. Minors are a particularly vulnerable group of people.
10. Children in secondary school are generally minors; however, some students in secondary school are 18 years of age or older.
11. Minors are a class of people.
12. It is not unreasonable to provide a specialized transportation service for minors.
13. It is not unreasonable to permit parents or adults designated by parents to care for their children, to escort children being transported by a passenger stage carrier.
14. It is not unreasonable for PSCs authorized to perform this unique child oriented transportation service to deny transportation to adults not accompanying children.
15. It is not unreasonable for the applicant to charge a special fare to adults accompanying children being transported by this specialized service.
16. Applicant's proposed operations fall within the definition of PSC as defined in PU Code § 226.
17. Applicant proposes to transport children not only to or from school to nonschool-related activities within a 25-mile radius, but also to and from a variety of other places and activities.
18. The Vehicle and Education Codes provide for specific age, educational, and driving requirements for youth bus drivers. The Vehicle Code further provides for criminal background checks for youth bus drivers.
19. Applicant's proposed operations exceed those contemplated by the Vehicle Code and specifically are not schoolbus, school pupil activity bus or youth bus operations.
20. The people of the State of California have an interest in the safe transportation and general welfare of children being transported by PSCs.
21. The service being offered is a unique type of transportation of children in that it contemplates children as the

primary passengers and it is not an arrangement made between the operator and a school district.

22. During the time that unaccompanied children are under the care of applicant's drivers, those drivers will be providing care for those children.

23. The California Department of Justice, through its Trust Line Unit, conducts background reviews of childcare providers and/or babysitters.

24. Because the State of California has recognized the particularly vulnerable state of children age 4 or younger by the use of special vehicle restraint systems for their transportation, by requiring providers in the business for caring for young children to meet certain age and health requirements, and by requiring a certain adult-to-child-ratio, we shall not authorize transportation of such infants and children without a further showing by the applicant that it and all of its employees who would transport or assist the driver in the transportation of such unaccompanied infants and young children, satisfy the requirements established by the State of California Department of Social Services for child care providers and have successfully completed a minimum of 10 hours of infant and child health and education courses.

25. It is reasonable to require the applicant to require each of its drivers and/or employees engaging in the transportation of children passengers to have successfully completed a cardiopulmonary respiration course for infants and children and to successfully complete annual refresher courses.

26. It is reasonable to require the applicant to require each of its drivers to have successfully completed an infant and child first aid course and to successfully complete annual refresher courses.

27. Applicant possesses the financial responsibility necessary to provide the proposed service.

28. Pursuant to the Commission's Rules of Practice and Procedure, Rule 21(k), applicant has mailed a notice that the application has been filed with the Commission to all city and county governmental entities and regional transportation planning agencies within whose boundaries passengers will be loaded or unloaded.

29. There have been no protests to the application.

Conclusions of Law

1. Applicant's operations fall within the definition of passenger stage corporation as defined in PU Code § 226.

2. Applicant must comply with all of the Commission's requirements of a passenger stage corporation, including, but not limited to, the insurance requirements of GO 101, compliance with the CHP safety rules, enrollment in the "Pull Notice Program" of the DMV, compliance with workers' compensation laws, and the PSC rules and regulations contained in GO 158.

3. Applicant's proposed operations are not schoolbus, school pupil activity bus, or youth bus operations.

4. Authorizing a specialized transportation service for infants and children as a class is lawful and non-discriminatory because of the particularly vulnerable nature of being a minor person, the lack of transportation alternatives available to minors, and the overriding interest of society in ensuring the protection and safety of minors.

5. In order to avoid discrimination of students attending secondary schools, it is reasonable for applicant to offer the proposed service to all students and children at or below the 12th-grade level.

6. It is lawful for an adult parent or guardian to accompany a passenger at or below the 12th-grade level being transported by this operator.

7. It is lawful for this operator to refuse transportation to adults who are not accompanying infant and child passengers.

8. It is lawful for applicant to charge a reasonable fee to the adult accompanying the infant or child being transported.

9. Applicant should be granted interim authority, subject to the conditions specified herein and subject to a later Commission decision on rules and regulations for this type of new service.

10. The People of the State of California have an interest in protecting and ensuring the safety of infants and children and it is reasonable to require applicant and applicant's employees to satisfy requirements similar to those imposed by the Vehicle and Education Codes for youth bus operators.

11. Because there is a need for the proposed service, this decision should be effective today.

INTERIM ORDER

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to LT Ventures, Inc., a California corporation (applicant), authorizing it to operate for up to two years from the date this decision is issued as a passenger stage corporation as defined in Public Utilities (PU) Code § 226, between the points and over the routes set forth in Appendix PSC-9709, to transport persons and their baggage. However, the authority granted today is limited to the transportation of unaccompanied children in the kindergarten through the 12th-grade level of school and children of any age accompanied by their parent or guardians.

2. Applicant shall:

- a. File a written acceptance of this certificate within 30 days after this order is effective.
- b. Establish the authorized service and file tariffs and timetables within 120 days after this order is effective.

- c. State in its tariffs and timetables when service will start; allow at least 10 days' notice to the Commission; and make timetables and tariffs effective 10 or more days after this order is effective.
- d. Comply with General Orders (GO) Series 101, 104, and 158, and the Department of the California Highway Patrol (CHP) safety rules.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.
- f. Remit to the Commission the Transportation Reimbursement Fee required by PU Code § 403 when notified by mail to do so.
- g. Comply with Vehicle Code and Education Code sections applicable to the transportation of children.
- h. Comply with PU Code §§ 460.7 and 1043, relating to the Workers' Compensation laws of this state.

3. Applicant shall not transport any adult not accompanying a passenger at or below the 12th grade.

4. Applicant shall establish within 60 days, the following programs to ensure the safety of its children passengers.

Applicant shall maintain records of these programs in its office, subject to inspection by Commission staff pursuant to Part 6 of GO 158. Applicant shall:

- a. Establish a driver training, safety, and education program before commencing operations. Each of applicant's drivers shall successfully complete a driver training course administered by or at the direction of applicant consisting of a minimum of 10 hours of classroom instruction covering applicable laws and regulations, defensive driving practices, and stress commuter

driving and a minimum of 10 hours of behind-the-wheel training in a vehicle similar to those to be used in applicant's operations. Each of applicant's drivers shall receive two hours of refresher training during each 12 months of employment. In addition, the applicant must ensure that each driver successfully completes a minimum of 10 hours training in first aid, cardio-pulmonary respiration, healthcare, and education courses within 30 days of employment.

- b. Prior to employment, perform a diligent search of each of its drivers' records, which shall include, a search of each driver and employee who will have contact with the children passengers through the Trust Line Unit of the California Department of Justice and the California Child Care Resource and Referral Network as set forth in the Education Code Section 8171 et seq., as well as a search of each driver through the Department of Motor Vehicles's Automatic Name Index.
- c. Establish a preventative maintenance program which shall include, but not be limited to, steering, tires, brakes, emergency systems, and fuel lines.

5. Applicant shall correctly complete all of the blanks and serve a copy of the letter attached hereto as Appendix A on all parents and guardians this carrier contracts with to provide the service authorized herein. Applicant shall also provide a copy of this letter on all schools and childcare facilities to which the applicant transports children.

6. Applicant is authorized to begin operations on the date that the Executive Director mails a notice to applicant that its

evidence of insurance is on file with the Commission and that the CHP has approved the use of applicant's vehicles for service.

7. The application is granted on an interim basis, and shall expire no later than two years as set forth above.

This order is effective today.

Dated September 7, 1995, at Los Angeles, California.

DANIEL Wm. FESSLER
President
P. GREGORY CONLON
JESSIE J. KNIGHT, JR.
HENRY M. DUQUE
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.

Wesley Franklin
Acting Executive Director

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3218

(APPENDIX A)

Attention: California Public Utilities Commission opens proceeding regarding the transportation of unaccompanied school children and infants by passenger stage carriers.

(Date)

To parents, guardians and child care/school administrators:

Please be advised that the California Public Utilities Commission has opened a proceeding entitled "Order Instituting Rulemaking regarding the specialized transportation of unaccompanied infants and children." The proceeding, number 95-08-002, is called an "OIR," or "rulemaking." The Commission has received applications from some companies, including _____ (name of applicant), for authority to operate a service, known as a passenger stage corporation (PSC), that transports infants and children from one location to another usually without the accompaniment of their parents, guardians, or other adult care provider from one location to another. The Commission regulates and licenses for-hire passenger transportation carriers operating within California.

A carrier of passengers that are almost exclusively infant and school age children is a specialized type of common carrier. The applications the Commission has received, like that of _____ (name of applicant), typically request authority to transport infants and children to and from schools, child care facilities, after school activities, medical appointments, friend's homes, etc., during daylight hours. Many of these carriers will utilize 7 passenger, or similar, vans to transport the children. Most of the applicants for authority to engage in this business will contract with the child's parent or guardian for the child's transportation. Unlike a schoolbus-type of operation, all arrangements for an infant's or child's transportation will be between the PSC carrier and a child's parent, guardian, or the parent-appointed adult supervisor of the child, rather than through a school or childcare facility.

The Commission has opened this proceeding to receive comments from the public on what rules and regulations will best ensure the health and safety of infant and children passengers. The Commission has ordered _____ (name of applicant), to provide you with information regarding this proceeding in order to encourage your participation in developing the rules the Commission will ultimately adopt.

If you would like to participate in shaping the rules and regulations effecting the transportation by passenger stage corporations of infants and children unaccompanied by parents or guardians, please write your comments to the Fred Patterson at the California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, California 94102. Please reference the proceeding title, "Order Instituting Rulemaking regarding the specialized transportation of unaccompanied infants and children," and the proceeding's docket number, "R.95-08-002," at the top of your comments; also please entitle your comments "Comments on R.95-08-002." All comments should be type written and should be received by October 11, 1995. If you have any further questions please telephone Fred Patterson, in the Commission's Safety and Enforcement Division, at (415) 703-1208.

Thank you for your attention.

Very truly yours,

WILLIAM R. SCHULTE, Director
Safety and Enforcement Division
CALIFORNIA PUBLIC UTILITIES COMMISSION

T/MM

Appendix PSC-9709

LT Ventures, Inc.
(a corporation)

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION
PSC-9709

Showing passenger stage operative rights, restrictions,
limitations, exceptions, and privileges.

All changes and amendments as authorized by
the Public Utilities Commission of the State of California
will be made as revised pages or added original pages.

Issued under authority of Decision 95-09-049,
dated September 7, 1995, of the Public Utilities Commission of the
State of California in Application 95-02-021.

T/MM

Appendix PSC-9709

LT Ventures, Inc.
(a corporation)

Original Page 1

I N D E X

	<u>Page</u>
SECTION I. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS, AND SPECIFICATIONS	2, 3
SECTION II. SERVICE AREA	4
SECTION III. ROUTE DESCRIPTION	4

Issued by California Public Utilities Commission.

Decision 95-09-049, Application 95-02-021.

SECTION I. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS, AND SPECIFICATIONS (continued).

LT Ventures, a corporation, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers and their baggage on an "on-call" door-to-door basis, between the points described in Section II, over and along the route described in Section III, subject, however, to the authority of this Commission to change or modify the route at any time and subject to the following provisions:

- a. When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.
- b. No infants and children who are below the kindergarten grade level shall be transported until the holder of this certificate demonstrates to this Commission's satisfaction that the holder, employees accompanying the driver, and the drivers transporting these children are a duly licensed day care providers in good standing with the Department of Social Services of the State of California or have successfully completed a minimum of 10 hours of a child care health and education course. The carrier shall comply with Vehicle Code and Education code sections applicable to the transportation of children.
- c. No passengers shall be transported except those having points of origin and destination named in Section 2.
- d. This certificate does not authorize the holder to conduct any operation on the property of or into any airport unless such operation is authorized by the airport authority involved.

Issued by California Public Utilities Commission.

Decision 95-09-049, Application 95-02-021.

SECTION I. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS, AND SPECIFICATIONS (concluded).

- e. The term "on-call" as used refers to service which is authorized to be rendered dependent on the demands of passengers' parents, guardian or adult supervisor arranging for the child passenger's transportation and for the transportation of an adult, if any, accompanying a child passenger. The tariffs shall show the conditions under which each authorized on-call service will be provided, and shall include the description of the boundary of each fare zone, except when a single fare is charged to all points within a single incorporated city.
- f. Passengers transported shall be one of the following:
 - (i) A child of Kindergarten through 12th-grade level.
 - (ii) A parent, guardian or an adult accompanying a child described in (i), who is authorized in writing by the parent or guardian of the child.
 - (iii) A child below Kindergarten level only if he/she is accompanied by a parent, guardian or an adult who is authorized in writing by the parent or guardian of the child to accompany the infant or child.
- g. When any child is received or discharged from the carrier's vehicle, a parent, guardian, or an adult designated by the parent must be present to accept the child or place the child on the bus, except when the child is accompanied by another person as described in f(ii) and f(iii).

Issued by California Public Utilities Commission.

Decision 95-09-049, Application 95-02-021.

SECTION II. SERVICE AREA.

All points and places within the geographical city limits of Saratoga and Cupertino and the contiguous cities or communities in the geographical area encompassing the United States Postal Zip Codes of 95014, 95070, and 95129.

SECTION III. ROUTE DESCRIPTION.

ON-CALL, DOOR-TO-DOOR SERVICE

Commencing from any point or place described in Section II then over the most convenient streets and highways to any other point or place described in Section II.

Issued by California Public Utilities Commission.

Decision 95-09-049, Application 95-02-021.