
HOUSE BILL No. 2187

By Representative O'Neal
(By request)

2-4

10 AN ACT concerning schools; relating to nonresident pupils; amending
11 K.S.A. 72-1046a and repealing the existing section.
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13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. K.S.A. 72-1046a is hereby amended to read as follows: 72-
15 1046a. (a) The board of education of any school district is hereby au-
16 thorized to permit pupils who are not residents of the school district to
17 enroll in and attend the schools of the district. The board of education
18 may permit such pupils to attend school without charge ~~or, subject to the~~
19 ~~provisions of subsection (b), may charge such pupils for attendance at~~
20 ~~school to offset, totally or in part, the costs of providing for such attend-~~
21 ~~ance.~~ Amounts received ~~under this subsection~~ by the board of education
22 of a school district for enrollment and attendance of pupils at school in
23 regular educational programs shall be deposited in the general fund of
24 the school district.

25 (b) Pupils who are not residents of a school district and are attending
26 the schools of the school district in accordance with the provisions of an
27 agreement entered into under authority of K.S.A. 72-8233, and amend-
28 ments thereto, shall not be charged for attendance at school. The costs
29 of providing for the attendance of such pupils at school shall be paid by
30 the school district of residence of the pupils in accordance with the pro-
31 visions of the agreement.

32 (c) *Pupils allowed to enroll in and attend schools as set forth in sub-*
33 *section (a) may include out-of-state residents upon good faith considera-*
34 *tion by the board of education of the cost to the state of Kansas and its*
35 *taxpayers. Appropriate circumstances for allowing an out-of-state pupil*
36 *to enroll in and attend a Kansas school include, but are not limited to, a*
37 *pupil with an immediate family member who:*

- 38 (1) *Pays Kansas property or income taxes;*
39 (2) *owns a business in Kansas; or*
40 (3) *makes substantial contributions to a nonprofit entity providing*
41 *significant benefit to Kansans.*

42 Sec. 2. K.S.A. 72-1046a is hereby repealed.
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1 Sec. 3. This act shall take effect and be in force from and after its
2 publication in the statute book.
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