

## HOUSE BILL No. 2686

By Representative Otto

1-23

9 AN ACT relating to schools; concerning the transportation of students;  
10 amending K.S.A. 72-6411 and K.S.A. 2005 Supp. 72-8302 and repeal-  
11 ing the existing sections.  
12

13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. K.S.A. 72-6411 is hereby amended to read as follows: 72-  
15 6411. (a) The transportation weighting of each district shall be deter-  
16 mined by the state board as follows:

17 (1) Determine the total expenditures of the district during the pre-  
18 ceeding school year from all funds for transporting pupils of public and  
19 nonpublic schools on regular school routes;

20 ~~(2) divide the amount determined under (1) by the total number of~~  
21 ~~pupils who were included in the enrollment of the district in the preced-~~  
22 ~~ing school year and for whom transportation was made available by the~~  
23 ~~district;~~

24 ~~—(3)— multiply the quotient obtained under (2) by the total number of~~  
25 ~~pupils who were included in the enrollment of the district in the preced-~~  
26 ~~ing school year, were residing less than 2½ miles by the usually traveled~~  
27 ~~road from the school building they attended, and for whom transportation~~  
28 ~~was made available by the district;~~

29 ~~—(4)— multiply the product obtained under (3) by 50%;~~

30 ~~—(5)— subtract the product obtained under (4) from the amount deter-~~  
31 ~~mined under (1);~~

32 ~~—(6)— divide the remainder obtained under (5) by the total number of~~  
33 ~~pupils who were included in the enrollment of the district in the preced-~~  
34 ~~ing school year, were residing 2½ miles or more by the usually traveled~~  
35 ~~road from the school building they attended and for whom transportation~~  
36 ~~was made available by the district. add: (A) The number of pupils who~~  
37 ~~were included in the enrollment of the district in the preceding school~~  
38 ~~year, were residing less than one mile by the usually traveled road from~~  
39 ~~the school building they attended, and for whom transportation was made~~  
40 ~~available by the district, and (B) the number of nonresident pupils who~~  
41 ~~were included in the enrollment of the district for the preceding school~~  
42 ~~year and for whom transportation was made available by the district;~~

43 (3) multiply times two the number of pupils who were included in the

1 enrollment of the district in the preceding school year, were residing one  
2 mile or more by the usually traveled road from the school building they  
3 attended and for whom transportation was made available by the district;  
4 (4) divide the amount obtained under (2) by the amount obtained  
5 under (3);  
6 (5) add one to the amount obtained under (4);  
7 (6) multiply times the amount obtained under (5) the number of pu-  
8 pils who were included in the enrollment of the district in the preceding  
9 school year, were residing one mile or more by the usually traveled road  
10 from the school building they attended and for whom transportation was  
11 made available by the district;  
12 (7) divide the amount obtained under (1) by the amount obtained  
13 under (6). The quotient is the per-pupil cost of transportation;  
14 ~~(7)~~ (8) on a density-cost graph plot the per-pupil cost of transporta-  
15 tion for each district;  
16 ~~(8)~~ (9) construct a curve of best fit for the points so plotted;  
17 ~~(9)~~ (10) locate the index of density for the district on the base line of  
18 the density-cost graph and from the point on the curve of best fit directly  
19 above this point of index of density follow a line parallel to the base line  
20 to the point of intersection with the vertical line, which point is the for-  
21 mula per-pupil cost of transportation of the district;  
22 ~~(10)~~ (11) divide the formula per-pupil cost of transportation of the  
23 district by base state aid per pupil;  
24 ~~(11)~~ (12) multiply the quotient obtained under ~~(10)~~ (11) by the num-  
25 ber of pupils who are included in the enrollment of the district, are re-  
26 siding one mile or more by the usually traveled road to the school building  
27 they attend, and for whom transportation is being made available by, and  
28 at the expense of, the district. The product is the transportation weighting  
29 of the district.  
30 (b) For the purpose of providing accurate and reliable data on pupil  
31 transportation, the state board is authorized to adopt rules and regulations  
32 prescribing procedures which districts shall follow in reporting pertinent  
33 information relative thereto, including uniform reporting of expenditures  
34 for transportation.  
35 (c) "Index of density" means the number of pupils who are included  
36 in the enrollment of a district in the current school year, are residing one  
37 mile or more by the usually traveled road from the school building they  
38 attend, and for whom transportation is being made available on regular  
39 school routes by the district, divided by the number of square miles of  
40 territory in the district.  
41 (d) "Density-cost graph" means a drawing having: (1) A horizontal or  
42 base line divided into equal intervals of density, beginning with zero on  
43 the left; and (2) a scale for per-pupil cost of transportation to be shown

1 on a line perpendicular to the base line at the left end thereof, such scale  
2 to begin with zero dollars at the base line ascending by equal per-pupil  
3 cost intervals.

4 (e) "Curve of best fit" means the curve on a density-cost graph drawn  
5 so the sum of the distances squared from such line to each of the points  
6 plotted on the graph is the least possible.

7 (f) The provisions of this section shall take effect and be in force from  
8 and after July 1, ~~1992~~ 2006.

9 Sec. 2. K.S.A. 2005 Supp. 72-8302 is hereby amended to read as  
10 follows: 72-8302. (a) The board of education of a school district may  
11 provide or furnish transportation for pupils who are enrolled in the school  
12 district to or from any school of the school district or to or from any  
13 school of another school district attended by such pupils in accordance  
14 with the provisions of an agreement entered into under authority of  
15 K.S.A. 72-8233, and amendments thereto.

16 (b) (1) When any or all of the conditions specified in this provision  
17 exist, the board of education of a school district shall provide or furnish  
18 transportation for pupils who reside in the school district and who attend  
19 any school of the school district or who attend any school of another  
20 school district in accordance with the provisions of an agreement entered  
21 into under authority of K.S.A. 72-8233, and amendments thereto. The  
22 conditions which apply to the requirements of this provision are as  
23 follows:

24 (A) The residence of the pupil is inside or outside the corporate limits  
25 of a city, the school building attended is outside the corporate limits of a  
26 city and the school building attended is ~~more than 2½ miles~~ *one mile or*  
27 *more* by the usually traveled road from the residence of the pupil; or

28 (B) the residence of the pupil is outside the corporate limits of a city,  
29 the school building attended is inside the corporate limits of a city and  
30 the school building attended is ~~more than 2½ miles~~ *one mile or more* by  
31 the usually traveled road from the residence of the pupil; or

32 (C) the residence of the pupil is inside the corporate limits of one  
33 city, the school building attended is inside the corporate limits of a dif-  
34 ferent city and the school building attended is ~~more than 2½ miles~~ *one*  
35 *mile or more* by the usually traveled road from the residence of the pupil.

36 (2) The provisions of this subsection are subject to the provisions of  
37 subsections (c) and (d).

38 (c) The board of education of every school district is authorized to  
39 adopt rules and regulations to govern the conduct, control and discipline  
40 of all pupils while being transported in school buses. The board may  
41 suspend or revoke the transportation privilege or entitlement of any pupil  
42 who violates any rules and regulations adopted by the board under au-  
43 thority of this subsection.

1 (d) The board of education of every school district may suspend or  
2 revoke the transportation privilege or entitlement of any pupil who is  
3 detained at school at the conclusion of the school day for violation of any  
4 rules and regulations governing pupil conduct or for disobedience of an  
5 order of a teacher or other school authority. Suspension or revocation of  
6 the transportation privilege or entitlement of any pupil specified in this  
7 subsection shall be limited to the school day or days on which the pupil  
8 is detained at school. The provisions of this subsection do not apply to  
9 any pupil who has been determined to be an exceptional child, except  
10 gifted children, under the provisions of the special education for excep-  
11 tional children act.

12 (e) (1) Subject to the limitations specified in this subsection, the  
13 board of education of any school district may prescribe and collect fees  
14 to offset, totally or in part, the costs incurred for the provision or fur-  
15 nishing of transportation for pupils. The limitations which apply to the  
16 authorization granted by this subsection are as follows:

17 (A) Fees for the provision or furnishing of transportation for pupils  
18 shall be prescribed and collected only to recover the costs incurred as a  
19 result of and directly attributable to the provision or furnishing of trans-  
20 portation for pupils and only to the extent that such costs are not reim-  
21 bursed from any other source provided by law;

22 (B) fees for the provision or furnishing of transportation may not be  
23 assessed against or collected from any pupil who is counted in determin-  
24 ing the transportation weighting of the school district under the provisions  
25 of the school district finance and quality performance act or any pupil  
26 who is determined to be a child with disabilities under the provisions of  
27 the special education for exceptional children act or any pupil who is  
28 eligible for free or reduced price meals under the national school lunch  
29 act or any pupil who is entitled to transportation under the provisions of  
30 subsection (a) of K.S.A. 72-8306, and amendments thereto, and who re-  
31 sides ~~2 1/2 miles~~ *one mile* or more by the regular route of a school bus from  
32 the school attended;

33 (C) fees for the provision or furnishing of transportation for pupils in  
34 accordance with the provisions of an agreement entered into under au-  
35 thority of K.S.A. 72-8233 or 72-8307, and amendments thereto, shall be  
36 controlled by the provisions of the agreement.

37 (2) All moneys received by a school district from fees collected under  
38 this subsection shall be deposited in the general fund of the district.

39 Sec. 3. K.S.A. 72-6411 and K.S.A. 2005 Supp. 72-8302 are hereby  
40 repealed.

41 Sec. 4. This act shall take effect and be in force from and after its  
42 publication in the statute book.