

HOUSE BILL No. 2102

By Representative Aurand

1-27

9 AN ACT concerning school districts; relating to the powers and duties
10 of the governing bodies thereof; amending K.S.A. 2008 Supp. 72-
11 1046b and repealing the existing section.
12

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

14 Section 1. K.S.A. 2008 Supp. 72-1046b is hereby amended to read
15 as follows: 72-1046b. (a) As used in this section:

16 (1) "School district" means a school district organized and operating
17 under the laws of this state and no part of which is located in Johnson
18 county, Sedgwick county, Shawnee county, or Wyandotte county.

19 (2) "Receiving school district" means a school district of nonresi-
20 dence of a pupil.

21 (3) "Sending school district" means a school district of residence of
22 a pupil.

23 (4) "Pupil" means a person who is enrolled and in attendance at
24 school in a receiving school district and who (A) lives ~~10~~ 2.5 or more miles
25 from the attendance center the pupil would attend in a sending school
26 district or (B) is a member of the family of a pupil meeting the condition
27 prescribed in subpart (A).

28 (5) "Member of the family" means a brother or sister of the whole
29 or half blood or by adoption, a stepbrother or stepsister, and a foster
30 brother or foster sister.

31 (b) The parent or legal guardian of any pupil may apply to the board
32 of education of a sending school district on or before July 15 of the current
33 school year for authority for such pupil to be furnished or provided trans-
34 portation to school from the pupil's residence and from school to the
35 pupil's residence by the receiving school district. The application shall be
36 made upon forms prescribed by the state board of education.

37 (c) Upon receiving any application under this section, the board of
38 education of a sending school district shall inquire of the receiving school
39 district whether it is willing to furnish or provide transportation for the
40 pupil named in the application. If the board of education of the sending
41 school district determines that the receiving school district is willing to
42 furnish or provide transportation for the pupil and the board of education
43 of the sending school district and the board of education of the receiving

1 school district agree that the pupil is a pupil as defined in subsection
2 (a)(4)(A) or (B), the board of the sending school district shall issue an
3 order authorizing the furnishing or provision of transportation by the
4 receiving school district for the affected pupil to school from the pupil's
5 residence and to the pupil's residence from school.

6 (d) Pupils attending school in a receiving school district under the
7 provisions of this section shall be counted as regularly enrolled in and
8 attending school in the receiving school district for the purpose of com-
9 putations, except computation of transportation weighting, *low enroll-*
10 *ment weighting and high enrollment weighting*, under the school district
11 finance and quality performance act and for the purposes of the statutory
12 provisions contained in article 83 of chapter 72 of Kansas Statutes An-
13 notated. No such pupil shall be charged for the costs of attendance at
14 school in a receiving school district.

15 (e) *The enrollment weighting percentage of the receiving district shall*
16 *be the enrollment weighting percentage of the sending district or the re-*
17 *ceiving district, whichever percentage is lower.*

18 *As used in this subsection, "enrollment weighting" means low enroll-*
19 *ment weighting or high enrollment weighting, whichever is applicable.*

20 Sec. 2. K.S.A. 2008 Supp. 72-1046b is hereby repealed.

21 Sec. 3. This act shall take effect and be in force from and after its
22 publication in the statute book.