

## 2023 Kansas Statutes

**72-3127. Same; definitions.** (a) As used in K.S.A. 72-3122 through 72-3125, and amendments thereto, and K.S.A. 2023 Supp. 72-3126, and amendments thereto:

- (1) "Homeless child" means a child who lacks a fixed, regular and adequate nighttime residence and whose primary nighttime residence is:
    - (A) A supervised publicly or privately operated shelter designed to provide temporary living accommodations, including welfare hotels, congregate shelters and transitional housing for the mentally ill;
    - (B) an institution that provides a temporary residence for individuals intended to be institutionalized; or
    - (C) a public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for humans.
  - (2) "Nonresident student" or "nonresident transfer student" means a student who is enrolled and in attendance at or seeking to enroll and attend a school located in a district where such student is not a resident.
  - (3) "Parent" means and includes natural parents, adoptive parents, stepparents and foster parents.
  - (4) "Person acting as parent" means:
    - (A) A guardian or conservator; or
    - (B) a person, other than a parent, who:
      - (i) Is liable by law to maintain, care for or support the child;
      - (ii) has actual care and control of the child and is contributing the major portion of the cost of support of the child;
      - (iii) has actual care and control of the child with the written consent of a person who has legal custody of the child; or
      - (iv) has been granted custody of the child by a court of competent jurisdiction.
  - (5) "Receiving school district" means a school district of nonresidence of a student who attends school in such school district.
  - (6) "School district" means a school district organized and operating under the laws of this state.
  - (7) "Sending school district" means a school district of residence of a student who attends school in a school district not of the student's residence.
  - (8) "Sibling" means a brother or sister of the whole or half blood, adoptive brother or sister, a stepbrother or stepsister or a foster brother or foster sister.
- (b) This section shall take effect and be in force from and after July 1, 2023.

**History:** L. 2022, ch. 94, § 8; May 26.