

**Substitute for HOUSE BILL No. 2004**

By Committee on Education

2-9

1 AN ACT concerning school districts; relating to certain pupils; amending  
2 K.S.A. 2010 Supp. 72-1046b and repealing the existing section.

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

5 Section 1. K.S.A. 2010 Supp. 72-1046b is hereby amended to read  
6 as follows: 72-1046b. (a) As used in this section:

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

10 (2) "Non-resident pupil" or "pupil" means a pupil who is enrolled  
11 and in attendance at a school located in a district in which such pupil is  
12 not a resident and who (A) lives ~~10~~2½ or more miles from the attendance  
13 center the pupil would attend in the district in which the pupil resides *and*  
14 *is not a resident of Johnson county, Sedgwick county, Shawnee county or*  
15 *Wyandotte county* or (B) is a member of the family of a pupil meeting the  
16 condition prescribed in subpart (A).

17 (3) "Member of the family" means a brother or sister of the whole or  
18 half blood or by adoption, a stepbrother or stepsister, and a foster brother  
19 or foster sister.

20 (b) The board of education of any school district may allow any  
21 pupil who is not a resident of the district to enroll in and attend school in  
22 such district. The board of education of such district may furnish or  
23 provide transportation to any non-resident pupil who is enrolled in and  
24 attending school in the district pursuant to this section. If the district  
25 agrees to furnish or provide transportation to a non-resident pupil, such  
26 transportation shall be furnished or provided until the end of the school  
27 year. Prior to providing or furnishing transportation to a non-resident  
28 pupil, the district shall notify the board of education of the district in  
29 which the pupil resides that transportation will be furnished or provided.

30 (c) Pupils attending school in a school district in which the pupil  
31 does not reside pursuant to this section shall be counted as regularly  
32 enrolled in and attending school in the district where the pupil is enrolled  
33 for the purpose of computations, except computation of transportation  
34 weighting, under the school district finance and quality performance act  
35 and for the purposes of the statutory provisions contained in article 83 of  
36 chapter 72 of the Kansas Statutes Annotated, *and amendments thereto.*

1 Such non-resident pupil shall not be charged for the costs of attendance at  
2 school.

3 Sec. 2. K.S.A. 2010 Supp. 72-1046b is hereby repealed.

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

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