

By: Senator(s) Chaney

To: Education

COMMITTEE SUBSTITUTE  
FOR  
SENATE BILL NO. 2704

1 AN ACT TO AMEND SECTION 37-15-29, MISSISSIPPI CODE OF 1972,  
2 TO PROVIDE FOR THE AUTOMATIC TRANSFER OF A STUDENT LIVING MORE  
3 THAN 20 MILES FROM HIS SCHOOL TO ANOTHER SCHOOL IN AN ADJACENT  
4 SCHOOL DISTRICT LOCATED ON A SHORTER BUS ROUTE IF THERE ARE NO  
5 SCHOOLS LOCATED IN THE COUNTY; AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 **SECTION 1.** Section 37-15-29, Mississippi Code of 1972, is  
8 amended as follows:

9 37-15-29. (1) Except as provided in subsections (2), (3)  
10 and (4) of this section, no minor child may enroll in or attend  
11 any school except in the school district of his residence, unless  
12 such child be lawfully transferred from the school district of his  
13 residence to a school in another school district in accord with  
14 the statutes of this state now in effect or which may be hereafter  
15 enacted.

16 (2) Those children whose parent(s) or legal guardian(s) are  
17 instructional personnel or certificated employees of a school  
18 district may at such employee's discretion enroll and attend the  
19 school or schools of their parent's or legal guardian's employment  
20 regardless of the residence of the child.

21 (3) No child shall be required to be transported in excess  
22 of thirty (30) miles on a school bus from his or her home to  
23 school, or in excess of thirty (30) miles from school to his or  
24 her home, if there is another school in an adjacent school  
25 district located on a shorter school bus transportation route by  
26 the nearest traveled road. In addition, no child residing in a  
27 county in the state in which no school is located shall be  
28 required to be transported in excess of twenty (20) miles on a

29 school bus from his or her home to school or in excess of twenty  
30 (20) miles from school to his or her home if there is another  
31 school in an adjacent school district located on a shorter  
32 transportation route by the nearest traveled road. Those children  
33 residing in such geographical situations may, at the discretion of  
34 their parent(s) or legal guardian(s), enroll and attend the nearer  
35 school, regardless of the residence of the child. In the event  
36 the parent or legal guardian of such child and the school board  
37 are unable to agree on the school bus mileage required to  
38 transport the child from his or her home to school, an appeal  
39 shall lie to the State Board of Education, or its designee, whose  
40 decision shall be final.

41 (4) Those children lawfully transferred from the school  
42 district of his residence to a school in another school district  
43 prior to July 1, 1992, may, at the discretion of their parent(s)  
44 or legal guardian(s), continue to enroll and attend school in the  
45 transferee school district. Provided further, that the brother(s)  
46 and sister(s) of said children lawfully transferred prior to July  
47 1, 1992, may also, at the discretion of their parent(s) or legal  
48 guardian(s), enroll and attend school in the transferee school  
49 district.

50 **SECTION 2.** This act shall take effect and be in force from  
51 and after July 1, 2006.