

By: Representatives Eubanks, Williamson,  
Lancaster

To: Education

HOUSE BILL NO. 766

1 AN ACT TO AMEND SECTION 37-15-29, MISSISSIPPI CODE OF 1972,  
2 TO AUTHORIZE THE CHILDREN OF ALL SCHOOL EMPLOYEES TO ATTEND SCHOOL  
3 IN THE DISTRICT OF THE PARENT'S OR LEGAL GUARDIAN'S EMPLOYMENT;  
4 AND FOR RELATED PURPOSES.

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

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

8 37-15-29. (1) Except as provided in subsections (2), (3),  
9 (4) and (5) of this section, no minor child may enroll in or  
10 attend any school except in the school district of his residence,  
11 unless such child be lawfully transferred from the school district  
12 of his residence to a school in another school district in accord  
13 with the statutes of this state now in effect or which may be  
14 hereafter enacted.

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



20           (3) No child shall be required to be transported in excess  
21 of thirty (30) miles on a school bus from his or her home to  
22 school, or in excess of thirty (30) miles from school to his or  
23 her home, if there is another school in an adjacent school  
24 district located on a shorter school bus transportation route by  
25 the nearest traveled road. Those children residing in such  
26 geographical situations may, at the discretion of their parent(s)  
27 or legal guardian(s), enroll and attend the nearer school,  
28 regardless of the residence of the child. In the event the parent  
29 or legal guardian of such child and the school board are unable to  
30 agree on the school bus mileage required to transport the child  
31 from his or her home to school, an appeal shall lie to the State  
32 Board of Education, or its designee, whose decision shall be  
33 final. The school districts involved in the appeal shall provide  
34 the Mississippi Department of Education with any school bus route  
35 information requested, including riding the buses as necessary, in  
36 order to measure the bus routes in question, as needed by the  
37 State Board of Education in considering the appeal.

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



45 guardian(s), enroll and attend school in the transferee school  
46 district.

47 (5) Those children whose parent(s) or legal guardian(s) are  
48 active members of the United States Armed Forces or civilian  
49 military personnel and reside on a military base, may, at the  
50 discretion of their parent(s) or legal guardian(s), enroll and  
51 attend the school district of their parent's or legal guardian's  
52 choosing, regardless of the residence of the child, provided the  
53 school district where the student resides or in an adjacent school  
54 district and the parent's or guardian's choice of school district  
55 does not violate the provision of subsection (3) of this section  
56 prohibiting the transportation of students in excess of thirty  
57 (30) miles.

58 **SECTION 2.** This act shall take effect and be in force from  
59 and after July 1, 2021.

