

By: Senator(s) Younger

To: Education

SENATE BILL NO. 2235

1 AN ACT TO AMEND SECTION 37-15-29, MISSISSIPPI CODE OF 1972,
 2 TO PROVIDE THAT A SCHOOL DISTRICT SHALL TRANSFER THE CHILD OF A
 3 MILITARY SERVICEMEMBER TO THE SPECIFIC SCHOOL DISTRICT OR DISTRICT
 4 CAMPUS REQUESTED BY THE SERVICEMEMBER; TO PROVIDE THAT A SCHOOL
 5 DISTRICT SHALL NOT BE REQUIRED TO PROVIDE TRANSPORTATION TO A
 6 STUDENT WHO TRANSFERS TO ANOTHER CAMPUS OR SCHOOL DISTRICT UNDER
 7 THIS ACT; AND FOR RELATED PURPOSES.

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

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

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

18 (2) Those children whose parent(s) or legal guardian(s) are
 19 instructional personnel or certificated employees of a school
 20 district may at such employee's discretion enroll and attend the



21 school or schools of their parent's or legal guardian's employment
22 regardless of the residence of the child.

23 (3) * * * Except as provided in subsection (5) of this
24 section, no child shall be required to be transported in excess of
25 thirty (30) miles on a school bus from his or her home to school,
26 or in excess of thirty (30) miles from school to his or her home,
27 if there is another school in an adjacent school district located
28 on a shorter school bus transportation route by the nearest
29 traveled road. Those children residing in such geographical
30 situations may, at the discretion of their parent(s) or legal
31 guardian(s), enroll and attend the nearer school, regardless of
32 the residence of the child. In the event the parent or legal
33 guardian of such child and the school board are unable to agree on
34 the school bus mileage required to transport the child from his or
35 her home to school, an appeal shall lie to the State Board of
36 Education, or its designee, whose decision shall be final. The
37 school districts involved in the appeal shall provide the
38 Mississippi Department of Education with any school bus route
39 information requested, including riding the buses as necessary, in
40 order to measure the bus routes in question, as needed by the
41 State Board of Education in considering the appeal.

42 (4) Those children lawfully transferred from the school
43 district of his residence to a school in another school district
44 prior to July 1, 1992, may, at the discretion of their parent(s)
45 or legal guardian(s), continue to enroll and attend school in the



46 transferee school district. Provided further, that the brother(s)
47 and sister(s) of said children lawfully transferred prior to July
48 1, 1992, may also, at the discretion of their parent(s) or legal
49 guardian(s), enroll and attend school in the transferee school
50 district.

51 (5) * * * (a) For purposes of this section, "servicemember"
52 means an active duty member of the armed forces of the United
53 States, a reserve component of the armed forces of the United
54 States or the Mississippi National Guard.

55 (b) When a servicemember who is a parent, guardian or
56 person in loco parentis of a student makes a request to transfer
57 such student, the school board shall transfer the student to the
58 district campus or school district that was specifically requested
59 by the servicemember. A school district shall not be required to
60 provide transportation to a student who transfers to another
61 campus or school district under this subsection.

62 **SECTION 2.** This act shall take effect and be in force from
63 and after July 1, 2024.

