

**Adopted
AMENDMENT NO 1 PROPOSED TO**

Cmte Sub for Senate Bill No. 2002

BY: Senator(s) DeBar

1 **AMEND by inserting the following below line 145 and**
2 **renumbering the subsequent section(s):**

3 **SECTION *.** Section 37-15-29, Mississippi Code of 1972, is
4 amended as follows:

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

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



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

17 (3) No child shall be required to be transported in excess
18 of thirty (30) miles on a school bus from his or her home to
19 school, or in excess of thirty (30) miles from school to his or
20 her home, if there is another school in an adjacent school
21 district located on a shorter school bus transportation route by
22 the nearest traveled road. Those children residing in such
23 geographical situations may, at the discretion of their parent(s)
24 or legal guardian(s), enroll and attend the nearer school,
25 regardless of the residence of the child. * * *

26 (4) Those children lawfully transferred from the school
27 district of his residence to a school in another school district
28 prior to July 1, 1992, may, at the discretion of their parent(s)
29 or legal guardian(s), continue to enroll and attend school in the
30 transferee school district. Provided further, that the brother(s)
31 and sister(s) of said children lawfully transferred prior to July
32 1, 1992, may also, at the discretion of their parent(s) or legal
33 guardian(s), enroll and attend school in the transferee school
34 district.

35 (5) (a) Those children whose parent(s) or legal guardian(s)
36 are active duty, or Active Guard and Reserve duty, members of the
37 United States Armed Forces, but not those who are performing
38 inactive duty training, may, at the discretion of their parent(s)
39 or legal guardian(s), enroll and attend the school district and



40 school campus of their parent's or legal guardian's choosing,
41 regardless of the residence of the child.

42 (b) Those children whose parent(s) or legal guardian(s)
43 are civilian military personnel and reside on a military base
44 may, at the discretion of their parent(s) or legal guardian(s),
45 enroll and attend the school district and school campus of their
46 parent's or legal guardian's choosing, regardless of the residence
47 of the child.

48 (c) For purposes of paragraphs (a) and (b) of this
49 subsection (5):

50 (i) A school district is not required to provide
51 transportation to a student who enrolls in or transfers to another
52 school district or school campus within the district of chosen
53 attendance;

54 (ii) A student eligible for enrollment or transfer
55 shall be allowed only one (1) school transfer per academic year;

56 (iii) Once admitted, and unless expelled, the
57 parent(s) or legal guardian(s) of students transferring under the
58 authority of this subsection shall not be required to reapply for
59 admission for continued enrollment in the school district or
60 school campus of last attendance for any subsequent years of
61 attendance therein; and

62 (iv) If the school district is unable to
63 accommodate a request for enrollment for transfer due to a lack of
64 capacity to accept the student in to the district or a specific



65 school campus, the school board shall deny the request and spread
66 the same upon its minutes.

67 (d) (i) As used in this subsection (5), "active duty"
68 means full-time duty in the active military service of the United
69 States.

70 (ii) As used in this subsection (5), "Active Guard
71 and Reserve duty" means active duty or full-time National Guard
72 duty performed by a member of a reserve component of the Army,
73 Navy, Air Force, Space Force or Marine Corps, which is pursuant to
74 an order to active duty or full-time National Guard duty for a
75 period of one hundred eighty (180) consecutive days or more.

76 (iii) Before enrolling his or her child in the
77 selected school of choice, the service member shall provide the
78 school of enrollment with a copy of his or her Department of
79 Defense photo identification, and a "Statement of Service" from
80 the installation adjutant general or official letter from a
81 commander above the Lieutenant Colonel rank signifying that the
82 service member is on active duty, or Active Guard and Reserve
83 duty, assignment or has been mobilized within the state.

84 **FURTHER, AMEND the title to conform by inserting the**
85 **following on line 22 after the semicolon:**

86 TO AMEND SECTION 37-15-29, MISSISSIPPI CODE OF 1972, TO CONFORM;

