Adopted
AMENDMENT NO 1 PROPOSED TO

Cmte Sub for Senate Bill No. 2002

BY: Senator(s) DeBar

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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