

HOUSE BILL No. 2063

By Committee on Education

1-12

9 AN ACT concerning school districts; relating to transportation of pupils;
10 amending K.S.A. 72-6411 and K.S.A. 2006 Supp. 72-8302 and repeal-
11 ing the existing sections.
12

13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. K.S.A. 72-6411 is hereby amended to read as follows: 72-
15 6411. (a) The transportation weighting of each district shall be deter-
16 mined by the state board as follows:

17 (1) Determine the total expenditures of the district during the pre-
18 ceding school year from all funds for transporting pupils of public and
19 nonpublic schools on regular school routes;

20 (2) divide the amount determined under (1) by the total number of
21 pupils who were included in the enrollment of the district in the preced-
22 ing school year and for whom transportation was made available by the
23 district;

24 (3) multiply the quotient obtained under (2) by the total number of
25 pupils who were included in the enrollment of the district in the preced-
26 ing school year, were residing less than ~~2½ miles~~ *one mile* by the usually
27 traveled road from the school building they attended, and for whom trans-
28 portation was made available by the district;

29 (4) multiply the product obtained under (3) by 50%;

30 (5) subtract the product obtained under (4) from the amount deter-
31 mined under (1);

32 (6) divide the remainder obtained under (5) by the total number of
33 pupils who were included in the enrollment of the district in the preced-
34 ing school year, were residing ~~2½ miles~~ *one mile* or more by the usually
35 traveled road from the school building they attended and for whom trans-
36 portation was made available by the district. The quotient is the per-pupil
37 cost of transportation;

38 (7) on a density-cost graph plot the per-pupil cost of transportation
39 for each district;

40 (8) construct a curve of best fit for the points so plotted;

41 (9) locate the index of density for the district on the base line of the
42 density-cost graph and from the point on the curve of best fit directly
43 above this point of index of density follow a line parallel to the base line

- 1 to the point of intersection with the vertical line, which point is the for-
2 mula per-pupil cost of transportation of the district;
- 3 (10) divide the formula per-pupil cost of transportation of the district
4 by base state aid per pupil;
- 5 (11) multiply the quotient obtained under (10) by the number of
6 pupils who are included in the enrollment of the district, are residing
7 ~~2 1/2 miles~~ *one mile* or more by the usually traveled road to the school
8 building they attend, and for whom transportation is being made available
9 by, and at the expense of, the district. The product is the transportation
10 weighting of the district.
- 11 (b) For the purpose of providing accurate and reliable data on pupil
12 transportation, the state board is authorized to adopt rules and regulations
13 prescribing procedures which districts shall follow in reporting pertinent
14 information relative thereto, including uniform reporting of expenditures
15 for transportation.
- 16 (c) "Index of density" means the number of pupils who are included
17 in the enrollment of a district in the current school year, are residing
18 ~~2 1/2 miles~~ *one mile* or more by the usually traveled road from the school
19 building they attend, and for whom transportation is being made available
20 on regular school routes by the district, divided by the number of square
21 miles of territory in the district.
- 22 (d) "Density-cost graph" means a drawing having: (1) A horizontal or
23 base line divided into equal intervals of density, beginning with zero on
24 the left; and (2) a scale for per-pupil cost of transportation to be shown
25 on a line perpendicular to the base line at the left end thereof, such scale
26 to begin with zero dollars at the base line ascending by equal per-pupil
27 cost intervals.
- 28 (e) "Curve of best fit" means the curve on a density-cost graph drawn
29 so the sum of the distances squared from such line to each of the points
30 plotted on the graph is the least possible.
- 31 ~~(f) The provisions of this section shall take effect and be in force from
32 and after July 1, 1992.~~
- 33 Sec. 2. K.S.A. 2006 Supp. 72-8302 is hereby amended to read as
34 follows: 72-8302. (a) The board of education of a school district may
35 provide or furnish transportation for pupils who are enrolled in the school
36 district to or from any school of the school district or to or from any
37 school of another school district attended by such pupils in accordance
38 with the provisions of an agreement entered into under authority of
39 K.S.A. 72-8233, and amendments thereto.
- 40 (b) (1) When any or all of the conditions specified in this provision
41 exist, the board of education of a school district shall provide or furnish
42 transportation for pupils who reside in the school district and who attend
43 any school of the school district or who attend any school of another

1 school district in accordance with the provisions of an agreement entered
2 into under authority of K.S.A. 72-8233, and amendments thereto. The
3 conditions which apply to the requirements of this provision are as
4 follows:

5 (A) The residence of the pupil is inside or outside the corporate limits
6 of a city, the school building attended is outside the corporate limits of a
7 city and the school building attended is more than ~~2½ miles~~ *one mile* by
8 the usually traveled road from the residence of the pupil; or

9 (B) the residence of the pupil is outside the corporate limits of a city,
10 the school building attended is inside the corporate limits of a city and
11 the school building attended is more than ~~2½ miles~~ *one mile* by the usu-
12 ally traveled road from the residence of the pupil; or

13 (C) the residence of the pupil is inside the corporate limits of one
14 city, the school building attended is inside the corporate limits of a dif-
15 ferent city and the school building attended is more than ~~2½ miles~~ *one*
16 *mile* by the usually traveled road from the residence of the pupil.

17 (2) The provisions of this subsection are subject to the provisions of
18 subsections (c) and (d).

19 (c) The board of education of every school district is authorized to
20 adopt rules and regulations to govern the conduct, control and discipline
21 of all pupils while being transported in school buses. The board may
22 suspend or revoke the transportation privilege or entitlement of any pupil
23 who violates any rules and regulations adopted by the board under au-
24 thority of this subsection.

25 (d) The board of education of every school district may suspend or
26 revoke the transportation privilege or entitlement of any pupil who is
27 detained at school at the conclusion of the school day for violation of any
28 rules and regulations governing pupil conduct or for disobedience of an
29 order of a teacher or other school authority. Suspension or revocation of
30 the transportation privilege or entitlement of any pupil specified in this
31 subsection shall be limited to the school day or days on which the pupil
32 is detained at school. The provisions of this subsection do not apply to
33 any pupil who has been determined to be an exceptional child, except
34 gifted children, under the provisions of the special education for excep-
35 tional children act.

36 (e) (1) Subject to the limitations specified in this subsection, the
37 board of education of any school district may prescribe and collect fees
38 to offset, totally or in part, the costs incurred for the provision or fur-
39 nishing of transportation for pupils. The limitations which apply to the
40 authorization granted by this subsection are as follows:

41 (A) Fees for the provision or furnishing of transportation for pupils
42 shall be prescribed and collected only to recover the costs incurred as a
43 result of and directly attributable to the provision or furnishing of trans-

1 portation for pupils and only to the extent that such costs are not reim-
2 bursed from any other source provided by law;

3 (B) fees for the provision or furnishing of transportation may not be
4 assessed against or collected from any pupil who is counted in determin-
5 ing the transportation weighting of the school district under the provisions
6 of the school district finance and quality performance act or any pupil
7 who is determined to be a child with disabilities under the provisions of
8 the special education for exceptional children act or any pupil who is
9 eligible for free or reduced price meals under the national school lunch
10 act or any pupil who is entitled to transportation under the provisions of
11 subsection (a) of K.S.A. 72-8306, and amendments thereto, and who re-
12 sides ~~2 1/2 miles~~ *one mile* or more by the regular route of a school bus from
13 the school attended;

14 (C) fees for the provision or furnishing of transportation for pupils in
15 accordance with the provisions of an agreement entered into under au-
16 thority of K.S.A. 72-8233 or 72-8307, and amendments thereto, shall be
17 controlled by the provisions of the agreement.

18 (2) All moneys received by a school district from fees collected under
19 this subsection shall be deposited in the general fund of the district.

20 Sec. 3. K.S.A. 72-6411 and K.S.A. 2006 Supp. 72-8302 are hereby
21 repealed.

22 Sec. 4. This act shall take effect and be in force from and after its
23 publication in the statute book.