

Senate Bill 18

By: Senator James of the 35th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 34 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated,
2 relating to intradistrict transfers, so as to provide for students and their siblings to attend the
3 same schools so long as they continue to reside in the same resident school system; to
4 provide for definitions; to provide for related matters; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 34 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to
9 intradistrict transfers, is amended by revising subsection (a) of Code Section 20-2-2131,
10 relating to enrollment of students in school to which not originally assigned, procedure,
11 annual notification, and exception, as follows:

12 "(a)(1) Beginning in school year 2009-2010, the parent of a student enrolled in a public
13 elementary or secondary school in this state may elect to enroll such student in a public
14 school that is located within the school system in which the student resides other than the
15 one to which the student has been assigned by the local board of education if such school
16 has classroom space available after its assigned students have been enrolled. The parent

17 shall assume the responsibility and cost of transportation of the student to and from the
18 school.

19 (2) No later than July 1, 2009, each local school system shall establish a universal,
20 streamlined process available to all students to implement the transfer requirements of
21 paragraph (1) of this subsection.

22 (3) A student who transfers to another school pursuant to this subsection may, at his or
23 her election, continue to attend such school until the student completes all grades of the
24 school.

25 (4) This subsection shall not be construed to affect any student currently attending a
26 school other than the school to which the student has been assigned by the local board of
27 education pursuant to a transfer authorized under the federal No Child Left Behind Act
28 (P.L. 107-110).

29 (5)(A) As used in this paragraph, the term:

30 (i) 'High school cluster' shall have the same meaning as provided in paragraph (5.2)
31 of Code Section 20-2-2062.

32 (ii) 'Original school' means the public elementary or secondary school in which an
33 originating student elects to remain enrolled and which is not such student's resident
34 school.

35 (iii) 'Originating student' means a student enrolled in a public elementary or
36 secondary school in this state who elects to continue his or her enrollment in such
37 school pursuant to subparagraph (B) of this paragraph.

38 (iv) 'Resident school' means the public school in which a student would be enrolled
39 based on his or residence.

40 (v) 'Resident school system' means the local school system in which a student is
41 enrolled based on his or her residence.

42 (B) A student enrolled in a public elementary or secondary school in this state may, at
43 his or her election, continue to attend such school until such student completes all

44 grades of the school; provided, however, that such student remains a resident of the
45 same resident school system. For purposes of this paragraph, such student shall be the
46 originating student and such school shall be the originating student's original school.
47 (C) An originating student may, at his or her election, matriculate to any school within
48 the same high school cluster as his or her original school; provided, however, that such
49 student remains a resident of the same resident school system.
50 (D) Each sibling, including each stepsibling and adoptive sibling, of an originating
51 student may, at his or her election, be enrolled throughout his or her primary and
52 secondary education in the same schools in which such originating student was
53 enrolled; provided, however, that such sibling remains a resident of the same resident
54 school system as such originating student.
55 (E) Each student who elects to be enrolled in a particular elementary or secondary
56 school in this state pursuant to this paragraph shall be included in the count provided
57 for in Code Section 20-2-160 of the school in which he or she is enrolled."

58

SECTION 2.

59 All laws and parts of laws in conflict with this Act are repealed.