

**HOUSE BILL No. 2485**

By Committee on Education

1-17

1 AN ACT concerning school districts; relating to transportation of students;  
2 amending K.S.A. 2017 Supp. 72-6487 and repealing the existing  
3 section.

4  
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2017 Supp. 72-6487 is hereby amended to read as  
7 follows: 72-6487. (a) The board of education of a school district may  
8 provide or furnish transportation for students who are enrolled in the  
9 school district to or from any school of the school district or to or from any  
10 school of another school district attended by such students in accordance  
11 with the provisions of an agreement entered into under authority of K.S.A.  
12 2017 Supp. 72-13,101, and amendments thereto.

13 (b) (1) ~~When any or all of the conditions specified in this provision~~  
14 ~~exist,~~The board of education of a school district shall provide or furnish  
15 transportation for students who reside in the school district and who attend  
16 any school of the school district or who attend any school of another  
17 school district in accordance with the provisions of an agreement entered  
18 into under authority of K.S.A. 2017 Supp. 72-13,101, and amendments  
19 thereto. ~~The conditions which apply to the requirements of this provision~~  
20 ~~are as follows, if:~~

21 (A) The residence of the student is inside or outside the corporate  
22 limits of a city, the school building attended is outside the corporate limits  
23 of a city and the school building attended is more than 2½ miles by the  
24 usually traveled road from the residence of the student; ~~or~~

25 (B) the residence of the student is outside the corporate limits of a  
26 city, the school building attended is inside the corporate limits of a city and  
27 the school building attended is more than 2½ miles by the usually traveled  
28 road from the residence of the student; or

29 (C) the residence of the student is inside the corporate limits of one  
30 city, the school building attended is inside the corporate limits of a  
31 different city and the school building attended is more than 2½ miles by  
32 the usually traveled road from the residence of the student.

33 (2) The provisions of this subsection are subject to the provisions of  
34 subsections (c) ~~and~~, (d) and (e).

35 (c) The board of education of every school district is authorized to  
36 adopt rules and regulations to govern the conduct, control and discipline of

1 all students while being transported in school buses. The board may  
2 suspend or revoke the transportation privilege or entitlement of any  
3 student who violates any rules and regulations adopted by the board under  
4 authority of this subsection.

5 (d) The board of education of every school district may suspend or  
6 revoke the transportation privilege or entitlement of any student who is  
7 detained at school at the conclusion of the school day for violation of any  
8 rules and regulations governing student conduct or for disobedience of an  
9 order of a teacher or other school authority. Suspension or revocation of  
10 the transportation privilege or entitlement of any student specified in this  
11 subsection shall be limited to the school day or days on which the student  
12 is detained at school. The provisions of this subsection do not apply to any  
13 student who has been determined to be an exceptional child, except gifted  
14 children, under the provisions of the special education for exceptional  
15 children act.

16 (e) *Notwithstanding the provisions of subsection (b), the board of*  
17 *education of a school district shall provide or furnish transportation for*  
18 *students who reside in the school district and who attend any school of the*  
19 *school district or who attend any school of another school district in*  
20 *accordance with the provisions of an agreement entered into under*  
21 *authority of K.S.A. 2017 Supp. 72-13,101, and amendments thereto, if:*

22 (1) *The school building attended is 2<sup>1</sup>/<sub>2</sub> miles or less by the usually*  
23 *traveled road from the residence of the student;*

24 (2) *there is no safe pedestrian route from the residence of the student*  
25 *to the school building attended by such student; and*

26 (3) *the provision of such transportation does not increase the cost of*  
27 *providing transportation to students by the school district.*

28 (f) (1) Subject to the limitations specified in this subsection, the  
29 board of education of any school district may prescribe and collect fees to  
30 offset, totally or in part, the costs incurred for the provision or furnishing  
31 of transportation for students. The limitations which apply to the  
32 authorization granted by this subsection are as follows:

33 (A) Fees for the provision or furnishing of transportation for students  
34 shall be prescribed and collected only to recover the costs incurred as a  
35 result of and directly attributable to the provision or furnishing of  
36 transportation for students and only to the extent that such costs are not  
37 reimbursed from any other source provided by law;

38 (B) fees for the provision or furnishing of transportation may not be  
39 assessed against or collected from any student who is counted in  
40 determining the transportation weighting of the school district under the  
41 Kansas school equity and enhancement act, K.S.A. 2017 Supp. 72-5131 et  
42 seq., and amendments thereto, or any student who is determined to be a  
43 child with disabilities under the provisions of the special education for

1 exceptional children act or any student who is eligible for free or reduced  
2 price meals under the national school lunch act or any student who is  
3 entitled to transportation under the provisions of K.S.A. 2017 Supp. 72-  
4 6491(a), and amendments thereto, and who resides 2½ miles or more by  
5 the regular route of a school bus from the school attended; *and*

6 (C) fees for the provision or furnishing of transportation for students  
7 in accordance with the provisions of an agreement entered into under  
8 authority of K.S.A. 2017 Supp. 72-13,101 or 72-6492, and amendments  
9 thereto, shall be controlled by the provisions of the agreement.

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

12 (g) *For the purposes of this section, the term "safe pedestrian route"*  
13 *means a route that may be traveled on foot and: (1) Each portion of such*  
14 *route has either accessible sidewalks or speed limits for motor vehicles*  
15 *that do not exceed 25 miles per hour; (2) no portion of such route crosses*  
16 *any street with a speed limit for motor vehicles in excess of 25 miles per*  
17 *hour, unless a crossing guard is present at such intersection during the*  
18 *times when students would typically be traveling on such route; and (3) no*  
19 *portion of such route crosses any railroad tracks.*

20 Sec. 2. K.S.A. 2017 Supp. 72-6487 is hereby repealed.

21 Sec. 3. This act shall take effect and be in force from and after its  
22 publication in the statute book.