SENATE BILL 19-039

CONCERNING ALLOWING INTERDISTRICT TRANSPORTATION OF STUDENTS ONLY BY ADJACENT SCHOOL DISTRICTS SUBJECT TO THE SCHOOL DISTRICTS' MUTUAL CONSENT.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at http://leg.colorado.gov.)

The bill restores the statutory language in section 22-32-113, C.R.S, to the language as it existed before the statute was amended by section 7 of House Bill 18-1306, as enacted during the 2018 legislative session.
session. Section 7 has been declared void by a Colorado court for violating section 21 of article V of the Colorado constitution that requires bills to contain a single subject clearly expressed in the bill's title.

The bill allows a school district to furnish transportation, or to reimburse parents or others for the cost of transportation, to and from its schools to students who are residents of another school district if the resident school district is adjacent to the school district of attendance and the resident school district consents to the transportation of its students to the adjacent school district.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 22-32-113, amend (1)(c) and (4) as follows:

22-32-113. Transportation of pupils - when. (1) The board of education of a school district may furnish transportation:

(c) To and from public schools for any reasonable classification of pupils enrolled in the schools of the district who are residents of any other school district, IF THE DISTRICT OF RESIDENCE IS ADJACENT TO THE DISTRICT OF ATTENDANCE, AND IF THE BOARD OR OTHER GOVERNING BODY OF THE DISTRICT OF RESIDENCE CONSENTS TO SUCH TRANSPORTATION;

(4) A board may reimburse a parent or guardian for the expenses incurred by such parent or guardian in furnishing transportation to and from a public school or designated school vehicle stop for his or her child or children and for other pupils enrolled in the schools of the district, BUT THE BOARD SHALL NOT REIMBURSE ANY PERSON FOR TRANSPORTATION FURNISHED TO A PUPIL RESIDENT IN ANOTHER SCHOOL DISTRICT WITHOUT THE CONSENT OF THE BOARD OR OTHER GOVERNING BODY OF THE DISTRICT OF RESIDENCE. The amount and payment of transportation expenses are determined by the board paying the expenses.

SECTION 2. Safety clause. The general assembly hereby finds,
determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.