

**158.072 Eligible students -- Change of residence within district -- Option to remain enrolled in original school -- Transportation.**

- (1) For purposes of this section, "eligible student" shall mean a public school student enrolled in kindergarten or grade one (1), two (2), or three (3) who qualifies for free or reduced-price school meals or attends a school that participates in the community eligibility provision of the National School Lunch Program.
- (2) When an eligible student changes his or her residence during the school year and the change in residence results in the student being assigned to a different school within the same school district, the parent or guardian of the eligible student shall have the option to request the student, and any of the student's siblings enrolled in the same school in any grade, remain enrolled in the original school, regardless of the transportation decision made under subsection (3) of this section.
- (3)
  - (a) Notwithstanding KRS 158.110, if the student remains enrolled in the original school, the school district shall provide transportation to the original school from the student's new residence, except as provided in paragraph (b) of this subsection.
  - (b) The superintendent may deny the transportation request if he or she determines the distance and travel time that the student would spend in transport is impracticable. The district shall report the transportation denial and supporting rationale to the Kentucky Department of Education.

**Effective:** June 29, 2023

**History:** Created 2023 Ky. Acts ch. 158, sec. 1, effective June 29, 2023.