

House Bill 966

By: Representatives Millar of the 79th, Lindsey of the 54th, Dickson of the 6th, Levitas of the 82nd, and Cox of the 102nd

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 that permanent classroom space shall not
3 include temporary buildings, portable units, or trailers for purposes of intradistrict transfers
4 between schools; 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 Code Section 20-2-2131, relating to
10 requirements for intradistrict transfers between schools, as follows:

11 "20-2-2131.

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 permanent classroom space available after its assigned students have been enrolled.
17 The parent shall assume the responsibility and cost of transportation of the student to and
18 from the school. For purposes of this Code section, permanent classroom space shall not
19 include temporary buildings, portable units, or trailers.

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

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

- 26 (4) This subsection shall not be construed to affect any student currently attending a
27 school other than the school to which the student has been assigned by the local board of
28 education pursuant to a transfer authorized under the federal No Child Left Behind Act
29 (P.L. 107-110).
- 30 (b) The department shall establish a model universal, streamlined process to implement
31 the transfer provisions of this Code section. Each local board of education shall adopt a
32 universal, streamlined transfer process that includes, at a minimum, such state model. Such
33 local process shall include a deadline for submitting transfer requests.
- 34 (c) Each local school system shall annually notify prior to each school year the parents of
35 each student by letter, electronic means, or by such other reasonable means in a timely
36 manner of the options available to the parent under this article.
- 37 (d) The local school system shall notify parents by July 1 of each year which schools have
38 available permanent classroom space and to which of these schools parents may choose to
39 request a transfer for their children.
- 40 (e) This Code section shall not apply to charter schools.
- 41 (f) This Code section shall not apply to newly opened schools with available permanent
42 classroom space for a period of four years after the school opens."

43

SECTION 2.

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