

SB211 ENROLLED



1 SB211
2 VEH7VVL-2
3 By Senators Chesteen, Smitherman, Hatcher, Jones, Butler,
4 Allen, Givhan, Livingston, Melson, Sessions, Carnley, Bell,
5 Kelley, Shelnut, Kitchens, Stutts, Elliott, Roberts, Barfoot,
6 Waggoner, Gudger, Williams, Price, Orr, Stewart, Coleman,
7 Coleman-Madison, Beasley
8 RFD: Veterans and Military Affairs
9 First Read: 06-Mar-24



SB211 Enrolled

1 Enrolled, An Act,

2

3

4 To amend Section 16-28-60, relating to the remote
5 enrollment of children of active duty military personnel in
6 public K-12 schools; to include the remote enrollment of
7 special needs children of active duty military personnel; to
8 provide for the transfer of records relating to the child; and
9 to require informed parental consent prior to the reevaluation
10 of the special needs student.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. Section 16-28-60 of the Code of Alabama
13 1975, is amended to read as follows:

14 "§16-28-60

15 (a) A student who is not a domiciliary of the state
16 shall be permitted to register to enroll in a public K-12
17 school by remote means, including electronic means, prior to
18 commencement of the student's residency in this state if all
19 of the following apply:

20 (1) A parent or legal guardian is on active military
21 duty and is transferred or pending transfer to a military
22 installation or reservation in this state.

23 (2) Upon request by the local board of education, a
24 parent or legal guardian provides a copy of the official
25 military order transferring to a military installation or
26 reservation located in this state.

27 (3) A parent or legal guardian completes and submits
28 the board of education's required enrollment forms and



SB211 Enrolled

29 documentation, except that proof of residency shall not be
30 required until the student physically transfers to this state,
31 at which time the student shall be required to provide proof
32 of residency prior to commencing attendance.

33 (b) If the enrolling student is transferring with a
34 Section 504 plan, an individualized family service plan, or an
35 individualized education plan, the local board of education
36 shall take the necessary steps including, but not limited to,
37 the transfer of records and any prior evaluations, the
38 performance of reevaluations, if necessary, and meetings to
39 ensure that comparable services are in place when the child
40 arrives in this state. If a reevaluation is deemed necessary,
41 the reevaluation shall occur within 30 calendar days after the
42 date of arrival, subject to the informed parental consent of
43 the parent or legal guardian as provided by rule of the State
44 Board of Education.

45 ~~(b)~~ (c) The local board of education shall make
46 available to a student who registers to enroll pursuant to
47 this section the same opportunities for school assignment ~~and,~~
48 selection of courses, special education services, and sporting
49 activities as those offered to resident students."

50 Section 2. This act shall become effective on July 1,
51 2024.



SB211 Enrolled

52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84

President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB211

Senate 02-Apr-24

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris,
Secretary.

House of Representatives

Passed: 30-Apr-24

By: Senator Chesteen