

SPECIAL EDUCATION TRANSPORTATION REIMBURSEMENT

Several questions have arisen concerning Attorney General Opinion No.81-13, dated January 15, 1981, and K.S.A. 72-978 on special education transportation reimbursement. Listed below is a synopsis of the opinion and a reprint of a portion of K.S.A. 72-978.

ATTORNEY GENERAL OPINION NO.81-13. The State Board of Education is not granted authority under K.S.A. 72-978(a) to reimburse school districts for travel allowance paid to special education teachers to attend meetings, in-service workshops, special institutes, and other professional meetings.

The following items **are not eligible** to receive special education transportation reimbursement.

1. Recruiting of special education teachers.
2. In-service meetings.
3. Special institutes.
4. Professional meetings.
5. Responsibilities directly associated with administration.
6. Special teacher travel outside district/cooperative/interlocal boundaries unless required by student IEP .
7. Transportation of media service materials and supplies.

The following items **are eligible** to receive special education transportation reimbursement.

1. Special teacher travel from one attendance center to another.
2. Director and/or supervisor (special teacher) traveling from one attendance center to another as part of supervision or evaluation.
3. Teacher, director, and supervisor travel from one attendance center to another for staffing of IEP.
4. Transportation of exceptional children to and from school if not claimed in regular transportation.
5. Transportation of exceptional children as required in the IEP.
6. Actual travel expenses of exceptional children and staff to "Special Olympics" and similar activities only if the activity is a part of the student IEP and the staff is involved in sponsorship or transportation.
7. Only that portion of vehicle lease price or operational cost of a district or co-op vehicle documented as directly related to pupil transportation or teacher travel while in pursuit of teaching activities.

This memorandum has been reviewed by the Attorney General's office on March 24, 1981
