Session of 2019

HOUSE BILL No. 2395

By Committee on Appropriations

AN ACT concerning education; relating to the instruction and financing thereof; making and concerning appropriations for the fiscal years ending June 30, 2019, June 30, 2020, and June 30, 2021, for the department of education; amending K.S.A. 72-1151, 72-1167, 72-3123, 72-3422, 72-4352, 72-4354, 72-5130, 72-5131, 72-5132, 72-5142, 72-5144, 72-5150, 72-5151, 72-5153, 72-5170, 72-5171, 72-5193, 72-5461, 72-5462, 72-6147, 72-6487 and 72-8193 and K.S.A. 2018 Supp. 79-201x, 79-32,117 and 79-4227 and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

Section 1. DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

KPERS – employer contributions – non-USDs (652-00-1000-0100) .........................$1,036,647

KPERS – employer contributions – USDs (652-00-1000-0110) .........................$18,986,873

Supplemental general state aid (652-00-1000-0840) .........................$10,383,000

(b) On the effective date of this act, of the $520,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 76(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the teach for America pilot program account (652-00-1000-0200) the sum of $250,000 is hereby lapsed.

(c) On the effective date of this act, of the $4,771,500 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the school district juvenile detention facilities and Flint Hills job corps center grants account (652-00-1000-0290) the sum of $927,439 is hereby lapsed.

(d) On the effective date of this act, of the $327,500 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the governor's teaching excellence scholarships and awards account (652-00-1000-0770) the sum of $142,326 is hereby lapsed.

(e) On the effective date of this act, of the $2,046,657,545
appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the state foundation aid account (652-00-1000-0820) the sum of $39,326,035 is hereby lapsed.

(f) On the effective date of this act, of the $2,500,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 1(a) of chapter 57 of the 2018 Session Laws of Kansas from the state general fund in the MHIT pilot program – online database account (652-00-1000-0160) the sum of $2,000,000 is hereby lapsed.

(g) On the effective date of this act, the director of accounts and reports shall transfer $105,894 from the school district extraordinary declining enrollment fund (652-00-2290-2290) of the department of education to the state general fund.

(h) During the fiscal year ending June 30, 2019, the commissioner of education, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2019 from the state general fund for the department of education to another item of appropriation for fiscal year 2019 from the state general fund for the department of education. The commissioner of education shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

Sec. 2.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures

(including official hospitality) (652-00-1000-0053).............$13,762,957

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of $100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Special education services aid (652-00-1000-0700).................................$497,880,818

Provided, That any unencumbered balance in the special education services aid account in excess of $100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: Provided further, That expenditures shall not be made from the special education services aid account for the provision of instruction for any homebound or hospitalized child, unless the categorization of such child as exceptional is conjoined with the categorization of the child within one or more of the other categories of exceptionality: And provided further, That expenditures shall be made from this account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3425, and amendments thereto: And provided further, That expenditures shall be
made from the amount remaining in this account, after deduction of the
expenditures specified in the foregoing provisos, for payments to school
districts in amounts determined pursuant to and in accordance with the
provisions of K.S.A. 72-3422, and amendments thereto.

State foundation aid (652-00-1000-0820).........................$2,324,710,861

Provided, That any unencumbered balance in the state foundation aid
account in excess of $100 as of June 30, 2019, is hereby reappropriated for
fiscal year 2020: Provided further, That in addition to the other purposes
for which expenditures may be made by the above agency from such
account for fiscal year 2020, expenditures shall be made by the above
agency from such account for fiscal year 2020 for the behavioral health
intervention team program pursuant to section 5, and amendments thereto,
in an amount not to exceed $20,181,317.

Supplemental state aid (652-00-1000-0840).........................$504,663,931

Provided, That any unencumbered balance in the supplemental state aid
account in excess of $100 as of June 30, 2019, is hereby reappropriated for
fiscal year 2020.

ACT and workkeys assessments program.........................$2,800,000

Provided, That expenditures shall be made by the above agency from the
ACT and workkeys assessments program account to provide the ACT
college entrance exam and the three ACT workkeys assessments that are
required to earn a national career readiness certificate to each student
enrolled in grades 11 and 12, and the pre-ACT college entrance exam to
each student enrolled in grade 9 in accordance with section 8, and
amendments thereto.

Mentor teacher (652-00-1000-0440)...............................$1,300,000

Professional development (652-00-1000-0860).....................$2,449,000

Provided, That in addition to the other purposes for which expenditures
may be made by the above agency from the professional development
account for fiscal year 2020, expenditures shall be made by the above
agency from such account for fiscal year 2020 for training in identification
of dyslexia and effective reading interventions for students diagnosed with
dyslexia in an amount not to exceed $749,000: Provided further, That in
making expenditures for training in identification of dyslexia and effective
reading interventions for students diagnosed with dyslexia the above
agency shall provide $1,000 to each elementary school for such training.

Information technology education opportunities (652-00-1000-0600)........................$500,000

Discretionary grants (652-00-1000-0400)..............................$322,457

Provided, That the above agency shall make expenditures from the
discretionary grants account during the fiscal year 2020, in the amount not
less than $125,000 for after school programs for middle school students in
the sixth, seventh and eighth grades: Provided further, That the after school
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programs may also include fifth and ninth grade students, if they attend a
junior high: And provided further, That such discretionary grants shall be
awarded to after school programs that operate for a minimum of two hours
each day, every day that school is in session, and a minimum of six hours a
day for a minimum of five weeks during the summer: And provided
further, That the discretionary grants awarded to after school programs
shall require a $1 for $1 local match: And provided further, That the
aggregate amount of discretionary grants awarded to any one after school
program shall not exceed $25,000.

School food assistance (652-00-1000-0320)..............................$2,510,486
School safety hotline (652-00-1000-0230)......................................$10,000

1. KPERS – employer
   contributions – non-USDs (652-00-1000-0100)...............................$43,015,894
2. Provided, That any unencumbered balance in the KPERS – employer
   contributions – non-USDs account in excess of $100 as of June 30, 2019,
is hereby reappropriated for fiscal year 2020: Provided further, That all
   expenditures from the KPERS – employer contributions – non-USDs
   account shall be for payment of participating employers' contributions to
   the Kansas public employees retirement system as provided in K.S.A. 74-
   4939, and amendments thereto: And provided further, That expenditures
   from this account for the payment of participating employers' contributions
to the Kansas public employees retirement system may be made regardless
of when the liability was incurred.

3. KPERS – employer
   contributions – USDs (652-00-1000-0110).................................$543,865,035
4. Provided, That any unencumbered balance in the KPERS – employer
   contributions – USDs account in excess of $100 as of June 30, 2019, is
   hereby reappropriated for fiscal year 2020: Provided further, That all
   expenditures from the KPERS – employer contributions – USDs account
   shall be for payment of participating employers' contributions to the
   Kansas public employees retirement system as provided in K.S.A. 74-
   4939, and amendments thereto: And provided further, That expenditures
   from this account for the payment of participating employers' contributions
to the Kansas public employees retirement system may be made regardless
of when the liability was incurred.

5. KPERS employer contribution
   layering payment #1 (652-00-1000-0120).................................$6,400,000
6. KPERS employer contribution
   layering payment #2.................................................................$19,400,000

7. Career and technical education
   transportation (652-00-1000-0190).........................................$650,000
8. Teach for America pilot program............................................$261,000
9. School safety and security grants............................................$5,000,000
Provided, That all moneys in the school safety and security grants account expended for fiscal year 2020 shall be matched by the receiving school district on a $1 for $1 basis from other moneys of the district: Provided further, That expenditures shall be made by the above agency from such account for fiscal year 2020 for disbursements of grant moneys for the acquisition and installation of security cameras and any other equipment and services necessary for security monitoring of facilities operated by a school district as approved by the state board of education.

Education super highway (652-00-1000-0180).........................$950,000

Provided, That any unencumbered balance in the education super highway account in excess of $100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Juvenile transitional crisis center pilot project (652-00-1000-0210).................................$300,000

Provided, That expenditures from the juvenile transitional crisis center pilot project account shall be used by the above agency during fiscal year 2020 to develop a regional crisis center pilot project at the Beloit special education cooperative, founded on research and evidence-based practices designed to meet the unique social and emotional needs of students identified as at-risk or with disabilities: Provided further, That such project shall provide individualized programming to attain such student's high school diploma and job skills while working through the social skills program: And provided further, That the commissioner of education shall provide an update on the implementation of the pilot project developed by this proviso to the legislature on or before the first day of the 2020 regular legislative session.

B_HIT program online database (652-00-1000-0160)..............................$500,000

Educable deaf-blind and severely handicapped children's programs aid (652-00-1000-0630).................................$110,000

School district juvenile detention facilities and Flint Hills job corps center grants (652-00-1000-0290)..............................$5,060,528

Provided, That any unencumbered balance in the school district juvenile detention facilities and Flint Hills job corps center grants account in excess of $100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: Provided further, That expenditures shall be made from the school district juvenile detention facilities and Flint Hills job corps center grants account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-1173, and amendments thereto.

Governor's teaching excellence scholarships and awards (652-00-1000-0770).................................................$360,693
Provided, That any unencumbered balance in the governor's teaching excellence scholarships and awards account in excess of $100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: Provided further, that all expenditures from the governor's teaching excellence scholarships and awards account for teaching excellence scholarships shall be made in accordance with K.S.A. 72-2166, and amendments thereto: And provided further, That each such grant shall be required to be matched on a $1 for $1 basis from nonstate sources: And provided further, That award of each such grant shall be conditioned upon the recipient entering into an agreement requiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: And provided further, That all moneys received by the department of education for repayment of grants for governor's teaching excellence scholarships shall be deposited in the state treasury and credited to the governor's teaching excellence scholarships program repayment fund (652-00-7221-7200).

Governor's scholars program scholarships and awards...

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law and transfers to other state agencies shall not exceed the following:

State school district finance fund (652-00-7393-7000)............................................No limit
School district capital improvements fund (652-00-2880-2880)..............................No limit
Provided, That expenditures from the school district capital improvements fund shall be made only for the payment of general obligation bonds approved by voters under the authority of K.S.A. 72-5457, and amendments thereto.
School district capital outlay state aid fund..........................................................No limit
Conversion of materials and equipment fund (652-00-2420-2020)..........................No limit
State safety fund (652-00-2538-2030).................................................................No limit
Provided, That notwithstanding the provisions of K.S.A. 8-272, and amendments thereto, or any other statute, funds shall be distributed during fiscal year 2020 as soon as moneys are available.
School bus safety fund (652-00-2532-2300)......................................................No limit
Motorcycle safety fund (652-00-2633-2050).........................................................No limit
Federal indirect cost reimbursement fund (652-00-2312-2200).............................No limit
1 Teacher and administrator fee fund (652-00-2723-2060)..................................................No limit
2 Food assistance –
3 federal fund (652-00-3230-3020)..............................................No limit
4 Food assistance – school
5 breakfast program –
6 federal fund (652-00-3529-3490)..................................................No limit
7 Food assistance – national
8 school lunch program –
9 federal fund (652-00-3530-3500)..................................................No limit
10 Food assistance – child
11 and adult care food program –
12 federal fund (652-00-3531-3510).................................................. No limit
13 Community-based
14 child abuse prevention –
15 federal fund (652-00-3319-7400)..................................................No limit
16 Family and children
17 investment fund (652-00-7375)......................................................No limit
18 Elementary and secondary school aid –
19 federal fund (652-00-3233-3040)..................................................No limit
20 Educationally deprived
21 children – state operations –
22 federal fund (652-00-3131-3130)................................................... No limit
23 Elementary and secondary school –
24 educationally deprived children –
25 LEA's fund (652-00-3532-3520)......................................................No limit
26 Education of handicapped children
27 fund – federal (652-00-3234-3050)..................................................No limit
28 Education of handicapped
29 children fund – state operations –
30 federal fund (652-00-3534-3540)..................................................No limit
31 Education of handicapped
32 children fund – preschool –
33 federal fund (652-00-3535-3550)..................................................No limit
34 Education of handicapped
35 children fund – preschool state operations – federal (652-00-3536-3560).................................................No limit
36 Elementary and secondary school
37 aid – federal fund – migrant education fund (652-00-3537-3570)..................................................No limit
38 Elementary and secondary school aid –
39 federal fund – migrant education –
40 state operations (652-00-3538-3580)..................................................No limit
Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences: Provided further, That the state board of education is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: And provided further, That such fees shall be fixed in order to recover all or part of such operating expenditures incurred for inservice workshops and conferences: And provided further, That all fees received for inservice workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

Private donations, gifts, grants and bequests fund (652-00-7307-5000).................................................No limit

Reimbursement for services fund (652-00-3056-3200).................................................................No limit

Communities in schools program fund (652-00-2221-2400).................................................................No limit

Governor's teaching excellence scholarships program repayment fund (652-00-7221-7200).................................................No limit

Provided, That all expenditures from the governor's teaching excellence scholarships program repayment fund shall be made in accordance with K.S.A. 72-2166, and amendments thereto: Provided further, That each such grant shall be required to be matched on a $1 for $1 basis from nonstate sources: And provided further, That award of each such grant shall be conditioned upon the recipient entering into an agreement requiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: And provided further, That all moneys received by the department of education for repayment of grants made under the governor's teaching excellence scholarships program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the governor's teaching excellence scholarships program repayment fund.

State grants for improving teacher quality –
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federal fund (652-00-3526-3860).................................No limit
State grants for improving
  teacher quality – federal fund –
  state operations (652-00-3527-3870).................................No limit
21st century community learning centers –
  federal fund (652-00-3519-3890).................................No limit
State assessments –
  federal fund (652-00-3520-3800).................................No limit
Rural and low-income schools program –
  federal fund (652-00-3521-3810).................................No limit
TANF children's programs –
  federal fund (652-00-3323-0531).................................No limit
ESSA – student support academic enrichment –
  federal fund (652-00-3113-3113).................................No limit
Language assistance state grants –
  federal fund (652-00-3522-3820).................................No limit
Service clearing fund (652-00-2869-2800).................................No limit
Local school district contribution program
  checkoff fund (652-00-7005-7005).................................No limit
Educational technology
  coordinator fund (652-00-2157-2157).................................No limit

Provided, That expenditures shall be made by the above agency for the
fiscal year ending June 30, 2020, from the educational technology
coordinator fund of the department of education to provide data on the
number of school districts served and cost savings for those districts in
fiscal year 2020 in order to assess the cost effectiveness of the position of
educational technology coordinator.

(c) There is appropriated for the above agency from the children's
initiatives fund for the fiscal year ending June 30, 2020, the following:
Parent education program (652-00-2000-2510)......................$8,237,635
Provided, That any unencumbered balance in the parent education
program account in excess of $100 as of June 30, 2019, is hereby
reappropriated for fiscal year 2020: Provided further, That expenditures
from the parent education program account for each such grant shall be
matched by the school district in an amount that is equal to not less than
50% of the grant.
ABC early childhood intervention program..........................$1,000,000
Provided, That expenditures shall be made by the above agency from the
ABC early childhood intervention program account to implement the ABC
early childhood intervention program: Provided further, That such program
shall use scientific, evidence-based practices to identify early childhood at-
risk indicators: And provided further, That such program shall connect
parents and legal guardians of children between the ages of six months and
four years who are identified as early childhood at-risk with services to be
provided by trained parent coaches: And provided further, That the above
agency shall work in collaboration with and operationally fund the bureau
of family health in the department for health and environment in the
development, implementation and expansion of such program: And
provided further, That both the above agency and the bureau of family
health in the department for health and environment shall consult with the
united methodist health ministry fund for the duration of the program: And
provided further, That the above agency may expend an amount not to
exceed $264,000 from such account for research and evaluation of
processes utilized by or related to such program.
Children's cabinet
accountability fund (652-00-2000-2402).................................$375,000
Provided, That any unencumbered balance in the children's cabinet
accountability fund account in excess of $100 as of June 30, 2019, is
hereby reappropriated for fiscal year 2020.
CIF grants (652-00-2000-2408)..................................................$18,127,914
Provided, That any unencumbered balance in the CIF grants account in
excess of $100 as of June 30, 2019, is hereby reappropriated for fiscal year
2020.
Quality initiative infants
and toddlers (652-00-2000-2420).............................................$500,000
Provided, That any unencumbered balance in the quality initiative infants
and toddlers account in excess of $100 as of June 30, 2019, is hereby
reappropriated for fiscal year 2020.
Early childhood block grant
autism diagnosis (652-00-2000-2422).................................$50,000
Provided, That any unencumbered balance in the early childhood block
grant autism diagnosis account in excess of $100 as of June 30, 2019, is
hereby reappropriated for fiscal year 2020.
Communities aligned in early development
and education (652-00-2000-2550).................................$1,000,000
Pre-K pilot (652-00-2000-2535)...........................................$4,200,000
(d) On July 1, 2019, or as soon thereafter as moneys are available,
notwithstanding the provisions of K.S.A. 8-1,148 or 38-1808, and
amendments thereto, or any other statute, the director of accounts and
reports shall transfer $50,000 from the family and children trust account of
the family and children investment fund (652-00-7375-7900) of the
department of education to the communities in schools program fund (652-
00-2221-2400) of the department of education.
(e) On March 30, 2020, and June 30, 2020, or as soon thereafter as
moneys are available, notwithstanding the provisions of K.S.A. 8-267 or
8-272, and amendments thereto, or any other statute, the director of
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accounts and reports shall transfer $550,000 from the state safety fund (652-00-2538-2030) to the state general fund: Provided, That the transfer of such amount shall be in addition to any other transfer from the state safety fund to the state general fund as prescribed by law: Provided further, That the amount transferred from the state safety fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed on behalf of the department of education by other state agencies that receive appropriations from the state general fund to provide such services.

(f) On July 1, 2019, and quarterly thereafter, the director of accounts and reports shall transfer $72,500 from the state highway fund of the department of transportation to the school bus safety fund (652-00-2532-2300) of the department of education.

(g) On July 1, 2019, the director of accounts and reports shall transfer an amount certified by the commissioner of education from the motorcycle safety fund (652-00-2633-2050) of the department of education to the motorcycle safety fund (561-00-2366-2360) of the state board of regents: Provided, That the amount to be transferred shall be determined by the commissioner of education based on the amounts required to be paid pursuant to K.S.A. 8-272(b)(2), and amendments thereto.

(h) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, the following:

KPERS – school employer contribution (652-00-1700-1700).................................$41,632,883

(i) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer $97,250 from the USAC E-rate program federal fund (561-00-3920-3920) of the state board of regents to the education technology coordinator fund (652-00-2157-2157) of the department of education: Provided, That the department of education shall provide information and data regarding the number of school districts served and cost savings attained by such school districts in order to assess the cost effectiveness of having this education technology coordinator position: Provided further, That such information and data shall be made available by the department of education by the end of the fiscal year 2020.

(j) There is appropriated for the above agency from the Kansas endowment for youth fund for the fiscal year ending June 30, 2020, the following:

Children's cabinet administration (652-00-7000-7001).........................$256,234

Provided, That any unencumbered balance in the children's cabinet
administration account in excess of $100 as of June 30, 2019, is hereby
reappropriated for fiscal year 2020.

(k) During the fiscal year ending June 30, 2020, the commissioner of
education, with the approval of the director of the budget, may transfer any
part of any item of appropriation for fiscal year 2020 from the state general
fund for the department of education to another item of appropriation for
fiscal year 2020 from the state general fund for the department of
education. The commissioner of education shall certify each such transfer
to the director of accounts and reports and shall transmit a copy of each
such certification to the director of legislative research.

Sec. 3.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general
fund for the fiscal year ending June 30, 2021, the following:

Special education
services aid (652-00-1000-0700) $505,380,818

Provided, That any unencumbered balance in the special education
services aid account in excess of $100 as of June 30, 2020, is hereby
reappropriated for fiscal year 2021: Provided further, That expenditures
shall not be made from the special education services aid account for the
provision of instruction for any homebound or hospitalized child, unless
the categorization of such child as exceptional is conjoined with the
categorization of the child within one or more of the other categories of
exceptionality: And provided further, That expenditures shall be made from
this account for grants to school districts in amounts determined pursuant
to and in accordance with the provisions of K.S.A. 72-3425, and
amendments thereto: And provided further, That expenditures shall be
made from the amount remaining in this account, after deduction of the
expenditures specified in the foregoing provisos, for payments to school
districts in amounts determined pursuant to and in accordance with the
provisions of K.S.A. 72-3422, and amendments thereto.

State foundation aid (652-00-1000-0820) $2,407,951,518

Provided, That any unencumbered balance in the state foundation aid
account in excess of $100 as of June 30, 2020, is hereby reappropriated for
fiscal year 2021: Provided further, That in addition to the other purposes
for which expenditures may be made by the above agency from such
account for fiscal year 2021, expenditures shall be made by the above
agency from such account for fiscal year 2021 for the behavioral health
intervention team program pursuant to section 5, and amendments thereto,
in an amount not to exceed $20,181,317 plus the amount equal to the
difference between $20,181,317 and the actual expenditures from the state
foundation aid account in fiscal year 2020 for such behavioral health
intervention team program: And provided further, That the commissioner
of education shall certify to the director of accounts and reports the actual expenditures from the state foundation aid account in fiscal year 2020 for such behavioral health intervention team program: And provided further, That at the same time that such certification is transmitted to the director of accounts and reports, the commissioner of education shall transmit a copy of such certification to the director of the budget and the director of legislative research.

Supplemental state aid (652-00-1000-0840)............................$512,300,000

Provided, That any unencumbered balance in the supplemental state aid account in excess of $100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021.

KPERS – employer contributions – non-USDs (652-00-1000-0100).....................$46,620,938

Provided, That any unencumbered balance in the KPERS – employer contributions – non-USDs account in excess of $100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021: Provided further, That all expenditures from the KPERS – employer contributions – non-USDs account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: And provided further, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

KPERS – employer contributions – USDs (652-00-1000-0110)..........................$567,075,949

Provided, That any unencumbered balance in the KPERS – employer contributions – USDs account in excess of $100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021: Provided further, That all expenditures from the KPERS – employer contributions – USDs account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: And provided further, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2021, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

State school district
finance fund (652-00-7393-7000)............................................No limit

School district capital
improvements fund (652-00-2880-2880).....................................No limit
Provided, That expenditures from the school district capital improvements fund shall be made only for the payment of general obligation bonds approved by voters under the authority of K.S.A. 72-5457, and amendments thereto.

School district capital outlay

state aid fund..........................................................No limit

(c) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2021, the following:

KPERS – school employer

contribution (652-00-1700-1700).................................$41,640,023

New Sec. 4. (a) On or before January 15 of each year, the state department of education shall prepare and submit a performance accountability report and a longitudinal achievement report for all students enrolled in public school in the state, each school district and each school operated by a school district to the governor and the legislature.

(b) Each performance accountability report shall be prepared in a single page format containing the information that is required to be reported under the federal elementary and secondary education act as amended by the federal every student succeeds act, public law 114-95, or any successor federal acts, and the college and career readiness metrics developed and implemented by the state board. The report shall use the categories for achievement identified under the federal every student succeeds act, public law 114-95, or any successor achievement categories. All categories and metrics included in the report shall be clearly defined.

(c) Each longitudinal achievement report shall provide the achievement rates on the state assessments for English language arts, math and science for all students and each student subgroup and the change in achievement rate year-over-year starting with the school year in which the state board first implemented new achievement standards on such state assessments.

(d) All reports prepared pursuant to this section shall be published in accordance with section 26, and amendments thereto.

(e) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 5. (a) The behavioral health intervention weighting of each school district shall be determined by the state board as follows:

(1) Determine the number of students included in the enrollment of the school district who regularly attend an attendance center that has a behavioral health intervention team liaison assigned to such attendance center; and

(2) multiply the number determined under subsection (a)(1) by 0.5. The resulting product is the behavioral health intervention weighting of the
school district.

(b) In order to qualify to receive the behavioral health intervention weighting pursuant to this section a school district shall implement the behavioral health intervention team program in the current school year, or if such program was implemented in a prior school year, continue such program in the current school year. The behavioral health intervention team program shall be administered so as to improve social-emotional wellness and outcomes for students by increasing schools' access to counselors, social workers and psychologists. Qualifying school districts shall enter into the necessary memorandums of understanding and other necessary agreements with participating community mental health centers and the appropriate state agencies, including the department of health and environment, to implement and operate the program. Behavioral health intervention teams shall consist of behavioral health intervention team liaisons employed by the school district, and clinical therapists and case managers employed by the participating community mental health center.

(c) All moneys received by a qualifying school district that are attributable to the behavioral health intervention weighting shall be expended solely to implement and administer the behavioral health intervention team program in accordance with the provisions of this section and in accordance with agreements entered into pursuant to subsection (b).

(d) Behavioral health intervention team liaisons shall be certified as a master's level behavioral health professionals, unless the state board grants a waiver to the school district hiring such liaison that allows such school district to hire a liaison certified as a bachelor's level behavioral health professional.

(e) School districts shall prioritize services under the behavioral health intervention team program for students who are in the custody of the secretary for children and families. The department for children and families, or the case management contractor, shall notify the school district upon enrollment of a child in such school district that such child is in the custody of the secretary for children and families.

(f) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 6. (a) Each school year, the board of education of each school district shall reasonably calculate and allocate a sufficient amount of money to have students enrolled in such school district who are not meeting the goal set forth in K.S.A. 72-3218(c), and amendments thereto, achieve that goal. The superintendent of each school district shall certify to the state board of education that:

(1) The school district budget reasonably calculates and allocates a sufficient amount of money for instructional costs, including, but not
limited to, licensed teachers, curriculum materials and supplies and any
other costs categorized in function 1000, instruction, by the state board, as
published in the state department of education's Kansas accounting
handbook for unified school districts, as published in March 2018, or later
versions adopted by the state board, to ensure that each student meets the
goal set forth in K.S.A. 72-3218(c), and amendments thereto; and
(2) the school district has sufficient qualified personnel adequately
trained to provide the curriculum established by the board of education and
the school district's at-risk programs.
(b) In any action challenging the state's provision for finance of the
educational interests of the state under section 6 of article 6 of the
constitution of the state of Kansas, all state moneys appropriated,
distributed or otherwise provided by the state to school districts shall be
deemed by the court to have been utilized first by school districts to ensure
that all students meet the goal set forth in K.S.A. 72-3218(c), and
amendments thereto.
(c) The provisions of this section shall be effective on and after July
1, 2019.

New Sec. 7. (a) On July 1 of each school year, the state board of
education shall determine the average monthly unencumbered cash
balance for each school district for the immediately preceding school year
by adding the monthly unencumbered cash balance amounts reported by
the school district for each of the immediately preceding 12 months and
dividing the resulting sum by 12. If the average monthly unencumbered
cash balance of the school district is greater than an amount equal to 15%
of the general operating budget of such school district for the immediately
preceding school year, then in the current school year, the school district
shall expend an amount equal to the difference between the average
monthly unencumbered cash balance of the school district and an amount
equal to 15% of the general operating budget of such school district for the
immediately preceding school year.
(b) For purposes of this section, the term "unencumbered cash
balance" includes all unencumbered cash balances held in any fund of
such school district, except the capital outlay fund and the bond and
interest fund of the school district.
(c) The provisions of this section shall be effective on and after July
1, 2019.

New Sec. 8. (a) The state board of education shall provide the ACT
college entrance exam and the three ACT workkeys assessments that are
required to earn a national career readiness certificate to each student
enrolled in grades 11 and 12, and the pre-ACT college entrance exam to
each student enrolled in grade nine. No student shall be required to pay
any fees or costs to take any such exam or assessments. The state board
shall not be required to provide more than one exam and three assessments for each student. The state board of education may enter into any contracts that are necessary to promote statewide cost savings to administer such exams and assessments.

(b) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 9. (a) There is hereby established the legislative task force on bullying prevention in public schools. The task force shall advise and make recommendations to the governor, the legislature and the state board of education regarding bullying prevention on school premises, in a school vehicle, at school-sponsored activities or events or with the use of school property. The task force shall prepare and submit a report to the governor, the legislature and the state board of education by January 30, 2020, and each January 30 thereafter.

(b) The task force shall:

(1) Research and recommend best practices for bullying prevention;
(2) research and recommend best practices for training, education and professional development of school staff members in bullying prevention;
(3) research and report on current bullying prevention policies and practices in Kansas school districts;
(4) research and report on current bullying prevention policies and practices in other states;
(5) research and report on bullying prevention policies and practices recommended by the United States department of education and the United States department of health and human services;
(6) identify and recommend a range of consequences and remedial actions for a person who commits an act of bullying;
(7) identify and recommend a range of appropriate remedial actions for victims of bullying;
(8) recommend procedures for reporting and investigating acts of bullying;
(9) recommend methods for distribution and publication of bullying prevention policies, plans and procedures to students, school district employees, parents and the general public; and
(10) develop and recommend criteria for data collection on acts of bullying within individual attendance centers, school districts and statewide.

(c) The task force shall consist of 17 voting members as follows:

(1) One member of the senate shall be appointed by the chairperson of the senate committee on education;
(2) one member of the house of representatives shall be appointed by the chairperson of the house committee on education;
(3) one member appointed by and from the state board of education,
to serve as the chairperson of the task force;
(4) one member shall be a professor employed by a state educational institution with specialized expertise in bullying prevention appointed by the president of the state board of regents;
(5) one member shall be a principal of a public school appointed by the united school administrators of Kansas;
(6) one member shall be a superintendent of a public school district appointed by the united school administrators of Kansas;
(7) one member shall be appointed by the Kansas school counselor association;
(8) one member shall be appointed by the Kansas association of special education administrators;
(9) one members shall be appointed by the Kansas association of school boards;
(10) two members shall be classroom teachers appointed jointly by the chairperson and the ranking minority member of the senate committee on education, one of whom shall be an elementary teacher and one of whom shall be a middle or junior high teacher;
(11) one member shall be a high school classroom teacher appointed jointly by the chairperson and the ranking minority member of the house committee on education;
(12) one member shall be appointed by the Kansas state high school activities association;
(13) one member shall be appointed by the president of the senate;
(14) one member shall be appointed by the minority leader of the senate;
(15) one member shall be appointed by the speaker of the house of representatives;
(16) one member shall be appointed by the minority leader of the house of representatives; and
(17) the following members, who shall be non-voting members of the task force:
(A) One member shall be a licensed attorney from the state department of education appointed by the commissioner of education; and
(B) one member shall be a licensed attorney who is familiar with harassment and bullying prevention issues, appointed jointly by the chairperson of the senate committee on education and the chairperson of the house committee on education.
(d) Any vacancy in a position shall be filled in the same manner as the original appointment.
(e) The chairperson of the task force shall call an organizational meeting of the task force on or before July 15, 2019. At such organizational meeting, the members shall elect a vice-chairperson from
the membership of the task force. The task force also shall consider dates for future meetings, the agenda for such meetings and the need for electing a facilitator to assist in discussions among the members of the task force. The task force shall meet no more than six times in fiscal year 2020, and no more than twice in fiscal year 2021. The task force may hold meetings by telephone or video conference, if necessary.

(f) Subject to subsection (e), the task force may meet at any time and at any place within the state on the call of the chairperson. A quorum of the task force shall be 9 voting members. All actions of the task force shall be by motion adopted by a majority of those voting members present when there is a quorum.

(g) If approved by the legislative coordinating council, members of the task force attending meetings authorized by the task force shall be paid amounts for expenses, mileage and subsistence as provided in K.S.A. 75-3223(e), and amendments thereto.

(h) The staff of the office of revisor of statutes, the legislative research department and the division of legislative administrative services shall provide assistance as may be requested by the legislative task force on bullying prevention in public schools.

(i) The provisions of this section shall be effective on and after July 1, 2019.

(j) The provisions of this section shall expire on June 30, 2021.

New Sec. 10. (a) Sections 10 through 23, and amendments thereto, shall be known and may be cited as the Kansas hope scholarship act.

(b) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 11. (a) As used in this act:

(1) "Account" means a Kansas hope scholarship account.

(2) "BASE aid" means the amount of base aid for student excellence set forth in K.S.A. 72-5132, and amendments thereto, for the immediately preceding school year.

(3) "Bullying" means the same as that term is defined in K.S.A. 72-6147, and amendments thereto.

(4) "Department" means the Kansas department of education.

(5) "Eligible student" means a resident of Kansas who:

(A) Is or has been enrolled in kindergarten or any of the grades one through 12 in a school district organized under the laws of this state;

(B) has been determined to be the victim of bullying in accordance with section 12, and amendments thereto; and

(C) has not graduated from high school.

(6) "Parent" means a parent, legal guardian, custodian or other person with authority to act on behalf of an eligible student.

(7) "Participating learning entity" means: (A) Any elementary or
secondary school operated by a school district; or (B) a qualified private school.

(8) "Program" means the Kansas hope scholarship program established under section 13, and amendments thereto.

(9) "Qualified private school" means a private school located in Kansas that is approved by the treasurer pursuant to section 19, and amendments thereto, and that remains in good standing in accordance with the provisions of this act.

(10) "Resident school district" means the school district in which an eligible student would be enrolled based on such eligible student's residence.

(11) "Treasurer" means the state treasurer or the state treasurer's designee.

(b) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 12. (a) A student may report an incident of bullying to any teacher, counselor or administrator, who shall then prepare a written report of the incident and submit such written incident report to the principal of the school where the student regularly attends.

(b) Upon receipt of a written incident report, the principal, or the principal's designee, shall provide a copy of the report to the parent of the student who reported the incident and investigate the incident. Within 24 hours after receipt of a written incident report, the principal, or the principal's designee, shall provide a copy of the report to the parent of the alleged offender and to the superintendent of the school district. Along with the written incident report, the principal, or the principal's designee, shall provide a copy of the school district's bullying prevention policy, or the website address for the webpage on such school district's website where such policy can be viewed, to both the parent of the student who reported the incident and the parent of the alleged offender. Upon the conclusion of the investigation, the principal, or the principal's designee, shall determine whether bullying occurred and, if bullying did occur, the victim of such bullying. To the extent permissible under federal and state student privacy laws, a copy of the investigation report shall be provided to the parent of the victim, if any is determined, and the parent of the alleged offender within 30 days after receipt of the written incident report.

(c) If a student or the parent of such student disagrees with any determination made by the principal, or the principal's designee, such student or parent may make a written request for a hearing before the board of education of the school district. Such hearing shall be held within 10 days after receipt of such request. The hearing shall be conducted in executive session to protect the confidentiality of the students involved. At the hearing, the board may hear from school personnel who investigated
the incident, the students involved in the investigation, the parents of such
students, the school district personnel involved in the investigation and any
other person the board deems appropriate. Based on the information
presented at the hearing, the board shall issue a decision, in writing, to
affirm, reject or modify the decision of the principal, or the principal's
designee. The decision of the board shall be final.
(d) A student who has been determined to be a victim of bullying
shall be eligible to participate in the Kansas hope scholarship program, if
the student satisfies the other requirements for eligibility. The school
district shall notify the parent of the student who is the victim of bullying:
(1) That the student is eligible for the Kansas hope scholarship
program and provide a written description of the program, including the
information described in section 13, and amendments thereto; and
(2) of any preventative measures the school district is taking to
eliminate or remedy future incidents in the event the student does not
participate in the program.
(e) When a student becomes eligible for the program, the parent of
such student may elect to participate in the program and transfer the
eligible student to a participating learning entity in accordance with the
provisions of section 14, and amendments thereto.
(f) The provisions of this section shall be effective on and after July
1, 2019.
New Sec. 13. (a) The treasurer shall administer the Kansas hope
scholarship program, which is hereby established. The purpose of the
program is to provide alternative options for the education of Kansas
students who are victims of bullying.
(b) The treasurer shall establish a Kansas hope scholarship account
for each eligible student whose parent satisfies the requirements of this act.
(c) The treasurer shall maintain an explanation of the following
information on the treasurer's website and provide a hard copy of such
information to any person who requests it:
(1) The allowable uses of moneys in a Kansas hope scholarship
account;
(2) the responsibilities of a parent of an eligible student participating
in the program;
(3) the effect of participation in the program by eligible students with
an individualized education program (IEP) or an education plan under
plan);
(4) the duties of the treasurer; and
(5) a list of qualified private schools.
(d) The provisions of this section shall be effective on and after July
1, 2019.
New Sec. 14. (a) To establish an account, the parent of an eligible student shall enter into a written agreement with the treasurer, in a manner and on a form prescribed by the treasurer.

(b) The agreement between the parent of an eligible student and the treasurer shall provide that:

(1) The eligible student shall transfer from the school the student was attending when the bullying incident occurred;

(2) the eligible student shall receive instruction from a participating learning entity;

(3) the parent shall comply with all requirements and rules and regulations of the program; and

(4) the money in the eligible student's account shall only be expended as authorized by the program.

(c) Only one account may be established for each eligible student. A parent acting on behalf of more than one eligible student shall have a separate written agreement for each eligible student.

(d) A written agreement entered pursuant to this act shall expire on July 31 immediately following the date the agreement becomes effective, but may be terminated prior to such date pursuant to subsection (e). Each written agreement may be renewed by August 1 upon the written consent of the parent and the treasurer in a manner determined by the treasurer, except the parent may submit a request to the treasurer for an extension of time for renewal not to exceed 30 days. Failure to renew a written agreement does not preclude renewal of such written agreement in a subsequent year. A written agreement that has been terminated pursuant to subsection (e) shall not be renewed.

(e) (1) A written agreement may be terminated by the treasurer upon a determination that:

(A) Money in an account has been used for purposes other than those allowed by the program;

(B) the eligible student no longer satisfies the qualifications of an eligible student as defined in section 11, and amendments thereto; or

(C) the eligible student enrolls in the public school the student was attending when the bullying incident occurred.

(2) A written agreement may be terminated by a parent at any time. To terminate a written agreement, such parent shall notify the treasurer in writing of such termination.

(3) When a written agreement is terminated, the account associated with such agreement shall be deemed inactive, and the treasurer shall close the account in accordance with section 15, and amendments thereto.

(f) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 15. (a) (1) There is hereby established in the state treasury
the Kansas hope scholarship fund to be administered by the state treasurer. Money in the Kansas hope scholarship fund shall be expended only for the purposes established in this act. All moneys received pursuant to section 17, and amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas hope scholarship fund.

(2) On or before the 10th of each month, the director of accounts and reports shall transfer from the state general fund to the Kansas hope scholarship fund interest earnings based on:

(A) The average daily balance of moneys in the Kansas hope scholarship fund; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) Upon execution of an agreement in accordance with section 14, and amendments thereto, the treasurer shall establish an account in the Kansas hope scholarship fund in the state treasury in the name of the eligible student. Upon establishment of such account, the treasurer shall notify the resident school district of the establishment of such an account for the eligible student.

(c) If the eligible student is enrolled in a qualified private school, the treasurer shall transfer to an eligible student's account in the Kansas hope scholarship fund an aggregate annual amount equal to:

(1) 88% of the BASE aid if the eligible student is enrolled in any of the grades one through five in the current school year;

(2) 92% of the BASE aid if the eligible student is enrolled in any of the grades six through eight in the current school year; and

(3) 96% of the BASE aid if the eligible student is enrolled in any of the grades nine through 12 in the current school year.

The treasurer shall make such transfers in quarterly installments pursuant to a schedule determined by the treasurer.

(d) The treasurer may deduct a percentage of the amount to be transferred into an account as reimbursement for the administrative costs of implementing the provisions of this act as follows:

(1) Up to 5% each year for the first two years money is transferred to an eligible student's account under subsection (c); and

(2) up to 2.5% for the third year and for each subsequent year money is transferred to an eligible student's account under subsection (c).

(e) No transfers shall be made to an eligible student's account after such student has graduated from high school.

(f) (1) Each account shall remain active until:

(A) A written agreement is terminated pursuant to section 14, and amendments thereto;

(B) July 31 following the date on which the eligible student graduates
from high school; or

(C) there are two consecutive years of nonrenewal of an agreement.

(2) When the treasurer determines an account is inactive, the treasurer shall close the account and certify the amount of funds remaining in the account to the director of accounts and reports. Such certified amount shall be transferred from the closed account to the Kansas hope scholarship fund.

(g) The treasurer shall develop a system for payment of services by participating parents by electronic funds transfer. However, such system shall not require parents to be reimbursed for out-of-pocket expenses. All transfers shall be only for expenditures approved by the treasurer. The treasurer may contract with a third party for the purposes of this subsection.

(h) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 16. (a) An eligible student whose parent has entered into an agreement with the treasurer in accordance with section 14, and amendments thereto, may transfer to and enroll in a participating learning entity.

(b) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 17. (a) Each year, the treasurer shall notify the state board of education as to the names of the students participating in the program, the resident school district of each student and the participating learning entity each student is attending in the current school year.

(b) For school year 2019-2020, and each school year thereafter, an eligible student shall be counted in the enrollment of such eligible student's resident school district for the purposes of calculating the amount of the state foundation aid per student for the resident school district if such eligible student is enrolled in a qualified private school.

(c) (1) The state board shall determine the amounts to be transferred to the Kansas hope scholarship fund by multiplying an amount equal to the percentage of the BASE aid set forth in section 15(c), and amendments thereto, by the total number of eligible students in such resident school district who are participating in the program, who are enrolled in a qualified private school and who correspond to such percentage. The state board of education shall certify the resulting products to the director of accounts and reports. Upon receipt of such certification, the director shall transfer such certified amounts from the state general fund to the Kansas hope scholarship fund established in section 15, and amendments thereto.

(2) For school year 2019-2020 and each school year thereafter, the state board shall deduct from the amount of state foundation aid for each resident school district an amount equal to the amount certified under
paragraph (1) for such resident school district.

(d) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 18. (a) Moneys in the eligible student's account may be accessed by such eligible student's parent, but shall only be expended by such parent for the following purposes:

(1) Tuition and fees charged by a qualified private school; and

(2) textbooks and other supplies required by a qualified private school.

(b) The treasurer shall notify the parent of any expenditures from an eligible student's account that do not meet the requirements of subsection (a). Such parent shall repay the cost of any such expenditures within 30 days of notification by the treasurer.

(c) Except as provided in section 15(f), and amendments thereto, funds remaining in an account at the end of a school year shall roll over to the next succeeding school year.

(d) A participating learning entity providing education services purchased with funds from an account shall not share, refund or rebate any portion of such funds to the parent or eligible student. Any such refund or rebate shall be made directly into the eligible student's account.

(e) No personal deposits may be made into an account.

(f) (1) The treasurer shall conduct or contract to conduct annual audits of Kansas hope scholarship accounts to ensure compliance with the provisions of this act. The treasurer shall also conduct or contract to conduct additional audits of Kansas hope scholarship accounts, as needed, to ensure compliance with this act.

(2) If the treasurer determines money in an account has been used for purposes other than those allowed by subsection (a), the treasurer may:

(A) Prohibit expenditures from the account until such time as determined by the treasurer;

(B) prorate amounts to be deposited in such account under section 15, and amendments thereto, by an amount equal to the total amount used for purposes other than those allowed by subsection (a); or

(C) terminate the account.

(g) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 19. (a) To become a qualified private school, an applicant shall submit an application to the treasurer on a form and in a manner prescribed by the treasurer. Such application shall include proof that the applicant is an accredited nonpublic school registered with the state board of education pursuant to K.S.A. 72-4346, and amendments thereto, and provides instruction in at least those subjects required by K.S.A. 72-3214, 72-3217 and 72-3235, and amendments thereto.
(b) The treasurer shall approve an application or request additional information, as necessary, to prove an applicant meets the criteria to be deemed a qualified private school within 45 days of receiving the application. If the applicant is unable to provide such additional information, the treasurer may deny the application.

(c) The treasurer shall conduct or contract to conduct an audit of a qualified private school, selected at random each year, to determine whether the qualified private school is compliant with the requirements of subsection (a).

(d) (1) The treasurer may revoke a qualified private school's approval if the treasurer determines the qualified private school:

(A) Has routinely failed to comply with the provisions of this act or applicable rules and regulations; or

(B) has failed to provide any educational services required by law to an eligible student receiving instruction from the school, if the school is accepting payments made from such student's account.

(2) Prior to revoking a qualified private school's approval, the treasurer shall notify such school of an impending revocation and the reason for such revocation. The qualified private school shall have 30 days from the time it was notified to cure the matter identified in the notice. If the qualified private school fails to cure such matter within 30 days, such school's approval shall be revoked. A qualified private school whose approval has been revoked shall not be allowed to participate in the program until such time the treasurer determines such school is in compliance with the requirements of this act.

(3) If the treasurer revokes a qualified private school's approval, the treasurer shall immediately notify each parent of an eligible student participating in the program and receiving instruction from such school.

(e) The treasurer may notify the attorney general or the district attorney of the county where the qualified private school is located, if a qualified private school's approval was revoked because of misuse of money paid from an account.

(f) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 20. (a) Enrollment of an eligible student in a qualified private school shall be considered a parental placement of such student under the individuals with disabilities education act, 20 U.S.C. § 1400 et seq.

(b) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 21. (a) The provisions of this act shall be subject to the Kansas administrative procedure act and reviewable under the Kansas judicial review act.
New Sec. 22. (a) On or before January 1, 2020, the treasurer shall adopt rules and regulations necessary to carry out the provisions of this act.
(b) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 23. (a) Nothing in this act shall be deemed to limit the independence or autonomy of a qualified private school or to make the actions of a qualified private school the actions of the state government.
(b) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 24. (a) The state department of education shall conduct a study of graduation requirements established by school districts, including, but not limited to, the following:
(1) The minimum requirements for graduating from high school in this state;
(2) the necessary high school courses for admission into a postsecondary educational institution in this state;
(3) the inclusion of computer science curriculum as a math or science graduation credit for purposes of satisfying graduation requirements and postsecondary educational institution admissions requirements; and
(4) the inclusion of personal financial literacy as a math graduation credit for purposes of satisfying graduation requirements and postsecondary educational institution admissions requirements.
(b) The state board of regents shall provide assistance to the department as necessary for the department to complete that portion of the study relating to postsecondary educational institution admissions requirements.
(c) On or before January 15, 2020, the state department of education shall prepare and submit a report on its findings, including any recommendations regarding graduation requirements, to the governor and the legislature.
(d) The provisions of this section shall be effective on and after July 1, 2019.
(e) The provisions of this section shall expire on June 30, 2020.

New Sec. 25. (a) There is hereby established the IT education standards advisory commission. The purpose of the commission is to advise the state board of education and the state board of regents on information technology standards and industry needs. The commission shall consist of 11 members as follows:
(1) Two members appointed by the speaker of the house of representatives;
(2) one member appointed by the minority leader of the house of representatives;
(3) two members appointed by the president of the senate;
(4) one member appointed by the minority leader of the senate;
(5) three members appointed by the governor;
(6) one member appointed by the state board of education; and
(7) one member appointed by the state board of regents.

(b) Any vacancy in a position shall be filled in the same manner as the original appointment. The members shall elect a chairperson and vice-chairperson.

(c) The commission shall meet at least three times each calendar year. Meetings shall be at such time and place within the state as set by the chairperson. A quorum of the commission shall be six members. All actions of the commission shall be by motion adopted by a majority of those members present when there is a quorum.

(d) Members of the commission attending meetings authorized by the commission shall be paid amounts for expenses, mileage and subsistence as provided in K.S.A. 75-3223(e), and amendments thereto.

(e) On or before January 15, 2020, and each January 15 thereafter, the commission shall submit a report to the governor, the legislature, the state board of education and the state board of regents. Such report shall include any recommendations of the commission.

(f) The provisions of this section shall be effective on and after July 1, 2019.

(g) The provisions of this section shall expire on June 30, 2021.

New Sec. 26. (a) All reports prepared pursuant to K.S.A. 72-1167, 72-5170 and 72-5171, and amendments thereto, and section 4, and amendments thereto, shall be published on the state department of education's website with a link to such reports prominently displayed on the website homepage titled, "Accountability Reports." Reports prepared for each school district and each school operated by such school district shall be published on such school district's website with a link to such reports prominently displayed on the website homepage titled, "Accountability Reports."

(b) The provisions of this section shall be effective on and after July 1, 2019.

New Sec. 27. (a) A request for proposal by the board of education of a school district for the installation or replacement of the roof as part of any facility construction, reconstruction, remodeling or repair, or for materials, goods or wares related to the installation or replacement of a roof as part of the facility construction, reconstruction, remodeling or repair, may specify a particular roofing product, material or installation method, provided that the request for proposal does not require:
(1) A proprietary product, material or installation method; or
(2) approval by an architect or engineering consultant, school district employee or the board that a proposed product, material or installation method constitutes the equivalent of a proprietary product, material or installation method.

(b) Any such request for proposal shall:
(1) Require the use of products and materials that satisfy the American society for testing and materials standards for such products and materials; and
(2) only specify products and materials that are obtainable from more than one manufacturer.

(c) For any school district located in a metropolitan area with a population of not less than 50,000, if a particular roofing product, material or installation method is specified in a request for proposal, no bid shall not be accepted unless the board of education receives at least three bids in response to such request for proposal, including any bids specifying a product, material or installation method recognized by the respective industry as substantially similar to the product, material or installation method specified in the request for proposal.

(d) The provisions of this section shall be effective on and after July 1, 2019.

Sec. 28. On and after July 1, 2019, K.S.A. 72-1151 is hereby amended to read as follows: 72-1151. (a) Except as provided by this section and K.S.A. 72-6760b, no expenditure involving an amount greater than $20,000 for construction, reconstruction or remodeling or for the purchase of materials, goods or wares shall be made by the board of education of any school district except upon sealed proposals, and to the lowest responsible bidder.

(b) The provisions of subsection (a) do not apply to expenditures by a board of education for the purchase of:
(1) Services;
(2) products required to be purchased under the provisions of K.S.A. 75-3317 through 75-3322, and amendments thereto;
(3) educational materials directly related to curriculum and secured by copyright;
(4) motor fuels required to provide or furnish transportation;
(5) food and foodstuffs necessary for the implementation or operation of any child nutrition program;
(6) articles or products that are produced, manufactured or provided by inmates under the prison-made goods act of Kansas;
(7) natural gas that will be consumed in buildings owned or operated by the school district;
(8) materials, goods or wares required for reconstructing, remodeling,
repairing or equipping buildings when such purchase has been necessitated by the occurrence of a loss against which the board of education has purchased property or casualty insurance; and
(9) materials, goods or wares which are purchased:
(A) From vendors who have entered into contracts with the state director of purchases pursuant to state purchasing statutes for purchases by state agencies;
(B) under the same pricing provisions established in the state contracts, subject to agreement of the vendor to honor the state contract prices; and
(C) under the same pricing provisions established in federal, national or other state contracts facilitated by a federal or local governmental entity or agency, subject to:
(i) Agreement of the vendor to honor the contract prices; and
(ii) approval by the board of education for expenditures in an amount greater than $20,000.
(c) Whenever the board of education of any school district lets bids for the purchase of materials, goods or wares and bids are submitted by bidders domiciled within the school district and by bidders domiciled outside the school district and the low bid is submitted by a bidder domiciled outside the school district, the school district domiciliary which submitted the lowest bid may be deemed the preferred bidder and awarded the bid if:
(1) The quality, suitability and usability of the materials, goods or wares are equal;
(2) the amount of the bid of the school district domiciliary is not more than 1% greater than the amount of the low bid; and
(3) the school district domiciliary agrees to meet the low bid by filing a written agreement to that effect within 72 hours after receiving notification of being deemed the preferred bidder.
(d) The provisions of subsection (c) do not apply to expenditures for construction, reconstruction or remodeling.
(e) Subject to the provisions of section 27, and amendments thereto, whenever the board of education of any school district lets bids for the installation or replacement of a roof as part of any facility construction, reconstruction, remodeling or repair, or for materials, goods or wares related to the installation or replacement of a roof as part of the facility construction, reconstruction, remodeling or repair, the board of education may award the bid to a bidder other than the bidder who submitted the lowest bid if the board of education determines that the quality, suitability and usability of the product, material or installation method is superior to the product, material or installation method proposed by any bidder submitting a lower bid.
Sec. 29. On and after July 1, 2019, K.S.A. 72-1167 is hereby amended to read as follows: 72-1167. (a) This section shall be known and may be cited as the Kansas uniform financial accounting and reporting act. 

(b) As used in this section:

(1) "Budget summary" means a one-page summary of the official budget adopted by the board of education of the school district, and shall include, but is not limited to, graphs depicting the total expenditures in the budget by category, supplemental and general fund expenditures, instruction expenditures, enrollment figures, mill rates by fund and average salaries. For purposes of this section, a one-page budget at a glance format developed by the state board, and any successor format shall be deemed a budget summary, provided it complies with the requirements of this section.

(2) "Reporting system" means the uniform reporting system, including a uniform chart of accounts, developed by the state board as required by this section.

(3) "School district" means a unified school district organized and operated under the laws of this state.

(4) "State board" means the state board of education.

(c) The state board shall develop and maintain a uniform reporting system for the receipts and expenditures of school districts. The accounting records maintained by each school district shall be coordinated with the uniform reporting system. Each school district shall record the receipts and expenditures of the district in accordance with a uniform classification of accounts or chart of accounts and reports as shall be prescribed by the state board. Each school district shall submit such reports and statements as may be required by the state board. The state board shall design, revise and direct the use of accounting records and fiscal procedures and prescribe uniform classifications for receipts and expenditures for all school districts. The reporting system shall include all funds held by a school district regardless of the source of the moneys held in such funds, including, but not limited to, all funds funded by fees or other sources of revenue not derived from tax levies. The state board shall prescribe the necessary forms to be used by school districts in connection with such uniform reporting system.

(d) The reporting system developed by the state board shall be developed in such a manner that allows school districts to record and report any information required by state or federal law.

(e) The reporting system shall provide records showing by funds, accounts and other pertinent classifications, the amounts appropriated, the estimated revenues, actual revenues or receipts, the amounts available for expenditure, the total and itemized expenditures, the unencumbered cash balances, excluding state aid receivable, actual balances on hand and the
unencumbered balances of allotments or appropriations for each school
district.

(f) The reporting system shall allow a person to search the data and
allow for the comparison of data by school district.

(g) Each school district shall annually submit a report to the state
board on all construction activity undertaken by the school district which
was financed by the issuance of bonds and which such bonds have not
matured. Such report shall include all revenue receipts, all expenditures of
bond proceeds authorized by law, the dates for commencement and
completion of such construction activity, the estimated cost and the actual
cost of such construction activity. The information provided in the report
shall be in a form so as to readily identify such information with a specific
construction project. Such report shall be submitted in a form and manner
prescribed by the state board in accordance with the provisions of this
section.

(h) From and after July 1, 2012, the board of education of each school
district shall record and report the receipts and expenditures of the district
in the manner prescribed by the state board in accordance with this section.

(i) (1) Each school district shall annually publish on such district's
internet website:

(A) A copy of form 150, estimated legal maximum general fund
budget, or any successor document containing the same or similar
information, that was submitted by such district to the state board of
education for the immediately preceding school year; and

(B) the budget summary for the current school year and actual
expenditures for the immediately preceding two school years showing total
dollars net of transfers and dollars per pupil for each of the following:

(i) Function 1000, instruction;
(ii) function 2100, student support;
(iii) function 2200, instructional staff support;
(iv) functions 2300 through 2500, administration;
(v) function 2600, operation and maintenance;
(vi) function 2700, transportation;
(vii) function 3100, food service;
(viii) functions 2900, 3200 and 3300, other current spending;
(ix) function 4000, capital outlay;
(x) function 5100, debt service;
(xi) the total expenditures which is the sum of the amounts in clauses
(i) through (x);
(xii) the spending allocated to function 1000, instruction, excluding
capital outlay and debt service expenditures, as a percentage of total
expenditures;
(xiii) the spending allocated to function 1000, instruction, excluding
capital outlay and debt service expenditures, as a percentage of current spending, which is the sum of expenditures for functions 1000 through 3300 less capital outlay and debt service expenditures included in any of those functions; and

(xiv) the revenue in total dollars net of transfers both in total and disaggregated to show the amount of revenue received from local, state and federal revenue sources.

(2) For purposes of subsection (i)(1)(B), all per pupil amounts shall be calculated using the full-time equivalent enrollment of the school district. All function categories and other accounting categories shall refer to those same categories as established and required for financial accounting purposes by the state board as published in the Kansas state department of education's Kansas accounting handbook for unified school districts, as published in August 2012, or later versions as established in rules and regulations adopted by the state board.

(3) Publications required by this subsection shall be published with an easily identifiable link located on such district's website homepage.

(4) Publications required by this subsection shall be made available to the public at every meeting held by the board of education of each school district when the board is discussing the district's budget or any other school finance matter.

(j) (1) The department of education shall annually publish on its internet website:

(A) (1) All of the publications required under subsection (i); and
(B) (2) the following expenditures for each school district on a per pupil basis:

(i) (A) Total expenditures;
(ii) (B) capital outlay expenditures;
(iii) (C) bond and interest expenditures; and
(iv) (D) all other expenditures not included in (ii) or (iii)(B) or (C).

(2) Publications required by this subsection shall be published with an easily identifiable link located on the department's website homepage.

(k) All reports prepared pursuant to this section shall be published in accordance with section 26, and amendments thereto.

Sec. 30. On and after July 1, 2019, K.S.A. 72-3123 is hereby amended to read as follows: 72-3123. (a) The board of education of any school district is hereby authorized to permit pupils students who are not residents of the school district to enroll in and attend the schools of the district. The board of education may permit such pupils students to attend school without charge or, subject to the provisions of subsection (b), may charge such pupils students for attendance at school to offset, totally or in part, the costs of providing for such attendance. Amounts received under this subsection by the board of education of a school district for enrollment
and attendance of pupils at school in regular educational programs shall be deposited in the general fund of the school district.

(b) Pupils who are not residents of a school district and are attending the schools of the school district in accordance with the provisions of an agreement entered into under authority of K.S.A. 72-13,101, and amendments thereto, shall not be charged for attendance at school. The costs of providing for the attendance of such pupils at school shall be paid by the school district of residence of the pupils in accordance with the provisions of the agreement.

(c) A school district shall permit any student who is eligible for a Kansas hope scholarship account under section 12, and amendments, to enroll in and attend the schools of such school district. No student attending school in such district pursuant to this subsection shall be charged for attendance at such school. Students attending school in a school district in which the student does not reside pursuant to this subsection shall be counted as regularly enrolled in and attending school in the school district where such student is enrolled for purposes of the Kansas school equity and enhancement act, K.S.A. 72-5131 et seq., and amendments thereto, except computation of transportation weighting under such act, and for purposes of the statutory provisions contained in article 64 of chapter 72 of the Kansas Statutes Annotated, and amendments thereto.

Sec. 31. On and after July 1, 2019, K.S.A. 72-3422 is hereby amended to read as follows: 72-3422. (a) Each year, the state board of education shall determine the amount of state aid for the provision of special education and related services each school district shall receive for the ensuing school year. The amount of such state aid shall be computed by the state board as provided in this section. The state board shall:

(1) Determine the total amount of general fund and local option budgets of all school districts;

(2) subtract from the amount determined in subsection (a)(1) the total amount attributable to assignment of transportation weighting, bilingual weighting, career technical education weighting, special education weighting and at-risk student weighting to the enrollment of all school districts;

(3) divide the remainder obtained in subsection (a)(2) by the total number of full-time equivalent pupils enrolled in all school districts on September 20;

(4) determine the total full-time equivalent enrollment of exceptional children receiving special education and related services provided by all school districts;

(5) multiply the amount of the quotient obtained in subsection (a)(3) by the full-time equivalent enrollment determined in subsection (a)(4);
(6) determine the amount of federal funds received by all school
districts for the provision of special education and related services;
(7) determine the amount of revenue received by all school districts
rendered under contracts with the state institutions for the provisions of
special education and related services by the state institution;
(8) add the amounts determined under subsections (a)(6) and (a)(7) to
the amount of the product obtained under subsection (a)(5);
(9) determine the total amount of expenditures of all school districts
for the provision of special education and related services;
(10) subtract the amount of the sum obtained under subsection (a)(8)
from the amount determined under subsection (a)(9); and
(11) multiply the remainder obtained under subsection (a)(10) by
92% the excess cost percentage established by the state board under
subsection (i).

The computed amount is the amount of state aid for the provision of
special education and related services aid a school district is entitled to
receive for the ensuing school year.

(b) Each school district shall receive:
(1) Reimbursement for actual travel allowances paid to special
teachers at not to exceed the rate specified under K.S.A. 75-3203, and
amendments thereto, for each mile actually traveled during the school year
in connection with duties in providing special education or related services
for exceptional children. Such reimbursement shall be computed by the
state board by ascertaining the actual travel allowances paid to special
teachers by the school district for the school year and shall be in an
amount equal to 80% of such actual travel allowances;
(2) reimbursement in an amount equal to 80% of the actual travel
expenses incurred for providing transportation for exceptional children to
special education or related services;
(3) reimbursement in an amount equal to 80% of the actual expenses
incurred for the maintenance of an exceptional child at some place other
than the residence of such child for the purpose of providing special
education or related services. Such reimbursement shall not exceed $600
per exceptional child per school year; and
(4) (A) except for those school districts that receive reimbursement
under subsection (c) or (d), after subtracting the amounts of reimbursement
under subsections (a)(1), (a)(2) and (a)(3) from the total amount
appropriated for special education and related services under this act, an
amount which bears the same proportion to the remaining amount
appropriated as the number of full-time equivalent special teachers who
are qualified to provide special education or related services to exceptional
children and are employed by the school district for approved special
education or related services bears to the total number of such qualified
full-time equivalent special teachers employed by all school districts for
approved special education or related services.
(B) Each special teacher who is qualified to assist in the provision of
special education or related services to exceptional children shall be
counted as \( \frac{2}{5} \) full-time equivalent special teacher who is qualified to
provide special education or related services to exceptional children.
(C) For purposes of this subsection (b)(4), a special teacher, qualified
to assist in the provision of special education and related services to
exceptional children, who assists in providing special education and
related services to exceptional children at either the state school for the
blind or the state school for the deaf and whose services are paid for by a
school district pursuant to K.S.A. 76-1006 or 76-1102, and amendments
thereto, shall be considered a special teacher of such school district.
(c) Each school district which has paid amounts for the provision of
special education and related services under an interlocal agreement shall
receive reimbursement under subsection (b)(4). The amount of such
reimbursement for the school district shall be the amount which bears the
same relation to the aggregate amount available for reimbursement for the
provision of special education and related services under the interlocal
agreement, as the amount paid by such school district in the current school
year for provision of such special education and related services bears to
the aggregate of all amounts paid by all school districts in the current
school year who have entered into such interlocal agreement for provision
of such special education and related services.
(d) Each contracting school district which has paid amounts for the
provision of special education and related services as a member of a
cooperative shall receive reimbursement under subsection (b)(4). The
amount of such reimbursement for the school district shall be the amount
which bears the same relation to the aggregate amount available for
reimbursement for the provision of special education and related services
by the cooperative, as the amount paid by such school district in the current school year for provision of such special education and related
services bears to the aggregate of all amounts paid by all contracting
school districts in the current school year by such cooperative for
provision of such special education and related services.
(e) No time spent by a special teacher in connection with duties
performed under a contract entered into by the Kansas juvenile
correctional complex, the Larned juvenile correctional facility or the
Topeka juvenile correctional facility and a school district for the provision
of special education services by such state institution shall be counted in
making computations under this section.
(f) There is hereby established in every school district a fund which
shall be called the special education fund, which fund shall consist of all
moneys deposited therein or transferred thereto according to law. Notwithstanding any other provision of law, all moneys received by the school district from whatever source for special education shall be credited to the special education fund established by this section, except that: (1) Amounts of payments received by a school district under K.S.A. 72-3423, and amendments thereto, and amounts of grants, if any, received by a school district under K.S.A. 72-3425, and amendments thereto, shall be deposited in the general fund of the district and transferred to the special education fund; and (2) moneys received by a school district pursuant to lawful agreements made under K.S.A. 72-3412, and amendments thereto, shall be credited to the special education fund established under the agreements.

(g) The expenses of a school district directly attributable to special education shall be paid from the special education fund and from special funds established under K.S.A. 72-3412, and amendments thereto.

(h) Obligations of a school district pursuant to lawful agreements made under K.S.A. 72-3412, and amendments thereto, shall be paid from the special education fund established by this section.

(i) Each school year the state board shall establish the excess cost percentage based on the amount of funds appropriated for the current school year for special education and related services.

Sec. 32. On and after July 1, 2019, K.S.A. 72-4352 is hereby amended to read as follows: 72-4352. As used in the tax credit for low income students scholarship program act:

(a) "Contributions" means monetary gifts or donations and in-kind contributions, gifts or donations that have an established market value.

(b) "Department" means the Kansas department of revenue.

(c) "Educational scholarship" means an amount not to exceed $8,000 per school year provided to an eligible student, or to a qualified school with respect to an eligible student, to cover all or a portion of the costs of education including tuition, fees and expenses of a qualified school and, if applicable, the costs of transportation to a qualified school if provided by such qualified school.

(d) "Eligible student" means a child who:

(1) (A) Is an at-risk student, as defined in K.S.A. 72-5132, and amendments thereto, and who is attending a public school; or (B) has been eligible to receive an educational scholarship under this program and has not graduated from high school or reached 21 years of age;

(2) resides in Kansas while eligible for an educational scholarship; and

(3) (A) was enrolled in any public school in the previous school year in which an educational scholarship is first sought for the child; or (B) is eligible to be enrolled in any public school in the school year in which an
educational scholarship is first sought for the child and the child is under
the age of six years.
(e) "Parent" includes a guardian, custodian or other person with
authority to act on behalf of the child.
(f) "Program" means the tax credit for low income students
scholarship program established in K.S.A. 72-99a01 through 72-99a07 72-
4351 through 72-4357, and amendments thereto.
(g) "Public school" means an elementary school that is operated by
a school district, and identified by the state board as one of the lowest 100
performing elementary schools with respect to student achievement among
all elementary schools operated by school districts for the current school
year.
(h) "Qualified school" means any nonpublic school that provides
education to elementary or secondary students, has notified the state board
of its intention to participate in the program and complies with the
requirements of the program. On and after July 1, 2020, a qualified school
shall be accredited by the state board or a national or regional accrediting
agency that is recognized by the state board for the purpose of satisfying
the teaching performance assessment for professional licensure.
(i) "Scholarship granting organization" means an organization that
complies with the requirements of this program and provides educational
scholarships to eligible students or to qualified schools in which parents
have enrolled eligible students.
(j) "School district" or "district" means any unified school district
organized and operating under the laws of this state.
(k) "School year" shall have the meaning ascribed thereto in section
4, and amendments thereto.
(l) "Secretary" means the secretary of revenue.
(m) "State board" means the state board of education.

Sec. 33. On and after July 1, 2019, K.S.A. 72-4354 is hereby
amended to read as follows: 72-4354. (a) To be eligible to participate in
the program, a scholarship granting organization shall comply with the
following:
(1) The scholarship granting organization shall notify the secretary
and the state board of the scholarship granting organization's intent to
provide educational scholarships;
(2) upon granting an educational scholarship, the scholarship granting
organization shall report such information to the state board;
(3) the scholarship granting organization shall provide verification to
the secretary that the scholarship granting organization is exempt from
federal income taxation pursuant to section 501(c)(3) of the federal
internal revenue code of 1986;
(4) upon receipt of contributions in an aggregate amount or value in
excess of $50,000 during a school year, a scholarship granting organization shall file with the state board either:
(A) A surety bond payable to the state in an amount equal to the aggregate amount of contributions expected to be received during the school year; or
(B) financial information demonstrating the scholarship granting organization's ability to pay an aggregate amount equal to the amount of the contributions expected to be received during the school year, which must be reviewed and approved of in writing by the state board;
(5) scholarship granting organizations that provide other nonprofit services in addition to providing educational scholarships shall not commingle contributions made under the program with other contributions made to such organization. A scholarship granting organization under this subsection shall also file with the state board, prior to the commencement of each school year, either:
(A) A surety bond payable to the state in an amount equal to the aggregate amount of contributions expected to be received during the school year; or
(B) financial information demonstrating the nonprofit organization's ability to pay an aggregate amount equal to the amount of the contributions expected to be received during the school year, which must be reviewed and approved of in writing by the state board;
(6) each qualified school receiving educational scholarships from the scholarship granting organization shall annually certify to the scholarship granting organization its compliance with the requirements of the program;
(7) at the end of the calendar year, the scholarship granting organization shall have its accounts examined and audited by a certified public accountant. Such audit shall include, but not be limited to, information verifying that the educational scholarships awarded by the scholarship granting organization were distributed to qualified schools with respect to eligible students determined by the state board under K.S.A. 72-4353(c), and amendments thereto, and information specified in this section. Prior to filing a copy of the audit with the state board, such audit shall be duly verified and certified by a certified public accountant; and
(8) if a scholarship granting organization decides to limit the number or type of qualified schools who will receive educational scholarships, the scholarship granting organization shall provide, in writing, the name or names of those qualified schools to any contributor and the state board.
(b) No scholarship granting organization shall provide an educational scholarship with respect to any eligible student to attend any qualified school with paid staff or paid board members, or relatives thereof, in common with the scholarship granting organization.
(c) The scholarship granting organization shall disburse not less than 90% of contributions received pursuant to the program in the form of educational scholarships within 36 months of receipt of such contributions. If such contributions have not been disbursed within the applicable 36-month time period, then the scholarship granting organization shall not accept new contributions until 90% of the received contributions have been disbursed in the form of educational scholarships. Any income earned from contributions must be disbursed in the form of educational scholarships.

(d) A scholarship granting organization may continue to provide an educational scholarship with respect to a student who was an eligible student in the year immediately preceding the current school year.

(e)(1) A scholarship granting organization shall direct payments of educational scholarships to the qualified school attended by the eligible student or in which the eligible student is enrolled. Payment may be made by check made payable to both the parent and the qualified school or to only the qualified school. If an eligible student transfers to a new qualified school during a school year, the scholarship granting organization shall direct payment in a prorated amount to the original qualified school and the new qualified school based on the eligible student's attendance. If the eligible student transfers to a public school and enrolls in such public school after September 20 of the current school year, the scholarship granting organization shall direct payment in a prorated amount to the original qualified school and the public school based on the eligible student's attendance. The prorated amount to the public school shall be considered a donation and shall be paid to the school district of such public school in accordance with K.S.A. 72-1142, and amendments thereto.

(2) As used in this subsection, the term "public school" means any school operated by a school district.

(f) By June 1 of each year, a scholarship granting organization shall submit a report to the state board for the educational scholarships provided in the immediately preceding 12 months. Such report shall be in a form and manner as prescribed by the state board, approved and signed by a certified public accountant, and shall contain the following information:

(1) The name and address of the scholarship granting organization;
(2) the name and address of each eligible student with respect to whom an educational scholarship was awarded by the scholarship granting organization;
(3) the total number and total dollar amount of contributions received during the 12-month reporting period; and
(4) the total number and total dollar amount of educational scholarships awarded during the 12-month reporting period and the total number and total dollar amount of educational scholarships awarded
during the 12-month reporting period with respect to eligible students who qualified under K.S.A. 72-4352(d), and amendments thereto.

(g) No scholarship granting organization shall:

(1) Provide an educational scholarship with respect to an eligible student that is established by funding from any contributions made by any relative of such eligible student; or

(2) accept a contribution from any source with the express or implied condition that such contribution be directed toward an educational scholarship for a particular eligible student.

Sec. 34. On and after July 1, 2019, K.S.A. 72-5130 is hereby amended to read as follows: 72-5130. (a) There is hereby established in the state treasury the mineral production education fund which shall be administered by the department of education. On and after July 1, 2016, all moneys that are to be credited to the mineral production education fund pursuant to the provisions of K.S.A. 79-4227, and amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the mineral production education fund. All expenditures from the mineral production education fund shall be for school district finance. All expenditures from the mineral production education fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the commissioner of education or the designee of the commissioner.

(b) On January 15 and July 15 of each year, the director of accounts and reports shall transfer a sum equal to the total amount of moneys credited to the mineral production education fund during the six months next preceding the date of transfer, from the mineral production education fund to the state school district finance fund. On July 1, 2019, the director of accounts and reports shall transfer all moneys in the mineral production education fund to the state general fund. On July 1, 2019, all liabilities of the mineral production education fund are hereby transferred to and imposed on the state general fund, and the mineral production education fund is hereby abolished.

Sec. 35. On and after July 1, 2019, K.S.A. 72-5131 is hereby amended to read as follows: 72-5131. K.S.A. 72-5131 through 72-5176, and amendments thereto, and sections 4 through 8, and amendments thereto, shall be known and may be cited as the Kansas school equity and enhancement act.

Sec. 36. On and after July 1, 2019, K.S.A. 72-5132 is hereby amended to read as follows: 72-5132. As used in the Kansas school equity and enhancement act, K.S.A. 72-5131 et seq., and amendments thereto:

(a) "Adjusted enrollment" means the enrollment of a school district adjusted by adding the following weightings, if any, to the enrollment of a
school district: At-risk student weighting; behavioral health intervention weighting; bilingual weighting; career technical education weighting; high-density at-risk student weighting; high enrollment weighting; low enrollment weighting; school facilities weighting; ancillary school facilities weighting; cost-of-living weighting; special education and related services weighting; and transportation weighting.

(b) "Ancillary school facilities weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 72-5158, and amendments thereto, on the basis of costs attributable to commencing operation of one or more new school facilities by such school districts.

c (1) "At-risk student" means a student who is eligible for free meals under the national school lunch act, and who is enrolled in a school district that maintains an approved at-risk student assistance program.

(2) The term "at-risk student" shall not include any student enrolled in any of the grades one through 12 who is in attendance less than full time, or any student who is over 19 years of age. The provisions of this paragraph shall not apply to any student who has an individualized education program.

d) "At-risk student weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 72-5151(a), and amendments thereto, on the basis of costs attributable to the maintenance of at-risk educational programs by such school districts.

(e) "Base aid for student excellence" or "BASE aid" means an amount appropriated by the legislature in a fiscal year for the designated year. The amount of BASE aid shall be as follows:

(1) For school year 2018-2019, $4,165;

(2) for school year 2019-2020, $4,302; $4,371; and

(3) for school year 2020-2021, $4,439; $4,512

(4) for school year 2021-2022, $4,576;

(5) for school year 2022-2023, $4,713; and

(6) for school year 2023-2024, and each school year thereafter, the BASE aid shall be the BASE aid amount for the immediately preceding school year plus an amount equal to the average percentage increase in the consumer price index for all urban consumers in the midwest region as published by the bureau of labor statistics of the United States department of labor during the three immediately preceding school years rounded to the nearest whole dollar amount.

(f) "Behavioral health intervention weighting" means an addend component assigned to the enrollment of school districts pursuant to section 5, and amendments thereto, on the basis of costs attributable to maintenance of behavioral health intervention team programs by such school districts.
"Bilingual weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 72-5150, and amendments thereto, on the basis of costs attributable to the maintenance of bilingual educational programs by such school districts.

"Board" means the board of education of a school district.

"Budget per student" means the general fund budget of a school district divided by the enrollment of the school district.

"Categorical fund" means and includes the following funds of a school district: Adult education fund; adult supplementary education fund; at-risk education fund; bilingual education fund; career and postsecondary education fund; driver training fund; educational excellence grant program fund; extraordinary school program fund; food service fund; parent education program fund; preschool-aged at-risk education fund; professional development fund; special education fund; and summer program fund.

"Cost-of-living weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 72-5159, and amendments thereto, on the basis of costs attributable to the cost of living in such school districts.

"Current school year" means the school year during which state foundation aid is determined by the state board under K.S.A. 72-5134, and amendments thereto.

"Enrollment" means:

1. The number of students regularly enrolled in kindergarten and grades one through 12 in the school district on September 20 of the preceding school year plus the number of preschool-aged at-risk students regularly enrolled in the school district on September 20 of the current school year, except a student who is a foreign exchange student shall not be counted unless such student is regularly enrolled in the school district on September 20 and attending kindergarten or any of the grades one through 12 maintained by the school district for at least one semester or two quarters, or the equivalent thereof.

2. If the enrollment in a school district in the preceding school year has decreased from enrollment in the second preceding school year, the enrollment of the school district in the current school year means the sum of:

   A. The enrollment in the second preceding school year, excluding students under paragraph (2)(B), minus enrollment in the preceding school year of preschool-aged at-risk students, if any, plus enrollment in the current school year of preschool-aged at-risk students, if any; and

   B. the adjusted enrollment in the second preceding school year of any students participating in the tax credit for low income students scholarship program pursuant to K.S.A. 72-4351 et seq., and amendments
thereto, in the preceding school year, if any, plus the adjusted enrollment in the preceding school year of preschool-aged at-risk students who are participating in the tax credit for low income students scholarship program pursuant to K.S.A. 72-4351 et seq., and amendments thereto, in the current school year, if any.

(3) For any school district that has a military student, as that term is defined in K.S.A. 72-5139, and amendments thereto, enrolled in such district, and that received federal impact aid for the preceding school year, if the enrollment in such school district in the preceding school year has decreased from enrollment in the second preceding school year, the enrollment of the school district in the current school year means whichever is the greater of:

(A) The enrollment determined under paragraph (2); or
(B) the sum of the enrollment in the preceding school year of preschool-aged at-risk students, if any, and the arithmetic mean of the sum of:
   (i) The enrollment of the school district in the preceding school year minus the enrollment in such school year of preschool-aged at-risk students, if any;
   (ii) the enrollment in the second preceding school year minus the enrollment in such school year of preschool-aged at-risk students, if any;
   and
   (iii) the enrollment in the third preceding school year minus the enrollment in such school year of preschool-aged at-risk students, if any.

(4) The enrollment determined under paragraph (1), (2) or (3), except if the school district begins to offer kindergarten on a full-time basis in such school year, students regularly enrolled in kindergarten in the school district in the preceding school year shall be counted as one student regardless of actual attendance during such preceding school year.

(n) "February 20" has its usual meaning, except that in any year in which February 20 is not a day on which school is maintained, it means the first day after February 20 on which school is maintained.

(o) "Federal impact aid" means an amount equal to the federally qualified percentage of the amount of moneys a school district receives in the current school year under the provisions of title I of public law 874 and congressional appropriations therefor, excluding amounts received for assistance in cases of major disaster and amounts received under the low-rent housing program. The amount of federal impact aid shall be determined by the state board in accordance with terms and conditions imposed under the provisions of the public law and rules and regulations thereunder.

(p) "General fund" means the fund of a school district from which operating expenses are paid and in which is deposited all amounts of state
foundation aid provided under this act, payments under K.S.A. 72-528, and amendments thereto, payments of federal funds made available under the provisions of title I of public law 874, except amounts received for assistance in cases of major disaster and amounts received under the low-rent housing program and such other moneys as are provided by law.

(q) "General fund budget" means the amount budgeted for operating expenses in the general fund of a school district.

(q) "High-density at-risk student weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 72-5151(b), and amendments thereto, on the basis of costs attributable to the maintenance of at-risk educational programs by such school districts.

(s) "High enrollment weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 72-5149(b), and amendments thereto, on the basis of costs attributable to maintenance of educational programs by such school districts.

(t) "Juvenile detention facility" means the same as such term is defined in K.S.A. 72-1173, and amendments thereto.

(u) "Local foundation aid" means the sum of the following amounts:

1. An amount equal to any unexpended and unencumbered balance remaining in the general fund of the school district, except moneys received by the school district and authorized to be expended for the purposes specified in K.S.A. 72-5168, and amendments thereto;

2. An amount equal to any remaining proceeds from taxes levied under authority of K.S.A. 72-7056 and 72-7072, and amendments thereto, prior to their repeal;

3. An amount equal to the amount deposited in the general fund in the current school year from moneys received in such school year by the school district under the provisions of K.S.A. 72-3123(a), and amendments thereto;

4. An amount equal to the amount deposited in the general fund in the current school year from moneys received in such school year by the school district pursuant to contracts made and entered into under authority of K.S.A. 72-3125, and amendments thereto;

5. An amount equal to the amount credited to the general fund in the current school year from moneys distributed in such school year to the school district under the provisions of articles 17 and 34 of chapter 12 of the Kansas Statutes Annotated, and amendments thereto, and under the provisions of articles 42 and 51 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto;

6. An amount equal to the amount of payments received by the school district under the provisions of K.S.A. 72-3423, and amendments
thereto;
(7) an amount equal to the amount of any grant received by the
school district under the provisions of K.S.A. 72-3425, and amendments
thereto; and
(8) an amount equal to 70% of the federal impact aid of the school
district.

(w)(v) "Low enrollment weighting" means an addend component
assigned to the enrollment of school districts pursuant to K.S.A. 72-
5149(a), and amendments thereto, on the basis of costs attributable to
maintenance of educational programs by such school districts.

(w)(w) "Operating expenses" means the total expenditures and lawful
transfers from the general fund of a school district during a school year for
all purposes, except expenditures for the purposes specified in K.S.A. 72-
5168, and amendments thereto.

(w)(x) "Preceding school year" means the school year immediately
before the current school year.

(w)(y) "Preschool-aged at-risk student" means an at-risk student who
has attained the age of three years, is under the age of eligibility for
attendance at kindergarten, and has been selected by the state board in
accordance with guidelines governing the selection of students for
participation in head start programs.

(w)(z) "Preschool-aged exceptional children" means exceptional
children, except gifted children, who have attained the age of three years
but are under the age of eligibility for attendance at kindergarten. The
terms "exceptional children" and "gifted children" have the same meaning
as those terms are defined in K.S.A. 72-3404, and amendments thereto.
(z)(aa) "Psychiatric residential treatment facility" means the same as
such term is defined in K.S.A. 72-1173, and amendments thereto.

(aa)(bb) "School district" means a school district organized under the
laws of this state that is maintaining public school for a school term in
accordance with the provisions of K.S.A. 72-3115, and amendments
thereto.

(bb)(cc) "School facilities weighting" means an addend component
assigned to the enrollment of school districts pursuant to K.S.A. 72-5156,
and amendments thereto, on the basis of costs attributable to commencing
operation of one or more new school facilities by such school districts.

(dd)(ee) "School year" means the 12-month period ending June 30.

(dd)(ee) "September 20" has its usual meaning, except that in any
year in which September 20 is not a day on which school is maintained, it
means the first day after September 20 on which school is maintained.

(ff) "Special education and related services weighting" means an
addend component assigned to the enrollment of school districts pursuant
to K.S.A. 72-5157, and amendments thereto, on the basis of costs
attributable to the maintenance of special education and related services by such school districts.

(4)(g) "State board" means the state board of education.

(6)(h) "State foundation aid" means the amount of aid distributed to a school district as determined by the state board pursuant to K.S.A. 72-5134, and amendments thereto.

(6)(i) "Student" means any person who is regularly enrolled in a school district and attending kindergarten or any of the grades one through 12 maintained by the school district or who is regularly enrolled in a school district and attending kindergarten or any of the grades one through 12 in another school district in accordance with an agreement entered into under authority of K.S.A. 72-13,101, and amendments thereto, or who is regularly enrolled in a school district and attending special education services provided for preschool-aged exceptional children by the school district.

(2) (A) Except as otherwise provided in this subsection, the following shall be counted as one student:

(i) A student in attendance full-time; and

(ii) a student enrolled in a school district and attending special education and related services, provided for by the school district.

(B) The following shall be counted as 1/2 student:

(i) A student enrolled in a school district and attending special education and related services for preschool-aged exceptional children provided for by the school district; and

(ii) a preschool-aged at-risk student enrolled in a school district and receiving services under an approved at-risk student assistance plan maintained by the school district.

(C) A student in attendance part-time shall be counted as that proportion of one student (to the nearest 1/10) that the student's attendance bears to full-time attendance.

(D) A student enrolled in and attending an institution of postsecondary education that is authorized under the laws of this state to award academic degrees shall be counted as one student if the student's postsecondary education enrollment and attendance together with the student's attendance in either of the grades 11 or 12 is at least 5/6 time, otherwise the student shall be counted as that proportion of one student (to the nearest 1/10) that the total time of the student's postsecondary education attendance and attendance in grades 11 or 12, as applicable, bears to full-time attendance.

(E) A student enrolled in and attending a technical college, a career technical education program of a community college or other approved career technical education program shall be counted as one student, if the student's career technical education attendance together with the student's
attendance in any of grades nine through 12 is at least \( \frac{5}{6} \) time, otherwise the student shall be counted as that proportion of one student (to the nearest \( \frac{1}{10} \)) that the total time of the student's career technical education attendance and attendance in any of grades nine through 12 bears to full-time attendance.

(F) A student enrolled in a school district and attending a non-virtual school and also attending a virtual school shall be counted as that proportion of one student (to the nearest \( \frac{1}{10} \)) that the student's attendance at the non-virtual school bears to full-time attendance.

(G) A student enrolled in a school district and attending special education and related services provided for by the school district and also attending a virtual school shall be counted as that proportion of one student (to the nearest \( \frac{1}{10} \)) that the student's attendance at the non-virtual school bears to full-time attendance.

(H) (i) Except as provided in clause (ii), a student enrolled in a school district who is not a resident of Kansas shall be counted as follows:

(a) For school year 2018-2019, one student;
(b) for school years 2019-2020 and 2020-2021, \( \frac{3}{4} \) of a student; and
(c) for school year 2021-2022 and each school year thereafter, \( \frac{1}{2} \) of a student.

(ii) This subparagraph (H) shall not apply to:

(a) A student whose parent or legal guardian is an employee of the school district where such student is enrolled; or

(b) a student who attended public school in Kansas during school year 2016-2017 and who attended public school in Kansas during the immediately preceding school year.

(3) The following shall not be counted as a student:

(A) An individual residing at the Flint Hills job corps center;
(B) except as provided in paragraph (2), an individual confined in and receiving educational services provided for by a school district at a juvenile detention facility; and
(C) an individual enrolled in a school district but housed, maintained and receiving educational services at a state institution or a psychiatric residential treatment facility.

(4) A student enrolled in virtual school pursuant to K.S.A. 72-3711 et seq., and amendments thereto, shall be counted in accordance with the provisions of K.S.A. 72-3715, and amendments thereto.

(ii)(jj) "Total foundation aid" means an amount equal to the product obtained by multiplying the BASE aid by the adjusted enrollment of a school district.

(jj)(kk) "Transportation weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 72-5148, and amendments thereto, on the basis of costs attributable to the provision
or furnishing of transportation.

"Virtual school" means the same as such term is defined in K.S.A. 72-3712, and amendments thereto.

Sec. 37. On and after July 1, 2019, K.S.A. 72-5142 is hereby amended to read as follows: 72-5142. (a) The board of education of each school district shall levy an ad valorem tax upon the taxable tangible property of the school district in the school years specified in subsection (b) for the purpose of:

1. Financing that portion of the school district's general fund budget that is not financed from any other source provided by law;
2. Paying a portion of the costs of operating and maintaining public schools in partial fulfillment of the constitutional obligation of the legislature to finance the educational interests of the state; and
3. With respect to any redevelopment school district established prior to July 1, 1997, pursuant to K.S.A. 12-1771, and amendments thereto, paying a portion of the principal and interest on bonds issued by cities under authority of K.S.A. 12-1774, and amendments thereto, for the financing of redevelopment projects upon property located within the school district.

(b) The tax required under subsection (a) shall be levied at a rate of 20 mills in the school years 2017-2018, 2019-2020 and 2020-2021.

(c) The proceeds from the tax levied by a district under authority of this section, except the proceeds of such tax levied for the purpose described in subsection (a)(3), shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state school district finance fund.

(d) No school district shall proceed under K.S.A. 79-1964, 79-1964a or 79-1964b, and amendments thereto.

Sec. 38. On and after July 1, 2019, K.S.A. 72-5144 is hereby amended to read as follows: 72-5144. (a) Subject to the provisions of subsection (c), the provisions of this subsection shall apply in any school year in which the amount of BASE aid is $4,490 or less.

1. The board of education of a school district may adopt a local option budget that does not exceed the local option budget calculated as if the BASE aid was $4,490, or that does not exceed the local option budget as calculated pursuant to K.S.A. 72-5143, and amendments thereto, whichever is greater.

(b) The board of education of a school district may adopt a local option budget that does not exceed the local option budget calculated as if the school district received state aid for special education and related
services equal to the amount of state aid for special education and related services received in school year 2008-2009, or that does not exceed the local option budget as calculated pursuant to K.S.A. 72-5143, and amendments thereto, whichever is greater.

(c) The board of any school district may exercise the authority granted under subsection (a) or (b) or both subsections (a) and (b).

(d) To the extent that the provisions of K.S.A. 72-5143, and amendments thereto, conflict with this section, this section shall control.

(e) For school year 2019-2020, and each school year thereafter, the specified dollar amount used in subsection (a) for purposes of determining the local option budget of a school district shall be the specified dollar amount used for the immediately preceding school year plus an amount equal to the average percentage increase in the consumer price index for all urban consumers in the midwest region as published by the bureau of labor statistics of the United States department of labor during the three immediately preceding school years.

Sec. 39. On and after July 1, 2019, K.S.A. 72-5150 is hereby amended to read as follows: 72-5150. (a) The bilingual weighting of each school district shall be determined by the state board as follows:

(a)(1) Determine the full-time equivalent enrollment in approved programs of bilingual education and multiply such enrollment by 0.395;

(b)(2) determine the number of students enrolled in approved programs of bilingual education and multiply such enrollment by 0.185; and

(e)(3) the bilingual weighting shall be either the amount determined under subsection (a) or (b) paragraph (1) or (2), whichever is greater.

(b) A student shall be counted as enrolled in a bilingual education program for not more than four school years.

Sec. 40. On and after July 1, 2019, K.S.A. 72-5151 is hereby amended to read as follows: 72-5151. (a) The at-risk student weighting of each school district shall be determined by the state board as follows:

(1) Determine the number of at-risk students included in the enrollment of the school district; and

(2) multiply the number determined under subsection (a)(1) by 0.484 or 0.51. The resulting sum product is the at-risk student weighting of the school district.

(b) Commencing in school year 2019-2020, each school district shall spend those moneys attributable to that portion of such school district's at-risk student weighting that is equal to an at-risk student weighting of 0.026 on the at-risk evidence-based programs identified by the state board pursuant to K.S.A. 72-5153(d)(2), and amendments thereto. If a school district does not spend such money on such programs, the state board shall notify the school district that it shall either spend such money on
such programs or show improvement within two years of notification. Improvement shall include, but not be limited to, the following: (1) Increases in the percentage of students who are proficient on state math and English language arts assessments; and (2) decreases in the achievement gap percentages among student subgroups identified by the state board. If a school district has been notified pursuant to this subsection and does not show improvement within two years, the school district shall be given one additional year to either spend moneys on the at-risk evidence-based programs identified pursuant to K.S.A. 72-5153(d)(2), and amendments thereto, in accordance with this subsection, or show improvement. If after the additional year the school district does not comply with the expenditure requirements of this subsection or show improvement, then such school district shall not receive an amount of money attributable to that portion of the at-risk student weighting equal to 0.026 in the immediately succeeding school year.

(b)(c) Except as provided in subsection (b)(4) (c)(4), the high-density at-risk student weighting of each school district shall be determined by the state board as follows:

(1) (A) If the enrollment of the school district is at least 35% at-risk students, but less than 50% at-risk students:
   (i) Subtract 35% from the percentage of at-risk students included in the enrollment of the school district;
   (ii) multiply the difference determined under subsection (b)(1)(A)(i) (c)(1)(A)(i) by 0.7; and
   (iii) multiply the product determined under subsection (b)(1)(A)(ii) (c)(1)(A)(ii) by the number of at-risk students included in the enrollment of the school district; or
   (B) if the enrollment of the school district is 50% or more at-risk students, multiply the number of at-risk students included in the enrollment of the school district by 0.105; or

(2) (A) if the enrollment of a school in the school district is at least 35% at-risk students, but less than 50% at-risk students:
   (i) Subtract 35% from the percentage of at-risk students included in the enrollment of such school;
   (ii) multiply the difference determined under subsection (b)(2)(A)(i) (c)(2)(A)(i) by 0.7; and
   (iii) multiply the product determined under subsection (b)(2)(A)(ii) (c)(2)(A)(ii) by the number of at-risk students included in the enrollment of such school; or
   (B) if the enrollment of a school in the school district is 50% or more at-risk students, multiply the number of at-risk students included in the enrollment of such school by 0.105; and

(C) add the products determined under subsections (b)(2)(A)(iii) (c)
(2)(A)(iii) and (b)(2)(B) (c)(2)(B) for each such school in the school
district, respectively.

(3) The high-density at-risk weighting of the school district shall be
the greater of the product determined under subsection (b)(1) (c)(1) or the
sum determined under subsection (b)(2)(C) (c)(2)(C).

(4) Commencing in school year 2018-2019, school districts that
qualify to receive the high-density at-risk weighting pursuant to this
section shall spend any money attributable to the school district's high-
density at-risk weighting on the at-risk best practices developed by the
state board pursuant to K.S.A. 72-5153(d), and amendments thereto. If a
school district that qualifies for the high-density at-risk weighting does not
spend such money on such best practices, the state board shall notify the
school district that it shall either spend such money on such best practices
or shall show improvement within five years of notification. Improvement
shall include, but not be limited to, increases in the following: (A) The
percentage of students at grade level on state math and English language
arts assessments; (B) the percentage of students that are college and career
ready on state math and English language arts assessments; (C) the
average composite ACT score; or (D) the four-year graduation rate. If a
school district does not spend such money on such best practices and does
not show improvement within five years, the school district shall not
qualify to receive the high-density at-risk weighting in the succeeding
school year.

(5) The provisions of this subsection shall expire on July 1, 2020.

Sec. 41. On and after July 1, 2019, K.S.A. 72-5153 is hereby
amended to read as follows: 72-5153. (a) There is hereby established in
every school district an at-risk education fund, which shall consist of all
moneys deposited therein or transferred thereto according to law. The
expenses of a school district directly attributable to providing at-risk
student assistance to or programs for students receiving at-risk program
services shall be paid from the at-risk education fund. Of the moneys
deposited in or otherwise credited to the general fund of a school district
pursuant to K.S.A. 72-5135, and amendments thereto, an amount equal to
that portion of the school district's total foundation aid that is attributable
to 50% of the at-risk student weighting of such school district shall be
transferred to the at-risk education fund of such school district.

(b) Any balance remaining in the at-risk education fund at the end of
the budget year shall be carried forward into the at-risk education fund for
succeeding budget years. Such fund shall not be subject to the provisions
of K.S.A. 79-2925 through 79-2937, and amendments thereto. In preparing
the budget of such school district, the amounts credited to and the amount
on hand in the at-risk education fund, and the amount expended therefrom
shall be included in the annual budget for the information of the residents
of the school district. Interest earned on the investment of moneys in any
such fund shall be credited to that fund.
(c) Commencing in school year 2018-2019, expenditures from the at-
risk education fund of a school district shall only be made for the
following purposes:
(1) At-risk educational programs based on best practices identified
pursuant to subsection (d);
(2) personnel providing educational services in conjunction with such
programs; or
(3) services contracted for by the school district to provide at-risk
educational programs based on best practices identified pursuant to
subsection (d).
(d) (1) On or before July 1, 2018, the state board shall identify and
approve evidence-based best practices for at-risk programs and instruction
of students receiving at-risk program services.
(2) The state board shall identify and approve evidence-based
programs provided by state-based, national nonprofit organizations that:
(A) Focus on students who are identified as at-risk or who face other
identifiable barriers to success, and who are ranked in the lower 50th
percentile in such student's class;
(B) provide evidence-based instruction and support services to such
students inside and outside the school setting; and
(C) evaluate outcomes data for such students, including, but not
limited to, school attendance, academic progress, graduation rates,
pursuit of postsecondary education or other career advancement.
(3) The state board shall review and update such best practices and
evidence-based programs as necessary and as part of its five-year
accreditation system review process.
(e) Each year the board of education of each school district shall
prepare and submit to the state board a report on the assistance or
programs provided by the school district for students identified as at-risk.
Such report shall include the number of students identified as at-risk who
were served or provided assistance, the type of service provided, the
research upon which the school district relied in determining that a need
for service or assistance existed, the results of providing such service or
assistance and any other information required by the state board.
(f) In order to achieve uniform reporting of the number of students
provided service or assistance by school districts in at-risk student
programs, school districts shall report the number of students served or
assisted in the manner required by the state board.
(g) As used in this section, the term "evidence-based instruction"
means an education delivery system based on independent research that
consistently produces better student outcomes over a five-year period than
would otherwise be achieved by the same at-risk students.

Sec. 42. On and after July 1, 2019, K.S.A. 72-5170 is hereby amended to read as follows: 72-5170. (a) (1) In order to accomplish the mission for Kansas education, the state board shall design and adopt a school district accreditation system based upon improvement in performance that equals or exceeds the educational goal set forth in K.S.A. 72-3218(c), and amendments thereto, and is measurable. The state board shall hold all school districts accountable to the Kansans can outcomes, or any successor outcomes established by the state board, through the Kansas education systems accreditation rules and regulations, or any successor accreditation system and accountability plan adopted by the state board. The state board shall establish rigorous accountability measures in the areas of social emotional learning, kindergarten readiness, individual plans of study, graduation and postsecondary success. The state board also shall ensure that all school districts and the public schools operated by such districts have programs and initiatives in place for providing those educational capacities set forth in K.S.A. 72-3218(c), and amendments thereto. On or before January 15, 2018, and each January 15 thereafter of each year, the state board shall prepare and submit a report on the school district accreditation system to the governor and the legislature.

(2) The accountability measures established pursuant to paragraph (1) shall be applied both at the district level and at the school level. Such accountability measures shall be reported by the state board for each school district and each school by publication on the internet website of the state department of education. Each school district also shall report such accountability measures for such school district and each school operated by such district by publication on such school district's internet website. All reports prepared pursuant to this section shall be published in accordance with section 26, and amendments thereto.

(3) If a school district is not fully accredited and a corrective action plan is required by the state board, such corrective action plan, and any subsequent reports prepared by the state board regarding the progress of such school district in implementing and executing such corrective action plan, shall be published on the state department of education's internet website and such school district's internet website in accordance with section 26, and amendments thereto.

(4) If a school district is not accredited, the superintendent, or the superintendent's designee, shall appear before the committee on education of the house of representatives and the committee on education of the senate during the regular legislative session that occurs during the same school year in which such school district is not accredited. Such school district shall provide a report to such committees on the challenges and obstacles that are preventing such school district from becoming
accredited.

(b) The state board shall establish curriculum standards that reflect high academic standards for the core academic areas of mathematics, science, reading, writing and social studies. The curriculum standards shall be reviewed at least every seven years. Nothing in this subsection shall be construed in any manner so as to impinge upon any school district's authority to determine its own curriculum.

c) The state board shall provide for statewide assessments in the core academic areas of mathematics, science, reading, writing and social studies. The board shall ensure compatibility between the statewide assessments and the curriculum standards established pursuant to subsection (b). Such assessments shall be administered at three grade levels, as determined by the state board. The state board shall determine performance levels on the statewide assessments, the achievement of which represents high academic standards in the academic area at the grade level to which the assessment applies. The state board should specify high academic standards both for individual performance and school performance on the assessments.

d) Each school year, on such date as specified by the state board, each school district shall submit the Kansas education system accreditation report to the state board in such form and manner as prescribed by the state board.

e) Whenever the state board determines that a school district has failed either to meet the accreditation requirements established by rules and regulations or standards adopted by the state board or provide curriculum based on state standards and courses required by state law, the state board shall so notify the school district. Such notice shall specify the accreditation requirements that the school district has failed to meet and the curriculum that it has failed to provide. Upon receipt of such notice, the board of education of such school district is encouraged to reallocate the resources of the school district to remedy all deficiencies identified by the state board.

(f) Each school in every school district shall establish a school site council composed of the principal and representatives of teachers and other school personnel, parents of students attending the school, the business community and other community groups. School site councils shall be responsible for providing advice and counsel in evaluating state, school district, and school site performance goals and objectives and in determining the methods that should be employed at the school site to meet these goals and objectives. Site councils may make recommendations and proposals to the school board regarding budgetary items and school district matters, including, but not limited to, identifying and implementing the best practices for developing efficient and effective administrative and
management functions. Site councils also may help school boards analyze
the unique environment of schools, enhance the efficiency and maximize
limited resources, including outsourcing arrangements and cooperative
opportunities as a means to address limited budgets.

Sec. 43. On and after July 1, 2019, K.S.A. 72-5171 is hereby
amended to read as follows: 72-5171. (a) On or before January 15 of each
year, the state department of education shall prepare and submit a
financial accountability report on school district funding for each school
district to the governor and the legislature.

(b)Each report shall contain the information described in subsection
(c) for the school district in terms of actual dollar amounts for the second
and immediately preceding school years and budgeted dollar amounts for
the current school year.

(c)Each report shall contain the following information for the school
district:

(1) Full-time equivalent enrollment and the virtual student full-time
equivalent enrollment;

(2) demographic information, including, but not limited to, gender,
race, ethnicity, students who are economically disadvantaged, migrants,
English language learners and students with disabilities;

(3) total general and supplemental general funds, including a showing
of funding provided by federal sources, state sources and local sources,
and total funds per student;

(4) total capital outlay funds, including a showing of such funding
provided by federal sources, state sources and local sources, and capital
outlay funds per student;

(5) total bond and interest funds, including a showing of such funding
provided by federal sources, state sources and local sources, and bond and
interest funds per student;

(6) total of all other funds not described in paragraphs (3), (4) and (5),
excluding fund transfers, including a showing of such funding provided by
federal sources, state sources and local sources, and total funds per
student;

(7) total funds per student of all funds described in paragraphs (3)
through (6);

(8) general fund moneys attributable to the following:

(A) BASE aid;

(B) high enrollment weighting;

(C) low enrollment weighting;

(D) school facilities weighting;

(E) transportation weighting;

(F) at-risk student weighting;

(G) preschool-aged at-risk student weighting;
(H) high-density at-risk student weighting;
(I) career technical education weighting;
(J) special education and related services weighting;
(K) bilingual weighting;
(L) ancillary school facilities weighting;
(M) cost-of-living weighting;
(N) declining enrollment behavioral health intervention weighting;
and
(O) virtual school state aid;
(9) total expenditures on the following:
(A) At-risk education programs and services;
(B) preschool-aged at-risk education programs and services;
(C) bilingual education programs and services;
(D) career and technical education programs and services;
(E) special education and related services; and
(F) virtual school programs and services;
(10) total expenditures from the special retirement contributions fund;
(11) expenditures and fund transfers from the supplemental general fund for those programs and services set forth in paragraph (9) and any other accounting category for which there is an expenditure or transfer from such fund;
(12) total expenditures from any fund for expenses incurred as a result of the school district's participation in any legal proceeding challenging the constitutional adequacy of any school finance laws under section 6 of article 6 of the constitution of the state of Kansas regardless of whether such school district was a named party in such legal proceedings, and including any dues, fees or other expenses incurred by such school district as a result of its membership in any organization that participates in any legal proceeding challenging the constitutional adequacy of any school finance laws under section 6 of article 6 of the constitution of the state of Kansas, and the aggregate amount of such expenditures made on and after July 1, 2010; and
(13) general obligation bond indebtedness.
(d) All reports that include local sources of funding shall show such funding provided by each local source, including, but not limited to, property tax revenue, student fees, gifts, grants, donations and any other local source of revenue.
(e) All reports prepared pursuant to this section shall be published in accordance with section 26, and amendments thereto.
(f) The state board shall provide uniform guidelines for what constitutes total expenditures for the programs and services listed under subsection (c)(9).

Sec. 44. On and after July 1, 2019, K.S.A. 72-5193 is hereby
amended to read as follows: 72-5193. Article 6 of the constitution of the state of Kansas states that the legislature shall provide for intellectual, educational, vocational and scientific improvement by establishing and maintaining public schools; provide for a state board of education having general supervision of public schools, educational institutions and the educational interests of the state, except those delegated by law to the state board of regents; and make suitable provision for finance of the educational interests of the state. It is the purpose and intention of the legislature to provide a financing system for the education of kindergarten and grades one through 12 which provides students with the capacities set forth in K.S.A. 72-3218, and amendments thereto. Such financing system shall be sufficiently flexible for the legislature to consider and utilize financing methods from all available resources in order to satisfy the constitutional requirements under article 6. Such financing methods shall include, but are not limited to, the following:

(a) Federal funding to unified school districts or public schools, including any grants or federal assistance;
(b) subject to appropriations by the legislature, appropriations of state moneys for the improvement of public education, including, but not limited to, the following:
   (1) Financing to unified school districts through the Kansas school equity and enhancement act, K.S.A. 72-5131 et seq., and amendments thereto;
   (2) financing to unified school districts through any provisions which provide state aid, such as capital improvements state aid, capital outlay state aid and any other state aid paid, distributed or allocated to school districts on the basis of the assessed valuation of school districts;
   (3) employer contributions to the Kansas public employees retirement system for public schools;
   (4) appropriations to the Kansas children's cabinet for programs serving students enrolled in unified school districts in meeting the goal specified in K.S.A. 72-3218, and amendments thereto;
   (5) appropriations to any programs which provide early learning to four-year-old children with the purpose of preparing them for success in public schools;
   (6) appropriations to any programs, such as jobs for America's graduates and communities in schools, which provide individualized support to students enrolled in unified school districts in meeting and assist with achievement of the goal specified in K.S.A. 72-3218, and amendments thereto;
   (7) transportation financing, including any transfers from the state general fund and state highway fund to the state department of education to provide technical education transportation, special education
transportation or school bus safety;
(8) financing to other facilities providing public education to students, such as the Kansas state school for the blind, the Kansas state school for the deaf, school district juvenile detention facilities and the Flint Hills job corps center;
(9) appropriations relating to the Kansas academy of mathematics and science;
(10) appropriations relating to teaching excellence, such as scholarships, awards, training or in-service workshops;
(11) appropriations to the state board of regents to provide technical education incentives to unified school districts and tuition costs to postsecondary institutions which provide career technical education to secondary students; and
(12) appropriations to any postsecondary educational institution which provides postsecondary education to a secondary student without charging tuition to such student;
(c) any provision which authorizes the levying of local taxes for the purpose of financing public schools; and
(d) any transfer of funds or appropriations from one object or fund to another approved by the legislature for the purpose of financing public schools.

Sec. 45. On and after July 1, 2019, K.S.A. 72-5461 is hereby amended to read as follows: 72-5461. (a) Upon receiving an application under K.S.A. 72-5460, and amendments thereto, the state board of education shall review the application and examine the evidence furnished in support of the application.

(b) (1) Commencing in school year 2017-2018, the state board of education shall not approve any application submitted during the current school year if such approval would result in the aggregate amount of all general obligation bonds approved by the state board for such school year exceeding the aggregate principal amount of all general obligation bonds retired in the immediately preceding school year adjusted for inflation pursuant to paragraph (4). For any application submitted during the current school year in excess of $175,000,000, the state board shall apply only an amount of $175,000,000 of such application when determining whether the aggregate principal amount of all general obligation bonds retired in the immediately preceding school year has been exceeded. In determining whether to approve an application, the state board shall prioritize applications in accordance with the priorities set forth as follows in order of highest priority to lowest priority:

(A) Safety of the current facility and disability access to such facility as demonstrated by a state fire marshal report, an inspection under the Americans with disabilities act, 42 U.S.C. § 12101 et seq., or other similar
evaluation;
(B) enrollment growth and imminent overcrowding as demonstrated by successive increases in enrollment of the school district in the immediately preceding three school years;
(C) impact on the delivery of educational services as demonstrated by restrictive inflexible design or limitations on installation of technology;
and
(D) energy usage and other operational inefficiencies as demonstrated by a district-wide energy usage analysis, district-wide architectural analysis or other similar evaluation.
(2) The state board shall not consider a school district's eligibility for capital improvement state aid, or the amount of capital improvement state aid a school district would be eligible to receive, in determining whether to approve such district's application.
(3) The provisions of subsection (b)(1) shall not apply to:
(A) School districts that have not issued any general obligation bonds in the 25 years prior to the current school year; or
(B) the maintenance or repair of any facility, including, but not limited to, roofs, heating and air conditioning systems, school safety equipment and measures, technology updates or to comply with the Americans with disabilities act, 42 U.S.C. § 12101 et seq., or an order issued by the state fire marshal.
(4) The state board shall adjust the aggregate principal amount of all general obligation bonds retired in the immediately preceding school year by adding an amount equal to the five-year compounded percentage increase in the producer price index industry data for new school building construction as published by the bureau of labor statistics of the United States department of labor for the five immediately preceding school years.
(c) After reviewing the application and examining the supportive evidence, the state board of education shall issue an order either granting or denying the application. If the application is approved, the applicant board of education shall request the county election officer to hold an election to vote upon the question of issuing the increased amount of bonds in the manner provided by law.
(d) Any application that is denied pursuant to subsection (b) may be tentatively approved by the state board of education for the immediately succeeding school year. The amount of general obligation bonds approved in any such application shall be counted first towards the aggregate amount of all general obligation bonds approved by the state board for such school year.
(e) Commencing in school year 2017-2018, the state board of education shall determine the aggregate principal amount of general
obligation bonds retired in the immediately preceding school year.

(f) The provisions of subsections (b), (d) and (e) shall expire on June 30, 2022.

Sec. 46. On and after July 1, 2019, K.S.A. 72-5462 is hereby amended to read as follows: 72-5462. (a) There is hereby established in the state treasury the school district capital improvements fund. The fund shall consist of all amounts transferred thereto under the provisions of subsection (c).

(b) In each school year, each school district which is obligated to make payments from its capital improvements fund shall be entitled to receive payment from the school district capital improvements fund in an amount determined by the state board of education as provided in this subsection.

(1) For general obligation bonds approved for issuance at an election held prior to July 1, 2015, the state board of education shall:

(A) Determine the amount of the assessed valuation per pupil (AVPP) of each school district in the state for the preceding school year and round such amount to the nearest $1,000. The rounded amount is the AVPP of a school district for the purposes of this subsection (b)(1);

(B) determine the median AVPP of all school districts;

(C) prepare a schedule of dollar amounts using the amount of the median AVPP of all school districts as the point of beginning. The schedule of dollar amounts shall range upward in equal $1,000 intervals from the point of beginning to and including an amount that is equal to the amount of the AVPP of the school district with the highest AVPP of all school districts and shall range downward in equal $1,000 intervals from the point of beginning to and including an amount that is equal to the amount of the AVPP of the school district with the lowest AVPP of all school districts;

(D) determine a state aid percentage factor for each school district by assigning a state aid computation percentage to the amount of the median AVPP shown on the schedule, decreasing the state aid computation percentage assigned to the amount of the median AVPP by one percentage point for each $1,000 interval above the amount of the median AVPP, and increasing the state aid computation percentage assigned to the amount of the median AVPP by one percentage point for each $1,000 interval below the amount of the median AVPP. Except as provided by K.S.A. 72-5463, and amendments thereto, the state aid percentage factor of a school district is the percentage assigned to the schedule amount that is equal to the amount of the AVPP of the school district. The state aid percentage factor of a school district shall not exceed 100%. The state aid computation percentage is 25%;

(E) determine the amount of payments that a school district is
obligated to make from its bond and interest fund attributable to general
obligation bonds approved for issuance at an election held prior to July 1,
2015; and
(F) multiply the amount determined under subsection (b)(1)(E) by the
applicable state aid percentage factor.

(2) For general obligation bonds approved for issuance at an election
held on or after July 1, 2015, the state board of education shall:
(A) Determine the amount of the AVPP of each school district in the
state for the preceding school year and round such amount to the nearest
$1,000. The rounded amount is the AVPP of a school district for the
purposes of this subsection (b)(2);
(B) prepare a schedule of dollar amounts using the amount of the
AVPP of the school district with the lowest AVPP of all school districts as
the point of beginning. The schedule of dollar amounts shall range upward
in equal $1,000 intervals from the point of beginning to and including an
amount that is equal to the amount of the AVPP of the school district with
the highest AVPP of all school districts;
(C) determine a state aid percentage factor for each school district by
assigning a state aid computation percentage to the amount of the lowest
AVPP shown on the schedule and decreasing the state aid computation
percentage assigned to the amount of the lowest AVPP by one percentage
point for each $1,000 interval above the amount of the lowest AVPP.
Except as provided by K.S.A. 72-5463, and amendments thereto, the state
aid percentage factor of a school district is the percentage assigned to the
schedule amount that is equal to the amount of the AVPP of the school
district. The state aid computation percentage is 75%;
(D) determine the amount of payments that a school district is
obligated to make from its bond and interest fund attributable to general
obligation bonds approved for issuance at an election held on or after July
1, 2015; and
(E) multiply the amount determined under subsection (b)(2)(D) by
the applicable state aid percentage factor.

(3) For general obligation bonds approved for issuance at an election
held on or before June 30, 2016, the sum of the amount determined under
subsection (b)(1)(F) and the amount determined under subsection (b)(2)(E)
is the amount of payment the school district is entitled to receive from the
school district capital improvements fund in the school year.

(4) For general obligation bonds approved for issuance at an election
held on or after July 1, 2016, the amount determined under subsection (b)
(2)(E) is the amount of payment the school district shall receive from the
school district capital improvements fund in the school year, except the
total amount of payments school districts receive from the school district
capital improvements fund in the school year for such bonds shall not
exceed the six-year average amount of capital improvement state aid as
determined by the state board of education.

(A) The state board of education shall determine the six-year average
amount of capital improvement state aid by calculating the average of the
total amount of moneys expended per year from the school district capital
improvements fund in the immediately preceding six fiscal years, not to
include the current fiscal year.

(B) (i) Subject to clause (ii), the state board of education shall
prioritize the allocations to school districts from the school district capital
improvements fund in accordance with the priorities set forth as follows in
order of highest priority to lowest priority:

(a) Safety of the current facility and disability access to such facility
as demonstrated by a state fire marshal report, an inspection under the
Americans with disabilities act, 42 U.S.C. § 12101 et seq., or other similar
evaluation;

(b) enrollment growth and imminent overcrowding as demonstrated
by successive increases in enrollment of the school district in the
immediately preceding three school years;

(c) impact on the delivery of educational services as demonstrated by
restrictive inflexible design or limitations on installation of technology;

(d) energy usage and other operational inefficiencies as demonstrated
by a district-wide energy usage analysis, district-wide architectural
analysis or other similar evaluation.

(ii) In allocating capital improvement state aid, the state board shall
give higher priority to those school districts with a lower AVPP compared
to the other school districts that are to receive capital improvement state
aid under this section.

(C) On and after July 1, 2016, the state board of education shall
approve the amount of state aid payments a school district shall receive
from the school district capital improvements fund pursuant to subsection
(b)(5) prior to an election to approve the issuance of general obligation
bonds.

(5) Except as provided in subsections (b)(6) and (b)(7), the sum of the
amounts determined under subsection (b)(3) and the amount determined or
allocated to the district by the state board of education pursuant to
subsection (b)(4), is the amount of payment the school district is entitled to
receive from the school district capital improvements fund in the school
year.

(6) A school district that had an enrollment of less than 260 students
in the school year immediately preceding the school year in which an
election is held to approve the issuance of general obligation bonds shall
not be entitled to receive payments from the school district capital
improvements fund unless such school district applied for and received approval from the state board of education to issue such bonds prior to holding an election to approve such bond issuance. The provisions of this paragraph shall apply to general obligation bonds approved for issuance at an election held on or after July 1, 2017, that are issued for the purpose of financing the construction of new school facilities.

(7) For general obligation bonds approved for issuance at an election held on or after July 1, 2017, in determining the amount under subsection (b)(2)(D), the state board shall exclude payments for any capital improvement project, or portion thereof, that proposes to construct, reconstruct or remodel a facility that would be used primarily for extracurricular activities, unless the construction, reconstruction or remodeling of such facility is necessary due to concerns relating to the safety of the current facility or disability access to such facility as demonstrated by a state fire marshal report, an inspection under the Americans with disabilities act, 42 U.S.C. § 12101 et seq., or other similar evaluation.

(c) The state board of education shall certify to the director of accounts and reports the entitlements of school districts determined under the provisions of subsection (b), and an amount equal thereto shall be transferred by the director from the state general fund to the school district capital improvements fund for distribution to school districts. All transfers made in accordance with the provisions of this subsection shall be considered to be demand transfers from the state general fund, except that all such transfers during the fiscal years ending June 30, 2017, June 30, 2018, June 30, 2019, and June 30, 2020, shall be considered to be revenue transfers from the state general fund.

(d) Payments from the school district capital improvements fund shall be distributed to school districts at times determined by the state board of education to be necessary to assist school districts in making scheduled payments pursuant to contractual bond obligations. The state board of education shall certify to the director of accounts and reports the amount due each school district entitled to payment from the fund, and the director of accounts and reports shall draw a warrant on the state treasurer payable to the treasurer of the school district. Upon receipt of the warrant, the treasurer of the school district shall credit the amount thereof to the bond and interest fund of the school district to be used for the purposes of such fund.

(e) The provisions of this section apply only to contractual obligations incurred by school districts pursuant to general obligation bonds issued upon approval of a majority of the qualified electors of the school district voting at an election upon the question of the issuance of such bonds.
(f) On or before the first day of the legislative session in 2017, and each year thereafter, the state board of education shall prepare and submit a report to the legislature that includes information on school district elections held on or after July 1, 2016, to approve the issuance of general obligation bonds and the amount of payments school districts were approved to receive from the school district capital improvements fund pursuant to subsection (b)(4)(C).

Sec. 47. On and after July 1, 2019, K.S.A. 72-6147 is hereby amended to read as follows: 72-6147. (a) As used in this section:

(1) "Bullying" means: (A) Any intentional gesture or any intentional written, verbal, electronic or physical act or threat—either by any student, staff member or parent towards a student or by any student, staff member or parent towards a staff member that is sufficiently severe, persistent or pervasive that such gesture, act or threat creates an intimidating, threatening or abusive educational environment that a reasonable person, under the circumstances, knows or should know will have the effect of:

(i) Harming a student or staff member, whether physically or mentally;

(ii) Damaging a student's or staff member's property;

(iii) Placing a student or staff member in reasonable fear of harm to the student or staff member; or

(iv) Placing a student or staff member in reasonable fear of damage to the student's or staff member's property;

(B) Cyberbullying; or

(C) Any other form of intimidation or harassment prohibited by the board of education of the school district in policies concerning bullying adopted pursuant to this section or subsection (e) of K.S.A. 72-1138(e), and amendments thereto.

(2) "Cyberbullying" means bullying by use of any electronic communication device through means including, but not limited to, e-mail, instant messaging, text messages, blogs, mobile phones, pagers, online games and websites.

(3) "Parent" includes a guardian, custodian or other person with authority to act on behalf of the child.

(4) "School district" or "district" means any unified school district organized and operating under the laws of this state.

(5) "School vehicle" means any school bus, school van, other school vehicle and private vehicle used to transport students or staff members to and from school or any school-sponsored activity or event.

(6) "Staff member" means any person employed by a school district.

(b) The board of education of each school district shall adopt a policy to prohibit bullying either by any student, staff member or parent towards a student or by a student, staff member or parent towards a staff member...
on or while utilizing school property, in a school vehicle or at a school-sponsored activity or event.

(c) The board of education of each school district shall adopt and implement a plan to address bullying—either by any student, staff member or parent towards a student or by a student, staff member or parent towards a staff member on school property, in a school vehicle or at a school-sponsored activity or event. Such plan shall include: Provisions for the training and education for staff members and students; consequences and appropriate remedial action for a person who commits an act of bullying, harassment or cyberbullying; a procedure for reporting an act of bullying, harassment or cyberbullying; a procedure for prompt investigation of reports of bullying, harassment and cyberbullying; and a list of appropriate responses to an incident of bullying, harassment or cyberbullying.

(d) On or before July 30, 2019, such plan shall be published on the school district's website, with a link prominently displayed on the homepage of such website titled, "Bullying Prevention Plan." Such plan shall be distributed annually to parents and guardians who have children enrolled in a school in the school district. The plan also shall be submitted to the department of education and shall be kept on file with the department.

(e) The board of education of each school district may adopt additional policies relating to bullying pursuant to subsection (e) of K.S.A. 72-1138(e), and amendments thereto.

(f) Nothing in this section shall be construed to limit or supersede or in any manner affect or diminish the requirements of compliance by a staff member with the provisions of K.S.A. 2018 Supp. 38-2223 or 38-2226, and amendments thereto.

Sec. 48. On and after July 1, 2019, K.S.A. 72-6487 is hereby amended to read as follows: 72-6487. (a) The board of education of a school district may provide or furnish transportation for students who are enrolled in the school district to or from any school of the school district or to or from any school of another school district attended by such students in accordance with the provisions of an agreement entered into under authority of K.S.A. 72-13,101, and amendments thereto.

(b) (1) When any or all of the conditions specified in this provision exist, the board of education of a school district shall provide or furnish transportation for students who reside in the school district and who attend any school of the school district or who attend any school of another school district in accordance with the provisions of an agreement entered into under authority of K.S.A. 72-13,101, and amendments thereto. The conditions which apply to the requirements of this provision are as follows, if:

(A) The residence of the student is inside or outside the corporate
limits of a city, the school building attended is outside the corporate limits
of a city and the school building attended is more than 2 1/2 miles by the
usually traveled road from the residence of the student; or
(B) the residence of the student is outside the corporate limits of a
city, the school building attended is inside the corporate limits of a city and
the school building attended is more than 2 1/2 miles by the usually traveled
road from the residence of the student; or
(C) the residence of the student is inside the corporate limits of one
city, the school building attended is inside the corporate limits of a
different city and the school building attended is more than 2 1/2 miles by
the usually traveled road from the residence of the student.
(2) The provisions of this subsection are subject to the provisions of
subsections (c) and (d) and (e).
(c) The board of education of every school district is authorized to
adopt rules and regulations to govern the conduct, control and discipline of
all students while being transported in school buses. The board may
suspend or revoke the transportation privilege or entitlement of any
student who violates any rules and regulations adopted by the board under
authority of this subsection.
(d) The board of education of every school district may suspend or
revoke the transportation privilege or entitlement of any student who is
detained at school at the conclusion of the school day for violation of any
rules and regulations governing student conduct or for disobedience of an
order of a teacher or other school authority. Suspension or revocation of
the transportation privilege or entitlement of any student specified in this
subsection shall be limited to the school day or days on which the student
is detained at school. The provisions of this subsection do not apply to any
student who has been determined to be an exceptional child, except gifted
children, under the provisions of the special education for exceptional
children act.
(e) Notwithstanding the provisions of subsection (b), the board of
education of a school district shall provide or furnish transportation for
students who reside in the school district and who attend any school of the
school district or who attend any school of another school district in
accordance with the provisions of an agreement entered into under
authority of K.S.A. 72-13,101, and amendments thereto, if:
(1) The school building attended is 2 1/2 miles or less by the usually
traveled road from the residence of the student;
(2) there is no safe pedestrian route from the residence of the student
to the school building attended by such student; and
(3) the provision of such transportation does not increase the cost of
providing transportation to students by the school district.
(e)(f) (1) Subject to the limitations specified in this subsection, the
board of education of any school district may prescribe and collect fees to offset, totally or in part, the costs incurred for the provision or furnishing of transportation for students. The limitations which apply to the authorization granted by this subsection are as follows:

(A) Fees for the provision or furnishing of transportation for students shall be prescribed and collected only to recover the costs incurred as a result of and directly attributable to the provision or furnishing of transportation for students and only to the extent that such costs are not reimbursed from any other source provided by law;

(B) fees for the provision or furnishing of transportation may not be assessed against or collected from any student who is counted in determining the transportation weighting of the school district under the Kansas school equity and enhancement act, K.S.A. 72-5131 et seq., and amendments thereto, or any student who is determined to be a child with disabilities under the provisions of the special education for exceptional children act or any student who is eligible for free or reduced price meals under the national school lunch act or any student who is entitled to transportation under the provisions of K.S.A. 72-6491(a), and amendments thereto, and who resides 21/2 miles or more by the regular route of a school bus from the school attended; and

(C) fees for the provision or furnishing of transportation for students in accordance with the provisions of an agreement entered into under authority of K.S.A. 72-13,101 or 72-6492, and amendments thereto, shall be controlled by the provisions of the agreement.

(2) All moneys received by a school district from fees collected under this subsection shall be deposited in the general fund of the district.

(g) For the purposes of this section, the term "safe pedestrian route" means a route that may be traveled on foot and: (1) Each portion of such route has either accessible sidewalks or speed limits for motor vehicles that do not exceed 25 miles per hour; (2) no portion of such route crosses any street with a speed limit for motor vehicles in excess of 25 miles per hour, unless a crossing guard is present at such intersection during the times when students would typically be traveling on such route; and (3) no portion of such route crosses any railroad tracks.

Sec. 49. On and after July 1, 2019, K.S.A. 72-8193 is hereby amended to read as follows: 72-8193. (a) There is hereby established the legislative task force on dyslexia. The task force shall advise and make recommendations to the governor, the legislature and the state board of education regarding matters concerning the use of evidence-based practices for students with dyslexia. The work of the task force shall be completed by January 2, 2019, and a report prepared and submitted The task force shall prepare and submit a report to the governor, the legislature and the state board of education by January 30, 2019, and each January
30 thereafter.

(b) The recommendations and resource materials shall:
   (1) Research and recommend evidence-based reading practices to address dyslexia or characteristics of dyslexia for use by schools;
   (2) research and recommend high quality pre-service and in-service professional development activities to address reading difficulties like dyslexia, including identification of dyslexia and effective reading interventions to be used in schools and within degree programs, such as education, reading, special education, speech-language pathology and psychology;
   (3) study and examine current state and federal laws and rules and regulations, and the implementation of such laws and rules and regulations that affect students with dyslexia; and
   (4) identify valid and reliable screening and evaluation assessments and protocols that can be used and the appropriate personnel to administer such assessments in order to identify children with reading difficulties, such as dyslexia or the characteristics of dyslexia as part of an ongoing reading progress monitoring system, multi-tiered system of supports and child find special education eligibility for students.

(c) The task force shall consist of 16 voting members as follows:
   (1) One member of the senate and one elementary school classroom teacher shall be appointed jointly by the chairperson and the ranking minority member of the senate committee on education;
   (2) one member of the house of representatives and one elementary school classroom teacher shall be appointed jointly by the chairperson and the ranking minority member of the house committee on education;
   (3) one member appointed by and from the state board of education, to serve as the chairperson of the task force;
   (4) one member shall be a professor employed by a state educational institution with specialized expertise in effective evidence-based reading practices for dyslexia appointed by the president of the state board of regents;
   (5) one member shall be a principal of a public school appointed by the united school administrators of Kansas;
   (6) four members shall be the parents of children with a diagnosis of dyslexia with one appointed by keys for networking, inc., one appointed by families together, inc., one appointed by decoding dyslexia Johnson county and one appointed by the international dyslexia association Kansas Missouri branch, and such appointments shall be made with an effort to provide statewide representation, if possible;
   (7) one member shall be appointed by the Kansas association of special education administrators;
   (8) one member shall be an elementary school building-level reading
specialist appointed by the state board of education;

(9) one member shall be an elementary school special education teacher appointed by the state board of education;

(10) one member shall be a licensed psychologist or speech-language pathologist who diagnoses dyslexia as a part of such person's practice appointed by the chairperson of the task force;

(11) one member, identified as a nonprofit service provider for children diagnosed with dyslexia, shall be appointed by the chairperson of the task force; and

(12) the following ex-officio members, who shall be non-voting members of the task force:

(A) One member shall be a licensed attorney from the Kansas state department of education appointed by the Kansas state department of education;

(B) one member shall be a licensed attorney who is familiar with dyslexia issues appointed jointly by the chairperson of the senate committee on education and the chairperson of the house committee on education; and

(C) one member shall be appointed by the disability rights center of Kansas.

(d) Any vacancy in a position shall be filled in the same manner as the original appointment.

(e) The chairperson shall call an organizational meeting of the task force on or before July 15, 2018. At such organizational meeting, the members shall elect a vice-chairperson from the membership of the task force. The task force also shall consider dates for future meetings, the agenda for such meetings and the need for electing a facilitator to assist in discussions among the members of the task force. The task force shall meet no more than six times in 2018, and no more than once in 2019, 2020 and 2021, and may hold meetings by telephone or video conference, if necessary.

(f) Subject to subsection (e), the task force may meet at any time and at any place within the state on the call of the chairperson. A quorum of the task force shall be nine members. All actions of the task force shall be by motion adopted by a majority of those members present when there is a quorum.

(g) If approved by the legislative coordinating council, members of the task force attending meetings authorized by the task force shall be paid amounts for expenses, mileage and subsistence as provided in K.S.A. 75-3223(e), and amendments thereto.

(h) The staff of the office of revisor of statutes, the legislative research department and the division of legislative administrative services shall provide assistance as may be requested by the legislative task force
on dyslexia.

(i) The provisions of this section shall expire on June 30, 2022.

Sec. 50. On and after July 1, 2019, K.S.A. 2018 Supp. 79-201x is hereby amended to read as follows: 79-201x. For taxable years 2017, 2019 and 2020, the following described property, to the extent herein specified, shall be and is hereby exempt from the property tax levied pursuant to the provisions of K.S.A. 72-5142, and amendments thereto: Property used for residential purposes to the extent of $20,000 of its appraised valuation.

Sec. 51. On and after July 1, 2019, K.S.A. 2018 Supp. 79-32,117 is hereby amended to read as follows: 79-32,117. (a) The Kansas adjusted gross income of an individual means such individual's federal adjusted gross income for the taxable year, with the modifications specified in this section.

(b) There shall be added to federal adjusted gross income:

(i) Interest income less any related expenses directly incurred in the purchase of state or political subdivision obligations, to the extent that the same is not included in federal adjusted gross income, on obligations of any state or political subdivision thereof, but to the extent that interest income on obligations of this state or a political subdivision thereof issued prior to January 1, 1988, is specifically exempt from income tax under the laws of this state authorizing the issuance of such obligations, it shall be excluded from computation of Kansas adjusted gross income whether or not included in federal adjusted gross income. Interest income on obligations of this state or a political subdivision thereof issued after December 31, 1987, shall be excluded from computation of Kansas adjusted gross income whether or not included in federal adjusted gross income.

(ii) Taxes on or measured by income or fees or payments in lieu of income taxes imposed by this state or any other taxing jurisdiction to the extent deductible in determining federal adjusted gross income and not credited against federal income tax. This paragraph shall not apply to taxes imposed under the provisions of K.S.A. 79-1107 or 79-1108, and amendments thereto, for privilege tax year 1995, and all such years thereafter.

(iii) The federal net operating loss deduction, except that the federal net operating loss deduction shall not be added to an individual's federal adjusted gross income for tax years beginning after December 31, 2016.

(iv) Federal income tax refunds received by the taxpayer if the deduction of the taxes being refunded resulted in a tax benefit for Kansas income tax purposes during a prior taxable year. Such refunds shall be included in income in the year actually received regardless of the method of accounting used by the taxpayer. For purposes hereof, a tax benefit shall
be deemed to have resulted if the amount of the tax had been deducted in
determining income subject to a Kansas income tax for a prior year
regardless of the rate of taxation applied in such prior year to the Kansas
taxable income, but only that portion of the refund shall be included as
bears the same proportion to the total refund received as the federal taxes
deducted in the year to which such refund is attributable bears to the total
federal income taxes paid for such year. For purposes of the foregoing
sentence, federal taxes shall be considered to have been deducted only to
the extent such deduction does not reduce Kansas taxable income below
zero.
(v) The amount of any depreciation deduction or business expense
deduction claimed on the taxpayer's federal income tax return for any
capital expenditure in making any building or facility accessible to the
handicapped, for which expenditure the taxpayer claimed the credit
allowed by K.S.A. 79-32,177, and amendments thereto.
(vi) Any amount of designated employee contributions picked up by
an employer pursuant to K.S.A. 12-5005, 20-2603, 74-4919 and 74-4965,
and amendments thereto.
(vii) The amount of any charitable contribution made to the extent the
same is claimed as the basis for the credit allowed pursuant to K.S.A. 79-
32,196, and amendments thereto.
(viii) The amount of any costs incurred for improvements to a swine
facility, claimed for deduction in determining federal adjusted gross
income, to the extent the same is claimed as the basis for any credit
allowed pursuant to K.S.A. 2018 Supp. 79-32,204, and amendments
thereto.
(ix) The amount of any ad valorem taxes and assessments paid and
the amount of any costs incurred for habitat management or construction
and maintenance of improvements on real property, claimed for deduction
in determining federal adjusted gross income, to the extent the same is
claimed as the basis for any credit allowed pursuant to K.S.A. 79-32,203,
and amendments thereto.
(x) Amounts received as nonqualified withdrawals, as defined by
K.S.A. 2018 Supp. 75-643, and amendments thereto, if, at the time of
contribution to a family postsecondary education savings account, such
amounts were subtracted from the federal adjusted gross income pursuant
to K.S.A. 79-32,117(c)(xv), and amendments thereto, or if such amounts
are not already included in the federal adjusted gross income.
(xi) The amount of any contribution made to the same extent the
same is claimed as the basis for the credit allowed pursuant to K.S.A. 74-
50,154, and amendments thereto.
(xii) For taxable years commencing after December 31, 2004,
amounts received as withdrawals not in accordance with the provisions of
K.S.A. 74-50,204, and amendments thereto, if, at the time of contribution
to an individual development account, such amounts were subtracted from
the federal adjusted gross income pursuant to subsection (c)(xiii), or if
such amounts are not already included in the federal adjusted gross
income.

(xiii) The amount of any expenditures claimed for deduction in
determining federal adjusted gross income, to the extent the same is
claimed as the basis for any credit allowed pursuant to K.S.A. 2018 Supp.
79-32,217 through 79-32,220 or 79-32,222, and amendments thereto.
(xiv) The amount of any amortization deduction claimed in
determining federal adjusted gross income to the extent the same is
claimed for deduction pursuant to K.S.A. 2018 Supp. 79-32,221, and
amendments thereto.
(xv) The amount of any expenditures claimed for deduction in
determining federal adjusted gross income, to the extent the same is
claimed as the basis for any credit allowed pursuant to K.S.A. 2018 Supp.
through 79-32,236, 79-32,238 through 79-32,241, 79-32,245 through 79-
32,248 or 79-32,251 through 79-32,254, and amendments thereto.
(xvi) The amount of any amortization deduction claimed in
determining federal adjusted gross income to the extent the same is
claimed for deduction pursuant to K.S.A. 2018 Supp. 79-32,227, 79-
thereto.
(xvii) The amount of any amortization deduction claimed in
determining federal adjusted gross income to the extent the same is
claimed for deduction pursuant to K.S.A. 2018 Supp. 79-32,256, and
amendments thereto.
(xviii) For taxable years commencing after December 31, 2006, the
amount of any ad valorem or property taxes and assessments paid to a state
other than Kansas or local government located in a state other than Kansas
by a taxpayer who resides in a state other than Kansas, when the law of
such state does not allow a resident of Kansas who earns income in such
other state to claim a deduction for ad valorem or property taxes or
assessments paid to a political subdivision of the state of Kansas in
determining taxable income for income tax purposes in such other state, to
the extent that such taxes and assessments are claimed as an itemized
deduction for federal income tax purposes.
(xix) For taxable years beginning after December 31, 2012, and
ending before January 1, 2017, the amount of any: (1) Loss from business
as determined under the federal internal revenue code and reported from
schedule C and on line 12 of the taxpayer's form 1040 federal individual
income tax return; (2) loss from rental real estate, royalties, partnerships, S
corporations, except those with wholly owned subsidiaries subject to the
Kansas privilege tax, estates, trusts, residual interest in real estate
mortgage investment conduits and net farm rental as determined under the
federal internal revenue code and reported from schedule E and on line 17
of the taxpayer's form 1040 federal individual income tax return; and (3)
farm loss as determined under the federal internal revenue code and
reported from schedule F and on line 18 of the taxpayer's form 1040
federal income tax return; all to the extent deducted or subtracted in
determining the taxpayer's federal adjusted gross income. For purposes of
this subsection, references to the federal form 1040 and federal schedule
C, schedule E, and schedule F, shall be to such form and schedules as they
existed for tax year 2011, and as revised thereafter by the internal revenue
service.

(xx) For taxable years beginning after December 31, 2012, and
ending before January 1, 2017, the amount of any deduction for self-
employment taxes under section 164(f) of the federal internal revenue
code as in effect on January 1, 2012, and amendments thereto, in
determining the federal adjusted gross income of an individual taxpayer, to
the extent the deduction is attributable to income reported on schedule C,
E or F and on line 12, 17 or 18 of the taxpayer's form 1040 federal income
tax return.

(xxi) For taxable years beginning after December 31, 2012, and
ending before January 1, 2017, the amount of any deduction for pension,
profit sharing, and annuity plans of self-employed individuals under
section 62(a)(6) of the federal internal revenue code as in effect on January
1, 2012, and amendments thereto, in determining the federal adjusted gross
income of an individual taxpayer.

(xxii) For taxable years beginning after December 31, 2012, and
ending before January 1, 2017, the amount of any deduction for health
insurance under section 162(l) of the federal internal revenue code as in
effect on January 1, 2012, and amendments thereto, in determining the
federal adjusted gross income of an individual taxpayer.

(xxiii) For taxable years beginning after December 31, 2012, and
ending before January 1, 2017, the amount of any deduction for domestic
production activities under section 199 of the federal internal revenue code
as in effect on January 1, 2012, and amendments thereto, in determining the
federal adjusted gross income of an individual taxpayer.

(xxiv) For taxable years commencing after December 31, 2013, that
portion of the amount of any expenditure deduction claimed in
determining federal adjusted gross income for expenses paid for medical
care of the taxpayer or the taxpayer's spouse or dependents when such
expenses were paid or incurred for an abortion, or for a health benefit plan,
as defined in K.S.A. 65-6731, and amendments thereto, for the purchase of
an optional rider for coverage of abortion in accordance with K.S.A. 2018 Supp. 40-2,190, and amendments thereto, to the extent that such taxes and assessments are claimed as an itemized deduction for federal income tax purposes.

(xxv) For taxable years commencing after December 31, 2013, that portion of the amount of any expenditure deduction claimed in determining federal adjusted gross income for expenses paid by a taxpayer for health care when such expenses were paid or incurred for abortion coverage, a health benefit plan, as defined in K.S.A. 65-6731, and amendments thereto, when such expenses were paid or incurred for abortion coverage or amounts contributed to health savings accounts for such taxpayer's employees for the purchase of an optional rider for coverage of abortion in accordance with K.S.A. 2018 Supp. 40-2,190, and amendments thereto, to the extent that such taxes and assessments are claimed as a deduction for federal income tax purposes.

(xxvi) For all taxable years beginning after December 31, 2016, the amount of any charitable contribution made to the extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 72-4357, and amendments thereto, and is also claimed as an itemized deduction for federal income tax purposes.

(c) There shall be subtracted from federal adjusted gross income:

(i) Interest or dividend income on obligations or securities of any authority, commission or instrumentality of the United States and its possessions less any related expenses directly incurred in the purchase of such obligations or securities, to the extent included in federal adjusted gross income but exempt from state income taxes under the laws of the United States.

(ii) Any amounts received which are included in federal adjusted gross income but which are specifically exempt from Kansas income taxation under the laws of the state of Kansas.

(iii) The portion of any gain or loss from the sale or other disposition of property having a higher adjusted basis for Kansas income tax purposes than for federal income tax purposes on the date such property was sold or disposed of in a transaction in which gain or loss was recognized for purposes of federal income tax that does not exceed such difference in basis, but if a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to that portion of such gain which is included in federal adjusted gross income.

(iv) The amount necessary to prevent the taxation under this act of any annuity or other amount of income or gain which was properly included in income or gain and was taxed under the laws of this state for a taxable year prior to the effective date of this act, as amended, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired
the right to receive the income or gain, or to a trust or estate from which
the taxpayer received the income or gain.

(v) The amount of any refund or credit for overpayment of taxes on
or measured by income or fees or payments in lieu of income taxes
imposed by this state, or any taxing jurisdiction, to the extent included in
gross income for federal income tax purposes.

(vi) Accumulation distributions received by a taxpayer as a
beneficiary of a trust to the extent that the same are included in federal
adjusted gross income.

(vii) Amounts received as annuities under the federal civil service
retirement system from the civil service retirement and disability fund and
other amounts received as retirement benefits in whatever form that
were earned for being employed by the federal government or for service
in the armed forces of the United States.

(viii) Amounts received by retired railroad employees as a
supplemental annuity under the provisions of 45 U.S.C. §§ 228b (a) and
228c (a)(1) et seq.

(ix) Amounts received by retired employees of a city and by retired
employees of any board of such city as retirement allowances pursuant to
K.S.A. 13-14,106, and amendments thereto, or pursuant to any charter
ordinance exempting a city from the provisions of K.S.A. 13-14,106, and
amendments thereto.

(x) For taxable years beginning after December 31, 1976, the amount
of the federal tentative jobs tax credit disallowance under the provisions of
26 U.S.C. § 280 C. For taxable years ending after December 31, 1978, the
amount of the targeted jobs tax credit and work incentive credit
disallowances under 26 U.S.C. § 280 C.

(xi) For taxable years beginning after December 31, 1986, dividend
income on stock issued by Kansas venture capital, inc.

(xii) For taxable years beginning after December 31, 1989, amounts
received by retired employees of a board of public utilities as pension and
retirement benefits pursuant to K.S.A. 13-1246, 13-1246a and 13-1249,
and amendments thereto.

(xiii) For taxable years beginning after December 31, 2004, amounts
contributed to and the amount of income earned on contributions deposited
to an individual development account under K.S.A. 74-50,201 et seq., and
amendments thereto.

(xiv) For all taxable years commencing after December 31, 1996, that
portion of any income of a bank organized under the laws of this state or
any other state, a national banking association organized under the laws of
the United States, an association organized under the savings and loan
code of this state or any other state, or a federal savings association
organized under the laws of the United States, for which an election as an
S corporation under subchapter S of the federal internal revenue code is in effect, which accrues to the taxpayer who is a stockholder of such corporation and which is not distributed to the stockholders as dividends of the corporation. For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of modification under this subsection shall exclude the portion of income or loss reported on schedule E and included on line 17 of the taxpayer's form 1040 federal individual income tax return.

(xv) For all taxable years beginning after December 31, 2006, amounts not exceeding $3,000, or $6,000 for a married couple filing a joint return, for each designated beneficiary that are contributed to a family postsecondary education savings account established under the Kansas postsecondary education savings program or a qualified tuition program established and maintained by another state or agency or instrumentality thereof pursuant to section 529 of the internal revenue code of 1986, as amended, for the purpose of paying the qualified higher education expenses of a designated beneficiary at an institution of postsecondary education. The terms and phrases used in this paragraph shall have the meaning respectively ascribed thereto by the provisions of K.S.A. 2018 Supp. 75-643, and amendments thereto, and the provisions of such section are hereby incorporated by reference for all purposes thereof.

(xvi) For all taxable years beginning after December 31, 2004, amounts received by taxpayers who are or were members of the armed forces of the United States, including service in the Kansas army and air national guard, as a recruitment, sign up or retention bonus received by such taxpayer as an incentive to join, enlist or remain in the armed services of the United States, including service in the Kansas army and air national guard, and amounts received for repayment of educational or student loans incurred by or obligated to such taxpayer and received by such taxpayer as a result of such taxpayer's service in the armed forces of the United States, including service in the Kansas army and air national guard.

(xvii) For all taxable years beginning after December 31, 2004, amounts received by taxpayers who are eligible members of the Kansas army and air national guard as a reimbursement pursuant to K.S.A. 48-281, and amendments thereto, and amounts received for death benefits pursuant to K.S.A. 48-282, and amendments thereto, or pursuant to section 1 or section 2 of chapter 207 of the 2005 Session Laws of Kansas, and amendments thereto, to the extent that such death benefits are included in federal adjusted gross income of the taxpayer.

(xviii) For the taxable year beginning after December 31, 2006, amounts received as benefits under the federal social security act which are included in federal adjusted gross income of a taxpayer with federal adjusted gross income of $50,000 or less, whether such taxpayer's
filing status is single, head of household, married filing separate or married filing jointly; and for all taxable years beginning after December 31, 2007, amounts received as benefits under the federal social security act which are included in federal adjusted gross income of a taxpayer with federal adjusted gross income of $75,000 or less, whether such taxpayer's filing status is single, head of household, married filing separate or married filing jointly.

(xix) Amounts received by retired employees of Washburn university as retirement and pension benefits under the university’s retirement plan.

(xx) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any: (1) Net profit from business as determined under the federal internal revenue code and reported from schedule C and on line 12 of the taxpayer's form 1040 federal individual income tax return; (2) net income, not including guaranteed payments as defined in section 707(c) of the federal internal revenue code and as reported to the taxpayer from federal schedule K-1, (form 1065-B), in box 9, code F or as reported to the taxpayer from federal schedule K-1, (form 1065) in box 4, from rental real estate, royalties, partnerships, S corporations, estates, trusts, residual interest in real estate mortgage investment conduits and net farm rental as determined under the federal internal revenue code and reported from schedule E and on line 17 of the taxpayer's form 1040 federal individual income tax return; and (3) net farm profit as determined under the federal internal revenue code and reported from schedule F and on line 18 of the taxpayer's form 1040 federal income tax return; all to the extent included in the taxpayer's federal adjusted gross income. For purposes of this subsection, references to the federal form 1040 and federal schedule C, schedule E, and schedule F, shall be to such form and schedules as they existed for tax year 2011 and as revised thereafter by the internal revenue service.

(xxi) For all taxable years beginning after December 31, 2013, amounts equal to the unreimbursed travel, lodging and medical expenditures directly incurred by a taxpayer while living, or a dependent of the taxpayer while living, for the donation of one or more human organs of the taxpayer, or a dependent of the taxpayer, to another person for human organ transplantation. The expenses may be claimed as a subtraction modification provided for in this section to the extent the expenses are not already subtracted from the taxpayer's federal adjusted gross income. In no circumstances shall the subtraction modification provided for in this section for any individual, or a dependent, exceed $5,000. As used in this section, "human organ" means all or part of a liver, pancreas, kidney, intestine, lung or bone marrow. The provisions of this paragraph shall take effect on the day the secretary of revenue certifies to the director of the budget that the cost for the department of revenue of
modifications to the automated tax system for the purpose of implementing this paragraph will not exceed $20,000.

(xxii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of net gain from the sale of: (1) Cattle and horses, regardless of age, held by the taxpayer for draft, breeding, dairy or sporting purposes, and held by such taxpayer for 24 months or more from the date of acquisition; and (2) other livestock, regardless of age, held by the taxpayer for draft, breeding, dairy or sporting purposes, and held by such taxpayer for 12 months or more from the date of acquisition. The subtraction from federal adjusted gross income shall be limited to the amount of the additions recognized under the provisions of subsection (b)(xix) attributable to the business in which the livestock sold had been used. As used in this paragraph, the term "livestock" shall not include poultry.

(xxiii) For all taxable years beginning after December 31, 2012, amounts received under either the Overland Park, Kansas police department retirement plan or the Overland Park, Kansas fire department retirement plan, both as established by the city of Overland Park, pursuant to the city's home rule authority.

(xxiv) For taxable years beginning after December 31, 2013, and ending before January 1, 2017, the net gain from the sale from Christmas trees grown in Kansas and held by the taxpayer for six years or more.

(xxv) For all taxable years beginning after December 31, 2018, amounts deposited in a Kansas hope scholarship account established by agreement between the taxpayer and the state treasurer pursuant to section 14, and amendments thereto.

(d) There shall be added to or subtracted from federal adjusted gross income the taxpayer's share, as beneficiary of an estate or trust, of the Kansas fiduciary adjustment determined under K.S.A. 79-32,135, and amendments thereto.

(e) The amount of modifications required to be made under this section by a partner which that relates to items of income, gain, loss, deduction or credit of a partnership shall be determined under K.S.A. 79-32,131, and amendments thereto, to the extent that such items affect federal adjusted gross income of the partner.

(f) No taxpayer shall be assessed penalties and interest from the underpayment of taxes due to changes to this section that became law on July 1, 2017, so long as such underpayment is rectified on or before April 17, 2018.

Sec. 52. On and after July 1, 2019, K.S.A. 2018 Supp. 79-4227 is hereby amended to read as follows: 79-4227. (a) All revenue collected or received by the director from the tax imposed by this act shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215,
and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury. The state treasurer shall first credit such amount as the director shall order to the mineral production tax refund fund created under subsection (b) of this section. Second, the state treasurer shall credit 7% of the remainder of such amounts to the special county mineral production tax fund created in subsection (c). Finally, the state treasurer shall credit the remainder of such amounts collected or received from the tax imposed by this act during fiscal years 2013, 2014 and 2015 for oil and gas for any county which had $100,000 or more in receipts of the excise tax upon the severance and production of oil and gas as follows: (1) 12.41% to the oil and gas valuation depletion trust fund; and (2) the remainder shall be credited to the state general fund. The state treasurer shall credit the remainder of such amounts collected or received from the tax imposed by this act during fiscal year 2016, and thereafter, and distributed during fiscal year 2017, and thereafter, for oil and gas for any county which had $100,000 or more in receipts of the excise tax upon the severance and production of oil and gas as follows: (1) 20% to the mineral production education fund created in K.S.A. 72-6462*, and amendments thereto; and (2) the remainder shall be credited to the state general fund.

(b) A refund fund designated as "mineral production tax refund fund" not to exceed $50,000 is hereby created for the prompt payment of all tax refunds. The mineral production tax refund fund shall be in such amount, within the limit set by this section, as the director shall determine is necessary to meet current refunding requirements under this act.

(c) There is hereby created a special county mineral production tax fund. On December 1, 1983, and quarterly thereafter, the director of taxation shall distribute all moneys credited to such fund to the county treasurers of all counties in which taxes were levied under K.S.A. 79-4217, and amendments thereto, for the severing and producing of coal, oil or gas from property within the county, in the proportion that the taxes levied upon production in each county bears to the total of all of such taxes levied in all of such counties. Such distribution shall be based on returns filed, with any adjustments or corrections thereto made by the director of taxation.

(d) The secretary of revenue shall make provision for the determination of the counties within which taxes are levied under K.S.A. 79-4217, and amendments thereto, for the severance of coal, oil or gas and shall certify the same to the director of accounts and reports.

(e) The director of accounts and reports shall draw warrants on the state treasurer payable to the county treasurer of each county entitled to payment from the special county mineral production tax fund upon vouchers approved by the director of taxation. Upon receipt of such
warrant, each county treasurer shall credit 50% of the amount thereof to the county general fund and shall distribute the remaining 50% thereof to the treasurer of each school district all or any portion of which is located within the county in the proportion that the assessed value of coal, oil and gas properties within each district bears to the total of the assessed value of all coal, oil and gas properties within the county. Such assessed valuation shall be determined upon the basis of the most recent November 1 tax roll. The treasurer of each school district shall credit the entire amount of the moneys so received to the general fund of the school district.


Sec. 54. This act shall take effect and be in force from and after its publication in the Kansas register.