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. 72-5130, 72-5131, 72-5132, 72-5142, 72-5144, 72-5151 and 72-5153 and K.S.A. 2018 Supp. 79-201x 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:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>KPERS – employer contributions – non-USDs</td>
<td>$1,036,647</td>
</tr>
<tr>
<td>KPERS – employer contributions – USDs</td>
<td>$18,986,873</td>
</tr>
<tr>
<td>Supplemental general state aid</td>
<td>$10,383,000</td>
</tr>
</tbody>
</table>

(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
degressing 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 4, 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 nine.

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 discretionary grants to school districts for training in identification of dyslexia and effective reading interventions for students diagnosed with dyslexia: Provided further, That the aggregate amount of such discretionary grants shall not exceed $749,000.

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 fiscal year 2020, in an 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 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 a 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

KPERS – employer contributions – non-USDs (652-00-1000-0100)..................$43,015,894

Provided, That any unencumbered balance in 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)..................$543,865,035

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 – 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 contribution layering payment #1 (652-00-1000-0120)..................$6,400,000

KPERS employer contribution layering payment #2.................................$19,400,000

Career and technical education transportation (652-00-1000-0190)..........................$650,000

Teach for America pilot program.................................................$261,000

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 approved
by the state board of education for the acquisition and installation of
security cameras and any other systems, equipment and services necessary
for security monitoring of facilities operated by a school district, and for
securing doors, windows and any entrances to such facilities.
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 made 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 each 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.
BHIT 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) of the department of education.

Governor's scholars program scholarships

and awards. ..........................................................$20,000

(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

Teacher and administrator fee fund (652-00-2723-2060) ......................... No limit

Food assistance –
1 federal fund (652-00-3230-3020). .................................................. No limit
2 Food assistance – school
3 breakfast program –
4 federal fund (652-00-3529-3490). .................................................. No limit
5 Food assistance – national
6 school lunch program –
7 federal fund (652-00-3530-3500). .................................................. No limit
8 Food assistance – child
9 and adult care food program –
10 federal fund (652-00-3531-3510). .............................................. No limit
11 Community-based
12 child abuse prevention –
13 federal fund (652-00-3319-7400). .................................................. No limit
14 Family and children
15 investment fund (652-00-7375). .................................................. No limit
16 Elementary and secondary school aid –
17 federal fund (652-00-3233-3040). .................................................. No limit
18 Educationally deprived
19 children – state operations –
20 federal fund (652-00-3131-3130). .............................................. No limit
21 Elementary and secondary school –
22 educationally deprived children –
23 LEA's fund (652-00-3532-3520). .................................................. No limit
24 Education of handicapped children
25 fund – federal (652-00-3234-3050). .................................................. No limit
26 Education of handicapped
27 children fund – state operations –
28 federal fund (652-00-3534-3540). .................................................. No limit
29 Education of handicapped
30 children fund – preschool –
31 federal fund (652-00-3535-3550). .................................................. No limit
32 Education of handicapped
33 children fund – preschool state
34 operations – federal (652-00-3536-3560). ...................................... No limit
35 Elementary and secondary school
36 aid – federal fund – migrant
37 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
41 Vocational education title I –
42 federal fund (652-00-3539-3590). .................................................. No limit
43 Vocational education title I – federal fund –
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. 

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 – federal fund (652-00-3526-3860)............................................................................................................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 of 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 of 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
accounts and reports shall transfer $550,000 from the state safety fund
(652-00-2538-2030) of the department of education 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 during fiscal year 2020,
or as soon thereafter as sufficient moneys are available, 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, or as soon thereafter as sufficient moneys are
available, 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 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 4, 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
collection (652-00-1700-1700).................................$41,640,023
New Sec. 4. (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 0.015.
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
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) Each behavioral health intervention team liaison shall be certified
as a master's level behavioral health professional, 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 Kansas 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.

Sec. 5. 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. 6. 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 section 4, and amendments thereto, shall be known and may be cited as the Kansas school equity and enhancement act.

Sec. 7. 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 4, and amendments thereto, on the basis of costs attributable to maintenance of behavioral health intervention team programs by such school districts.

(f)(g) "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.

(h) "Board" means the board of education of a school district.

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

(j) "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.

(k) "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.

(l) "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.

(m) "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.

(m) "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.

(r) "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.

"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.

"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.

"Preceding school year" means the school year immediately before the current school year.

"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.

"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.

"Psychiatric residential treatment facility" means the same as such term is defined in K.S.A. 72-1173, and amendments thereto.

"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.

"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.

"School year" means the 12-month period ending June 30.

"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.

"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.

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

(gg) "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.

(ii) (1) "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 \( \frac{1}{2} \) 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 \( \frac{1}{10} \)) 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 \( \frac{5}{6} \) 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 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.

(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) "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. 8. 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 and 2018-2019.

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

(2) 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. 10. 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
   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 that are 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 moneys on such programs,
the state board shall notify the school district that it shall either spend
such moneys 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. 11. 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. 12. 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
and 2018, 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. 13. 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. 14. On and after July 1, 2019, K.S.A. 72-5130, 72-5131, 72-
5132, 72-5142, 72-5144, 72-5151 and 72-5153 and K.S.A. 2018 Supp. 79-
201x and 79-4227 are hereby repealed.

Sec. 15. This act shall take effect and be in force from and after its
publication in the Kansas register.