SENATE BILL No. 318

By Senator Givens

1-27

AN ACT concerning education; relating to the financing thereof; making and concerning appropriations for the fiscal year ending June 30, 2021, for the department of education for the purposes of special education.

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, 2021, the following:

Special education services aid (652-00-1000-0700) ................ $39,500,000

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 the appropriation made by this section shall be in addition to any other appropriation to the special education services aid account of the above agency for fiscal year 2021 made by any other appropriation act of the 2020 regular session of the legislature: And provided further, That, notwithstanding the provisions of K.S.A. 72-3422, and amendments thereto, or any other statute, expenditures shall be made by the above agency from the special education services aid account in fiscal year 2021 in an amount of $39,500,000 for distribution of special education services aid to school districts based on the full-time equivalent enrollment of each school district: And provided further, That moneys received by school districts pursuant to the foregoing proviso shall be considered special education state aid and shall be expended by such school district for the provision of special education and related services by the school district: And 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.

Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.