

March 25, 2011

The Honorable Lana Gordon, Chairperson
House Committee on Education Budget
Statehouse, Room 151-S
Topeka, Kansas 66612

Dear Representative Gordon:

SUBJECT: Fiscal Note for HB 2397 by House Committee on Appropriations

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2397 is respectfully submitted to your committee.

HB 2397 would provide that any action challenging the adequacy of the state's funding of school districts would be considered by the court to have been first applied to pay the costs related to areas of instruction and for the courses included in the precollege curriculum, as prescribed by the Board of Regents. Any party challenging the adequacy of the state's provision for financing the educational interests of the state would have the burden, at all times, to prove that monies appropriated were not sufficient to fund the costs related to areas of instructions and for courses included in the precollege curriculum prescribed by the Board of Regents. For the purposes of determining the adequacy of state funding, educational programs that school districts are required by federal law to provide would not be included.

Enactment of HB 2397 by itself would have no fiscal effect. The Division of the Budget is not in a position to anticipate the effect enactment of this bill might have on current or future challenges to the adequacy of state funding of schools.

Sincerely,



Steven J. Anderson, CPA, MBA
Director of the Budget

cc: Dale Dennis, Education