

**HOUSE BILL No. 2198**

By Committee on Appropriations

2-8

1 AN ACT concerning school districts; relating to the school district capital  
2 improvements fund and the school district capital outlay state aid  
3 fund; amending K.S.A. 2010 Supp. 75-2319 and repealing the existing  
4 section; also repealing K.S.A. 2010 Supp. 72-8814 and 72-8814b.

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

7 Section 1. K.S.A. 2010 Supp. 75-2319 is hereby amended to read as  
8 follows: 75-2319. (a) There is hereby established in the state treasury the  
9 school district capital improvements fund. The fund shall consist of all  
10 amounts transferred thereto under the provisions of subsection (c).

11 (b) Subject to the provisions of subsection (f), in each school year,  
12 each school district which is obligated to make payments from its capital  
13 improvements fund shall be entitled to receive payment from the school  
14 district capital improvements fund in an amount determined by the state  
15 board of education as provided in this subsection. The state board of  
16 education shall:

17 (1) Determine the amount of the assessed valuation per pupil  
18 (AVPP) of each school district in the state and round such amount to the  
19 nearest \$1,000. The rounded amount is the AVPP of a school district for  
20 the purposes of this section;

21 (2) determine the median AVPP of all school districts;

22 (3) prepare a schedule of dollar amounts using the amount of the  
23 median AVPP of all school districts as the point of beginning. The  
24 schedule of dollar amounts shall range upward in equal \$1,000 intervals  
25 from the point of beginning to and including an amount that is equal to  
26 the amount of the AVPP of the school district with the highest AVPP of all  
27 school districts and shall range downward in equal \$1,000 intervals from  
28 the point of beginning to and including an amount that is equal to the  
29 amount of the AVPP of the school district with the lowest AVPP of all  
30 school districts;

31 (4) determine a state aid percentage factor for each school district by  
32 assigning a state aid computation percentage to the amount of the median  
33 AVPP shown on the schedule, decreasing the state aid computation  
34 percentage assigned to the amount of the median AVPP by one percentage  
35 point for each \$1,000 interval above the amount of the median AVPP, and  
36 increasing the state aid computation percentage assigned to the amount of

1 the median AVPP by one percentage point for each \$1,000 interval below  
2 the amount of the median AVPP. Except as provided by K.S.A. 2010  
3 Supp. 75-2319c, and amendments thereto, the state aid percentage factor  
4 of a school district is the percentage assigned to the schedule amount that  
5 is equal to the amount of the AVPP of the school district. The state aid  
6 percentage factor of a school district shall not exceed 100%. The state aid  
7 computation percentage is 5% for contractual bond obligations incurred  
8 by a school district prior to the effective date of this act, and 25% for  
9 contractual bond obligations incurred by a school district on or after the  
10 effective date of this act;

11 (5) determine the amount of payments in the aggregate that a school  
12 district is obligated to make from its bond and interest fund and, of such  
13 amount, compute the amount attributable to contractual bond obligations  
14 incurred by the school district prior to the effective date of this act and the  
15 amount attributable to contractual bond obligations incurred by the school  
16 district on or after the effective date of this act;

17 (6) multiply each of the amounts computed under (5) by the  
18 applicable state aid percentage factor; and

19 (7) add the products obtained under (6). The amount of the sum is  
20 the amount of payment the school district is entitled to receive from the  
21 school district capital improvements fund in the school year.

22 (c) The state board of education shall certify to the director of  
23 accounts and reports the entitlements of school districts determined under  
24 the provisions of subsection (b), and an amount equal thereto shall be  
25 transferred by the director from the state general fund to the school  
26 district capital improvements fund for distribution to school districts. All  
27 transfers made in accordance with the provisions of this subsection shall  
28 be considered to be demand transfers from the state general fund, except  
29 that all such transfers during the fiscal years ending June 30, 2011, and  
30 June 30, 2012, shall be considered to be revenue transfers from the state  
31 general fund.

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

43 (e) The provisions of this section apply only to contractual

1 obligations incurred by school districts pursuant to general obligation  
2 bonds issued upon approval of a majority of the qualified electors of the  
3 school district voting at an election upon the question of the issuance of  
4 such bonds, *which such election was held on or before January 1, 2011*.

5 (f) Amounts transferred to the capital improvements fund of a school  
6 district as authorized by K.S.A. 72-6433, and amendments thereto, shall  
7 not be included in the computation when determining the amount of state  
8 aid to which a district is entitled to receive under this section.

9 Sec. 2. K.S.A. 2010 Supp. 72-8814, 72-8814b and 75-2319 are  
10 hereby repealed.

11 Sec. 3. This act shall take effect and be in force from and after its  
12 publication in the Kansas register.

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