AN ACT concerning schools; relating to curriculum standards; amending K.S.A. 2014 Supp. 72-6439 and repealing the existing section.

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

Section 1. As used in this act:

(a) "State board" means the Kansas state board of education;
(b) "department" means the Kansas state department of education;
(c) "education entity" means the state board, the department, any school district, any school, local government or private enterprise that exercises any responsibilities or decision-making authority with respect to K-12 public education in the state of Kansas;
(d) "school" means any public school operated by a unified school district and any nonpublic school accredited by the state board;
(e) "state official" means any official in state or local government in Kansas, whether elected or appointed; and
(f) "common core state standards" means the common core standards adopted by the Kansas state board of education on or after October 12, 2010, and any subsequent amendments to the common core standards. "Common core state standards" includes "common core state standards for English language arts & literacy in history/social studies, science, and technical subjects," "common core state standards for mathematics," "Kansas college and career ready standards" and "next generation science standards."

Sec. 2. (a) The state shall retain sole control over the development, establishment and revision of K-12 curriculum standards.
(b) Any education entity or any state official shall not join any consortium or any other organization when participation in that consortium or organization would cede any measure of control over any aspect of Kansas public education to any entity not explicitly allowed authority over education in article 6 of the constitution of the state of Kansas. No such person or entity shall condition or delay a decision on academic standards or curriculum on the decision of any consortium, organization, any other state government, the federal government or any other entity not explicitly allowed authority over education in article 6 of the constitution of the state of Kansas.
(c) Any actions taken by any education entity or any state official to
adopt, implement or align programs, assessments, testing, surveys or any educational materials or activities to the common core state standards, the social, emotional and character development standards, the national curriculum standards for social studies, the national health education standards, the national sexuality education standards, core content and skills, K-12 or any other academic standards not in the public domain, free of any copyright, as of July 1, 2015, are void.

(d) Any education entity or any state official shall not accept public or private moneys or spend any moneys for the purchase of materials or for teacher in-service training that supports, aligns or is used to implement the academic standards described in section 2(c), and amendments thereto.

(e) No law or rule or regulation shall condition teacher evaluation or pay on state assessment scores or student participation in state assessments.

Sec. 3. (a) Beginning July 1, 2015, the state board shall not implement any past academic standards or related assessments or any future academic standards or related assessments which are aligned with the academic standards described in section 2(c), and amendments thereto.

(b) The Kansas curriculum standards used to teach K-12 English language arts, mathematics and science prior to October 12, 2010, shall be reinstated for kindergarten and grades one through 12 in Kansas beginning July 1, 2015. These standards will remain in effect until July 1, 2017. After July 1, 2017, revised Kansas standards in these subjects may be developed through the process provided for in K.S.A. 72-6439, and amendments thereto.

(c) If advanced placement, international baccalaureate, dual credit or other similar courses and tests are administered to public high school students, they shall be aligned with Kansas curriculum standards in effect pursuant to subsection (b).

Sec. 4. The state board of education shall rescind any requirement, agreement or waiver, including the no child left behind waiver, with the United States department of education or any other federal agency which conditioned the receipt of federal funding upon the board revising educational curriculum standards to align with the common core state standards. The state board shall not agree to future federal educational funding, waivers, agreements or requirements which condition the receipt of federal funding upon academic curriculum being aligned to the common core state standards.

Sec. 5. The state board of education shall not adopt or develop a criterion-referenced formative or summative assessment instrument under this act based on or aligned to common core state standards.

Sec. 6. If any provision of this act is held invalid, such invalidity shall not affect other provisions and to this end the provisions of this act are
declared to be severable.

Sec. 7. K.S.A. 2014 Supp. 72-6439 is hereby amended to read as follows: 72-6439. (a) In order to accomplish the mission for Kansas education, the state board of education shall design and adopt a school performance accreditation system based upon improvement in performance that reflects high academic standards and is measurable.

(b) (1) The state board shall establish model curriculum standards which reflect high academic standards for the core academic areas of mathematics, science, reading, writing and social studies. The curriculum standards shall be adopted in accordance with section 3, and amendments thereto, and shall be reviewed at least every seven years.

(2) Districts may use the model curriculum standards as a guideline in developing district standards. Nothing in this subsection shall be construed in any manner so as to impinge upon any district's authority to determine its own curriculum.

(3) The state board may not use standards prohibited by section 2, and amendments thereto, or any results from tests associated with those standards in evaluation or accreditation of any school or school district.

(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 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 in every district shall establish a school site council composed of the principal and representatives of teachers and other school personnel, parents of pupils 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. 8. K.S.A. 2014 Supp. 72-6439 is hereby repealed.

Sec. 9. This act shall take effect and be in force from and after its publication in the statute book.