

HOUSE BILL No. 2445

By Representative Rooker

1-5

Proposed Amendments to
House Bill No. 2445 #8
K-12 Education Budget Committee
Prepared by: Jason Long
Office of Revisor of Statutes

1 AN ACT concerning education; relating to the financing thereof; relating
2 to the Kansas school equity and enhancement act; amending K.S.A.
3 2017 Supp. 72-5132, 72-5133, 72-5143, 72-5145, 72-5148, 72-5149,
4 72-5150, 72-5151, 72-5155, 72-53,113 and 72-53,116 and repealing the
5 existing sections; also repealing K.S.A. 2017 Supp. 72-1171, 72-6463,
6 72-6464, 72-6465, 72-6466, 72-6467, 72-6468, 72-6469, 72-6470, 72-
7 6471, 72-6472, 72-6473, 72-6474, 72-6475, 72-6477, 72-6478, 72-
8 6479, 72-6480 and 72-6481.
9

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

11 Section 1. K.S.A. 2017 Supp. 72-5132 is hereby amended to read as
12 follows: 72-5132. As used in the Kansas school equity and enhancement
13 act, K.S.A. 2017 Supp. 72-5131 et seq., and amendments thereto:

14 (a) "Adjusted enrollment" means the enrollment of a school district
15 adjusted by adding the following weightings, if any, to the enrollment of a
16 school district: At-risk student weighting; bilingual weighting; career
17 technical education weighting; ~~declining enrollment weighting~~; high-
18 density at-risk student weighting; high enrollment weighting; low
19 enrollment weighting; school facilities weighting; ancillary school
20 facilities weighting; cost-of-living weighting; special education and related
21 services weighting; and transportation weighting.

22 (b) "Ancillary school facilities weighting" means an addend
23 component assigned to the enrollment of school districts pursuant to
24 K.S.A. 2017 Supp. 72-5158, and amendments thereto, on the basis of costs
25 attributable to commencing operation of one or more new school facilities
26 by such school districts.

27 (c) (1) "At-risk student" means a student who is eligible for free
28 meals under the national school lunch act, and who is enrolled in a school
29 district that maintains an approved at-risk student assistance program.

30 (2) The term "at-risk student" shall not include any student enrolled
31 in any of the grades one through 12 who is in attendance less than full
32 time, or any student who is over 19 years of age. The provisions of this
33 paragraph shall not apply to any student who has an individualized
34 education program.

35 (d) "At-risk student weighting" means an addend component assigned
36 to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-

1 period of time specified in any previously adopted resolution has expired.

2 *(2) Any resolution adopted prior to July 1, 2017, pursuant to K.S.A.*
3 *72-6433(e)(2), prior to its repeal, that authorized the adoption of a local*
4 *option budget and that was not subsequently submitted to and approved by*
5 *a majority of the qualified electors of the school district voting at an*
6 *election called and held thereon shall expire on June 30, 2018, and shall*
7 *have no force and effect during school year 2018-2019 or any subsequent*
8 *school year.*

9 *(g) Any resolution adopted pursuant to this section may revoke or*
10 *repeal any resolution previously adopted by the board. If the resolution*
11 *does not revoke or repeal previously adopted resolutions, all resolutions*
12 *that are in effect shall expire on the same date. The maximum amount of*
13 *the local option budget of a school district under all resolutions in effect*
14 *shall not exceed the state prescribed percentage in any school year.*

15 *(h) The board of any school district that desires to increase its local*
16 *option budget authority for the immediately succeeding school year shall*
17 *submit written notice of such intent to the state board by April 1 of the*
18 *current school year.*

19 ~~(i) (1)~~ There is hereby established in each school district that
20 adopts a local option budget a supplemental general fund, which shall
21 consist of all amounts deposited therein or credited thereto according to
22 law.

23 (2) Subject to the limitations imposed under subsection ~~(h)(3)~~ ~~(i)(3)~~,
24 amounts in the supplemental general fund may be expended for any
25 purpose for which expenditures from the general fund are authorized or
26 may be transferred to any categorical fund of the school district. Amounts
27 in the supplemental general fund attributable to any percentage over 25%
28 of total foundation aid determined for the current school year may be
29 transferred to the capital improvements fund of the school district and the
30 capital outlay fund of the school district if such transfers are specified in
31 the resolution authorizing the adoption of a local option budget in excess
32 of 25%.

33 (3) Amounts in the supplemental general fund may not be expended
34 for the purpose of making payments under any lease-purchase agreement
35 involving the acquisition of land or buildings that is entered into pursuant
36 to the provisions of K.S.A. 2017 Supp. 72-1149, and amendments thereto.

37 (4) (A) Except as provided in subsection ~~(h)(4)(B)~~ ~~(i)(4)(B)~~, any
38 unexpended moneys remaining in the supplemental general fund of a
39 school district at the conclusion of any school year in which a local option
40 budget is adopted shall be maintained in such fund.

41 (B) If the school district received supplemental state aid in the school
42 year, the state board shall determine the ratio of the amount of
43 supplemental general state aid received to the amount of the local option

Such notice shall include the local option budget authority, expressed as a percentage of the school district's total foundation aid, to be adopted for the immediately succeeding school year. The board of a school district shall not adopt a local option budget in excess of the authority stated in a notice submitted pursuant to this subsection.