SENATE BILL No. 271

By Committee on Ways and Means

AN ACT making and concerning appropriations for the fiscal years ending June 30, 2018, and June 30, 2019, for the department of education.

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

Section 1. (a) For the fiscal years ending June 30, 2018, and June 30, 2019, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, fees, receipts, disbursements, procedures and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) This act shall not be subject to the provisions of K.S.A. 75-6702(a), and amendments thereto.

(c) The appropriations made by this act shall not be subject to the provisions of K.S.A. 46-155, and amendments thereto.

Sec. 2.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2018, the following:

KPERS – employer contributions (652-00-1000-0100)...............$2,804,000

KPERS – employer contributions – USDs (652-00-1000-0110)..............................................................$15,257,000

(b) On the effective date of this act, of the $480,920,922 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 1(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the supplemental state aid account (652-00-1000-0840), the sum of $26,420,922 is hereby lapsed.

Sec. 3.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

KPERS – employer contributions (652-00-1000-0100)...........$4,632,000

KPERS – employer contributions – USDs (652-00-1000-0110)......................................................................$26,147,000

Special education services aid (652-00-1000-0700)..................$5,000,000

Education super highway.........................................................$3,000,000

CTE credentialing assessments...............................................$105,000

Provided, That all expenditures from the CTE credentialing assessments
account shall be made to pay for the costs of industry-recognized credential assessments administered to students who have not attained a high school diploma and are enrolled in a school district: Provided further, That, notwithstanding the provisions of K.S.A. 2017 Supp. 72-3819, and amendments thereto, or any other statute, no student shall be required to pay for the cost of such assessment or any portion thereof: And provided further, That, if the amount of appropriations for the payment of industry-recognized credential assessments under this proviso is insufficient to pay in full the amount of such assessments during the fiscal year ending June 30, 2019, then the state board of education shall prorate the amount appropriated among all school districts that are eligible to receive moneys in proportion to the amount each school district paid for such assessments.

(b) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2019, the following:

CIF grants (652-00-2000-2408)...................................................$2,343,930
Quality initiative infants and toddlers (652-00-2000-2420).............$69,534
Early childhood block grant autism diagnosis (652-00-2000-2422)...$6,953
Communities aligned in early development and education............$1,000,000

(c) On July 1, 2018, of the $486,109,284 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the supplemental state aid account (652-00-1000-0840), the sum of $2,186,284 is hereby lapsed.

(d) On July 1, 2018, the $50,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the incentive for technical education account (652-00-1000-0130), is hereby lapsed.

(e) On July 1, 2018, the amount of $2,500,000 authorized by section 2(b) of chapter 95 of the 2017 Session Laws of Kansas to be transferred by the director of accounts and reports on July 1, 2018, October 1, 2018, January 1, 2019, and April 1, 2019, from the state highway fund of the department of transportation to the special education transportation weighting – state highway fund (652-00-2223-2223) of the department of education on such dates, is hereby decreased to $1,250,000.

Sec. 4. If any fund or account name described by words and the numerical accounting code that follows such fund or account name do not match, it shall be conclusively presumed that the legislature intended that the fund or account name described by words is the correct fund or account name, and such fund or account name described by words shall control over a contradictory or incorrect numerical accounting code.

Sec. 5. Severability. If any provision or clause of this act or application thereof to any person or circumstance is held invalid, such
invalidity shall not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Sec. 6. *Appeals to exceed expenditure limitations.* (a) Upon written application to the governor and approval of the state finance council, expenditures from special revenue funds may exceed the amounts specified in this act.

(b) This section shall not apply to the expanded lottery act revenues fund, the state economic development initiatives fund, the children's initiatives fund, the state water plan fund or the Kansas endowment for youth fund, or to any account of any of such funds.

Sec. 7. This act shall take effect and be in force from and after its publication in the Kansas register.