

HOUSE BILL No. 2717

By Committee on K-12 Education Budget

Requested by Representative Schmoe

2-6

1 AN ACT concerning education; relating to virtual schools; establishing
2 requirements for the determination of virtual school state aid for adult
3 students; amending K.S.A. 2023 Supp. 72-3715 and repealing the
4 existing section.
5

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

7 Section 1. K.S.A. 2023 Supp. 72-3715 is hereby amended to read as
8 follows: 72-3715. (a) In order to be included in the full-time equivalent
9 enrollment of a virtual school, a student shall be in attendance at the
10 virtual school on:

11 (1) A single school day on or before September 19 of the school year;
12 and

13 (2) on a single school day on or after September 20; but before
14 October 4 of the school year.

15 (b) A school district that offers a virtual school shall determine the
16 full-time equivalent enrollment of each student enrolled in the virtual
17 school on September 20 of the school year as follows:

18 (1) Determine the number of hours the student was in attendance on a
19 single school day on or before September 19 of the school year;

20 (2) determine the number of hours the student was in attendance on a
21 single school day on or after September 20 but before October 4 of the
22 school year;

23 (3) add the numbers obtained under subsections (b)(1) and (b)(2);

24 (4) divide the sum obtained under subsection (b)(3) by 12. The
25 quotient is the full-time equivalent enrollment of the student.

26 (c) The school days on which a district determines the full-time
27 equivalent enrollment of a student under subsections (b)(1) and (2) shall be
28 the school days on which the student has the highest number of hours of
29 attendance at the virtual school. ~~Not~~ *Not* more than six hours of attendance
30 may be counted in a single school day. Attendance may be shown by a
31 student's on-line activity or entries in the student's virtual school journal or
32 log of activities.

33 (d) Subject to the availability of appropriations and within the limits
34 of any such appropriations, each school year, a school district that offers a
35 virtual school shall receive virtual school state aid. The state board of

1 education shall determine the amount of virtual school state aid a school
2 district is to receive as follows:

3 (1) Determine the number of students enrolled in virtual school on a
4 full-time basis, excluding those students who are over 19 years of age *who*
5 *qualify for virtual school state aid pursuant to paragraph (3)* and those
6 students who are 19 years of age or younger who qualify for virtual school
7 state aid pursuant to paragraph (4), and multiply the total number of such
8 students by \$5,600;

9 (2) determine the full-time equivalent enrollment of students enrolled
10 in virtual school on a part-time basis, excluding those students who are
11 over 19 years of age *who qualify for virtual school state aid pursuant to*
12 *paragraph (3)* and those students who are 19 years of age or younger who
13 qualify for virtual school state aid pursuant to paragraph (4), and multiply
14 the total full-time equivalent enrollment of such students by \$2,800;

15 (3) for students enrolled in a virtual school who are over 19 years of
16 age *on or before September 20, the state board of education shall:*

17 (A) Determine the number of one-hour credit courses *reported on the*
18 *Kansas collection KCAN report that such students have passed, ~~not to~~*
19 *exceed six credit courses per school year, and to meet the minimum*
20 *graduation requirements established by the state board of education or the*
21 *local school district board of education;*

22 (B) *validate such course completion using official student*
23 *transcripts; and*

24 (C) multiply the total number of such courses by \$709, *not to exceed*
25 *six credit courses per school year;*

26 (4) for students who are 19 years of age or younger who enroll in a
27 virtual school as a dropout diploma completion virtual student, *the state*
28 *board shall:*

29 (A) Determine the number of one-hour credit courses *reported on the*
30 *Kansas collection KCAN report that such students have passed, ~~not to~~*
31 *exceed six credit courses per school year, to meet the minimum graduation*
32 *requirements established by the state board of education or the local*
33 *school district board of education;*

34 (B) *validate such course completion using official student*
35 *transcripts; and*

36 (C) multiply the total number of such courses by \$709, *not to exceed*
37 *six credit courses per school year; and*

38 (5) add the amounts calculated under subsections (d)(1) through (d)
39 (4). The resulting sum is the amount of virtual school state aid the school
40 district shall receive.

41 (e) *The state board shall not deduct any virtual school state aid that*
42 *is otherwise due to a school district pursuant to subsection (d)(3) or (d)(4)*
43 *for any courses that were completed by students in any school year that*

1 precedes the year in which virtual school state aid is determined pursuant
2 to this paragraph. If the state board of education deducts any virtual
3 school state aid that is otherwise due to a school district pursuant to
4 subsection (d)(3) or (d)(4), such deduction shall only be made with respect
5 to individual courses completed.

6 (f) (1) There is hereby established in every school district the virtual
7 school fund. Such fund shall consist of all moneys deposited therein or
8 transferred thereto according to law. The expenses of a school district
9 directly attributable to virtual schools offered by a school district may be
10 paid from the virtual school fund. The cost of an advance placement
11 course provided to a student by a virtual school shall be paid by the virtual
12 school. Moneys deposited in or otherwise transferred to the virtual school
13 fund shall only be expended for those costs directly attributable to the
14 provision of virtual instruction.

15 (2) Any balance remaining in the virtual school fund at the end of the
16 budget year shall be carried forward into the virtual school fund for
17 succeeding budget years. Such fund shall not be subject to the provisions
18 of K.S.A. 79-2925 through 79-2937, and amendments thereto.

19 (3) In preparing the budget of such school district, the amounts
20 credited to ~~and~~, the amount on hand in ~~the virtual school fund~~, and the
21 amount expended ~~therefrom~~ *from the virtual school fund* shall be included
22 in the annual budget for the information of the residents of the school
23 district. Interest earned on the investment of moneys in any such fund shall
24 be credited to that fund.

25 ~~(f)~~(g) For the purposes of this section, a student enrolled in a virtual
26 school who is not a resident of the state of Kansas shall not be counted in
27 the full-time equivalent enrollment of the virtual school. The virtual school
28 shall record the permanent address of any student enrolled in such virtual
29 school.

30 ~~(g)~~(h) *The state board of education shall publish on the state board's*
31 *website the audit methodology used to determine and verify virtual school*
32 *state aid entitlements pursuant to subsection (d)(3) and (d)(4).*

33 (i) As used in this section:

34 (1) "Dropout diploma completion virtual student" means any student
35 who is 19 years of age or younger who has:

36 (A) A ratio of earned credits to expected credits for the student's
37 cohort year of less than 75% when enrolling in a virtual school;

38 (B) (i) dropped out of high school such that the student has not
39 attended any school of a school district for 60 consecutive days or more
40 during the current school year and ~~the student~~ is not reasonably anticipated
41 to recommence enrollment or attendance at any school of a school district
42 during the current school year;

43 (ii) dropped out of high school such that the student has not attended

1 any school of a school district for 60 consecutive days or more during the
2 preceding school year, ~~the student~~ did not finish such preceding school
3 year and ~~the student~~ is not reasonably anticipated to recommence
4 enrollment or attendance at any school of a school district during the
5 current school year; or

6 (iii) been exempted from compulsory student attendance by written
7 consent of the parent pursuant to K.S.A. 72-3120, and amendments
8 thereto; and

9 (C) not been counted in the enrollment of a virtual school as a full-
10 time or part-time virtual student during the school year in which such
11 student enrolls as a dropout diploma completion virtual student.

12 (2) "Full-time" means attendance in a virtual school for ~~no~~ not less
13 than six hours as determined pursuant to subsection (b).

14 (3) "Part-time" means attendance in a virtual school for less than six
15 hours as determined pursuant to subsection (b).

16 Sec. 2. K.S.A. 2023 Supp. 72-3715 is hereby repealed.

17 Sec. 3. This act shall take effect and be in force from and after its
18 publication in the statute book.