

HOUSE BILL No. 2445

By Representative Rooker

1-5

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; ~~deaf-blind 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-

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K-12 Education Budget Committee
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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 72-0433(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 ~~(f) (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 (f)(2) (f)(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 (A)(A)(B) (f)(f)(f)(f), 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~~

(2) (A) Of the moneys deposited in or otherwise credited to the supplemental general fund of a school district pursuant to K.S.A. 2017 Supp. 72-5147, and amendments thereto, that are attributable to that portion of the local option budget required by subsection (a), an amount that is proportional to that amount of such school district's total foundation aid attributable to the at-risk student weighting as compared to such district's total foundation aid shall be transferred to the at-risk education fund of such school district and shall be expended in accordance with K.S.A. 2017 Supp. 72-5153, and amendments thereto.
(B) Of the moneys deposited in or otherwise credited to the supplemental general fund of a school district pursuant to K.S.A. 2017 Supp. 72-5147, and amendments thereto, that are attributable to that portion of the local option budget required by subsection (a), an amount that is proportional to that amount of such school district's total foundation aid attributable to the bilingual weighting as compared to such district's total foundation aid shall be transferred to the bilingual education fund of such school district and shall be expended in accordance with K.S.A. 2017 Supp. 72-3613, and amendments thereto.

paragraph (4)

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly

subparagraph (B)

1 budget of the school district for the school year and multiply the total
2 amount of the unexpended moneys remaining by such ratio. An amount
3 equal to the amount of the product shall be transferred to the general fund
4 of the school district or remitted to the state treasurer in accordance with
5 the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt
6 of any such remittance, the state treasurer shall deposit the same in the
7 state treasury to the credit of the state school district finance fund.

8 ~~(f)~~ (f) Each year, the state board shall determine the statewide average
9 percentage of local option budgets legally adopted by school districts for
10 the preceding school year.

11 ~~(g)~~ (g) The provisions of this section shall be subject to the provisions
12 of K.S.A. 2017 Supp. 72-5144, and amendments thereto.

13 ~~(h)~~ (h) As used in this section:

14 (1) "Authorized to adopt a local option budget" means that a school
15 district has adopted a resolution pursuant to subsection (c).

16 (2) "State prescribed percentage" means 33% of the total foundation
17 aid of the school district in the current school year.

18 (3) "Total foundation aid" means the same as such term is defined in
19 K.S.A. 2017 Supp. 72-5132, and amendments thereto.

20 Sec. 4. K.S.A. 2017 Supp. 72-5145 is hereby amended to read as
21 follows: 72-5145. (a) In each school year, each school district that has
22 adopted a local option budget is eligible to receive supplemental state aid.

23 Except as provided by K.S.A. 2017 Supp. 72-5146, and amendments
24 thereto, supplemental state aid shall be determined by the state board as
25 provided in subsection (b).

26 (b) The state board shall:

27 (1) ~~(A) For school year 2017-2018, determine the amount of the~~
28 ~~assessed valuation per student in the preceding school year of each school~~
29 ~~district; and~~

30 ~~(B) for school year 2018-2019 and each school year thereafter,~~
31 Determine the average assessed valuation per student of each school
32 district by adding the assessed valuation per student for each of the three
33 immediately preceding school years and dividing the resulting sum by
34 three;

35 (2) rank the school districts from low to high on the basis of the
36 amounts of assessed valuation per student determined under subsection (b)
37 (1);

38 (3) identify the amount of the assessed valuation per student located
39 at the 81.2 percentile of the amounts ranked under subsection (b)(2);

40 (4) divide the assessed valuation per student of the school district as
41 determined under subsection (b)(1) by the amount identified under
42 subsection (b)(3); and

43 (5) (A) if the quotient obtained under subsection (b)(4) equals or

