

**CONFERENCE COMMITTEE REPORT BRIEF  
SENATE BILL NO. 339**

As Agreed to April 30, 2024

**Brief\***

SB 339 would prohibit the distribution of State Foundation Aid moneys within the budget of the Kansas State Department of Education (KSDE) to a school district that has no students enrolled in and attending a school of such district.

Specifically, the bill would provide that during FY 2025, notwithstanding the provisions of KSA 72-3125 (this statute governs contracts for purpose of providing for attendance of students at a receiving school district) and KSA 72-5131 *et seq.* (the Kansas School Equity and Enhancement Act [KSEEA]) or any other statute, no expenditures shall be made by the KSDE from moneys appropriated from the State General Fund or from any special revenue fund or funds for FY 2025 as authorized by Section 3 of Chapter 98 of the 2023 Session Laws of Kansas, Section 2 of 2024 SB 387, this or other appropriation act of the 2024 Regular Session of the Legislature, to distribute any State Foundation Aid moneys to a school district that has no students enrolled in and attending a school of such school district in school year 2024-2025.

The bill would also provide that, if students who are residents of such school district are enrolled in and attending any other school district, such students shall be counted as regularly enrolled in and attending school in such other school district and not counted in the school district of residence. Further, the KSDE would be required to distribute State Foundation Aid moneys accordingly to such other school district.

The bill would be in effect upon publication in the *Kansas Register*.

**Conference Committee Action**

The Conference Committee agreed to the House amendments to the bill and further agreed to remove the provisions of the bill pertaining to updating the effective date specified in the Insurance Code for the risk-based capital (RBC) instructions promulgated by the National Association of Insurance Commissioners for certain insurance companies. [Note: The RBC provisions were included in an Insurance conference committee report for SB 356.] It replaced those provisions with the proviso described above.

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\*Conference committee report briefs are prepared by the Legislative Research Department and do not express legislative intent. No summary is prepared when the report is an agreement to disagree. Conference committee report briefs may be accessed on the Internet at <http://www.kslegislature.org/kIRD>

## **Background**

The Conference Committee Report for SB 339 would include provisions pertaining to K-12 education.

[*Note:* House Sub. for SB 73, as enacted, amends provisions of the KSEEA to modify certain enrollment determination criteria by requiring school district enrollment to be determined using the current or preceding school year. The bill also authorizes an additional enrollment count determination for school year 2024-2025 only, to allow school districts to consider the arithmetic mean of the sum of the number of students enrolled in the preceding school year and second-preceding school year.]

## **Fiscal Information**

A fiscal note was not immediately available for the bill as amended by the Conference Committee.

Education; appropriations; Kansas State Department of Education; State Foundation Aid

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