

SENATE BILL No. 352

By Committee on Ways and Means

2-1

1 AN ACT concerning education; relating to *school finance; transportation*  
2 *weighting calculation*; transportation funding for school districts from  
3 the state general fund; making and concerning appropriations for the  
4 fiscal year ending June 30, 2019, for the department of education;  
5 abolishing the general state aid transportation weighting - state highway  
6 fund, special education transportation weighting - state highway fund  
7 and career and technical education transportation - state highway fund  
8 of the department of education; *amending K.S.A. 2017 Supp. 72-5148*  
9 *and repealing the existing section.*

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

12 Section 1.

13 DEPARTMENT OF EDUCATION

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

16	General state aid transportation weighting.....	\$96,600,000
17	Special education transportation weighting.....	\$10,000,000
18	Career and technical education transportation.....	\$2,600,000
19	<i>State foundation aid (652-00-1000-0840).....</i>	<i>\$96,600,000</i>
20	<i>Special education services aid (652-00-1000-0700).....</i>	<i>\$10,000,000</i>
21	<i>Career and technical education transportation.....</i>	<i>\$650,000</i>

22 (b) The director of accounts and reports shall not make the transfer of  
23 \$24,150,000 from the state highway fund of the department of  
24 transportation to the general state aid transportation weighting – state  
25 highway fund (652-00-2222-2222) of the department of education that was  
26 authorized to be made on July 1, 2018, October 1, 2018, January 1, 2019,  
27 and April 1, 2019, by section 2(b) of chapter 95 of the 2017 Session Laws  
28 of Kansas and, on July 1, 2018, the provisions of section 2(b) of chapter 95  
29 of the 2017 Session Laws of Kansas that provide for such transfers are  
30 hereby declared to be null and void and shall have no force and effect.

31 (c) The director of accounts and reports shall not make the transfer of  
32 \$2,500,000 from the state highway fund of the department of  
33 transportation to the special education transportation weighting – state  
34 highway fund (652-00-2223-2223) of the department of education that was  
35 authorized to be made on July 1, 2018, October 1, 2018, January 1, 2019,  
36 and April 1, 2019, by section 2(b) of chapter 95 of the 2017 Session Laws

1 of Kansas and, on July 1, 2018, the provisions of section 2(b) of chapter 95  
2 of the 2017 Session Laws of Kansas that provide for such transfers are  
3 hereby declared to be null and void and shall have no force and effect.

4 (d) The director of accounts and reports shall not make the transfer of  
5 \$650,000 from the state highway fund of the department of transportation  
6 to the career and technical education transportation – state highway fund  
7 (652-00-2139-2139) of the department of education that was authorized to  
8 be made on July 1, 2018, ~~October 1, 2018, January 1, 2019, and April 1,~~  
9 ~~2019,~~ by section 2(b) of chapter 95 of the 2017 Session Laws of Kansas  
10 and, on July 1, 2018, the provisions of section 2(b) of chapter 95 of the  
11 2017 Session Laws of Kansas that provide for such transfers are hereby  
12 declared to be null and void and shall have no force and effect.

13 (e) On July 1, 2018, the director of accounts and reports shall transfer  
14 all moneys in the general state aid transportation weighting – state  
15 highway fund, special education transportation weighting – state highway  
16 fund and career and technical education transportation – state highway  
17 fund of the department of education to the state highway fund of the  
18 department of transportation. On July 1, 2018, all liabilities of the general  
19 state aid transportation weighting – state highway fund, special education  
20 transportation weighting – state highway fund and career and technical  
21 education transportation – state highway fund of the department of  
22 education are hereby transferred to and imposed on the state highway fund  
23 of the department of transportation and the general state aid transportation  
24 weighting – state highway fund, special education transportation weighting  
25 – state highway fund and career and technical education transportation –  
26 state highway fund of the department of education are hereby abolished.

27 Sec. 2. Notwithstanding any other provision of law, the transportation  
28 weightings of school districts computed under the Kansas school equity  
29 and enhancement act, K.S.A. 2017 Supp. 72-5131 et seq., and amendments  
30 thereto, shall be funded from the state general fund. No appropriations or  
31 transfers shall be made during any fiscal year from the state highway fund  
32 to the department of education to pay for such transportation weightings.

33 ***Sec. 3. K.S.A. 2017 Supp. 72-5148 is hereby amended to read as***  
34 ***follows: 72-5148. (a) (1) The transportation weighting of each school***  
35 ***district shall be determined by the state board as follows:***

36 (1) ~~Determine the total expenditures of the school district during the~~  
37 ~~preceding school year from all funds for transporting students of public~~  
38 ~~and nonpublic schools on regular school routes;~~

39 (2) ~~determine the sum of: (A) The number of students who were~~  
40 ~~included in the enrollment of the school district in the preceding school~~  
41 ~~year who resided less than 2½ miles by the usually traveled road from the~~  
42 ~~school building such students attended and for whom transportation was~~  
43 ~~made available by the school district; and (B) the number of nonresident~~

1 students who were included in the enrollment of the school district for the  
2 preceding school year and for whom transportation was made available by  
3 the school district;

4 ~~(3) determine the number of students who were included in the~~  
5 ~~enrollment of the district in the preceding school year who resided  $2\frac{1}{2}$~~   
6 ~~miles or more by the usually traveled road from the school building such~~  
7 ~~students attended and for whom transportation was made available by the~~  
8 ~~school district;~~

9 ~~(4) multiply the number of students determined under subsection (a)~~  
10 ~~(3) by 2.8;~~

11 ~~(5) divide the amount determined under subsection (a)(2) by the~~  
12 ~~product obtained under subsection (a)(4);~~

13 ~~(6) add one to the quotient obtained under subsection (a)(5);~~

14 ~~(7) multiply the sum obtained under subsection (a)(6) by the amount~~  
15 ~~determined under subsection (a)(3);~~

16 ~~(8) divide the amount determined under subsection (a)(1) by the~~  
17 ~~product obtained under subsection (a)(7). The resulting quotient is the per-~~  
18 ~~student cost of transportation;~~

19 ~~(9) on a density-cost graph, plot the per-student cost of transportation~~  
20 ~~for each school district;~~

21 ~~(10) construct a curve of best fit for the points so plotted;~~

22 ~~(11) locate the index of density for the school district on the base line~~  
23 ~~of the density-cost graph and from the point on the curve of best fit~~  
24 ~~directly above this point of index of density follow a line parallel to the~~  
25 ~~base line to the point of intersection with the vertical line, which point is~~  
26 ~~the formula per-student cost of transportation of the school district;~~

27 ~~(12) divide the formula per-student cost of transportation of the~~  
28 ~~school district by the BASE aid; and~~

29 ~~(13) multiply the quotient obtained under subsection (a)(12) by the~~  
30 ~~number of students who are included in the enrollment of the school~~  
31 ~~district, are residing  $2\frac{1}{2}$  miles or more by the usually traveled road to the~~  
32 ~~school building they attend, and for whom transportation is being made~~  
33 ~~available by, and at the expense of, the district.~~

34 ~~(b) (1) For school years 2017-2018 through 2020-2021, the~~  
35 ~~transportation weighting of the school district shall be either the product~~  
36 ~~determined under subsection (a)(13), or that portion of such school~~  
37 ~~district's general state aid for school year 2016-2017 that was attributable~~  
38 ~~to the school district's transportation weighting, whichever is greater.~~

39 ~~(2) For school year 2021-2022, and each school year thereafter, the~~  
40 ~~transportation weighting of the school district shall be the product~~  
41 ~~determined under subsection (a)(13).~~

42 ~~(e)~~

43 ~~(A) Divide the BASE aid amount for the current school year by the~~

1 *BASE aid amount for school year 2018-2019;*

2 *(B) multiply the number of transported students by the per capita*  
 3 *allowance that corresponds to the density figure for the school district as*  
 4 *determined in subsection (a)(2);*

5 *(C) multiply the product obtained under subsection (a)(1)(B) by 1.00;*

6 *(D) multiply the product obtained under subsection (a)(1)(C) by the*  
 7 *quotient obtained under subsection (a)(1)(A);*

8 *(E) divide the product obtained under subsection (a)(1)(D) by the*  
 9 *current year BASE amount. The result is the transportation weighting of*  
 10 *the school district.*

11 *(2) The per capita allowance shall be determined using the following*  
 12 *chart:*

<i>Density Figure Range</i>	<i>Per Capita Allowance</i>
13 <i>0.000 - 0.059.....</i>	<i>\$1,580</i>
14 <i>0.060 - 0.069.....</i>	<i>\$1,520</i>
15 <i>0.070 - 0.079.....</i>	<i>\$1,480</i>
16 <i>0.080 - 0.089.....</i>	<i>\$1,440</i>
17 <i>0.090 - 0.099.....</i>	<i>\$1,410</i>
18 <i>0.100 - 0.109.....</i>	<i>\$1,380</i>
19 <i>0.110 - 0.119.....</i>	<i>\$1,360</i>
20 <i>0.120 - 0.129.....</i>	<i>\$1,340</i>
21 <i>0.130 - 0.139.....</i>	<i>\$1,320</i>
22 <i>0.140 - 0.149.....</i>	<i>\$1,300</i>
23 <i>0.150 - 0.159.....</i>	<i>\$1,280</i>
24 <i>0.160 - 0.169.....</i>	<i>\$1,270</i>
25 <i>0.170 - 0.179.....</i>	<i>\$1,250</i>
26 <i>0.180 - 0.199.....</i>	<i>\$1,240</i>
27 <i>0.200 - 0.219.....</i>	<i>\$1,210</i>
28 <i>0.220 - 0.239.....</i>	<i>\$1,190</i>
29 <i>0.240 - 0.259.....</i>	<i>\$1,170</i>
30 <i>0.260 - 0.289.....</i>	<i>\$1,150</i>
31 <i>0.290 - 0.319.....</i>	<i>\$1,130</i>
32 <i>0.320 - 0.349.....</i>	<i>\$1,110</i>
33 <i>0.350 - 0.389.....</i>	<i>\$1,090</i>
34 <i>0.390 - 0.429.....</i>	<i>\$1,070</i>
35 <i>0.430 - 0.469.....</i>	<i>\$1,050</i>
36 <i>0.470 - 0.519.....</i>	<i>\$1,030</i>
37 <i>0.520 - 0.579.....</i>	<i>\$1,010</i>
38 <i>0.580 - 0.649.....</i>	<i>\$990</i>
39 <i>0.650 - 0.719.....</i>	<i>\$970</i>
40 <i>0.720 - 0.809.....</i>	<i>\$950</i>
41 <i>0.810 - 0.909.....</i>	<i>\$930</i>
42 <i>0.910 - 1.019.....</i>	<i>\$910</i>

1	1.020 - 1.149.....	\$890
2	1.150 - 1.299.....	\$870
3	1.300 - 1.469.....	\$850
4	1.470 - 1.669.....	\$830
5	1.670 - 1.909.....	\$810
6	1.910 - 2.189.....	\$790
7	2.190 - 2.509.....	\$770
8	2.510 - 2.899.....	\$750
9	2.900 - 3.359.....	\$730
10	3.360 - 3.899.....	\$710
11	3.900 - 4.559.....	\$690
12	4.560 - 5.349.....	\$670
13	5.350 - 6.399.....	\$650
14	6.400 - 7.499.....	\$630
15	7.500 - 8.999.....	\$610
16	9.000 - 10.799.....	\$590
17	10.800 - 12.999.....	\$570
18	13.000 - 15.799.....	\$550
19	15.800 - 19.399.....	\$530
20	19.400 +.....	\$510

21 *(b) (1) For school years 2018-2019 through 2020-2021, the*  
 22 *transportation weighting of the school district shall be either the quotient*  
 23 *determined under subsection (a)(1)(E), or that portion of such school*  
 24 *district's general state aid for school year 2016-2017 that was attributable*  
 25 *to the school district's transportation weighting, whichever is greater.*

26 *(2) For school year 2021-2022, and each school year thereafter, the*  
 27 *transportation weighting of the school district shall be the quotient*  
 28 *determined under subsection (a)(1)(E).*

29 *(c) For the purpose of providing accurate and reliable data on*  
 30 *student transportation, the state board is authorized to adopt rules and*  
 31 *regulations prescribing procedures that school districts shall follow in*  
 32 *reporting pertinent information, including uniform reporting of*  
 33 *expenditures for transportation.*

34 *(d) As used in this section:*

35 ~~(1) "Curve of best fit" means the curve on a density-cost graph drawn~~  
 36 ~~so the sum of the distances squared from such line to each of the points~~  
 37 ~~plotted on the graph is the least possible.~~

38 ~~(2) "Density-cost graph" means a drawing having: (A) A horizontal or~~  
 39 ~~base line divided into equal intervals of density, beginning with zero on the~~  
 40 ~~left; and (B) a scale for per-student cost of transportation to be shown on a~~  
 41 ~~line perpendicular to the base line at the left end thereof, such scale to~~  
 42 ~~begin with zero dollars at the base line ascending by equal per-student cost~~  
 43 ~~intervals.~~

1       ~~(3) "Index of density" means the number of students who are~~  
2 ~~included in the enrollment of a school district in the current school year,~~  
3 ~~are residing the designated distance or more by the usually traveled road~~  
4 ~~from the school building they attend, and for whom transportation is being~~  
5 ~~made available on regular school routes by the school district, divided by~~  
6 ~~the number of square miles of territory in the school district.~~

7       (1) *"Density figure" means the area of the school district in square*  
8 *miles divided by the number of transported students.*

9       (2) *"Transported students" means the number of students who were*  
10 *included in the enrollment of the school district in the preceding year who*  
11 *resided 2½ miles or more by the usually traveled road from the school*  
12 *building such students attended and for whom transportation was made*  
13 *available.*

14       (e) *The state board of education shall adopt a uniform policy or rule*  
15 *and regulation that provides the method and electronic service resource*  
16 *school districts shall use to calculate whether a student resides 2½ miles*  
17 *or more by the usually traveled road from the school building such student*  
18 *attends and for whom transportation was made available.*

19       **Sec. 4. K.S.A. 2017 Supp. 72-5148 is hereby repealed.**

20       ~~Sec. 3.~~ **5.** This act shall take effect and be in force from and after its  
21 publication in the statute book.