

HOUSE BILL No. 2410

By Committee on Appropriations

3-22

1 AN ACT concerning education; relating to the instruction and financing
 2 thereof; making and concerning appropriations for the fiscal years
 3 ending June 30, 2018, and June 30, 2019, for the department of
 4 education; creating the Kansas school equity and enhancement act;
 5 amending K.S.A. 2016 Supp. 10-1116a, 12-1677, 12-1770a, 12-1775a,
 6 12-1776a, 72-978, 72-1046b, 72-1398, 72-1414, 72-1923, 72-3712, 72-
 7 3715, 72-5333b, 72-64b01, 72-64c03, 72-64c05, 72-6622, 72-6624, 72-
 8 6625, 72-6757, 72-67115, 72-7535, 72-8187, 72-8190, 72-8230, 72-
 9 8233, 72-8236, 72-8249, 72-8250, 72-8251, 72-8302, 72-8309, 72-
 10 8316, 72-8415b, 72-8801, 72-8804, 72-8908, 72-9509, 72-9609, 72-
 11 99a02, 72-99a02, as amended by section 87 of this act, 74-4939a, 74-
 12 8925, 74-99b43, 75-2319, 79-201x, 79-213, 79-2001 and 79-2925b and
 13 repealing the existing sections; also repealing K.S.A. 2016 Supp. 46-
 14 1133 and 72-6482.

15
16 *Be it enacted by the Legislature of the State of Kansas:*

17 Section 1.

DEPARTMENT OF EDUCATION

18
19 (a) There is appropriated for the above agency from the state general
 20 fund for the fiscal year ending June 30, 2018, the following:

- 21 Operating expenditures (including official
- 22 hospitality) (652-00-1000-0053).....\$12,515,606
- 23 *Provided*, That any unencumbered balance in the operating expenditures
- 24 (including official hospitality) account in excess of \$100 as of June 30,
- 25 2017, is hereby reappropriated for fiscal year 2018.
- 26 Special education services
- 27 aid (652-00-1000-0700).....\$437,680,455

28 *Provided*, That any unencumbered balance in the special education
 29 services aid account in excess of \$100 as of June 30, 2017, is hereby
 30 reappropriated for fiscal year 2018: *Provided further*, That expenditures
 31 shall not be made from the special education services aid account for the
 32 provision of instruction for any homebound or hospitalized child unless
 33 the categorization of such child as exceptional is conjoined with the
 34 categorization of the child within one or more of the other categories of
 35 exceptionality: *And provided further*, That expenditures shall be made from
 36 this account for grants to school districts in amounts determined pursuant

Proposed Amendments to HB 2410 Technical
 House Committee on K-12 Budget
 Prepared by Jason Long
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1 of bilingual educational programs by such school districts.

2 (f) "Board" means the board of education of a school district.

3 (g) "Budget per student" means the general fund budget of a school
4 district divided by the enrollment of the school district.

5 (h) "Categorical fund" means and includes the following funds of a
6 school district: Adult education fund; adult supplementary education fund;
7 bilingual education fund; career and postsecondary education fund; driver
8 training fund; educational excellence grant program fund; extraordinary
9 school program fund; food service fund; parent education program fund;
10 preschool-aged at-risk education fund; professional development fund;
11 special education fund; and summer program fund.

12 (i) "Cost-of-living weighting" means an addend component assigned
13 to the foundation enrollment of school districts pursuant to section 32, and
14 amendments thereto, on the basis of costs attributable to the cost of living
15 in such school districts.

16 (j) "Current school year" means the school year during which state
17 foundation aid is determined by the state board under section 6, and
18 amendments thereto.

19 (k) "Declining enrollment weighting" means an addend component
20 assigned to the foundation enrollment of school districts pursuant to
21 section 33, and amendments thereto, on the basis of costs attributable to
22 the declining enrollment of such school districts.

23 (l) "Enrollment" means the number of students regularly enrolled in
24 the school district as determined by the state board pursuant to section
25 10(a), and amendments thereto.

26 (m) "February 20" has its usual meaning, except that in any year in
27 which February 20 is not a day on which school is maintained, it means
28 the first day after February 20 on which school is maintained.

29 (n) "Federal impact aid" means an amount equal to the federally
30 qualified percentage of the amount of moneys a school district receives in
31 the current school year under the provisions of title I of public law 874 and
32 congressional appropriations therefor, excluding amounts received for
33 assistance in cases of major disaster and amounts received under the low-
34 rent housing program. The amount of federal impact aid shall be
35 determined by the state board in accordance with terms and conditions
36 imposed under the provisions of the public law and rules and regulations
37 thereunder.

38 (o) "Foundation enrollment" means the number of students regularly
39 enrolled in the school district as determined by the state board pursuant to
40 section 10(b), and amendments thereto.

41 (p) "General fund" means the fund of a school district from which
42 operating expenses are paid and in which is deposited all amounts of state
43 foundation aid provided under this act, payments under K.S.A. 72-7105a,

at-risk education fund

1 postsecondary education fund:

2 (1) Career technical education;

3 (2) postsecondary education courses; and

4 (3) courses provided through distance-learning technology.

5 (c) Any balance remaining in the career technical education fund at
6 the end of the budget year shall be carried forward into the career technical
7 education fund for succeeding budget years. Such fund shall not be subject
8 to the provisions of K.S.A. 79-2925 through 79-2937, and amendments
9 thereto. In preparing the budget of such school district, the amounts
10 credited to and the amount on hand in the career technical education fund,
11 and the amount expended therefrom shall be included in the annual budget
12 for the information of the residents of the school district.

13 New Sec. 36. There is hereby established in every school district a
14 driver training fund, which shall consist of all moneys deposited therein or
15 transferred thereto according to law. All moneys received by the school
16 district from distributions made from the state safety fund and the
17 motorcycle safety fund and from tuition, fees or charges for driver training
18 courses shall be credited to the driver training fund. The expenses of a
19 school district directly attributable to driver training shall be paid from the
20 driver training fund.

21 New Sec. 37. There is hereby established in every school district a
22 food service fund, which shall consist of all moneys deposited therein or
23 transferred thereto according to law. All moneys received by the school
24 district for food service and from charges for food service shall be credited
25 to the food service fund. The expenses of a school district attributable to
26 food service shall be paid from the food service fund.

27 New Sec. 38. There is hereby established in every school district a
28 contingency reserve fund, which shall consist of all moneys deposited
29 therein or transferred thereto according to law. The fund shall be
30 maintained for payment of expenses of a school district attributable to
31 financial contingencies as determined by the board.

32 New Sec. 39. (a) Except as otherwise provided in this section, any
33 revenues of a school district, not required by law to be deposited in or
34 credited to a specific fund, shall be deposited in or credited to any
35 categorical fund of the school district or to the capital outlay fund of the
36 school district.

37 (b) At the discretion of the board of education of a school district,
38 revenues earned from the investment of an activity fund of the school
39 district in accordance with the provisions of K.S.A. 12-1675, and
40 amendments thereto, may be deposited in or credited to such activity fund.

41 (c) (1) At the discretion of the board and subject to subsection (c)(2),
42 any revenues specified in subsections (a) and (b) may be deposited in or
43 credited to the general fund of the school district in any school year for

and postsecondary

