

## HOUSE BILL No. 2441

By Representatives Storm, Ballard, Barnes, Benlon, Burroughs, Crow, Feuerborn, Findley, Flaharty, Garner, Gilbert, Horst, Kirk, Klein, Kuether, Loganbill, M. Long, McClure, E. Peterson, Phelps, Reardon, Rehorn, Ruff, Showalter, Toelkes, Wells, Wilson and Winn

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AN ACT concerning school district finance; affecting the counting of pupils attending kindergarten; amending K.S.A. 2000 Supp. 72-6407 and repealing the existing section.

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

Section 1. K.S.A. 2000 Supp. 72-6407 is hereby amended to read as follows: 72-6407. (a) "Pupil" means any person who is regularly enrolled in a district and attending kindergarten or any of the grades one through 12 maintained by the district or who is regularly enrolled in a district and attending kindergarten or any of the grades one through 12 in another district in accordance with an agreement entered into under authority of K.S.A. 72-8233, and amendments thereto, or who is regularly enrolled in a district and attending special education services provided for preschool-aged exceptional children by the district. Except as otherwise provided in this subsection, a pupil in attendance full time shall be counted as one pupil. A pupil in attendance part time shall be counted as that proportion of one pupil (to the nearest  $\frac{1}{10}$ ) that the pupil's attendance bears to full-time attendance. A pupil attending kindergarten shall be counted as  $\frac{1}{2}$  .5 pupil, *except that a pupil attending kindergarten for a school day consisting of not less than six hours shall be counted in the 2001-02 school year as .6 pupil, in the 2002-03 school year as .7 pupil, in the 2003-04 school year as .8 pupil, in the 2004-05 school year as .9 pupil, in the 2005-06 school year and each school year thereafter as one pupil.* A pupil enrolled in and attending an institution of postsecondary education which is authorized under the laws of this state to award academic degrees shall be counted as one pupil if the pupil's postsecondary education enrollment and attendance together with the pupil's attendance in either of the grades 11 or 12 is at least  $\frac{5}{6}$  time, otherwise the pupil shall be counted as that proportion of one pupil (to the nearest  $\frac{1}{10}$ ) that the total time of the pupil's postsecondary education attendance and attendance in grade 11 or 12, as applicable, bears to full-time attendance. A pupil enrolled in and attending an area vocational school, area vocational-technical school

1 or approved vocational education program shall be counted as one pupil  
2 if the pupil's vocational education enrollment and attendance together  
3 with the pupil's attendance in any of grades nine through 12 is at least  $\frac{5}{6}$   
4 time, otherwise the pupil shall be counted as that proportion of one pupil  
5 (to the nearest  $\frac{1}{10}$ ) that the total time of the pupil's vocational education  
6 attendance and attendance in any of grades nine through 12 bears to full-  
7 time attendance. A pupil enrolled in a district and attending special ed-  
8 ucation services, except special education services for preschool-aged ex-  
9 ceptional children, provided for by the district shall be counted as one  
10 pupil. A pupil enrolled in a district and attending special education serv-  
11 ices for preschool-aged exceptional children provided for by the district  
12 shall be counted as  $\frac{1}{2}$  pupil. A preschool-aged at-risk pupil enrolled in a  
13 district and receiving services under an approved at-risk pupil assistance  
14 plan maintained by the district shall be counted as  $\frac{1}{2}$  pupil. A pupil in  
15 the custody of the secretary of social and rehabilitation services and en-  
16 rolled in unified school district No. 259, Sedgwick county, Kansas, but  
17 housed, maintained, and receiving educational services at the Judge James  
18 V. Riddel Boys Ranch, shall be counted as two pupils. A pupil residing at  
19 the Flint Hills job corps center shall not be counted. A pupil confined in  
20 and receiving educational services provided for by a district at a juvenile  
21 detention facility shall not be counted. A pupil enrolled in a district but  
22 housed, maintained, and receiving educational services at a state institu-  
23 tion shall not be counted.

24 (b) "Preschool-aged exceptional children" means exceptional chil-  
25 dren, except gifted children, who have attained the age of three years but  
26 are under the age of eligibility for attendance at kindergarten.

27 (c) "At-risk pupils" means pupils who are eligible for free meals un-  
28 der the national school lunch act and who are enrolled in a district which  
29 maintains an approved at-risk pupil assistance plan.

30 (d) "Preschool-aged at-risk pupil" means an at-risk pupil who has  
31 attained the age of four years, is under the age of eligibility for attendance  
32 at kindergarten, and has been selected by the state board in accordance  
33 with guidelines consonant with guidelines governing the selection of pu-  
34 pils for participation in head start programs. The state board shall select  
35 not more than ~~1,794 preschool-aged at-risk pupils to be counted in the~~  
36 ~~1999-2000 school year and not more than 2,230 preschool-aged at-risk~~  
37 ~~pupils to be counted in any school year thereafter.~~

38 (e) "Enrollment" means, for districts scheduling the school days or  
39 school hours of the school term on a trimestral or quarterly basis, the  
40 number of pupils regularly enrolled in the district on September 20 plus  
41 the number of pupils regularly enrolled in the district on February 20  
42 less the number of pupils regularly enrolled on February 20 who were  
43 counted in the enrollment of the district on September 20; and for dis-

1 tricts not hereinbefore specified, the number of pupils regularly enrolled  
2 in the district on September 20. Notwithstanding the foregoing, if en-  
3 rollment in a district in any school year has decreased from enrollment  
4 in the preceding school year, enrollment of the district in the current  
5 school year means whichever is the greater of (1) enrollment in the pre-  
6 ceding school year minus enrollment in such school year of preschool-  
7 aged at-risk pupils, if any such pupils were enrolled, plus enrollment in  
8 the current school year of preschool-aged at-risk pupils, if any such pupils  
9 are enrolled, or (2) the sum of enrollment in the current school year of  
10 preschool-aged at-risk pupils, if any such pupils are enrolled and the av-  
11 erage (mean) of the sum of (A) enrollment of the district in the current  
12 school year minus enrollment in such school year of preschool-aged at-  
13 risk pupils, if any such pupils are enrolled and (B) enrollment in the  
14 preceding school year minus enrollment in such school year of preschool-  
15 aged at-risk pupils, if any such pupils were enrolled and (C) enrollment  
16 in the school year next preceding the preceding school year minus en-  
17 rollment in such school year of preschool-aged at-risk pupils, if any such  
18 pupils were enrolled.

19 (f) "Adjusted enrollment" means enrollment adjusted by adding at-  
20 risk pupil weighting, program weighting, low enrollment weighting, if any,  
21 correlation weighting, if any, school facilities weighting, if any, ancillary  
22 school facilities weighting, if any, and transportation weighting to  
23 enrollment.

24 (g) "At-risk pupil weighting" means an addend component assigned  
25 to enrollment of districts on the basis of enrollment of at-risk pupils.

26 (h) "Program weighting" means an addend component assigned to  
27 enrollment of districts on the basis of pupil attendance in educational  
28 programs which differ in cost from regular educational programs.

29 (i) "Low enrollment weighting" means an addend component as-  
30 signed to enrollment of districts having under 1,725 enrollment on the  
31 basis of costs attributable to maintenance of educational programs by such  
32 districts in comparison with costs attributable to maintenance of educa-  
33 tional programs by districts having 1,725 or over enrollment.

34 (j) "School facilities weighting" means an addend component as-  
35 signed to enrollment of districts on the basis of costs attributable to com-  
36 mencing operation of new school facilities. School facilities weighting may  
37 be assigned to enrollment of a district only if the district has adopted a  
38 local option budget and budgeted therein the total amount authorized for  
39 the school year. School facilities weighting may be assigned to enrollment  
40 of the district only in the school year in which operation of a new school  
41 facility is commenced and in the next succeeding school year.

42 (k) "Transportation weighting" means an addend component as-  
43 signed to enrollment of districts on the basis of costs attributable to the

1 provision or furnishing of transportation.

2 (l) "Correlation weighting" means an addend component assigned to  
3 enrollment of districts having 1,725 or over enrollment on the basis of  
4 costs attributable to maintenance of educational programs by such dis-  
5 tricts as a correlate to low enrollment weighting assigned to enrollment  
6 of districts having under 1,725 enrollment.

7 (m) "Ancillary school facilities weighting" means an addend compo-  
8 nent assigned to enrollment of districts to which the provisions of K.S.A.  
9 2000 Supp. 72-6441, and amendments thereto, apply on the basis of costs  
10 attributable to commencing operation of new school facilities. Ancillary  
11 school facilities weighting may be assigned to enrollment of a district only  
12 if the district has levied a tax under authority of K.S.A. 2000 Supp. 72-  
13 6441, and amendments thereto, and remitted the proceeds from such tax  
14 to the state treasurer. Ancillary school facilities weighting is in addition  
15 to assignment of school facilities weighting to enrollment of any district  
16 eligible for such weighting.

17 (n) "Juvenile detention facility" means any community juvenile cor-  
18 rections center or facility, the Forbes Juvenile Attention Facility, the  
19 Sappa Valley Youth Ranch of Oberlin, Salvation Army/Koch Center Youth  
20 Services, the Clarence M. Kelley Youth Center, Trego County Secure  
21 Care Center, St. Francis Academy at Atchison, St. Francis Academy at  
22 Ellsworth, St. Francis Academy at Salina, and St. Francis Center at Salina.

23 Sec. 2. K.S.A. 2000 Supp. 72-6407 is hereby repealed.

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

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