

HOUSE BILL No. 2448

By Representatives E. Peterson, Alldritt, Ballard, Barnes, Burroughs, Crow, Findley, Flaharty, Flora, Garner, Gilbert, Horst, Kuether, Levinson, M. Long, McClure, Pauls, Reardon, Rehorn, Ruff, Showalter, Stone, Toelkes and Winn

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AN ACT concerning school districts; requiring establishment, operation and administration of elementary school guidance programs; amending K.S.A. 72-9301 and 72-9302 and repealing the existing sections.

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

Section 1. K.S.A. 72-9301 is hereby amended to read as follows: 72-9301. (a) *On or before commencement of the 2006-07 school year, the board of education of every school district shall establish, operate and administer an elementary school guidance program for all pupils enrolled in the school district and in attendance at school in kindergarten or in any of the grades one through six maintained by the school district.*

(b) *In complying with the requirements of subsection (a), each board shall provide elementary school guidance counselors for all pupils enrolled in the school district and in attendance at school in kindergarten or in any of the grades one through six maintained by the school district. Any elementary school guidance counselor employed by a board pursuant to the provisions of this section shall be certified as required by the state board of education. Such counselors shall provide preventive and developmental guidance services to all pupils in attendance at school in kindergarten through grade six in order to prepare such pupils for middle, junior, and senior high school responsibilities as well as aiding in healthy social and physical development. In addition, such counselors may aid pupils in academic development through the use and interpretation of test scores, and early identification and attention to problems that are deterrents to learning and development. Such counselors may also serve as consultants to parents in a liaison capacity, serve as a resource in decreasing discipline and other at-risk behaviors, develop drug prevention programs, aid in improving attendance, serve as a resource to decrease the incidence of juvenile delinquency through guidance and counseling services, and aid in career education awareness. Elementary school guidance counselors shall spend the majority of their time on providing direct counseling services related to pupils.*

1 (c) The boards of any two or more school districts may make and
2 enter into *interlocal cooperation agreements in accordance with the pro-*
3 *visions of K.S.A. 72-8230, and amendments thereto, for the purpose of*
4 *jointly and cooperatively establishing, operating and administering an*
5 *elementary school guidance program or may make and enter into coop-*
6 *erative agreements providing for cooperative establishment, operation*
7 *and administration of an elementary school guidance program on a*
8 *shared-cost basis. The Any cooperative agreement entered into shall pro-*
9 *vide for a separate fund of the sponsoring school district, to which each*
10 *contracting district shall pay the moneys due from it under the agreement.*
11 *Any school district which is a party to such a cooperative agreement may*
12 *be designated the sponsoring district under such agreement. Any such*
13 *agreement shall be subject to change or termination by the legislature.*
14 *Within the limitations provided by law, any such agreement may be*
15 *changed or terminated by mutual agreement of the contracting school*
16 *districts.*

17 Sec. 2. K.S.A. 72-9302 is hereby amended to read as follows: 72-
18 9302. All moneys received by ~~a~~ *the sponsoring district under a cooperative*
19 *agreement for establishment, operation and administration of an elemen-*
20 *tary school guidance program shall be credited to the elementary school*
21 *guidance fund of such district. The expenses of a sponsoring district at-*
22 *tributable to establishment, operation and administration of an elemen-*
23 *tary school guidance program shall be paid from the elementary school*
24 *guidance fund and payment of such expenses shall not be operating ex-*
25 *penditures of the sponsoring district. Payments from the general fund to a*
26 *sponsoring district and transfers of money from the general fund of a*
27 *sponsoring district to the elementary school guidance fund shall be op-*
28 *erating expenses.*

29 Sec. 3. K.S.A. 72-9301 and 72-9302 are hereby repealed.

30 Sec. 4. This act shall take effect and be in force from and after its
31 publication in the statute book.

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