

## SENATE BILL No. 282

By Senators Allen, Adkins and Vratil, Brownlee, Jordan and O'Connor

2-7

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AN ACT concerning school district finance; relating to local option budgets; affecting the definitions of state prescribed percentage and district prescribed percentage; amending K.S.A. 2000 Supp. 72-6433 and repealing the existing section.

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

Section 1. K.S.A. 2000 Supp. 72-6433 is hereby amended to read as follows: 72-6433. (a) (1) The board of any district may adopt a local option budget in each school year, ~~commencing with the 1997-98 school year,~~ in an amount not to exceed an amount equal to the district prescribed percentage of the amount of state financial aid determined for the district in the school year. As used in this provision the term district prescribed percentage means:

(A) For any district that was authorized to adopt and that adopted a local option budget in the 1996-97 school year and to which the provisions of K.S.A. 2000 Supp. 72-6444, and amendments thereto, do not apply in the current school year, a percentage in the ~~1997-98 school year that is equal to the percentage specified in the resolution under which the district was authorized to adopt a local option budget in the 1996-97 school year,~~ in the 1998-99 school year, a percentage that is equal to 95% of the percentage specified in the resolution under which the district was authorized to adopt a local option budget in the 1996-97 school year, in the ~~1999-2000 school year, a percentage that is equal to 90% of the percentage specified in the resolution under which the district was authorized to adopt a local option budget in the 1996-97 school year,~~ in the 2000-01 school year, a percentage that is equal to 85% of the percentage specified in the resolution under which the district was authorized to adopt a local option budget in the 1996-97 school year, in the 2001-02 school year, and in each school year thereafter, a percentage that is equal to 80% of the percentage specified in the resolution under which the district was authorized to adopt a local option budget in the 1996-97 school year;

(B) for any district that was authorized to adopt and that adopted a local option budget in the 1996-97 school year and to which the provisions of K.S.A. 2000 Supp. 72-6444, and amendments thereto, apply in the current school year, a percentage in the ~~1997-98 school year that is equal~~

1 to the sum of the percentage of the amount of state financial aid the  
2 district was authorized to budget in the preceding school year and 20%  
3 of the percentage computed for the district by the state board under the  
4 provisions of K.S.A. 2000 Supp. 72-6444, and amendments thereto, a  
5 percentage in the 1998-99 school year that is equal to the sum of the  
6 percentage of the amount of state financial aid the district was authorized  
7 to budget in the preceding school year and 40% of the percentage com-  
8 puted for the district by the state board under the provisions of K.S.A.  
9 2000 Supp. 72-6444, and amendments thereto, a percentage in the 1999-  
10 2000 school year that is equal to the sum of the percentage of the amount  
11 of state financial aid the district was authorized to budget in the preceding  
12 school year and 60% of the percentage computed for the district by the  
13 state board under the provisions of K.S.A. 2000 Supp. 72-6444, and  
14 amendments thereto, a percentage in the 2000-01 school year that is  
15 equal to the sum of the percentage of the amount of state financial aid  
16 the district was authorized to budget in the preceding school year and  
17 80% of the percentage computed for the district by the state board under  
18 the provisions of K.S.A. 2000 Supp. 72-6444, and amendments thereto,  
19 a percentage in the 2001-02 school year, and each school year thereafter,  
20 that is equal to the sum of the percentage of the amount of state financial  
21 aid the district was authorized to budget in the preceding school year and  
22 the percentage computed for the district by the state board under the  
23 provisions of K.S.A. 2000 Supp. 72-6444, and amendments thereto;

24 (C) for any district that was not authorized to adopt a local option  
25 budget in the 1996-97 school year and to which the provisions of K.S.A.  
26 2000 Supp. 72-6444, and amendments thereto, apply in the current  
27 school year, a percentage in the 1997-98 school year that is equal to 20%  
28 of the percentage computed for the district by the state board under the  
29 provisions of K.S.A. 2000 Supp. 72-6444, and amendments thereto, a  
30 percentage in the 1998-99 school year that is equal to the sum of the  
31 percentage of the amount of state financial aid the district was authorized  
32 to budget in the preceding school year and 40% of the percentage com-  
33 puted for the district by the state board under the provisions of K.S.A.  
34 2000 Supp. 72-6444, and amendments thereto, a percentage in the 1999-  
35 2000 school year that is equal to the sum of the percentage of the amount  
36 of state financial aid the district was authorized to budget in the preceding  
37 school year and 60% of the percentage computed for the district by the  
38 state board under the provisions of K.S.A. 2000 Supp. 72-6444, and  
39 amendments thereto, a percentage in the 2000-01 school year that is  
40 equal to the sum of the percentage of the amount of state financial aid  
41 the district was authorized to budget in the preceding school year and  
42 80% of the percentage computed for the district by the state board under  
43 the provisions of K.S.A. 2000 Supp. 72-6444, and amendments thereto,

1 a percentage in the 2001-02 school year, and each school year thereafter,  
2 that is equal to the sum of the percentage of the amount of state financial  
3 aid the district was authorized to budget in the preceding school year and  
4 the percentage computed for the district by the state board under the  
5 provisions of K.S.A. 2000 Supp. 72-6444, and amendments thereto;

6 (D) for any district to which the provisions of K.S.A. 2000 Supp. 72-  
7 6444, and amendments thereto, applied in the 1997-98 school year and  
8 to which the provisions of K.S.A. 2000 Supp. 72-6444, and amendments  
9 thereto, do not apply in the current school year, ~~commencing with the~~  
10 ~~1998-99 school year~~, because an increase in the amount budgeted by the  
11 district in its local option budget as authorized by a resolution adopted  
12 under the provisions of subsection (b) causes the actual amount per pupil  
13 budgeted by the district in the preceding school year as determined for  
14 the district under provision (1) of subsection (a) of K.S.A. 2000 Supp. 72-  
15 6444, and amendments thereto, to equal or exceed the average amount  
16 per pupil of general fund budgets and local option budgets computed by  
17 the state board under whichever of the provisions (7) through (10) of  
18 subsection (a) of K.S.A. 2000 Supp. 72-6444, and amendments thereto,  
19 is applicable to the district's enrollment group, a percentage that is equal  
20 to the percentage of the amount of state financial aid the district was  
21 authorized to budget in the preceding school year if the resolution au-  
22 thorized the district to increase its local option budget on a continuous  
23 and permanent basis. If the resolution that authorized the district to in-  
24 crease its local option budget specified a definite period of time for which  
25 the district would retain its authority to increase the local option budget  
26 and such authority lapses at the conclusion of such period and is not  
27 renewed, the term district prescribed percentage means a percentage that  
28 is equal to the percentage of the amount of state financial aid the district  
29 was authorized to budget in the preceding school year less the percentage  
30 of increase that was authorized by the resolution unless the loss of the  
31 percentage of increase that was authorized by the resolution would cause  
32 the actual amount per pupil budgeted by the district to be less than the  
33 average amount per pupil of general fund budgets and local option bud-  
34 gets computed by the state board under whichever of the provisions (7)  
35 through (10) of subsection (a) of K.S.A. 2000 Supp. 72-6444, and amend-  
36 ments thereto, is applicable to the district's enrollment group, in which  
37 case, the term district prescribed percentage means a percentage that is  
38 equal to the percentage of the amount of state financial aid the district  
39 was authorized to budget in the preceding school year less the percentage  
40 of increase that was authorized by the resolution plus a percentage which  
41 shall be computed for the district by the state board in accordance with  
42 the provisions of K.S.A. 2000 Supp. 72-6444, and amendments thereto,  
43 except that, in making the determination of the actual amount per pupil

1 budgeted by the district in the preceding school year, the state board shall  
 2 exclude the percentage of increase that was authorized by the resolution.

3 (2) (A) Subject to the provisions of subpart (B), the adoption of a  
 4 local option budget under authority of this subsection shall require a  
 5 majority vote of the members of the board and shall require no other  
 6 procedure, authorization or approval.

7 (B) In lieu of utilizing the authority granted by subpart (A) for adop-  
 8 tion of a local option budget, the board of a district may pass a resolution  
 9 authorizing adoption of such a budget and publish such resolution once  
 10 in a newspaper having general circulation in the district. The resolution  
 11 shall be published in substantial compliance with the following form:

12 Unified School District No. \_\_\_\_\_,  
 13 \_\_\_\_\_ County, Kansas.

#### 14 RESOLUTION

15 Be It Resolved that:

16 The board of education of the above-named school district shall be  
 17 authorized to adopt a local option budget in each school year for a period  
 18 of time not to exceed \_\_\_\_\_ years in an amount not to exceed \_\_\_\_  
 19 % of the amount of state financial aid determined for the current school  
 20 year. The local option budget authorized by this resolution may be  
 21 adopted, unless a petition in opposition to the same, signed by not less  
 22 than 5% of the qualified electors of the school district, is filed with the  
 23 county election officer of the home county of the school district within  
 24 30 days after publication of this resolution. In the event a petition is filed,  
 25 the county election officer shall submit the question of whether adoption  
 26 of the local option budget shall be authorized to the electors of the school  
 27 district at an election called for the purpose or at the next general election,  
 28 as is specified by the board of education of the school district.

#### 29 CERTIFICATE

30 This is to certify that the above resolution was duly adopted by the  
 31 board of education of Unified School District No. \_\_\_\_\_, \_\_\_\_\_  
 32 County, Kansas, on the \_\_\_\_ day of \_\_\_\_\_, ~~19~~ \_\_\_\_.

33 \_\_\_\_\_  
 34 Clerk of the board of education.

35 All of the blanks in the resolution shall be appropriately filled. The  
 36 blank preceding the word "years" shall be filled with a specific number,  
 37 and the blank preceding the percentage symbol shall be filled with a  
 38 specific number. No word shall be inserted in either of the blanks. The  
 39 percentage specified in the resolution shall not exceed the district pre-  
 40 scribed percentage. The resolution shall be published once in a news-  
 41 paper having general circulation in the school district. If no petition as  
 42 specified above is filed in accordance with the provisions of the resolution,  
 43 the board may adopt a local option budget. If a petition is filed as provided

1 in the resolution, the board may notify the county election officer of the  
2 date of an election to be held to submit the question of whether adoption  
3 of a local option budget shall be authorized. If the board fails to notify  
4 the county election officer within 30 days after a petition is filed, the  
5 resolution shall be deemed abandoned and no like resolution shall be  
6 adopted by the board within the nine months following publication of the  
7 resolution. If any district is authorized to adopt a local option budget  
8 under this subpart, but the board of such district chooses, in any school  
9 year, not to adopt such a budget or chooses, in any school year, to adopt  
10 such budget in an amount less than the amount of the district prescribed  
11 percentage of the amount of state financial aid in any school year, such  
12 board of education may so choose. If the board of any district refrains  
13 from adopting a local option budget in any one or more school years or  
14 refrains from budgeting the total amount authorized for any one or more  
15 school years, the authority of such district to adopt a local option budget  
16 shall not be extended by such refrainment beyond the period specified  
17 in the resolution authorizing adoption of such budget, nor shall the  
18 amount authorized to be budgeted in any succeeding school year be in-  
19 creased by such refrainment. Whenever an initial resolution has been  
20 adopted under this subpart, and such resolution specified a lesser per-  
21 centage than the district prescribed percentage, the board of the district  
22 may adopt one or more subsequent resolutions under the same procedure  
23 as provided for the initial resolution and subject to the same conditions,  
24 and shall be authorized to increase the percentage as specified in any  
25 such subsequent resolution for the remainder of the period of time spec-  
26 ified in the initial resolution. Any percentage specified in a subsequent  
27 resolution or in subsequent resolutions shall be limited so that the sum  
28 of the percentage authorized in the initial resolution and the percentage  
29 authorized in the subsequent resolution or in subsequent resolutions is  
30 not in excess of the district prescribed percentage in any school year. The  
31 board of any district that has been authorized to adopt a local option  
32 budget under this subpart and levied a tax under authority of K.S.A. 72-  
33 6435, and amendments thereto, may initiate, at any time after the final  
34 levy is certified to the county clerk under any current authorization, pro-  
35 cedures to renew its authority to adopt a local option budget in the man-  
36 ner specified in this subpart or may utilize the authority granted by sub-  
37 part (A). As used in this subpart, the term “authorized to adopt a local  
38 option budget” means that a district has adopted a resolution under this  
39 subpart, has published the same, and either that the resolution was not  
40 protested or that it was protested and an election was held by which the  
41 adoption of a local option budget was approved.

42 (3) The provisions of this subsection are subject to the provisions of  
43 subsections (b) and (c).

1 (b) (1) The board of any district that adopts a local option budget  
2 under subsection (a) may increase the amount of such budget in each  
3 school year, ~~commencing with the 1997-98 school year~~, in an amount  
4 which together with the percentage of the amount of state financial aid  
5 budgeted under subsection (a) does not exceed the state prescribed per-  
6 centage of the amount of state financial aid determined for the district in  
7 the school year if the board of the district determines that an increase in  
8 such budget would be in the best interests of the district.

9 (2) No district may increase a local option budget under authority of  
10 this subsection until: (A) A resolution authorizing such an increase is  
11 passed by the board and published once in a newspaper having general  
12 circulation in the district; or (B) the question of whether the board shall  
13 be authorized to increase the local option budget has been submitted to  
14 and approved by the qualified electors of the district at a special election  
15 called for the purpose. Any such election shall be noticed, called and held  
16 in the manner provided by K.S.A. 10-120, and amendments thereto, for  
17 the noticing, calling and holding of elections upon the question of issuing  
18 bonds under the general bond law. The notice of such election shall state  
19 the purpose for and time of the election, and the ballot shall be designed  
20 with the question of whether the board of education of the district shall  
21 be continuously and permanently authorized to increase the local option  
22 budget of the district in each school year by a percentage which together  
23 with the percentage of the amount of state financial aid budgeted under  
24 subsection (a) does not exceed the state prescribed percentage in any  
25 school year. If a majority of the qualified electors voting at the election  
26 approve authorization of the board to increase the local option budget,  
27 the board shall have such authority. If a majority of the qualified electors  
28 voting at the election are opposed to authorization of the board to increase  
29 the local option budget, the board shall not have such authority and no  
30 like question shall be submitted to the qualified electors of the district  
31 within the nine months following the election.

32 (3) (A) Subject to the provisions of subpart (B), a resolution author-  
33 izing an increase in the local option budget of a district shall state that  
34 the board of education of the district shall be authorized to increase the  
35 local option budget of the district in each school year in an amount not  
36 to exceed \_\_\_\_\_% of the amount of state financial aid determined  
37 for the current school year and that the percentage of increase may be  
38 reduced so that the sum of the percentage of the amount of state financial  
39 aid budgeted under subsection (a) and the percentage of increase spec-  
40 ified in the resolution does not exceed the state prescribed percentage in  
41 any school year. The blank preceding the percentage symbol shall be filled  
42 with a specific number. No word shall be inserted in the blank. The  
43 resolution shall specify a definite period of time for which the board shall

1 be authorized to increase the local option budget and such period of time  
2 shall be expressed by the specific number of school years for which the  
3 board shall retain its authority to increase the local option budget. No  
4 word shall be used to express the number of years for which the board  
5 shall be authorized to increase the local option budget.

6 (B) In lieu of the requirements of subpart (A) and at the discretion  
7 of the board, a resolution authorizing an increase in the local option  
8 budget of a district may state that the board of education of the district  
9 shall be continuously and permanently authorized to increase the local  
10 option budget of the district in each school year by a percentage which  
11 together with the percentage of the amount of state financial aid budgeted  
12 under subsection (a) does not exceed the state prescribed percentage in  
13 any school year.

14 (4) A resolution authorizing an increase in the local option budget of  
15 a district shall state that the amount of the local option budget may be  
16 increased as authorized by the resolution unless a petition in opposition  
17 to such increase, signed by not less than 5% of the qualified electors of  
18 the school district, is filed with the county election officer of the home  
19 county of the school district within 30 days after publication. If no petition  
20 is filed in accordance with the provisions of the resolution, the board is  
21 authorized to increase the local option budget of the district. If a petition  
22 is filed as provided in the resolution, the board may notify the county  
23 election officer of the date of an election to be held to submit the question  
24 of whether the board shall be authorized to increase the local option  
25 budget of the district. If the board fails to notify the county election officer  
26 within 30 days after a petition is filed, the resolution shall be deemed  
27 abandoned and no like resolution shall be adopted by the board within  
28 the nine months following publication of the resolution.

29 (5) The requirements of provision (2) do not apply to any district that  
30 is continuously and permanently authorized to increase the local option  
31 budget of the district. An increase in the amount of a local option budget  
32 by such a district shall require a majority vote of the members of the  
33 board and shall require no other procedure, authorization or approval.

34 (6) If any district is authorized to increase a local option budget, but  
35 the board of such district chooses, in any school year, not to adopt or  
36 increase such budget or chooses, in any school year, to adopt or increase  
37 such budget in an amount less than the amount authorized, such board  
38 of education may so choose. If the board of any district refrains from  
39 adopting or increasing a local option budget in any one or more school  
40 years or refrains from budgeting the total amount authorized for any one  
41 or more school years, the amount authorized to be budgeted in any suc-  
42 ceeding school year shall not be increased by such refrainment, nor shall  
43 the authority of the district to increase its local option budget be extended

1 by such refrainment beyond the period of time specified in the resolution  
2 authorizing an increase in the local option budget if the resolution spec-  
3 ified such a period of time.

4 (7) Whenever an initial resolution has been adopted under this sub-  
5 section, and such resolution specified a percentage which together with  
6 the percentage of the amount of state financial aid budgeted under sub-  
7 section (a) is less than the state prescribed percentage, the board of the  
8 district may adopt one or more subsequent resolutions under the same  
9 procedure as provided for the initial resolution and shall be authorized  
10 to increase the percentage as specified in any such subsequent resolution.  
11 If the initial resolution specified a definite period of time for which the  
12 district is authorized to increase its local option budget, the authority to  
13 increase such budget by the percentage specified in any subsequent res-  
14 olution shall be limited to the remainder of the period of time specified  
15 in the initial resolution. Any percentage specified in a subsequent reso-  
16 lution or in subsequent resolutions shall be limited so that the sum of the  
17 percentage authorized in the initial resolution and the percentage au-  
18 thorized in the subsequent resolution or in subsequent resolutions to-  
19 gether with the percentage of the amount of state financial aid budgeted  
20 under subsection (a) is not in excess of the state prescribed percentage  
21 in any school year.

22 (8) (A) Subject to the provisions of subpart (B), the board of any  
23 district that has adopted a local option budget under subsection (a), has  
24 been authorized to increase such budget under a resolution which spec-  
25 ified a definite period of time for retention of such authorization, and has  
26 levied a tax under authority of K.S.A. 72-6435, and amendments thereto,  
27 may initiate, at any time after the final levy is certified to the county clerk  
28 under any current authorization, procedures to renew the authority to  
29 increase the local option budget subject to the conditions and in the  
30 manner specified in provisions (2) and (3) of this subsection.

31 (B) The provisions of subpart (A) do not apply to the board of any  
32 district that is continuously and permanently authorized to increase the  
33 local option budget of the district.

34 (9) As used in this subsection:

35 (A) "Authorized to increase a local option budget" means either that  
36 a district has held a special election under provision (2)(B) by which au-  
37 thority of the board to increase a local option budget was approved, or  
38 that a district has adopted a resolution under provision (2) (A), has pub-  
39 lished the same, and either that the resolution was not protested or that  
40 it was protested and an election was held by which the authority of the  
41 board to increase a local option budget was approved.

42 (B) "State prescribed percentage" means 25%.

43 (c) To the extent the provisions of the foregoing subsections conflict



1 with this subsection, this subsection shall control. Any district that is au-  
2 thorized to adopt a local option budget in the 1997-98 school year under  
3 a resolution which authorized the adoption of such budget in accordance  
4 with the provisions of this section prior to its amendment by this act may  
5 continue to operate under such resolution for the period of time specified  
6 in the resolution or may abandon the resolution and operate under the  
7 provisions of this section as amended by this act. Any such district shall  
8 operate under the provisions of this section as amended by this act after  
9 the period of time specified in the resolution has expired.

10 *(d) (1) To the extent the provisions of the foregoing subsections con-*  
11 *flict with this subsection, this subsection shall control.*

12 *(2) In each school year in which any district, to which the provisions*  
13 *of this subsection apply, experiences an increase in the costs for utilities*  
14 *or payment of insurance premiums or both, the terms "state prescribed*  
15 *percentage" and "district prescribed percentage" mean a percentage de-*  
16 *termined for the district by the state board under provision (3). The pro-*  
17 *visions of this subsection apply to (A) any district that has adopted a local*  
18 *option budget, is authorized to budget therein an amount equal to the*  
19 *state prescribed percentage of the amount of state financial aid deter-*  
20 *mined for the district in the school year, and has budgeted the total*  
21 *amount authorized, and (B) any district that has adopted a local option*  
22 *budget, is authorized to budget therein an amount equal to a district*  
23 *prescribed percentage that is less than the state prescribed percentage of*  
24 *the amount of state financial aid determined for the district in the school*  
25 *year, and has budgeted the total amount authorized.*

26 *(3) For the purpose of determining the state prescribed percentage or*  
27 *the district prescribed percentage, as applicable, for any district to which*  
28 *the provisions of this subsection apply, the state board shall (A) determine*  
29 *the amount of increase in the costs incurred by the district for utilities or*  
30 *payment of insurance premiums or both, (B) compute a percentage of*  
31 *increase in the local option budget of the district which is necessary to*  
32 *produce an amount equal to the amount determined under (A). The state*  
33 *prescribed percentage for any district to which provision (2)(A) applies*  
34 *is 25% increased by the percentage computed under this subpart. The*  
35 *district prescribed percentage for any district to which provision (2)(B)*  
36 *applies is the percentage the district is authorized to budget in its local*  
37 *option budget for the school year increased by the percentage computed*  
38 *under this subpart.*

39 ~~(d)~~ *(e) (1) There is hereby established in every district that adopts a*  
40 *local option budget a fund which shall be called the supplemental general*  
41 *fund. The fund shall consist of all amounts deposited therein or credited*  
42 *thereto according to law.*

43 *(2) Subject to the limitation imposed under provision (3), amounts in*

1 the supplemental general fund may be expended for any purpose for  
2 which expenditures from the general fund are authorized or may be trans-  
3 ferred to the general fund of the district or to any program weighted fund  
4 or categorical fund of the district.

5 (3) Amounts in the supplemental general fund may not be expended  
6 nor transferred to the general fund of the district for the purpose of  
7 making payments under any lease-purchase agreement involving the ac-  
8 quisition of land or buildings which is entered into pursuant to the pro-  
9 visions of K.S.A. 72-8225, and amendments thereto.

10 (4) Any unexpended and unencumbered cash balance remaining in  
11 the supplemental general fund of a district at the conclusion of any school  
12 year in which a local option budget is adopted shall be disposed of as  
13 provided in this subsection. If the district did not receive supplemental  
14 general state aid in the school year and the board of the district deter-  
15 mines that it will be necessary to adopt a local option budget in the en-  
16 suing school year, the total amount of the cash balance remaining in the  
17 supplemental general fund shall be maintained in such fund or trans-  
18 ferred to the general fund of the district. If the board of such a district  
19 determines that it will not be necessary to adopt a local option budget in  
20 the ensuing school year, the total amount of the cash balance remaining  
21 in the supplemental general fund shall be transferred to the general fund  
22 of the district. If the district received supplemental general state aid in  
23 the school year, transferred or expended the entire amount budgeted in  
24 the local option budget for the school year, and determines that it will be  
25 necessary to adopt a local option budget in the ensuing school year, the  
26 total amount of the cash balance remaining in the supplemental general  
27 fund shall be maintained in such fund or transferred to the general fund  
28 of the district. If such a district determines that it will not be necessary  
29 to adopt a local option budget in the ensuing school year, the total amount  
30 of the cash balance remaining in the supplemental general fund shall be  
31 transferred to the general fund of the district. If the district received  
32 supplemental general state aid in the school year, did not transfer or  
33 expend the entire amount budgeted in the local option budget for the  
34 school year, and determines that it will not be necessary to adopt a local  
35 option budget in the ensuing school year, the total amount of the cash  
36 balance remaining in the supplemental general fund shall be transferred  
37 to the general fund of the district. If the district received supplemental  
38 general state aid in the school year, did not transfer or expend the entire  
39 amount budgeted in the local option budget for the school year, and  
40 determines that it will be necessary to adopt a local option budget in the  
41 ensuing school year, the state board shall determine the ratio of the  
42 amount of supplemental general state aid received to the amount of the  
43 local option budget of the district for the school year and multiply the

1 total amount of the cash balance remaining in the supplemental general  
2 fund by such ratio. An amount equal to the amount of the product shall  
3 be transferred to the general fund of the district. The amount remaining  
4 in the supplemental general fund may be maintained in such fund or  
5 transferred to the general fund of the district.

6 Sec. 2. K.S.A. 2000 Supp. 72-6433 is hereby repealed.

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

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