

HOUSE BILL No. 2891

By Representative Tanner

2-13

AN ACT concerning school districts; relating to capital improvements; amending K.S.A. 75-2319 and repealing the existing section.

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

Section 1. K.S.A. 75-2319 is hereby amended to read as follows: 75-2319. (a) There is hereby established in the state treasury the school district capital improvements fund. The fund shall consist of all amounts transferred thereto under the provisions of subsection (c).

(b) ~~In each school year~~ *Subject to the provision of subsection (f)*, each school district which is obligated to make payments from its bond and interest fund shall be entitled to receive payment from the school district capital improvements fund in an amount determined by the state board of education as provided in this subsection. The state board of education shall:

(1) Determine the amount of the assessed valuation per pupil (AVPP) of each school district in the state and round such amount to the nearest \$1,000. The rounded amount is the AVPP of a school district for the purposes of this section;

(2) determine the median AVPP of all school districts;

(3) prepare a schedule of dollar amounts using the amount of the median AVPP of all school districts as the point of beginning. The schedule of dollar amounts shall range upward in equal \$1,000 intervals from the point of beginning to and including an amount that is equal to the amount of the AVPP of the school district with the highest AVPP of all school districts and shall range downward in equal \$1,000 intervals from the point of beginning to and including an amount that is equal to the amount of the AVPP of the school district with the lowest AVPP of all school districts;

(4) determine a state aid percentage factor for each school district by assigning a state aid computation percentage to the amount of the median AVPP shown on the schedule, decreasing the state aid computation percentage assigned to the amount of the median AVPP by one percentage point for each \$1,000 interval above the amount of the median AVPP, and increasing the state aid computation percentage assigned to the amount of the median AVPP by one percentage point for each \$1,000

1 interval below the amount of the median AVPP. The state aid percentage
2 factor of a school district is the percentage assigned to the schedule
3 amount that is equal to the amount of the AVPP of the school district,
4 except that the state aid percentage factor of a school district shall not
5 exceed 100%. The state aid computation percentage is 5% for contractual
6 bond obligations incurred by a school district prior to ~~the effective date~~
7 ~~of this act~~ *July 1, 1992*, and 25% for contractual bond obligations incurred
8 by a school district on or after ~~the effective date of this act~~ *July 1, 1992*;

9 (5) determine the amount of payments in the aggregate that a school
10 district is obligated to make from its bond and interest fund and, of such
11 amount, compute the amount attributable to contractual bond obligations
12 incurred by the school district prior to the effective date of this act and
13 the amount attributable to contractual bond obligations incurred by the
14 school district on or after ~~the effective date of this act~~ *July 1, 1992*;

15 (6) multiply each of the amounts computed under (5) by the appli-
16 cable state aid percentage factor;

17 (7) add the products obtained under (6). The amount of the sum is
18 the amount of payment the school district is entitled to receive from the
19 school district capital improvements fund in the school year.

20 (c) The state board of education shall certify to the director of ac-
21 counts and reports the entitlements of school districts determined under
22 the provisions of subsection (b), and an amount equal thereto shall be
23 transferred by the director from the state general fund to the school
24 district capital improvements fund for distribution to school districts. All
25 transfers made in accordance with the provisions of this subsection shall
26 be considered to be demand transfers from the state general fund.

27 (d) Payments from the school district capital improvements fund shall
28 be distributed to school districts at times determined by the state board
29 of education to be necessary to assist school districts in making scheduled
30 payments pursuant to contractual bond obligations. The state board of
31 education shall certify to the director of accounts and reports the amount
32 due each school district entitled to payment from the fund, and the di-
33 rector of accounts and reports shall draw a warrant on the state treasurer
34 payable to the treasurer of the school district. Upon receipt of the warrant,
35 the treasurer of the school district shall credit the amount thereof to the
36 bond and interest fund of the school district to be used for the purposes
37 of such fund.

38 (e) The provisions of this section apply only to contractual obligations
39 incurred by school districts pursuant to general obligation bonds issued
40 upon approval of a majority of the qualified electors of the school district
41 voting at an election upon the question of the issuance of such bonds.

42 (f) *A school district shall not initiate a capital improvement project to*
43 *purchase or improve a site or sites, construct, furnish, equip, repair, re-*

1 *model or make additions to buildings necessary for school district pur-*
2 *poses or issue bonds therefor without having first presented such plans to*
3 *the joint committee on state building construction. The plan shall include*
4 *information on the need for such capital improvement and the district's*
5 *enrollment figures. Such school district shall further advise and consult*
6 *on such capital improvement project with the committee.*

7 Sec. 2. K.S.A. 75-2319 is hereby repealed.

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

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43