

SESSION OF 2006

**SUPPLEMENTAL NOTE ON HOUSE BILL NO. 3012**

As Amended by House Committee of the Whole

**Brief\***

HB 3012 would allow school districts to enter into interlocal cooperation agreements to create one or more shared schools. When two or more school districts enter into a school district interlocal cooperation agreement the agreement would be required to address the following:

- Establish a board of directors which shall be responsible for administering the joint or cooperative undertaking and only members of boards of education of school districts which are party to the agreement would be eligible for membership on the board of directors;
- Effective only after approval by the State Board of Education;
- Subject to change or termination by the Legislature;
- Duration of the agreement would be stated in the agreement and may be perpetual; and
- Specify the method or methods to be employed for disposing of property upon partial or complete termination of the agreement.

The bill would provide that the shared schools would be subject to the same statutes, regulations and requirements as other accredited public school; and the interlocal board would be prohibited from levying taxes.

The bill would require an election by the voters prior to any school bonds being issued. If a majority of the voters in the participating school districts vote in the aggregate to approve the bond issue, each participating district may issue bonds. The debt service for the new facility would be divided proportionately among the

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

participating districts based on each district's enrollment in the shared school.

The new facility would be eligible for the new facilities weighting provided under the school finance formula once the facility is operational for the year the new facility opens and the weighting would be assigned to the enrollment of the participating districts only in the school year in which operation of a new school facility is commenced and the next succeeding school year.

## **Background**

The bill was originally brought before the House Education Committee as HB 2625 by Representative Henry. At the hearing for HB 2625, superintendents from USD 425, Highland; USD 433, Midway; USD 429, Troy; USD 406, Wathena; and USD 486, Elwood appeared before the Committee as proponents. In addition, a representative of the Kansas Association of School Boards provided written testimony as a proponent of the bill.

The House Committee in HB 3012 amended the bill with regard to the election requirement prior to issuing bonds.

The House Committee of the Whole amended the bill by removing the administrator and changing the number of years the new facilities weighting would apply.

The fiscal note on HB 2625 indicates that the Department of Education reports that there are two schools with a combined enrollment of 600 which are considering a new facility. The Department estimates the additional cost for this facility would be \$638,550 (600 X 25.0 percent X \$4,257) beginning in the year the new facility would open. This fiscal note assumes this would occur in FY 2007. Any fiscal effect result from enactment of the bill would be in addition to amounts contained in the Governor's budget.