

SENATE BILL No. 251

By Committee on Ways and Means

5-18

Proposed Amendments to SB 251
May 21, 2017
Senate Select Committee on Education Finance
Prepared by: Office of Revisor of Statutes
#9
Kindergarten Counted in Current Year

1 AN ACT concerning education; relating to the instruction and financing
2 thereof; making and concerning appropriations for the fiscal years
3 ending June 30, 2018, and June 30, 2019, for the department of
4 education; creating the Kansas school equity and enhancement act;
5 amending K.S.A. 12-17,115 and 72-8803 and K.S.A. 2016 Supp. 10-
6 1116a, 12-1677, 12-1770a, 12-1775a, 12-1776a, 72-978, 72-1046b, 72-
7 1398, 72-1414, 72-1923, 72-3712, 72-3715, 72-5333b, 72-64b01, 72-
8 64c03, 72-64c05, 72-6622, 72-6624, 72-6625, 72-6757, 72-67,115, 72-
9 7535, 72-8187, 72-8190, 72-8230, 72-8233, 72-8236, 72-8249, 72-
10 8250, 72-8251, 72-8302, 72-8309, 72-8316, 72-8415b, 72-8801, 72-
11 8804, 72-8908, 72-9509, 72-9609, 72-99a02, 72-99a02, as amended by
12 section 92 of this act, 72-99a04, 74-4939a, 74-8925, 74-99b43, 75-
13 2319, 79-201x, 79-213, 79-2001 and 79-2925b and repealing the
14 existing sections; also repealing K.S.A. 2016 Supp. 46-1133, 72-6482
15 and 75-2319, as amended by section 46 of Senate Substitute for
16 Substitute for House Bill No. 2052.

17
18 *Be it enacted by the Legislature of the State of Kansas:*

19 Section 1.

20 DEPARTMENT OF EDUCATION

21 (a) There is appropriated for the above agency from the state general
22 fund for the fiscal year ending June 30, 2018, the following:

23 Operating expenditures (including official
24 hospitality) (652-00-1000-0053).....\$12,515,606

25 *Provided*, That any unencumbered balance in the operating expenditures
26 (including official hospitality) account in excess of \$100 as of June 30,
27 2017, is hereby reapportioned for fiscal year 2018.

28 Special education services

29 aid (652-00-1000-0700).....\$435,980,455

30 *Provided*, That any unencumbered balance in the special education
31 services aid account in excess of \$100 as of June 30, 2017, is hereby
32 reapportioned for fiscal year 2018: *Provided further*, That expenditures
33 shall not be made from the special education services aid account for the
34 provision of instruction for any homebound or hospitalized child unless
35 the categorization of such child as exceptional is conjoined with the
36 categorization of the child within one or more of the other categories of

1 school year plus an amount equal to the average percentage increase in the
 2 consumer price index for all urban consumers in the midwest region as
 3 published by the bureau of labor statistics of the United States department
 4 of labor during the three immediately preceding school years.

5 (f) "Bilingual weighting" means an addend component assigned to
 6 the enrollment of school districts pursuant to section 22, and amendments
 7 thereto, on the basis of costs attributable to the maintenance of bilingual
 8 educational programs by such school districts.

9 (g) "Board" means the board of education of a school district.

10 (h) "Budget per student" means the general fund budget of a school
 11 district divided by the enrollment of the school district.

12 (i) "Categorical fund" means and includes the following funds of a
 13 school district: Adult education fund; adult supplementary education fund;
 14 at-risk education fund; bilingual education fund; career and postsecondary
 15 education fund; driver training fund; educational excellence grant program
 16 fund; extraordinary school program fund; food service fund; parent
 17 education program fund; preschool-aged at-risk education fund;
 18 professional development fund; special education fund; and summer
 19 program fund.

20 (j) "Cost-of-living weighting" means an addend component assigned
 21 to the enrollment of school districts pursuant to section 31, and
 22 amendments thereto, on the basis of costs attributable to the cost of living
 23 in such school districts.

24 (k) "Current school year" means the school year during which state
 25 foundation aid is determined by the state board under section 6, and
 26 amendments thereto.

27 (l) "Declining enrollment weighting" means an addend component
 28 assigned to the enrollment of school districts pursuant to section 32, and
 29 amendments thereto, on the basis of costs attributable to the declining
 30 enrollment of such school districts.

31 (m) "Enrollment" means:

32 (1) The number of students regularly enrolled in ~~kindergarten and~~
 33 grades one through 12 in the school district on September 20 of the
 34 preceding school year plus the number of preschool-aged at-risk students
 35 regularly enrolled in the school district on September 20 of the current
 36 school year, except a student who is a foreign exchange student shall not
 37 be counted unless such student is regularly enrolled in the school district
 38 on September 20 and attending kindergarten or any of the grades one
 39 through 12 maintained by the school district for at least one semester or
 40 two quarters, or the equivalent thereof.

41 (2) If the enrollment in a school district in the preceding school year
 42 has decreased from enrollment in the second preceding school year, the
 43 enrollment of the school district in the current school year means the sum

kindergarten and

1 of:

2 (A) The enrollment in the second preceding school year, excluding
 3 students under paragraph (2)(B), minus enrollment in the preceding school
 4 year of preschool-aged at-risk students, if any, plus enrollment in the
 5 current school year of preschool-aged at-risk students, if any; and
 6 (B) the adjusted enrollment in the second preceding school year of
 7 any students participating in the tax credit for low income students
 8 scholarship program pursuant to K.S.A. 2016 Supp. 72-99a01 et seq., and
 9 amendments thereto, in the preceding school year, if any, plus the adjusted
 10 enrollment in the preceding school year of preschool-aged at-risk students
 11 who are participating in the tax credit for low income students scholarship
 12 program pursuant to K.S.A. 2016 Supp. 72-99a01 et seq., and amendments
 13 thereto, in the current school year, if any.

14 (3) For any school district that received federal impact aid for the
 15 preceding school year, if the enrollment in such school district in the
 16 preceding school year has decreased from enrollment in the second
 17 preceding school year, the enrollment of the school district in the current
 18 school year means whichever is the greater of:

19 (A) The enrollment determined under subsection (m)(2); or
 20 (B) the sum of the enrollment in the preceding school year of
 21 preschool-aged at-risk students, if any, and the arithmetic mean of the sum
 22 of:

23 (i) The enrollment of the school district in the preceding school year
 24 minus the enrollment in such school year of preschool-aged at-risk
 25 students, if any;

26 (ii) the enrollment in the second preceding school year minus the
 27 enrollment in such school year of preschool-aged at-risk students, if any;
 28 and

29 (iii) the enrollment in the third preceding school year minus the
 30 enrollment in such school year of preschool-aged at-risk students, if any.

31 (n) "February 20" has its usual meaning, except that in any year in
 32 which February 20 is not a day on which school is maintained, it means
 33 the first day after February 20 on which school is maintained.

34 (o) "Federal impact aid" means an amount equal to the federally
 35 qualified percentage of the amount of moneys a school district receives in
 36 the current school year under the provisions of title I of public law 874 and
 37 congressional appropriations therefor, excluding amounts received for
 38 assistance in cases of major disaster and amounts received under the low-
 39 rent housing program. The amount of federal impact aid shall be
 40 determined by the state board in accordance with terms and conditions
 41 imposed under the provisions of the public law and rules and regulations
 42 thereunder.

43 (p) "General fund" means the fund of a school district from which

kindergarten and

kindergarten and

current

kindergarten and

kindergarten and

kindergarten and

kindergarten and