

SENATE BILL No. 156

By Committee on Education

2-12

1 AN ACT concerning education; relating to the instruction and financing
2 thereof; making and concerning appropriations for the fiscal year
3 ending June 30, 2020, to the department of education; amending K.S.A.
4 72-5142 and 72-5151 and K.S.A. 2018 Supp. 79-201x and repealing
5 the existing sections.

6

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

8

Section 1.

9

DEPARTMENT OF EDUCATION

10 (a) There is appropriated for the above agency from the state general
11 fund for the fiscal year ending June 30, 2020, the following:

12 State foundation aid (652-00-1000-0820)..... \$10,150,000

13 *Provided*, That any unencumbered balance in the state foundation aid
14 account in excess of \$100 as of June 30, 2019, is hereby reappropriated for
15 fiscal year 2020.

16 Special education services aid (652-00-1000-0700)..... \$69,150,000

17 *Provided*, That any unencumbered balance in the special education
18 services aid account in excess of \$100 as of June 30, 2019, is hereby
19 reappropriated for fiscal year 2020: *Provided further*, That,
20 notwithstanding the provisions of K.S.A. 72-978, and amendments thereto,
21 or any other statute, expenditures shall be made by the above agency from
22 the special education services aid account in fiscal year 2020 in an amount
23 of \$12,000,000 for distribution of special education services aid to school
24 districts based on the full-time equivalent enrollment of each school
25 district: *And provided further*, That moneys received by school districts
26 pursuant to the foregoing proviso shall be considered special education
27 state aid and shall be expended by such school district for the provision of
28 special education and related services by the school district: *And provided*
29 *further*, That expenditures shall not be made from the special education
30 services aid account for the provision of instruction for any homebound or
31 hospitalized child, unless the categorization of such child as exceptional is
32 conjoined with the categorization of the child within one or more of the
33 other categories of exceptionality: *And provided further*, That expenditures
34 shall be made from this account for grants to school districts in amounts
35 determined pursuant to and in accordance with the provisions of K.S.A.
36 72-3425, and amendments thereto: *And provided further*, That expenditures

1 shall be made from the amount remaining in this account, after deduction
2 of the expenditures specified in the foregoing provisos, for payments to
3 school districts in amounts determined pursuant to and in accordance with
4 the provisions of K.S.A. 72-3422, and amendments thereto.

5 Supplemental state aid (652-00-1000-0840)..... \$10,704,825
6 *Provided*, That any unencumbered balance in the supplemental state aid
7 account in excess of \$100 as of June 30, 2019, is hereby reappropriated for
8 fiscal year 2020.

9 Sec. 2. K.S.A. 72-5142 is hereby amended to read as follows: 72-
10 5142. (a) The board of education of each school district shall levy an ad
11 valorem tax upon the taxable tangible property of the school district in the
12 school years specified in subsection (b) for the purpose of:

13 (1) Financing that portion of the school district's general fund budget
14 that is not financed from any other source provided by law;

15 (2) paying a portion of the costs of operating and maintaining public
16 schools in partial fulfillment of the constitutional obligation of the
17 legislature to finance the educational interests of the state; and

18 (3) with respect to any redevelopment school district established prior
19 to July 1, 1997, pursuant to K.S.A. 12-1771, and amendments thereto,
20 paying a portion of the principal and interest on bonds issued by cities
21 under authority of K.S.A. 12-1774, and amendments thereto, for the
22 financing of redevelopment projects upon property located within the
23 school district.

24 (b) The tax required under subsection (a) shall be levied at a rate of
25 20 mills in the school years ~~2017-2018~~ 2019-2020 and ~~2018-2019~~ 2020-
26 2021.

27 (c) The proceeds from the tax levied by a district under authority of
28 this section, except the proceeds of such tax levied for the purpose
29 described in subsection (a)(3), shall be remitted to the state treasurer in
30 accordance with the provisions of K.S.A. 75-4215, and amendments
31 thereto. Upon receipt of each such remittance, the state treasurer shall
32 deposit the entire amount in the state treasury to the credit of the state
33 school district finance fund.

34 (d) No school district shall proceed under K.S.A. 79-1964, 79-1964a
35 or 79-1964b, and amendments thereto.

36 Sec. 3. K.S.A. 72-5151 is hereby amended to read as follows: 72-
37 5151. (a) The at-risk student weighting of each school district shall be
38 determined by the state board as follows:

39 (1) Determine the number of at-risk students included in the
40 enrollment of the school district; and

41 (2) multiply the number determined under subsection (a)(1) by ~~0.484~~
42 0.497. The resulting sum is the at-risk student weighting of the school
43 district.

1 (b) Except as provided in subsection (b)(4), the high-density at-risk
2 student weighting of each school district shall be determined by the state
3 board as follows:

4 (1) (A) If the enrollment of the school district is at least 35% at-risk
5 students, but less than 50% at-risk students:

6 (i) Subtract 35% from the percentage of at-risk students included in
7 the enrollment of the school district;

8 (ii) multiply the difference determined under subsection (b)(1)(A)(i)
9 by 0.7; and

10 (iii) multiply the product determined under subsection (b)(1)(A)(ii)
11 by the number of at-risk students included in the enrollment of the school
12 district; or

13 (B) if the enrollment of the school district is 50% or more at-risk
14 students, multiply the number of at-risk students included in the
15 enrollment of the school district by 0.105; or

16 (2) (A) if the enrollment of a school in the school district is at least
17 35% at-risk students, but less than 50% at-risk students:

18 (i) Subtract 35% from the percentage of at-risk students included in
19 the enrollment of such school;

20 (ii) multiply the difference determined under subsection (b)(2)(A)(i)
21 by 0.7; and

22 (iii) multiply the product determined under subsection (b)(2)(A)(ii)
23 by the number of at-risk students included in the enrollment of such
24 school; or

25 (B) if the enrollment of a school in the school district is 50% or more
26 at-risk students, multiply the number of at-risk students included in the
27 enrollment of such school by 0.105; and

28 (C) add the products determined under subsections (b)(2)(A)(iii) and
29 (b)(2)(B) for each such school in the school district, respectively.

30 (3) The high-density at-risk weighting of the school district shall be
31 the greater of the product determined under subsection (b)(1) or the sum
32 determined under subsection (b)(2)(C).

33 (4) Commencing in school year 2018-2019, school districts that
34 qualify to receive the high-density at-risk weighting pursuant to this
35 section shall spend any money attributable to the school district's high-
36 density at-risk weighting on the at-risk best practices developed by the
37 state board pursuant to K.S.A. 72-5153(d), and amendments thereto. If a
38 school district that qualifies for the high-density at-risk weighting does not
39 spend such money on such best practices, the state board shall notify the
40 school district that it shall either spend such money on such best practices
41 or shall show improvement within five years of notification. Improvement
42 shall include, but not be limited to, the following: (A) The percentage of
43 students at grade level on state math and English language arts

1 assessments; (B) the percentage of students that are college and career
2 ready on state math and English language arts assessments; (C) the
3 average composite ACT score; or (D) the four-year graduation rate. If a
4 school district does not spend such money on such best practices and does
5 not show improvement within five years, the school district shall not
6 qualify to receive the high-density at-risk weighting in the succeeding
7 school year.

8 (5) The provisions of this subsection shall expire on July 1, 2020.

9 Sec. 4. K.S.A. 2018 Supp. 79-201x is hereby amended to read as
10 follows: 79-201x. For taxable years ~~2017~~ 2019 and ~~2018~~ 2020, the
11 following described property, to the extent herein specified, shall be and is
12 hereby exempt from the property tax levied pursuant to the provisions of
13 K.S.A. 72-5142, and amendments thereto: Property used for residential
14 purposes to the extent of \$20,000 of its appraised valuation.

15 Sec. 5. K.S.A. 72-5142 and 72-5151 and K.S.A. 2018 Supp. 79-201x
16 are hereby repealed.

17 Sec. 6. This act shall take effect and be in force from and after its
18 publication in the statute book.