

HOUSE BILL No. 2451

By Representatives Reardon, Barnes, Crow, Findley, Flaharty, Garner,
Kirk, Kuether, Loganbill, O'Brien, Phelps, Storm, Toelkes and Wells

2-7

AN ACT concerning school districts; rescinding the limitation on pre-school-aged at-risk pupil count; amending K.S.A. 2000 Supp. 72-6407 and repealing the existing section.

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

Section 1. K.S.A. 2000 Supp. 72-6407 is hereby amended to read as follows: 72-6407. (a) "Pupil" means any person who is regularly enrolled in a district and attending kindergarten or any of the grades one through 12 maintained by the district or who is regularly enrolled in a district and attending kindergarten or any of the grades one through 12 in another district in accordance with an agreement entered into under authority of K.S.A. 72-8233, and amendments thereto, or who is regularly enrolled in a district and attending special education services provided for preschool-aged exceptional children by the district. Except as otherwise provided in this subsection, a pupil in attendance full time shall be counted as one pupil. A pupil in attendance part time shall be counted as that proportion of one pupil (to the nearest $\frac{1}{10}$) that the pupil's attendance bears to full-time attendance. A pupil attending kindergarten shall be counted as $\frac{1}{2}$ pupil. A pupil enrolled in and attending an institution of postsecondary education which is authorized under the laws of this state to award academic degrees shall be counted as one pupil if the pupil's postsecondary education enrollment and attendance together with the pupil's attendance in either of the grades 11 or 12 is at least $\frac{5}{6}$ time, otherwise the pupil shall be counted as that proportion of one pupil (to the nearest $\frac{1}{10}$) that the total time of the pupil's postsecondary education attendance and attendance in grade 11 or 12, as applicable, bears to full-time attendance. A pupil enrolled in and attending an area vocational school, area vocational-technical school or approved vocational education program shall be counted as one pupil if the pupil's vocational education enrollment and attendance together with the pupil's attendance in any of grades nine through 12 is at least $\frac{5}{6}$ time, otherwise the pupil shall be counted as that proportion of one pupil (to the nearest $\frac{1}{10}$) that the total time of the pupil's vocational education attendance and attendance in any of grades nine through 12 bears to full-time attendance. A pupil enrolled in a dis-

1 trict and attending special education services, except special education
2 services for preschool-aged exceptional children, provided for by the dis-
3 trict shall be counted as one pupil. A pupil enrolled in a district and
4 attending special education services for preschool-aged exceptional chil-
5 dren provided for by the district shall be counted as $\frac{1}{2}$ pupil. A preschool-
6 aged at-risk pupil enrolled in a district and receiving services under an
7 approved at-risk pupil assistance plan maintained by the district shall be
8 counted as $\frac{1}{2}$ pupil. A pupil in the custody of the secretary of social and
9 rehabilitation services and enrolled in unified school district No. 259,
10 Sedgwick county, Kansas, but housed, maintained, and receiving educa-
11 tional services at the Judge James V. Riddel Boys Ranch, shall be counted
12 as two pupils. A pupil residing at the Flint Hills job corps center shall not
13 be counted. A pupil confined in and receiving educational services pro-
14 vided for by a district at a juvenile detention facility shall not be counted.
15 A pupil enrolled in a district but housed, maintained, and receiving ed-
16 ucational services at a state institution shall not be counted.

17 (b) "Preschool-aged exceptional children" means exceptional chil-
18 dren, except gifted children, who have attained the age of three years but
19 are under the age of eligibility for attendance at kindergarten.

20 (c) "At-risk pupils" means pupils who are eligible for free meals un-
21 der the national school lunch act and who are enrolled in a district which
22 maintains an approved at-risk pupil assistance plan.

23 (d) "Preschool-aged at-risk pupil" means an at-risk pupil who has
24 attained the age of four years, is under the age of eligibility for attendance
25 at kindergarten, and has been selected by the state board in accordance
26 with guidelines consonant with guidelines governing the selection of pu-
27 pils for participation in head start programs. ~~The state board shall select~~
28 ~~not more than 1,794 preschool-aged at-risk pupils to be counted in the~~
29 ~~1999-2000 school year and not more than 2,230 preschool-aged at-risk~~
30 ~~pupils to be counted in any school year thereafter.~~

31 (e) "Enrollment" means, for districts scheduling the school days or
32 school hours of the school term on a trimestral or quarterly basis, the
33 number of pupils regularly enrolled in the district on September 20 plus
34 the number of pupils regularly enrolled in the district on February 20
35 less the number of pupils regularly enrolled on February 20 who were
36 counted in the enrollment of the district on September 20; and for dis-
37 tricts not hereinbefore specified, the number of pupils regularly enrolled
38 in the district on September 20. Notwithstanding the foregoing, if en-
39 rollment in a district in any school year has decreased from enrollment
40 in the preceding school year, enrollment of the district in the current
41 school year means whichever is the greater of (1) enrollment in the pre-
42 ceding school year minus enrollment in such school year of preschool-
43 aged at-risk pupils, if any such pupils were enrolled, plus enrollment in

1 the current school year of preschool-aged at-risk pupils, if any such pupils
2 are enrolled, or (2) the sum of enrollment in the current school year of
3 preschool-aged at-risk pupils, if any such pupils are enrolled and the av-
4 erage (mean) of the sum of (A) enrollment of the district in the current
5 school year minus enrollment in such school year of preschool-aged at-
6 risk pupils, if any such pupils are enrolled and (B) enrollment in the
7 preceding school year minus enrollment in such school year of preschool-
8 aged at-risk pupils, if any such pupils were enrolled and (C) enrollment
9 in the school year next preceding the preceding school year minus en-
10 rollment in such school year of preschool-aged at-risk pupils, if any such
11 pupils were enrolled.

12 (f) "Adjusted enrollment" means enrollment adjusted by adding at-
13 risk pupil weighting, program weighting, low enrollment weighting, if any,
14 correlation weighting, if any, school facilities weighting, if any, ancillary
15 school facilities weighting, if any, and transportation weighting to
16 enrollment.

17 (g) "At-risk pupil weighting" means an addend component assigned
18 to enrollment of districts on the basis of enrollment of at-risk pupils.

19 (h) "Program weighting" means an addend component assigned to
20 enrollment of districts on the basis of pupil attendance in educational
21 programs which differ in cost from regular educational programs.

22 (i) "Low enrollment weighting" means an addend component as-
23 signed to enrollment of districts having under 1,725 enrollment on the
24 basis of costs attributable to maintenance of educational programs by such
25 districts in comparison with costs attributable to maintenance of educa-
26 tional programs by districts having 1,725 or over enrollment.

27 (j) "School facilities weighting" means an addend component as-
28 signed to enrollment of districts on the basis of costs attributable to com-
29 mencing operation of new school facilities. School facilities weighting may
30 be assigned to enrollment of a district only if the district has adopted a
31 local option budget and budgeted therein the total amount authorized for
32 the school year. School facilities weighting may be assigned to enrollment
33 of the district only in the school year in which operation of a new school
34 facility is commenced and in the next succeeding school year.

35 (k) "Transportation weighting" means an addend component as-
36 signed to enrollment of districts on the basis of costs attributable to the
37 provision or furnishing of transportation.

38 (l) "Correlation weighting" means an addend component assigned to
39 enrollment of districts having 1,725 or over enrollment on the basis of
40 costs attributable to maintenance of educational programs by such dis-
41 tricts as a correlate to low enrollment weighting assigned to enrollment
42 of districts having under 1,725 enrollment.

43 (m) "Ancillary school facilities weighting" means an addend compo-

1 nent assigned to enrollment of districts to which the provisions of K.S.A.
2 2000 Supp. 72-6441, and amendments thereto, apply on the basis of costs
3 attributable to commencing operation of new school facilities. Ancillary
4 school facilities weighting may be assigned to enrollment of a district only
5 if the district has levied a tax under authority of K.S.A. 2000 Supp. 72-
6 6441, and amendments thereto, and remitted the proceeds from such tax
7 to the state treasurer. Ancillary school facilities weighting is in addition
8 to assignment of school facilities weighting to enrollment of any district
9 eligible for such weighting.

10 (n) "Juvenile detention facility" means any community juvenile cor-
11 rections center or facility, the Forbes Juvenile Attention Facility, the
12 Sappa Valley Youth Ranch of Oberlin, Salvation Army/Koch Center Youth
13 Services, the Clarence M. Kelley Youth Center, Trego County Secure
14 Care Center, St. Francis Academy at Atchison, St. Francis Academy at
15 Ellsworth, St. Francis Academy at Salina, and St. Francis Center at Salina.

16 Sec. 2. K.S.A. 2000 Supp. 72-6407 is hereby repealed.

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

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