

## HOUSE BILL No. 2824

By Representative Vickrey

2-11

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AN ACT concerning school district financing; relating to school facilities weighting; amending K.S.A. 2001 Supp. 72-6407 and repealing the existing section.

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

Section 1. K.S.A. 2001 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 district and attending special education and related services, except special

1 education and related services for preschool-aged exceptional children,  
2 provided for by the district shall be counted as one pupil. A pupil enrolled  
3 in a district and attending special education and related services for pre-  
4 school-aged exceptional children provided for by the district shall be  
5 counted as  $\frac{1}{2}$  pupil. A preschool-aged at-risk pupil enrolled in a district  
6 and receiving services under an approved at-risk pupil assistance plan  
7 maintained by the district shall be counted as  $\frac{1}{2}$  pupil. A pupil in the  
8 custody of the secretary of social and rehabilitation services and enrolled  
9 in unified school district No. 259, Sedgwick county, Kansas, but housed,  
10 maintained, and receiving educational services at the Judge James V. Rid-  
11 del Boys Ranch, shall be counted as two pupils. A pupil residing at the  
12 Flint Hills job corps center shall not be counted. A pupil confined in and  
13 receiving educational services provided for by a district at a juvenile de-  
14 tention facility shall not be counted. A pupil enrolled in a district but  
15 housed, maintained, and receiving educational services at a state institu-  
16 tion 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 3,756 preschool-aged at-risk pupils to be counted in the  
29 2001-02 school year and not more than 5,500 preschool-aged at-risk pu-  
30 pils 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, special education and related services  
16 weighting, and transportation weighting to 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~~ 20% of the  
32 *local option budget* authorized for the school year. School facilities  
33 weighting may be assigned to enrollment of the district only in the school  
34 year in which operation of a new school facility is commenced and in the  
35 next succeeding school year.

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

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

1 (m) “Ancillary school facilities weighting” means an addend compo-  
2 nent assigned to enrollment of districts to which the provisions of K.S.A.  
3 2001 Supp. 72-6441, and amendments thereto, apply on the basis of costs  
4 attributable to commencing operation of new school facilities. Ancillary  
5 school facilities weighting may be assigned to enrollment of a district only  
6 if the district has levied a tax under authority of K.S.A. 2001 Supp. 72-  
7 6441, and amendments thereto, and remitted the proceeds from such tax  
8 to the state treasurer. Ancillary school facilities weighting is in addition  
9 to assignment of school facilities weighting to enrollment of any district  
10 eligible for such weighting.

11 (n) “Juvenile detention facility” means any community juvenile cor-  
12 rections center or facility, the Forbes Juvenile Attention Facility, the  
13 Sappa Valley Youth Ranch of Oberlin, Salvation Army/Koch Center Youth  
14 Services, the Clarence M. Kelley Youth Center, the Clarence M. Kelley  
15 Transitional Living Center, Trego County Secure Care Center, St. Francis  
16 Academy at Atchison, St. Francis Academy at Ellsworth, St. Francis  
17 Academy at Salina, St. Francis Center at Salina, King’s Achievement Cen-  
18 ter, and Liberty Juvenile Services and Treatment.

19 (o) “Special education and related services weighting” means an ad-  
20 dend component assigned to enrollment of districts on the basis of costs  
21 attributable to provision of special education and related services for pu-  
22 pils determined to be exceptional children.

23 Sec. 2. K.S.A. 2001 Supp. 72-6407 is hereby repealed.

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

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