

## HOUSE BILL No. 2434

By Committee on Appropriations

3-11

---

AN ACT concerning school district finance; amending K.S.A. 72-6407 and 72-6413 and repealing the existing sections; also repealing K.S.A. 72-6407a.

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

Section 1. K.S.A. 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 enrolled*  
8 *in a district and attending special education and related services for ex-*  
9 *ceptional infants or toddlers provided for by the district shall not be*  
10 *counted, but shall be included in enrollment of the district for the purpose*  
11 *of determining assignment of program weighting on the basis of costs*  
12 *attributable to the provision of special education and related services. A*  
13 *pupil in the custody of the secretary of social and rehabilitation services*  
14 *and enrolled in unified school district No. 259, Sedgwick county, Kansas,*  
15 *but housed, maintained, and receiving educational services at the Judge*  
16 *James V. Riddel Boys Ranch, shall be counted as two pupils. A pupil*  
17 *residing at the Flint Hills job corps center shall not be counted. A pupil*  
18 *confined in and receiving educational services provided for by a district*  
19 *at a juvenile detention facility shall not be counted. A pupil enrolled in a*  
20 *district but housed, maintained, and receiving educational services at a*  
21 *state institution shall not be counted.*

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

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

28 (d) "Preschool-aged at-risk pupil" means an at-risk pupil who has  
29 attained the age of four years, is under the age of eligibility for attendance  
30 at kindergarten, and has been selected by the state board in accordance  
31 with guidelines consonant with guidelines governing the selection of pu-  
32 pils for participation in head start programs. The state board shall select  
33 not more than ~~3,756 preschool-aged at-risk pupils to be counted in the~~  
34 ~~2001-02 school year and not more than~~ 5,500 preschool-aged at-risk pu-  
35 pils to be counted in any school year thereafter.

36 (e) "Enrollment" means: (1) For districts scheduling the school days  
37 or school hours of the school term on a trimestral or quarterly basis, the  
38 number of pupils regularly enrolled in the district on September 20 plus  
39 the number of pupils regularly enrolled in the district on February 20  
40 less the number of pupils regularly enrolled on February 20 who were  
41 counted in the enrollment of the district on September 20; and for dis-  
42 tricts not specified in this clause (1), the number of pupils regularly en-  
43 rolled in the district on September 20; (2) if enrollment in a district in

1 any school year has decreased from enrollment in the preceding school  
2 year, enrollment of the district in the current school year means which-  
3 ever is the greater of (A) enrollment in the preceding school year minus  
4 enrollment in such school year of preschool-aged at-risk pupils, if any  
5 such pupils were enrolled, plus enrollment in the current school year of  
6 preschool-aged at-risk pupils, if any such pupils are enrolled, or (B) the  
7 sum of enrollment in the current school year of preschool-aged at-risk  
8 pupils, if any such pupils are enrolled and the average (mean) of the sum  
9 of (i) enrollment of the district in the current school year minus enroll-  
10 ment in such school year of preschool-aged at-risk pupils, if any such  
11 pupils are enrolled and (ii) enrollment in the preceding school year minus  
12 enrollment in such school year of preschool-aged at-risk pupils, if any  
13 such pupils were enrolled and (iii) enrollment in the school year next  
14 preceding the preceding school year minus enrollment in such school year  
15 of preschool-aged at-risk pupils, if any such pupils were enrolled; or (3)  
16 the number of pupils as determined under K.S.A. 72-6447, and amend-  
17 ments thereto.

18 (f) "Adjusted enrollment" means enrollment adjusted by adding at-  
19 risk pupil weighting, program weighting, low enrollment weighting, if any,  
20 correlation weighting, if any, school facilities weighting, if any, ancillary  
21 school facilities weighting, if any, special education and related services  
22 weighting, and transportation weighting to enrollment.

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

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

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

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

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

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

6 (m) “Ancillary school facilities weighting” means an addend compo-  
7 nent assigned to enrollment of districts to which the provisions of K.S.A.  
8 72-6441, and amendments thereto, apply on the basis of costs attributable  
9 to commencing operation of new school facilities. Ancillary school facil-  
10 ities weighting may be assigned to enrollment of a district only if the  
11 district has levied a tax under authority of K.S.A. 72-6441, and amend-  
12 ments thereto, and remitted the proceeds from such tax to the state trea-  
13 surer. Ancillary school facilities weighting is in addition to assignment of  
14 school facilities weighting to enrollment of any district eligible for such  
15 weighting.

16 (n) “Juvenile detention facility” means ~~any community juvenile cor-~~  
17 ~~rections center or facility;~~ *(1) Any secure public or private facility which*  
18 *is used for the lawful custody of accused or adjudicated juvenile offenders*  
19 *and which shall not be a jail;*

20 *(2) any level VI treatment facility licensed by the Kansas department*  
21 *of health and environment which is a psychiatric residential treatment*  
22 *facility for individuals under the age of 21 which conforms with the reg-*  
23 *ulations of the centers for medicare/medicaid services and the joint com-*  
24 *mission on accreditation of health care organizations governing such fa-*  
25 *cilities; and*

26 (3) the Forbes Juvenile Attention Facility, the Sappa Valley Youth  
27 Ranch of Oberlin, Salvation Army/Koch Center Youth Services, the Clar-  
28 ence M. Kelley Youth Center, the Clarence M. Kelley Transitional Living  
29 Center, Trego County Secure Care Center, St. Francis Academy at At-  
30 chison, St. Francis Academy at Ellsworth, St. Francis Academy at Salina,  
31 St. Francis Center at Salina, King’s Achievement Center, and Liberty  
32 Juvenile Services and Treatment.

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

37 (p) *“Exceptional children with severe disabilities” shall be defined by*  
38 *the state board of education in rules and regulations of the board.*

39 Section 2. K.S.A. 72-6413 is hereby amended to read as follows: 72-  
40 6413. The program weighting of each district shall be determined by the  
41 state board as follows:

42 (a) Compute full time equivalent enrollment in programs of bilingual  
43 education and multiply the computed enrollment by 0.2;

1 (b) compute full time equivalent enrollment in approved vocational  
2 education programs and multiply the computed enrollment by 0.5;

3 (c) *compute full time equivalent enrollment of exceptional children*  
4 *with severe disabilities in special education and related services provided*  
5 *in compliance with the special education for exceptional children act and*  
6 *multiply the computed enrollment by 2.648;*

7 (d) *compute full time equivalent enrollment of exceptional children,*  
8 *other than exceptional children with severe disabilities, in special educa-*  
9 *tion and related services provided in compliance with the special educa-*  
10 *tion for exceptional children act and multiply the computed enrollment*  
11 *by .704;*

12 ~~(e)~~ (e) add the products obtained under (a), ~~and~~ (b), (c) and (d). The  
13 sum is the program weighting of the district.

14 ~~(d) The provisions of this section shall take effect and be in force~~  
15 ~~from and after July 1, 1992.~~

16 Sec. 3. K.S.A. 72-6407, 72-6407a and 72-6413 are hereby repealed.

17 Sec. 4. This act shall take effect and be in force from and after its  
18 publication in the statute book.

19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43