

## Senate Concurrent Resolution No. 1602

By Senators Journey, Brownlee, Donovan, Gilstrap, Huelskamp, Jordan, O'Connor, Ostmeyer, Palmer, Petersen, Pine, Pyle, Wagle and Wilson

6-22

10 A PROPOSITION to amend section 6 of article 6 of the constitution of  
11 the state of Kansas, relating to school finance.

12  
13 *Be it resolved by the Legislature of the State of Kansas, two-thirds of the*  
14 *members elected (or appointed) and qualified to the Senate and two-*  
15 *thirds of the members elected (or appointed) and qualified to the House*  
16 *of Representatives concurring therein:* Section 1. The following  
17 proposition to amend the constitution of the state of Kansas shall be  
18 submitted to the qualified electors of the state for their approval or re-  
19 jection: Section 6 of article 6 of the constitution of the state of Kansas is  
20 hereby amended to read as follows:

21 “§ 6. **Finance.** (a) The legislature may levy a permanent tax  
22 for the use and benefit of state institutions of higher education and  
23 apportion among and appropriate the same to the several institu-  
24 tions, which levy, apportionment and appropriation shall continue  
25 until changed by statute. Further appropriation and other provision  
26 for finance of institutions of higher education may be made by the  
27 legislature.

28 (b) The legislature shall ~~make suitable provision~~ *provide* for fi-  
29 nance of the educational interests of the state *in the manner and*  
30 *amount as determined solely by the legislature.* No tuition shall be  
31 charged for attendance at any public school to pupils required by  
32 law to attend such school, except such fees or supplemental charges  
33 as may be authorized by law. The legislature may authorize the state  
34 board of regents to establish tuition, fees and charges at institutions  
35 under its supervision.

36 (c) No religious sect or sects shall control any part of the public  
37 educational funds.”

38 Sec. 2. The following statement shall be printed on the ballot with  
39 the amendment as a whole:

40 “*Explanatory statement.* The purpose of this amendment is to pro-  
41 vide that the financing of educational interests of the state shall  
42 be in the manner and amount determined solely by the  
43 legislature.

1       “A vote for this amendment would provide that the financing of the  
2       educational interests of the state would be solely determined by  
3       your representatives and senators in the Kansas legislature.

4       “A vote against this amendment would continue in effect the cur-  
5       rent interpretation by the Kansas Supreme court that this pro-  
6       vision of the Kansas constitution requires the Kansas legislature  
7       to make suitable provision for the finance of the educational  
8       system of the state in an amount determined by the court.”

9       Sec. 3. This resolution, if approved by two-thirds of the members  
10      elected (or appointed) and qualified to the Senate, and two-thirds of the  
11      members elected (or appointed) and qualified to the House of Repre-  
12      sentatives shall be entered on the journals, together with the yeas and  
13      nays. The secretary of state shall cause this resolution to be published as  
14      provided by law and shall cause the proposed amendment to be submitted  
15      to the electors of the state at the general election in November in the  
16      year 2006 unless a special election is called at a sooner date by concurrent  
17      resolution of the legislature, in which case it shall be submitted to the  
18      electors of the state at the special election.