

HOUSE BILL No. 2420

By Committee on Appropriations

2-7

9 AN ACT concerning school districts; relating to school finance; relating
10 to special education; amending K.S.A. 2006 Supp. 72-978 and repeal-
11 ing the existing section.
12

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

14 Section 1. K.S.A. 2006 Supp. 72-978 is hereby amended to read as
15 follows: 72-978. (a) Each year, the state board of education shall deter-
16 mine the amount of state aid for the provision of special education and
17 related services each school district shall receive for the ensuing school
18 year. The amount of such state aid shall be computed by the state board
19 as provided in this section. The state board shall:

20 (1) Determine the total amount of general fund and local option
21 budgets of all school districts;

22 (2) subtract from the amount determined in paragraph (1) the total
23 amount attributable to assignment of transportation weighting, program
24 weighting, special education weighting and at-risk pupil weighting to en-
25 rollment of all school districts;

26 (3) divide the remainder obtained in paragraph (2) by the total num-
27 ber of full-time equivalent pupils enrolled in all school districts on Sep-
28 tember 20;

29 (4) determine the total full-time equivalent enrollment of exceptional
30 children receiving special education and related services provided by all
31 school districts;

32 (5) multiply the amount of the quotient obtained in paragraph (3) by
33 the full-time equivalent enrollment determined in paragraph (4);

34 (6) determine the amount of federal funds received by all school dis-
35 tricts for the provision of special education and related services;

36 (7) determine the amount of revenue received by all school districts
37 rendered under contracts with the state institutions for the provisions of
38 special education and related services by the state institution;

39 (8) add the amounts determined under paragraphs (6) and (7) to the
40 amount of the product obtained under paragraph (5);

41 (9) determine the total amount of expenditures of all school districts
42 for the provision of special education and related services;

43 (10) subtract the amount of the sum obtained under paragraph (8)

1 from the amount determined under paragraph (9); and

2 (11) multiply the remainder obtained under paragraph (10) by ~~92%~~
3 *by 93% in school year 2007-2008 and by 94% in school year 2008-2009*
4 *and each school year thereafter.*

5 The computed amount is the amount of state aid for the provision of
6 special education and related services aid a school district is entitled to
7 receive for the ensuing school year.

8 (b) Each school district shall be entitled to receive:

9 (1) Reimbursement for actual travel allowances paid to special teach-
10 ers at not to exceed the rate specified under K.S.A. 75-3203, and amend-
11 ments thereto, for each mile actually traveled during the school year in
12 connection with duties in providing special education or related services
13 for exceptional children; such reimbursement shall be computed by the
14 state board by ascertaining the actual travel allowances paid to special
15 teachers by the school district for the school year and shall be in an
16 amount equal to 80% of such actual travel allowances;

17 (2) reimbursement in an amount equal to 80% of the actual travel
18 expenses incurred for providing transportation for exceptional children to
19 special education or related services; such reimbursement shall not be
20 paid if such child has been counted in determining the transportation
21 weighting of the district under the provisions of the school district finance
22 and quality performance act;

23 (3) reimbursement in an amount equal to 80% of the actual expenses
24 incurred for the maintenance of an exceptional child at some place other
25 than the residence of such child for the purpose of providing special
26 education or related services; such reimbursement shall not exceed \$600
27 per exceptional child per school year; and

28 (4) except for those school districts entitled to receive reimbursement
29 under subsection (c) or (d), after subtracting the amounts of reimburse-
30 ment under paragraphs (1), (2) and (3) of this subsection (a) from the
31 total amount appropriated for special education and related services un-
32 der this act, an amount which bears the same proportion to the remaining
33 amount appropriated as the number of full-time equivalent special teach-
34 ers who are qualified to provide special education or related services to
35 exceptional children and are employed by the school district for approved
36 special education or related services bears to the total number of such
37 qualified full-time equivalent special teachers employed by all school dis-
38 tricts for approved special education or related services.

39 Each special teacher who is qualified to assist in the provision of special
40 education or related services to exceptional children shall be counted as
41 $\frac{2}{3}$ full-time equivalent special teacher who is qualified to provide special
42 education or related services to exceptional children.

43 (c) Each school district which has paid amounts for the provision of

1 special education and related services under an interlocal agreement shall
2 be entitled to receive reimbursement under subsection (b)(4). The
3 amount of such reimbursement for the district shall be the amount which
4 bears the same relation to the aggregate amount available for reimburse-
5 ment for the provision of special education and related services under the
6 interlocal agreement, as the amount paid by such district in the current
7 school year for provision of such special education and related services
8 bears to the aggregate of all amounts paid by all school districts in the
9 current school year who have entered into such interlocal agreement for
10 provision of such special education and related services.

11 (d) Each contracting school district which has paid amounts for the
12 provision of special education and related services as a member of a co-
13 operative shall be entitled to receive reimbursement under subsection
14 (b)(4). The amount of such reimbursement for the district shall be the
15 amount which bears the same relation to the aggregate amount available
16 for reimbursement for the provision of special education and related serv-
17 ices by the cooperative, as the amount paid by such district in the current
18 school year for provision of such special education and related services
19 bears to the aggregate of all amounts paid by all contracting school dis-
20 tricts in the current school year by such cooperative for provision of such
21 special education and related services.

22 (e) No time spent by a special teacher in connection with duties per-
23 formed under a contract entered into by the Kansas juvenile correctional
24 complex, the Atchison juvenile correctional facility, the Beloit juvenile
25 correctional facility, the Larned juvenile correctional facility, or the To-
26 peka juvenile correctional facility and a school district for the provision
27 of special education services by such state institution shall be counted in
28 making computations under this section.

29 Sec. 2. K.S.A. 2006 Supp. 72-978 is hereby repealed.

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