

HOUSE BILL No. 2606

By Legislative Educational Planning Committee
(By request of the 2010 Commission)

1-3

10 AN ACT concerning school districts; relating to special education and
11 the costs thereof; amending K.S.A. 72-983 and repealing the existing
12 section.
13

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

15 Section 1. K.S.A. 72-983 is hereby amended to read as follows: 72-
16 983. (a) (1) In each school year, to the extent that appropriations are
17 available, each school district which has provided special education or
18 related services for an exceptional child whose IEP provides for services
19 which cost in excess of ~~\$25,000~~ *the base amount* for the school year is
20 eligible to receive a grant of state moneys in an amount equal to 75% of
21 that portion of the costs, incurred by the district in the provision of special
22 education or related services for the child, that is in excess of ~~\$25,000~~ *the*
23 *base amount*.

24 (2) *For school year 2008-2009, the base amount shall be \$36,000. For*
25 *school year 2009-2010 and each school year thereafter, the base amount*
26 *shall be increased by an amount equal to the percentage increase in the*
27 *CPI (urban) during the preceding school year as certified to the state*
28 *board by the director of the budget on August 15 of each year.*

29 (b) In order to be eligible for a grant of state moneys provided for by
30 subsection (a), a school district shall submit to the state board of education
31 an application for a grant, a description of the special education or related
32 services provided, and the name or names of the child or children for
33 whom provided. The application and description shall be prepared in such
34 form and manner as the state board shall require and shall be submitted
35 at a time to be determined and specified by the state board. Approval by
36 the state board of applications for grants of state moneys is prerequisite
37 to the award of grants.

38 (c) Each school district which is awarded a grant under this section
39 shall make such periodic and special reports of statistical and financial
40 information to the state board as it may request.

41 (d) All moneys received by a school district under authority of this
42 section shall be deposited in the general fund of the school district and
43 transferred to its special education fund.

- 1 (e) The state board of ~~education~~ shall:
- 2 (1) Prescribe and adopt criteria for identification and determination
- 3 of excessive costs attributable to the provision of special education and
- 4 related services for which an application for a grant of state moneys may
- 5 be made under this section;
- 6 (2) approve applications of school districts for grants;
- 7 (3) determine the amount of grants and be responsible for payment
- 8 of such grants to school districts; and
- 9 (4) prescribe all forms necessary for reporting under this section.
- 10 (f) If the amount of appropriations for the payment of grants under
- 11 this section is insufficient to pay in full the amount each school district is
- 12 determined to be eligible to receive for the school year, the state board
- 13 shall prorate the amount appropriated among all school districts which
- 14 are eligible to receive grants of state moneys in proportion to the amount
- 15 each school district is determined to be eligible to receive.
- 16 Sec. 2. K.S.A. 72-983 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.