

Approved 3-13-84
Date

MINUTES OF THE House COMMITTEE ON Ways and Means

The meeting was called to order by Bill Bunten at
Chairperson

1:30 ~~x x x~~ p.m. on Thursday, March 1, 1984 in room 514-S of the Capitol.

All members were present except:

Committee staff present: Ed Ahrens, Legislative Research
Lyn Goering, Legislative Research
Gloria Timmer, Legislative Research
Jim Wilson, Office of the Revisor
Dave Hanzlick, Administrative Assistant
Nadine Young, Committee Secretary

Conferees appearing before the committee: None
Others present (Attachment I)

The meeting was called to order at 1:45 p.m.

Chairman recognized Representative Duncan who introduced a proposed bill concerning taxes imposed on insurance premiums for purposes of firefighters relief. Representative Rolfs seconded. Motion carried. (Attachment II).

Representative Louis addressed the committee and moved to introduce a proposed bill concerning the employment security law (Attachment III). Representative Dyck seconded. Motion carried.

Representative Miller moved to remove "Department of Human Resources" from the original bill (HB 2692), and make it a separate bill. Seconded by Representative Mainey. Motion carried.

Chairman turned to consideration and final action on HB 2684, Appropriations for fiscal year ending June 30, 1985 for the state library, department of revenue-school district income tax fund, Kansas state school for the visually handicapped, Kansas state school for the deaf, department of education, advisory council for vocational education, and Kansas public television board; authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing.

DEPARTMENT OF EDUCATION FY 84

Representative Rolfs reported on this section. Subcommittee made numerous adjustments to the Governor's recommendations (Attachment IV). Representative Wisdom submitted a minority report (also Attachment IV), and moved the minority report be adopted. Seconded by Representative Mainey. Chairman asked for a vote and a division was requested. Those in favor of adopting the minority report...10. Those opposed...11. The motion failed.

Representative Rolfs moved for adoption of the report. Seconded by Representative Meacham. Motion carried.

DEPARTMENT OF EDUCATION, Section 6, FY 85

Representative Rolfs and Representative Meacham reported on this section. (Attachment V). Representative Wisdom submitted a minority report (also Attachment V).

Representative Duncan commented that there are two issues contained in the report. One has to do with funding and the other has to do with power equalization. Representative Duncan subsequently made a motion that all language contained in Item 28, page 7 of the subcommittee report that deals with power equalization be removed. Seconded by Representative Farrar. By way of explanation, this motion would remove the area of special education from power equalization.

Representative Shriver expressed opposition to the motion. Representative Lower stated his support for the motion. In connection with the issue, Representative Rolfs referred to a handout (pink) that refers to the issue,

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Ways and Means,
room 514-S Statehouse, at 1:30 ~~am~~ p.m. on Thursday, March 1, 1984

(Attachment VI), and another handout (green) that explains what the Department of Education has attempted to estimate what the dollar amount would be based on the Governor's recommendation (Attachment VII). Referring back to the original motion made by Representative Duncan, Representative Hamm expressed support of the motion. Representative Heinemann also said he would support the motion. Chairman asked for a vote and the motion carried.

Representative Wisdom made a motion that his minority report be adopted as amended. The motion is for the addition of \$3,859,515 to the State School Equalization Act appropriation in the special education line, resulting in raising to 95% of the excess cost as recommended by the interim committee.

Chairman addressed Representative Wisdom on this issue and commented that we would be dealing with this program to question of what level we will be funding special education, throughout this session, explaining that we have attempted to hold these large money decisions for the latter part of the session.

Chairman asked for a vote on Representative Wisdom's motion and the motion failed.

Representative Duncan offered a motion that the subcommittee report be amended to recommend that legislation be introduced to remove preschool from the special education. Seconded by Representative Lowther.

Representative Wisdom made a substitute motion that a proviso be included that would cause us to introduce legislation that would mandate preschool special education. Representative Luzzati seconded.

Representative Heinemann suggested that Representative Duncan back off on his motion because we were running short of time and it was an issue that need lengthy discussion.

Chairman asked Representative Wisdom if he wished to withdraw his motion. He did not.

Chairman asked for further discussion on Representative Wisdom's substitute motion. Representative Hamm commented that we cannot afford to fund preschool special education. Representative Helgerson disagreed - stating his support of leaving preschool special education in. Representative Louis commented that this issue should be discussed at a later date. Representative Wisdom closed on his motion by expressing his feelings on the need for preschool in special education.

Chairman asked for a vote and a division was requested. The motion failed.

Representative Duncan withdrew his motion.

Representative Rolfs moved the subcommittee report be adopted as amended. Representative Meacham seconded. Motion carried.

ADVISORY COUNCIL FOR VOCATIONAL EDUCATION, Section 7
Representative Rolfs reported on this section. Subcommittee concurs with Governor's recommendations for FY 84, and with FY 85 with a slight adjustment. (Attachment VIII). Representative Rolfs moved the report be adopted. Representative Wisdom seconded. Motion carried.

Chairman announced that this committee will meet at 8:00 a.m. tomorrow.

Meeting adjourned at 3:25 p.m.

GUESTS -- 1984

3-1-84

Name

Address

Representing

	Name	Address	Representing
1.	Aneke Swenson	Topeka	Securities Comm office
2.	Steve Wasson	Topeka	" " "
3.	John Worth	"	"
4.	Gery Marlatt	Emmett	KSC 77
5.	Roy C Reed	KC Mo	KCK FIRE DEPT
6.	Floyd Alexander	Kansas City Kan	USD 500
7.	Deborah Rockefeller	St Marys	USD 321
8.	Jack Kuysh	Topeka	KA 8B
9.	Jim Steward	Topeka	K-NEA
10.	Ruth Beaves	Topeka	KCPN
11.	D N Anderson	Topeka	KTWA / WA
12.			
13.			
14.			
15.			
16.			
17.			
18.			
19.			
20.			
21.			
22.			
23.			
24.			
25.			

4

PROPOSED BILL NO. _____

AN ACT concerning taxes imposed on insurance premiums; imposing a tax on certain insurance premiums for the purposes of firefighters relief and directing the disposition thereof; disallowing certain credits based on such tax; prescribing certain duties for the commissioner of insurance; creating the state firefighters relief fund; amending K.S.A. 40-252 and 40-1701 to 40-1707, inclusive, and repealing the existing sections.

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

New Section 1. The provisions of K.S.A. 40-1701 to 40-1707, inclusive, and amendments to those statutes shall be known and may be cited as the firefighters relief act.

Sec. 2. K.S.A. 40-1701 is hereby amended to read as follows:
40-1701. ~~The term,~~ As used in the firefighters relief act:

(a) "Firefighters relief association" or "firemen's relief association" means an association incorporated under the laws of this state composed of members of a fire department which is (1) a public fire department under the control of the governing body of an incorporated city, township, county or fire district or (2) a private fire department operated by a not-for-profit corporation which provides all of the fire protection services for an incorporated city, township, county or fire district pursuant to a contract with the governing body thereof, and which in either case has fire apparatus and necessary equipment therefor that is in serviceable condition for fire duty and has a value of \$5,000 or more; and

(b) "insurance company," as used in this article, shall be construed to include means every company, corporation, firm or association transacting the business of fire insurance in this

state.

Sec. 3. K.S.A. 40-1702 is hereby amended to read as follows:
40-1702. (a) On or before April 1 of each year, every insurance company doing business in ~~any incorporated city and that portion of any township, county or fire district having or that may hereafter have a regularly organized fire department under the control of the governing body of such city, township, county or fire district, and having in serviceable condition for fire duty, fire apparatus and necessary equipment belonging thereto, to the value of one thousand dollars (\$1,000) or upwards,~~ this state shall annually return to the commissioner of insurance a just and true account, verified by oath, ~~that the same is a true account of all premiums received for fire and lightning insurance covering risks located within the territorial limits of such incorporated cities or in such portion of any township, county or fire district~~ this state during the year ending December 31, or ~~such~~ the fire and lightning portion thereof as they may have of any other insurance transacted ~~such business in such cities, townships, counties or fire districts~~ by the insurance company covering risks within this state. ~~Such return must be made by said companies on or before April 1st of each year. Subject to the provisions of subsection (b) of this section, the provisions of this act shall only apply in townships, counties or fire districts to that portion or portions of the townships, counties or fire districts served by such fire department.~~ ~~(b) The provisions of the acts of which this act is amendatory shall also apply to any area in this state which, under written agreement with the political subdivision in which such area is located, is provided fire protection service by any such fire department described in subsection (a) when the term of such agreement is for one or more years, limited to a whole number of years.~~ Every insurance company doing business in any such area shall include in its return ~~required under the provisions of subsection (a)~~ an account of all premiums received for fire and lightning insurance covering risks located within ~~such area~~ this state.

~~(e) -- Such portion of any township outside the incorporated limits of any city, county or fire district subject to this act as provided in subsection (a) of this act and any area provided fire protection service subject to this act as provided in subsection (b) of this act shall be designated upon a plat drawn to scale showing the area served and the location of the fire department house or houses. Such plat shall be prepared and filed by such fire department with the commissioner of insurance, who shall notify or cause to be notified all insurance companies liable for the tax herein provided or the filing thereof. No such plat shall include within its boundaries any part or portion of an area served by another fire department.~~

(b) Each firefighters relief association shall prepare and file with the commissioner a plat drawn to scale showing the area provided fire protection service by the fire department of the firefighters relief association and the location of each fire department house. No such plat shall include any part of any area served by another fire department.

Sec. 4. K.S.A. 40-1703 is hereby amended to read as follows:
40-1703. ~~Every such insurance company aforesaid shall,~~ On or before April 1 of each year, every insurance company shall deliver and pay to the commissioner of insurance a tax at the rate of ~~two dollars (\$2) upon the one hundred dollars (\$100)~~ 2% of the total amount of all premiums ~~written subsequent to sixty days after notice of liability therefor~~ written covering risks located within the ~~territorial limits of such incorporated city or such portion of any township, county or fire district or such area provided fire protection service, as provided in subsection (b) of K.S.A. 40-1702, included in such filed plat during the year ending December 31 in each year, or for such portion of such period as said company shall have done business in said city, township, county, fire district or area provided fire protection service, as provided in subsection (b) of K.S.A. 40-1702~~ this state during the preceding calendar year.

Sec. 5. K.S.A. 40-1704 is hereby amended to read as follows:
40-1704. Every ~~such~~ insurance company shall keep accurate books of account of all fire and lightning insurance written by them covering risks located within ~~the territorial limits of such incorporated city, township, county or fire district, or such other area provided fire protection service, as provided in subsection (b) of K.S.A. 40-1702, and~~ this state. In the case of any fraud or dishonesty in said the returns made by such an insurance company, as provided in K.S.A. 40-1702, ~~be apparent, it shall be the duty of~~ and amendments thereto, the commissioner of insurance ~~to~~ shall investigate said the returns and collect the amount which ~~he or she shall find~~ the commissioner finds to be due.

Sec. 6. K.S.A. 40-1705 is hereby amended to read as follows:
40-1705. (a) Every ~~such~~ insurance company ~~who shall neglect~~ which fails to keep such books of account as ~~aforsaid~~ required by K.S.A. 40-1704 and amendments thereto, or ~~shall fail or neglect~~ which fails to report or pay over any of the money due on premiums received ~~as provided in this article~~ required by the firefighters relief act, or ~~shall be found~~ which, upon examination, is found to have made a false return of business done ~~by them~~, shall pay an administrative penalty of \$300 for each offense ~~forfeit~~ three hundred dollars ~~for the use and benefit of such firemen's relief association of such city, township, county or fire district, to~~ which shall be ~~recovered in a civil action in the name of the city, township, county or fire district~~ assessed and collected by the commissioner of insurance.

(b) All such administrative penalties shall be remitted to the state treasurer. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount thereof in the state treasury to the credit of the state firefighters relief fund.

Sec. 7. K.S.A. 40-1706 is hereby amended to read as follows:
40-1706. (a) On or before April 1 of each year, every firemen's

firefighters relief association which holds ~~firemen's relief~~ association funds created by this article received under the firefighters relief act shall, ~~on or before the first day of April of each year,~~ submit to the commissioner of insurance a verified account showing in full the receipts and disbursements and general condition of such funds for the year ending on the preceding December 31, ~~and the commissioner of insurance,~~ If such account or other information shows such funds are not being expended for the purposes ~~of this~~ authorized by the firefighters relief act, the commissioner of insurance shall notify the county attorney of the county in which any such ~~firemen's~~ firefighters relief association is located and ~~it shall be the duty of~~ the county attorney ~~to~~ shall institute proceedings to recover for the use of the ~~firemen's~~ firefighters relief association all moneys expended for purposes not in accordance with the provisions of ~~this~~ the firefighters relief act and. The commissioner of insurance shall hold any funds of such ~~firemen's~~ firefighters relief association until ~~he or she has been~~ the commissioner is notified by the county attorney that such condition has been corrected.

~~Otherwise, he or she shall, within one hundred fifty (150) days thereafter, pay over all of the moneys collected from such insurance companies, associations, and corporations doing business within areas as provided in K.S.A. 40-1702, excepting three percent (3%) thereof, which~~

(b) (1) All moneys received by the commissioner of insurance from the tax imposed by K.S.A. 40-1703 and amendments thereto shall be remitted to the state treasurer. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount thereof in the state treasury and shall be credited to the state firefighters relief fund which is hereby created in the state treasury.

(2) The state firefighters relief fund shall be administered by the commissioner of insurance. An amount equal to not more than the amount authorized for expenditure during the current

fiscal year by appropriations enacted by the legislature may be set aside in the state firefighters relief fund and expended by the commissioner of insurance for the administrative expenses of the department of insurance under the firefighters relief act, subject to the provisions of appropriations acts.

(3) On July 1, 1984, the director of accounts and reports shall transfer all moneys in the firemen's relief fund to the state firefighters relief fund. On July 1, 1984, all liabilities of the firemen's relief fund are hereby imposed on the state firefighters relief fund and the firemen's relief fund is hereby abolished.

(c) Prior to each August 1, except as provided in subsections (b) and (d), of the total amount of moneys credited to the state firefighters relief fund as of July 1 of the same year:

(1) An amount equal to 3% of such total amount shall be paid by the commissioner of insurance to the treasurer of the Kansas state firemen's firefighters association, inc., for the education-and-study-of fire prevention and fire extinguishment and--said-Kansas-state-firemen's-association-shall-make-an-annual accounting-to-the-commissioner-of-insurance,-to-the-treasurer--of the--firemen's--relief-association-of-such-city,-township,-county or-fire-district,-said-association-to-be-composed-of--members--of the--fire--department--of--such--city,-township,-county-or-fire district-and-to-be-incorporated-under-the--laws--of--this--state- education and study;

(2) an amount equal to 5% of such total amount shall be paid by the commissioner of insurance to the Kansas state firefighters association, inc., which shall be set aside as a death benefit fund to provide such benefits as determined by the association in accordance with the constitution and bylaws thereof, except the amount paid under this paragraph (2) shall not be more than the lesser of \$100,000 or the result obtained by subtracting the balance in the death benefit fund of the association on July 1 from \$100,000;

(3) commencing in calendar year 1985, the amount of \$500 shall be paid by the commissioner of insurance to each firefighters relief association; and

(4) the remaining amount of the moneys credited to the state firefighters relief fund, after the amounts are paid under paragraphs (1), (2) and (3) of this subsection (c), shall be paid by the commissioner of insurance to firefighters relief associations so that the amount received by each firefighters relief association bears the same proportion to the total amount to be paid as the amount such firefighters relief association received from the amounts collected from the tax imposed by K.S.A. 40-1703 and amendments thereto for calendar year 1982, bears to the total amount paid to all firefighters relief associations from the taxes collected for calendar year 1982, except that (A) whenever a firefighters relief association is to receive a payment under this paragraph (5) but did not receive a payment from the taxes collected for calendar year 1982, the commissioner of insurance shall determine for the nonreceiving association from such information as is available to the commissioner the amount the nonreceiving association would most probably have received if it had actually received such a payment from the taxes collected for calendar year 1982, with appropriate adjustments based on payments to firefighters relief associations of fire departments providing fire protection services within geographic areas having similar populations and assessed tangible property valuation as the geographic area provided fire protection services by the fire department of each such nonreceiving association, and, upon making such determination, the commissioner of insurance shall include the amount so determined within the computations prescribed by this paragraph (5) for payments hereunder, and (B) one or more firefighters relief associations may apply to the commissioner of insurance for a redetermination of the proportionate amounts payable to all firefighters relief associations under this paragraph (5) and, upon receipt of such application, the commissioner of insurance

shall hold a hearing and may redetermine such proportionate amounts based upon such information as is presented to or otherwise made available by the applicants to the commissioner and may make a finding of changed circumstances and, upon making such finding, the commissioner of insurance may include such redetermination within the computations prescribed by this paragraph (5) for payments hereunder, except that such applications may not be made by such firefighters relief associations more often than once every three years.

(d) Except as otherwise provided ~~herein~~ in this section, whenever any ~~firemen's~~ firefighters relief association ~~shall fail~~ fails to qualify for funds, as provided in ~~this~~ the firefighters relief act, for a period of two ~~(2)~~ consecutive years, the funds on deposit with such association shall be returned by the county attorney to the commissioner of insurance ~~who shall disburse said~~. The commissioner of insurance shall remit all such funds to the state treasurer. Upon receipt of any such remittance, the state treasurer shall deposit the entire amount thereof in the state treasury to the credit of the state firefighters relief fund. The commissioner of insurance shall pay such amount of funds to the Kansas state ~~firemen's~~ firefighters association, inc., for ~~the education and study of~~ fire prevention and fire extinguishment, ~~except that~~ education and study.

(e) When a ~~firemen's~~ firefighters relief association ~~shall fail~~ fails to qualify for ~~such funds, as provided in this act,~~ payments under the firefighters relief act as a result of the territory which it serves being consolidated, merged or annexed with another governmental unit having a qualified ~~firemen's~~ firefighters relief association, the funds and obligations of such disqualified association shall be transferred to the surviving ~~firemen's~~ firefighters relief association and the disqualified association shall dissolve forthwith under the existing laws of this state.

(f) When any ~~fireman, his widow~~ firefighter, the spouse of such firefighter or those dependent upon any member of ~~the a~~

disqualified association is receiving reasonable benefits from such association at the time of disqualification, the benefits shall be continued in accordance with the resolution of such disqualified association and ~~disbursed~~ shall be paid by the surviving association, if the disqualification resulted from consolidation, merger or annexation, ~~or disbursed~~ and shall be paid by the county attorney if disqualification resulted from reasons other than consolidation, merger or annexation, ~~and~~. Nothing in ~~this~~ the firefighters relief act shall be construed as a bar to the lawful receipt of ~~said~~ such benefits.

(g) The treasurer of a ~~firemen's~~ firefighters relief association shall give bond for the safekeeping of ~~such~~ funds received under the firefighters relief act and for faithful performance in such sum with such sureties as may be approved by the governing body of such city, township, county or fire district. All the moneys so received shall be set apart and used by the ~~firemen's~~ firefighters relief association of such cities, townships, counties or fire districts solely and entirely for the objects and purposes of ~~this article~~, the firefighters relief act and shall be paid to and distributed by the ~~firemen's~~ firefighters relief associations of such cities, townships, counties or fire districts, under such provisions as shall be made by the governing body thereof. In all cases involving expenditures or payments in an amount of ~~five--hundred--dollars~~ ~~(\$500)~~ \$500 or more prior certification shall be obtained from the attorney of the governing body that such expenditure or payment complies with the requirements of ~~this--article~~ the firefighters relief act.

(h) (1) The officers of ~~such firemen's~~ a firefighters relief association may invest any amount, not to exceed ~~ninety--percent~~ ~~(90%)~~ 90% of all such moneys, in investments authorized by K.S.A. 1979--Supp. 12-1675, and amendments thereto, in the manner prescribed therein or in purchasing bonds of the city, township, county or fire district in which such ~~firemen's~~ firefighters relief association is located. When ~~they-be~~ such investments are

not obtainable, United States government bonds may be purchased or any municipal bonds of this state, except that such relief funds shall not be invested ~~under this act~~ in any such municipal bonds where the bonded indebtedness of any the municipality shall ~~exceed fifteen percent (15%)~~ is more than 15% of its total assessed valuation, as shown by the last assessment preceding such investment.

(2) Such investment must be approved by the governing body of such city, township ~~trustees~~, county or fire district. It shall be the duty of the attorney of such governing body of such city, township, county or fire district to examine all such bonds as to their validity and report thereon in writing to the governing body and the ~~firemen's~~ firefighters relief association of such city, township, county or fire district, and no bonds shall be purchased by ~~said--firemen's~~ the firefighters relief association of such city, township, county or fire district until they have been approved and found valid by the ~~said~~ attorney.

Sec. 8. K.S.A. 40-1707 is hereby amended to read as follows: 40-1707. (a) Except as otherwise provided in ~~this section~~ the firefighters relief act, all moneys ~~collected and~~ received by a firefighters relief association under the provisions of ~~this the firefighters relief act,--excepting the 3% thereof as provided--in K.S.A.--40-1706 and this section,~~ shall be held in trust and used as a fund:

(1) For the relief of any member of the fire department of such city, township, county or fire district when injured or physically disabled in or by reason of the discharge of such member's duties as a ~~fireman~~ firefighter; and

(2) for the payment of a death benefit when any member of such fire department is killed in the discharge of such member's duties as a ~~fireman~~ firefighter, or who dies from the effect of injuries so received or from disease contracted by reason of such member's duties as a ~~fireman~~ firefighter, to the beneficiary or beneficiaries as designated by the member or, in the event that no beneficiary has been designated to receive such death benefit,

to the following persons in the following priority:

(A) If there is a spouse and there are no natural or adopted children of the deceased member, the death benefit shall be for the spouse;

(B) if there are one or more natural or adopted children and spouse of the deceased member, 1/2 of the death benefit shall be for the spouse and the remaining 1/2 of the death benefit shall be for the children, in equal shares thereof;

(C) if there are one or more natural or adopted children and there is no spouse of the deceased member, the death benefit shall be for the children, in equal shares thereof;

(D) if there is a father or mother, or both, and there are no natural or adopted children and no spouse of the deceased member, the death benefit shall be for the father or mother, or to both in equal shares thereof if there are both;

(E) if there are one or more siblings and there is no father or mother or spouse and there are no natural or adopted children of the deceased member, the death benefit shall be for the siblings, in equal shares thereof; and

(F) if there are no siblings, no father or mother, no natural or adopted children and no spouse of the deceased member, the death benefit shall be for the estate of the deceased member; and

(3) for the payment of the necessary funeral expenses of any member of such fire department when killed in the discharge of such duties as a ~~fireman~~ firefighter, or in the case of death resulting from injuries so received or disease contracted by reason of such member's duties as a ~~fireman~~ firefighter; ~~or~~

(4) for the further purpose of paying a pension to members of full-paid fire departments who are unfit for service after having served for a period of not less than 20 years on the department, such pension not to exceed 1/2 of the monthly salary at the date of retirement; or

(5) for the purchase of insurance which would provide for any or all of the foregoing purposes for which such fund is

authorized to be expended.

(b) In any city of the second class which maintains a fire department consisting of both salaried and volunteer ~~firemen~~ firefighters, such moneys may be expended for the purchase of, or payment of premiums on, policies of life, accident, or accident and health insurance upon members of the fire department of such city, which policies may be owned either by the ~~firemen's~~ firefighters relief association of such city or by the individual members thereof but, before any premium is paid on such policies of insurance, the provisions thereof shall be approved by such ~~firemen's~~ firefighters relief association as suitable to carry out the objects for which such association was established.

(c) (1) In any fire department consisting of volunteer ~~firemen~~ firefighters, such moneys may be used to establish annuities for such ~~firemen~~ firefighters who have served for not less than 20 years on such department and who have attended and fought not less than 75% of the fires attended by such fire department during such period of time, but such annuity shall not exceed the amount paid to fully paid members of fire departments of comparable size to such volunteer department. In any full-paid or any volunteer fire department such moneys may be expended for the purchase of group term, group permanent or individual permanent life insurance contracts for members of such department. Any benefits or coverage accruing to individual members of the department under such policies shall be and shall remain the property of the ~~firemen's~~ firefighters relief association except as follows:

(A) A member that has completed 10 years of service with the department and has been covered under such policy for a continuous period of not less than five years, a member who suffers a total and permanent disability or death, or a member who retires under the retirement plan in effect for the fire department, shall, upon termination of employment, be entitled to any benefits or coverage available to an individual member under the provisions of the contract; and

(B) A member that has not fulfilled one of the requirements set forth in paragraph (A) of this subsection (c)(1) shall, upon termination of employment, be entitled to the same proportion of benefits or coverage available to an individual member as such member's individual premium contributions bear to the total premiums paid on the policy at the time of termination. Any additional coverage or benefits may be obtained by reimbursing the ~~firemen's~~ firefighters relief association an equitable and reasonable amount in accordance with procedures set forth in the bylaws of the association.

(2) Prior to the purchase of any annuity contract for and on behalf of any volunteer ~~fireman~~ firefighter, the provisions thereof shall be approved and the adequacy of the funds available for such purpose shall be established by such ~~firemen's~~ firefighters relief association.

(d) The ~~3%--of--all~~ moneys ~~collected--which--are--reserved~~ paid by the commissioner of insurance ~~out--of--all--moneys--collected~~ to the Kansas state firefighters association, inc., as provided in subsection (c) of K.S.A. 40-1706 and amendments thereto, shall be used by the Kansas state ~~firemen's~~ firefighters association, inc., in accordance with that statute and as may be regulated by such association in this state at the annual meetings of the Kansas state ~~firemen's~~ firefighters association, inc., which shall be held annually at places to be selected by such association within this state. The Kansas state firefighters association, inc., shall make an annual accounting to the commissioner of insurance of all moneys paid to such association as provided in K.S.A. 40-1706 and amendments thereto.

(e) In the city of El Dorado, in Butler county, which city has by election established a firemen's pension fund under the ~~provision--of--article--10a--of--chapter--14--of--the--Kansas--Statutes~~ Annotated provisions of K.S.A. 14-10a01 to 14-10a15, inclusive, and amendments thereto, the ~~firemen's~~ firefighters relief association of such city may, when the money and securities belonging to such association exceed \$35,000, grant from time to

time sums not exceeding 1/2 the earnings of the fund and not exceeding 1/2 the yearly amount received from the commissioner of insurance under this act to the city to be credited to the firemen's pension fund of such city.

(f) Any such ~~firemen's~~ firefighters relief association is hereby authorized to loan part or all of such funds to the city, township, county or fire district in which such association is located, to be used by such city, township, county or fire district in the improvement of its fire department and equipment thereof, and such city, township, county or fire district is hereby authorized to borrow the same and issue to the treasurer of such ~~firemen's~~ firefighters relief association its warrant therefor bearing interest payable semiannually, at a rate not to exceed 6% per annum.

(g) The commissioner of insurance is hereby authorized to adopt such rules and regulations as are necessary to effect the purposes of ~~this~~ the firefighters relief act.

Sec. 9. K.S.A. 40-252 is hereby amended to read as follows: 40-252. Every insurance company or fraternal benefit society organized under the laws of this state or doing business in this state shall pay to the commissioner of insurance fees and taxes specified in the following schedule:

A

Insurance companies organized under the laws of this state:

- 1. Capital stock insurance companies other than burial insurance companies and mutual legal reserve life insurance companies:

Filing application for sale of stock or certificates of indebtedness	\$25.00
--	---------

Admission fees:

Examination of charter and other documents ...	55.00
Filing annual statement	100.00
Certificate of authority	10.00

Annual fees:

Filing annual statement	100.00
Continuation of certificate of authority	10.00
2. Mutual life, accident and health associations:	
Admission fees:	
Examination of charter and other documents ...	\$55.00
Filing annual statement	100.00
Certificate of authority	10.00
Annual fees:	
Filing annual statement	100.00
Continuation of certificate of authority	10.00
3. Mutual fire, hail, casualty and multiple line insurers and reciprocal or interinsurance exchanges:	
Admission fees:	
Examination of charter and other documents ...	\$55.00
Filing annual statement	100.00
Certificate of authority	10.00
Annual fees:	
Filing annual statement	100.00
Continuation of certificate of authority	10.00
4. Burial insurance companies:	
Filing application for sale of stock	\$25.00
Annual fees:	
Filing annual statement	100.00
Continuation of certificate of authority	10.00

In addition to the above fees and as a condition precedent to the continuation of the certificate of authority provided in this code, all such companies shall pay a fee of \$2 for each agent certified by the company and shall also pay a tax annually upon all premiums received on risk located in this state at the rate of 1% per annum less (1) for calendar years prior to 1984, any taxes paid on business in this state pursuant to the provisions of K.S.A. 40-1701 to 40-1707, inclusive, and 75-1508, and any amendments thereto and (2) for calendar years 1984 and thereafter, any taxes paid on business in this state pursuant to

the provisions of K.S.A. 75-1508 and amendments thereto. In the computation of the gross premiums all such companies shall be entitled to deduct any premiums returned on account of cancellations, all premiums received for reinsurance from any other company authorized to do business in this state, dividends returned to policyholders and premiums received in connection with the funding of a pension, deferred compensation, annuity or profit-sharing plan qualified or exempt under sections 401, 403, 404, 408, 457 or 501 of the United States internal revenue code. Should any such company remove or maintain, or both, either their home, principal or executive office or offices from this state, every such company shall be subject to the provisions of subsection D of this section.

B

Fraternal benefit societies organized under the laws of this state:

Admission fees:

Examination of charter and other documents ...	\$55.00
Filing annual statement	100.00
Certificate of authority	10.00

Annual fees:

Filing annual statement	100.00
Continuation of certificate of authority	10.00

C

Mutual nonprofit hospital service corporations, nonprofit medical service corporations, nonprofit dental service corporations and nonprofit optometric service corporations organized under the laws of this state:

1. Mutual nonprofit hospital service corporations:

Admission fees:

Examination of charter and other documents ...	\$55.00
Filing annual statement	100.00
Certificate of authority	10.00

Annual fees:

Filing annual statement	100.00
Continuation of certificate of authority	10.00
2. Nonprofit medical service corporations:	
Admission fees:	
Examination of charter and other documents ...	\$55.00
Filing annual statement	100.00
Certificate of authority	10.00
Annual fees:	
Filing annual statement	100.00
Continuation of certificate of authority	10.00
3. Nonprofit dental service corporations:	
Admission fees:	
Examination of charter and other documents ...	\$55.00
Filing annual statement	100.00
Certificate of authority	10.00
Annual fees:	
Filing annual statement	100.00
Continuation of certificate of authority	10.00
4. Nonprofit optometric service corporations:	
Admission fees:	
Examination of charter and other documents ...	\$55.00
Filing annual statement	100.00
Certificate of authority	10.00
Annual fees:	
Filing annual statement	100.00
Continuation of certificate of authority	10.00

In addition to the above fees and as a condition precedent to the continuation of the certificate of authority, provided in this code, every corporation or association shall pay annually to the commissioner of insurance a privilege fee in an amount equal to 1% per annum of the total of all premiums, subscription charges, or any other term which may be used to describe the charges made by such corporation or association to subscribers for hospital, medical or other health services or indemnity received during the preceding year. In such computations all such

corporations or associations shall be entitled to deduct any premiums or subscription charges returned on account of cancellations and dividends returned to members or subscribers.

D

Insurance companies organized under the laws of any other state, territory or country:

1. Capital stock insurance companies other than burial insurance companies, and mutual legal reserve life insurance companies:

Filing application for sale of stock or certificates of indebtedness \$25.00

Admission fees:

Examination of charter and other documents ... 55.00
Filing annual statement 100.00
Certificate of authority 10.00

Annual fees:

Filing annual statement 100.00
Continuation of certificate of authority 10.00

In addition to the above fees all such companies shall pay \$5 for each agent certified by the company, except as otherwise provided by law.

As a condition precedent to the continuation of the certificate of authority, provided in this code, every company organized under the laws of any other state of the United States or of any foreign country shall pay a tax upon all premiums received during the preceding year at the rate of 2% per annum. In the computation of the gross premiums all such companies shall be entitled to deduct any premiums returned on account of cancellations, dividends returned to policyholders and all premiums received for reinsurance from any other company authorized to do business in this state and premiums received in connection with the funding of a pension, deferred compensation, annuity or profit-sharing plan qualified or exempt under sections 401, 403, 404, 408, 457 or 501 of the United States internal revenue code.

2. Mutual life, accident and health associations:

Admission fees:

Examination of charter and other documents ...	\$55.00
Filing annual statement	100.00
Certificate of authority	10.00

Annual fees:

Filing annual statement	100.00
Continuation of certificate of authority	10.00

In addition to the above fees, every such company organized under the laws of any other state of the United States shall pay \$5 for each agent certified by the company, and shall pay a tax annually upon all premiums received at the rate of 2% per annum. In the computation of the gross premiums all such companies shall be entitled to deduct any premiums returned on account of cancellations, dividends returned to policyholders and all premiums received for reinsurance from any other company authorized to do business in this state and premiums received in connection with the funding of a pension, deferred compensation, annuity or profit-sharing plan qualified or exempt under sections 401, 403, 404, 408, 457 or 501 of the United States internal revenue code.

3. Mutual fire, casualty and multiple line insurers and reciprocal or interinsurance exchanges:

Admission fees:

Examination of charter and other documents and issuance of certificate of authority	\$55.00
Filing annual statement	100.00
Certificate of authority	10.00

Annual fees:

Filing annual statement	100.00
Continuation of certificate of authority	10.00

In addition to the above fees, every such company or association organized under the laws of any other state of the United States shall pay a fee of \$5 for each agent certified by

the company and shall also pay a tax annually upon all premiums received at the rate of 2% per annum. In the computation of the gross premiums all such companies shall be entitled to deduct any premiums returned on account of cancellations, all premiums received for reinsurance from any other company authorized to do business in this state, and dividends returned to policyholders.

E

Fraternal benefit societies organized under the laws of any other state, territory or country:

Admission fees:

Examination of charter and other documents ...	\$55.00
Filing annual statement	100.00
Certificate of authority	10.00

Annual fees:

Filing annual statement	100.00
Continuation of certificate of authority	10.00

F

Mutual nonprofit hospital service corporations and nonprofit medical service corporations, nonprofit dental service corporations and nonprofit optometric service corporations organized under the laws of any other state, territory or country:

1. Mutual nonprofit hospital service corporations:

Admission fees:

Examination of charter and other documents ...	\$55.00
Filing annual statement	100.00
Certificate of authority	10.00

Annual fees:

Filing annual statement	100.00
Continuation of certificate of authority	10.00

2. Nonprofit medical service corporations, nonprofit dental service corporations and nonprofit optometric service corporations:

Admission fees:

Examination of charter and other documents ...	\$55.00
--	---------

Filing annual statement	100.00
Certificate of authority	10.00
Annual fees:	
Filing annual statement	100.00
Continuation of certificate of authority	10.00

In addition to the above fees and as a condition precedent to the continuation of the certificate of authority, provided in this code, every corporation or association shall pay annually to the commissioner of insurance a privilege fee in an amount equal to 2% per annum of the total of all premiums, subscription charges, or any other term which may be used to describe the charges made by such corporation or association to subscribers in this state for hospital, medical or other health services or indemnity received during the preceding year. In such computations all such corporations or associations shall be entitled to deduct any premiums or subscription charges returned on account of cancellations and dividends returned to members or subscribers.

G

All insurers shall pay a fee of \$10 for issuance of an amended certificate of authority.

For the purpose of insuring the collection of the tax upon premiums, assessments and charges as set out in subsection A, C, D ~~and~~ or F, every insurance company, corporation or association shall at the time it files its annual statement, as required by the provisions of K.S.A. 40-225 and amendments thereto, make a return, verified by affidavits of its president and secretary or other chief officers, to the commissioner of insurance, stating the amount of all premiums, assessments and charges received by the companies or corporations in this state, whether in cash or notes, during the year ending on the December 31 next preceding. Upon the receipt of such returns the commissioner of insurance shall verify the same and assess the taxes upon such companies, corporations or associations on the basis and at the rate provided herein and such taxes shall thereupon become due and

payable.

Sec. 10. K.S.A. 40-252 and 40-1701 to 40-1707, inclusive, are hereby repealed.

Sec. 11. This act shall take effect and be in force from and after its publication in the statute book.

DRAFT BILL NO. _____

AN ACT concerning the employment security law; relating to the definition of employment; amending K.S.A. 1983 Supp. 44-703 and repealing the existing section.

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

Section 1. K.S.A. 1983 Supp. 44-703 is hereby amended to read as follows: 44-703. As used in this act, unless the context clearly requires otherwise: (a) (1) "Annual payroll" means the total amount of wages paid or payable by an employer during the calendar year.

(2) "Average annual payroll" means the average of the annual payrolls of any employer for the last three calendar years immediately preceding the computation date as hereinafter defined if the employer has been continuously subject to contributions during those three calendar years and has paid some wages for employment during each of such years. In determining contribution rates for the calendar year, if an employer has not been continuously subject to contribution for the three calendar years immediately preceding the computation date but has paid wages subject to contributions during only the two calendar years immediately preceding the computation date, such employer's "average annual payroll" shall be the average of the payrolls for those two calendar years.

(b) "Base period" means the first four of the last five completed calendar quarters immediately preceding the first day of an individual's benefit year, except that the base period in respect to combined wage claims means the base period as defined in the law of the paying state.

(c) (1) "Benefits" means the money payments payable to an individual, as provided in this act, with respect to such individual's unemployment.

(2) "Regular benefits" means benefits payable to an individual under this act or under any other state law, including benefits payable to federal civilian employees and to exservicemen pursuant to 5 U.S.C. chapter 85, other than extended benefits.

(d) "Benefit year" with respect to any individual, means the period beginning with the first day of the first week for which such individual files a valid claim for benefits, and such benefit year shall continue for one full year. In the case of a combined wage claim, the benefit year shall be the benefit year of the paying state. Following the termination of a benefit year, a subsequent benefit year shall commence on the first day of the first week with respect to which an individual next files a claim for benefits. When such filing occurs with respect to a week which overlaps the preceding benefit year, the subsequent benefit year shall commence on the first day immediately following the expiration date of the preceding benefit year. Any claim for benefits made in accordance with subsection (a) of K.S.A. 44-709 and amendments thereto shall be deemed to be a "valid claim" for the purposes of this subsection if the individual has been paid wages for insured work as required under subsection (e) of K.S.A. 44-705 and amendments thereto. Whenever a week of unemployment overlaps two benefit years, such week shall, for the purpose of granting waiting-period credit or benefit payment with respect thereto, be deemed to be a week of unemployment within that benefit year in which the greater part of such week occurs.

(e) "Commissioner" or "secretary" means the secretary of human resources.

(f) (1) "Contributions" means the money payments to the state employment security fund which are required to be made by employers on account of employment under K.S.A. 44-710 and amendments thereto, and voluntary payments made by employers pursuant to ~~said~~ such statute.

(2) "Payments in lieu of contributions" means the money payments to the state employment security fund from employers which are required to make or which elect to make such payments

under subsection (e) of K.S.A. 44-710 and amendments thereto.

(g) "Employing unit" means any individual or type of organization, including any partnership, association, agency or department of the state of Kansas and political subdivisions thereof, trust, estate, joint-stock company, insurance company or corporation, whether domestic or foreign including nonprofit corporations, or the receiver, trustee in bankruptcy, trustee or successor thereof, or the legal representatives of a deceased person, which has in its employ one or more individuals performing services for it within this state. All individuals performing services within this state for any employing unit which maintains two or more separate establishments within this state shall be deemed to be employed by a single employing unit for all the purposes of this act. Each individual employed to perform or to assist in performing the work of any agent or employee of an employing unit shall be deemed to be employed by such employing unit for all the purposes of this act, whether such individual was hired or paid directly by such employing unit or by such agent or employee, provided the employing unit had actual or constructive knowledge of the employment.

(h) "Employer" means:

(1) (A) Any employing unit for which agricultural labor as defined in subsection (w) of this section is performed and which during any calendar quarter in either the current or preceding calendar year paid remuneration in cash of \$20,000 or more to individuals employed in agricultural labor or for some portion of a day in each of 20 different calendar weeks, whether or not such weeks were consecutive, in either the current or the preceding calendar year, employed in agricultural labor 10 or more individuals, regardless of whether they were employed at the same moment of time.

(B) For the purpose of this subsection (h)(1), any individual who is a member of a crew furnished by a crew leader to perform service in agricultural labor for any other person shall be treated as an employee of such crew leader if:

(i) Such crew leader holds a valid certificate of

registration under the farm labor contractor registration act of 1963 or substantially all the members of such crew operate or maintain tractors, mechanized harvesting or cropdusting equipment or any other mechanized equipment, which is provided by such crew leader; and

(ii) such individual is not in the employment of such other person within the meaning of subsection (i) of this section.

(C) For the purpose of this subsection (h)(1), in the case of any individual who is furnished by a crew leader to perform service in agricultural labor for any other person and who is not treated as an employee of such crew leader:

(i) Such other person and not the crew leader shall be treated as the employer of such individual; and

(ii) such other person shall be treated as having paid cash remuneration to such individual in an amount equal to the amount of cash remuneration paid to such individual by the crew leader, either on the crew leader's own behalf or on behalf of such other person, for the service in agricultural labor performed for such other person.

(D) For the purposes of this subsection (h)(1) "crew leader" means an individual who:

(i) Furnishes individuals to perform service in agricultural labor for any other person;

(ii) pays, either on such individual's own behalf or on behalf of such other person, the individuals so furnished by such individual's for the service in agricultural labor performed by them; and

(iii) has not entered into a written agreement with such other person under which such individual is designated as an employee of such other person.

(2) (A) Any employing unit which: (i) In any calendar quarter in either the current or preceding calendar year paid for service in employment wages of \$1,500 or more, or (ii) for some portion of a day in each of 20 different calendar weeks, whether or not such weeks were consecutive, in either the current or preceding calendar year, had in employment at least one

individual, whether or not the same individual was in employment in each such day.

(B) Employment of individuals to perform domestic service or agricultural labor and wages paid for such service or labor shall not be considered in determining whether an employing unit meets the criteria of this subsection (h)(2).

(3) Any employing unit for which service in employment as defined in subsection (i)(3)(E) of this section.

(4) Any employing unit, whether or not it is an employing unit under subsection (g) of this section, which acquires or in any manner succeeds to (A) substantially all of the employing enterprises, organization, trade or business, or (B) substantially all the assets, of another employing unit which at the time of such acquisition was an employer subject to this act.

(5) Any employing unit which paid cash remuneration of \$1,000 or more in any calendar quarter in the current or preceding calendar year to individuals employed in domestic service as defined in subsection (aa) of this section.

(6) Any employing unit which having become an employer under this subsection (h) has not, under subsection (b) of K.S.A. 44-711 and amendments thereto, ceased to be an employer subject to this act.

(7) Any employing unit which has elected to become fully subject to this act in accordance with subsection (c) of K.S.A. 44-711 and amendments thereto.

(8) Any employing unit not an employer by reason of any other paragraph of this subsection (h), for which within either the current or preceding calendar year services in employment are or were performed with respect to which such employing unit is liable for any federal tax against which credit may be taken for contributions required to be paid into a state unemployment compensation fund; or which, as a condition for approval of this act for full tax credit against the tax imposed by the federal unemployment tax act, is required, pursuant to such act, to be an "employer" under this act.

(9) Any employing unit described in section 501(c)(3) of the

federal internal revenue code of 1954 which is exempt from income tax under section 501(a) of the code that had four or more individuals in employment for some portion of a day in each of 20 different weeks, whether or not such weeks were consecutive, within either the current or preceding calendar year, regardless of whether they were employed at the same moment of time.

(i) "Employment" means:

(1) Subject to the other provisions of this subsection, service, including service in interstate commerce, performed by

(A) Any active officer of a corporation; or

(B) any individual who, under the usual common law rules applicable in determining the employer-employee relationship, has the status of an employee; or

(C) any individual other than an individual who is an employee under subsection (i)(1)(A) or subsection (i)(1)(B) above who performs services for remuneration for any person;

(i) As an agent-driver or commission-driver engaged in distributing meat products, vegetable products, fruit products, bakery products, beverages (other than milk), or laundry or dry-cleaning services, for such individual's principal; or

(ii) as a traveling or city salesman, other than as an agent-driver or commission-driver, engaged upon a full-time basis in the solicitation on behalf of, and the transmission to, a principal (except for side-line sales activities on behalf of some other person) of orders from wholesalers, retailers, contractors, or operators of hotels, restaurants, or other similar establishments for merchandise for resale or supplies for use in their business operations.

For purposes of subsection (i)(1)(C), the term "employment" shall include services described in paragraphs (i) and (ii) above only if:

(a) The contract of service contemplates that substantially all of the services are to be performed personally by such individual;

(b) the individual does not have a substantial investment in facilities used in connection with the performance of the

services (other than in facilities for transportation); and

(c) the services are not in the nature of a single transaction that is not part of a continuing relationship with the person for whom the services are performed.

(2) The term "employment" shall include an individual's entire service within the United States, even though performed entirely outside this state if,

(A) The service is not localized in any state, and

(B) the individual is one of a class of employees who are required to travel outside this state in performance of their duties, and

(C) the individual's base of operations is in this state, or if there is no base of operations, then the place from which service is directed or controlled is in this state.

(3) The term "employment" shall also include:

(A) Services performed within this state but not covered by the provisions of subsection (i)(1) or subsection (i)(2) shall be deemed to be employment subject to this act if contributions are not required and paid with respect to such services under an unemployment compensation law of any other state or of the federal government.

(B) Services performed entirely without this state, with respect to no part of which contributions are required and paid under an unemployment compensation law of any other state or of the federal government, shall be deemed to be employment subject to this act only if the individual performing such services is a resident of this state and the secretary approved the election of the employing unit for whom such services are performed that the entire service of such individual shall be deemed to be employment subject to this act.

(C) Services covered by an arrangement pursuant to subsection (1) of K.S.A. 44-714 and amendments thereto between the secretary and the agency charged with the administration of any other state or federal unemployment compensation law, pursuant to which all services performed by an individual for an employing unit are deemed to be performed entirely within this

state, shall be deemed to be employment if the secretary has approved an election of the employing unit for whom such services are performed, pursuant to which the entire service of such individual during the period covered by such election is deemed to be insured work.

(D) Services performed by an individual for wages or under any contract of hire shall be deemed to be employment subject to this act unless and until it is shown to the satisfaction of the secretary that: (i) Such individual has been and will continue to be free from control or direction over the performance of such services, both under the individual's contract of hire and in fact; and (ii) such service is either outside the usual course of the business for which such service is performed or that such service is performed outside of all the places of business of the enterprise for which such service is performed.

(E) Service performed by an individual in the employ of this state or any instrumentality thereof, any political subdivision of this state or any instrumentality thereof, any instrumentality of more than one of the foregoing or any instrumentality which is jointly owned by this state or a political subdivision thereof and one or more other states or political subdivisions of this or other states, provided that such service is excluded from "employment" as defined in the federal unemployment tax act by reason of section 3306(c)(7) of that act and is not excluded from "employment" under subsection (i)(4)(A) of this section.

(F) Service performed by an individual in the employ of a religious, charitable, educational or other organization which is excluded from the term "employment" as defined in the federal unemployment tax act solely by reason of section 3306(c)(8) of that act, and is not excluded from employment under paragraphs (I) through (M) of subsection (i)(4).

(G) The term "employment" shall include the service of an individual who is a citizen of the United States, performed outside the United States (except in Canada or, prior to and including December 31 of the year in which the U.S. secretary of labor approves an unemployment compensation law submitted by the

Virgin Islands), in the employ of an American employer (other than service which is deemed "employment" under the provisions of subsection (i)(2) or subsection (i)(3) or the parallel provisions of another state's law), if:

(i) The employer's principal place of business in the United States is located in this state; or

(ii) the employer has no place of business in the United States, but

(A) The employer is an individual who is a resident of this state; or

(B) the employer is a corporation which is organized under the laws of this state; or

(C) the employer is a partnership or a trust and the number of the partners or trustees who are residents of this state is greater than the number who are residents of any other state; or

(iii) None of the criteria of paragraphs (i) and (ii) above of this subsection (i)(3)(G) are met but the employer has elected coverage in this state or, the employer having failed to elect coverage in any state, the individual has filed a claim for benefits, based on such service, under the law of this state.

(H) An "American employer," for purposes of subsection (i)(3)(G), means a person who is:

(i) An individual who is a resident of the United States; or

(ii) a partnership if 2/3 or more of the partners are residents of the United States; or

(iii) a trust, if all of the trustees are residents of the United States; or

(iv) a corporation organized under the laws of the United States or of any state.

(I) Notwithstanding subsection (i)(2) of this section, all service performed by an officer or member of the crew of an American vessel or American aircraft on or in connection with such vessel or aircraft, if the operating office, from which the operations of such vessel or aircraft operating within, or within and without, the United States are ordinarily and regularly supervised, managed, directed and controlled is within this

state.

(J) Notwithstanding any other provisions of this subsection (i), service with respect to which a tax is required to be paid under any federal law imposing a tax against which credit may be taken for contributions required to be paid into a state unemployment compensation fund or which as a condition for full tax credit against the tax imposed by the federal unemployment tax act is required to be covered under this act.

(K) Domestic service in a private home, local college club or local chapter of a college fraternity or sorority performed for a person who paid cash remuneration of \$1,000 or more in any calendar quarter in the current calendar year or the preceding calendar year to individuals employed in such domestic service.

(4) The term "employment" shall not include: (A) Service performed in the employ of an employer specified in subsection (h)(3) of this section if such service is performed by an individual in the exercise of duties:

(i) As an elected official;

(ii) as a member of a legislative body, or a member of the judiciary, of a state or political subdivision;

(iii) as a member of the state national guard or air national guard;

(iv) as an employee serving on a temporary basis in case of fire, storm, snow, earthquake, flood or similar emergency;

(v) in a position which, under or pursuant to the laws of this state, is designated as a major nontenured policymaking or advisory position or as a policymaking or advisory position the performance of the duties of which ordinarily does not require more than eight hours per week;

(B) service with respect to which unemployment compensation is payable under an unemployment compensation system established by an act of congress;

(C) service performed by an individual in the employ of such individual's son, daughter or spouse, and service performed by a child under the age of 18 years in the employ of such individual's father or mother;

(D) service performed in the employ of the United States government or an instrumentality of the United States exempt under the constitution of the United States from the contributions imposed by this act, except that to the extent that the congress of the United States shall permit states to require any instrumentality of the United States to make payments into an unemployment fund under a state unemployment compensation law, all of the provisions of this act shall be applicable to such instrumentalities, and to services performed for such instrumentalities, in the same manner, to the same extent and on the same terms as to all other employers, employing units, individuals and services. If this state shall not be certified for any year by the federal security agency under section 3304(c) of the federal internal revenue code, the payments required of such instrumentalities with respect to such year shall be refunded by the secretary from the fund in the same manner and within the same period as is provided in subsection (f) of K.S.A. 44-717 and amendments thereto with respect to contributions erroneously collected;

(E) service covered by an arrangement between the secretary and the agency charged with the administration of any other state or federal unemployment compensation law pursuant to which all services performed by an individual for an employing unit during the period covered by such employing unit's duly approved election, are deemed to be performed entirely within the jurisdiction of such other state or federal agency;

(F) service performed by an individual under the age of 18 in the delivery or distribution of newspapers or shopping news, not including delivery or distribution to any point for subsequent delivery or distribution;

(G) service performed by an individual for an employing unit as an insurance agent or as an insurance solicitor, if all such service performed by such individual for such employing unit is performed for remuneration solely by way of commission;

(H) service performed in any calendar quarter in the employ of any organization exempt from income tax under section 501(a)

of the federal internal revenue code (other than an organization described in section 401(a) or under section 521 of such code) if the remuneration for such service is less than \$50. In construing the application of the term "employment," if services performed during 1/2 or more of any pay period by an individual for the person employing such individual constitute employment, all the services of such individual for such period shall be deemed to be employment; but if the services performed during more than 1/2 of any such pay period by an individual for the person employing such individual do not constitute employment, then none of the services of such individual for such period shall be deemed to be employment. As used in this subsection (i)(4)(H) the term "pay period" means a period (of not more than 31 consecutive days) for which a payment of remuneration is ordinarily made to the individual by the person employing such individual. This subsection (i)(4)(H) shall not be applicable with respect to services with respect to which unemployment compensation is payable under an unemployment compensation system established by an act of congress;

(I) services performed in the employ of a church or convention or association of churches, or an organization which is operated primarily for religious purposes and which is operated, supervised, controlled, or principally supported by a church or convention or association of churches;

(J) service performed by a duly ordained, commissioned, or licensed minister of a church in the exercise of such individual's ministry or by a member of a religious order in the exercise of duties required by such order;

(K) service performed in a facility conducted for the purpose of carrying out a program of:

(i) Rehabilitation for individuals whose earning capacity is impaired by age or physical or mental deficiency or injury, or

(ii) providing remunerative work for individuals who because of their impaired physical or mental capacity cannot be readily absorbed in the competitive labor market, by an individual receiving such rehabilitation or remunerative work;

(L) service performed as part of an employment work-relief or work-training program assisted or financed in whole or in part by any federal agency or an agency of a state or political subdivision thereof, by an individual receiving such work relief or work training;

(M) service performed by an inmate of a custodial or correctional institution, unless such service is performed for a private, for-profit employer;

(N) service performed, in the employ of a school, college, or university, if such service is performed by a student who is enrolled and is regularly attending classes at such school, college or university;

(O) service performed by an individual under the age of 22 who is enrolled at a nonprofit or public educational institution which normally maintains a regular faculty and curriculum and normally has a regularly organized body of students in attendance at the place where its educational activities are carried on as a student in a full-time program, taken for credit at such institution, which combines academic instruction with work experience, if such service is an integral part of such program, and such institution has so certified to the employer, except that this subsection (i)(4)(O) shall not apply to service performed in a program established for or on behalf of an employer or group of employers;

(P) service performed in the employ of a hospital licensed, certified or approved by the secretary of health and environment, if such service is performed by a patient of the hospital;

(Q) services performed as a qualified real estate agent.

(j) "Employment office" means any office operated by this state and maintained by the secretary of human resources for the purpose of assisting persons to become employed.

(k) "Fund" means the employment security fund established by this act, to which all contributions and reimbursement payments required and from which all benefits provided under this act shall be paid and including all money received from the federal government as reimbursements pursuant to section 204 of the

federal-state extended compensation act of 1970, and amendments thereto.

(l) "State" includes, in addition to the states of the United States of America, any dependency of the United States, the Commonwealth of Puerto Rico, the District of Columbia and the Virgin Islands.

(m) "Unemployment." An individual shall be deemed "unemployed" with respect to any week during which such individual performs no services and with respect to which no wages are payable to such individual, or with respect to any week of less than full-time work if the wages payable to such individual with respect to such week are less than such individual's weekly benefit amount.

(n) "Employment security administration fund" means the fund established by this act, from which administrative expenses under this act shall be paid.

(o) "Wages" means all compensation for services, including commissions and bonuses and the cash value of all remuneration in any medium other than cash. The reasonable cash value of remuneration in any medium other than cash, shall be estimated and determined in accordance with rules and regulations prescribed by the secretary. The term "wages" shall not include:

(1) That part of the remuneration which has been paid in a calendar year to an individual by an employer or such employer's predecessor in excess of \$3,000 for all calendar years prior to 1972, \$4,200 for the calendar years 1972 to 1977, inclusive, \$6,000 for calendar years 1978 to 1982, inclusive, and \$7,000 with respect to employment during any calendar year following 1982, except that if the definition of the term "wages" as contained in the federal unemployment tax act is amended to include remuneration in excess of \$7,000 paid to an individual by an employer under the federal act during any calendar year, wages shall include remuneration paid in a calendar year to an individual by an employer subject to this act or such employer's predecessor with respect to employment during any calendar year up to an amount equal to the dollar limitation specified in the

federal unemployment tax act. For the purposes of this subsection (o)(1), the term "employment" shall include service constituting employment under any employment security law of another state or of the federal government;

(2) the amount of any payment to, or on behalf of, an individual in its employ under a plan or system established by an employing unit which makes provisions for individuals in its employ generally or for a class or classes of such individuals (including any amount paid by an employing unit for insurance or annuities, or into a fund, to provide for any such payment) on account of (A) retirement, or (B) sickness or accident disability, or (C) medical and hospitalization expenses in connection with sickness or accident disability or (D) death. If the individual in its employ: (i) Has not the option to receive, instead of provisions for such death benefit any part of such payment or, if such death benefit is insured, any part of the premiums (or contributions to premiums) paid by such individual's employing unit; and (ii) has not the right, under the provisions of the plan or system or policy of insurance providing for such death benefit, to assign such benefit, or to receive cash consideration in lieu of such benefit either upon such individual's withdrawal from the plan or system providing for such benefit or upon termination of such plan or system or policy of insurance or of such individual's services with such employment unit;

(3) the payment by an employing unit (without deduction from the remuneration of the employee) of the tax imposed upon an employee under section 3101 of the internal revenue code with respect to remuneration paid to an employee for domestic service in a private home of the employer or for agricultural labor. This paragraph (3) of subsection (o) will apply to all remuneration paid after December 31, 1980, except that this paragraph (3) of subsection (o) shall not apply to any payment made before January 1, 1984, by any governmental unit for positions of a kind for which all or a substantial portion of the social security employee taxes were paid by such governmental

unit (without deduction from the remuneration of the employee) under the practices of such governmental unit in effect on October 1, 1980;

(4) notwithstanding the foregoing provisions of this subsection (o), "total wages" mean the gross amount paid by an employer to such employer's employees with respect to a week, month, year or other period as required by subsection (e)(2) of K.S.A. 44-710, and amendments thereto.

(p) "Week" means such period or periods of seven consecutive calendar days, as the secretary may by rules and regulations prescribe.

(q) "Calendar quarter" means the period of three consecutive calendar months ending March 31, June 30, September 30^r or December 31, or the equivalent thereof as the secretary may by rules and regulations prescribe.

(r) "Insured work" means employment for employers.

(s) "Approved training" means any vocational training course or course in basic education skills approved by the secretary or a person or persons designated by the secretary.

(t) "American vessel" or "American aircraft" means any vessel or aircraft documented or numbered or otherwise registered under the laws of the United States; and any vessel or aircraft which is neither documented or numbered or otherwise registered under the laws of the United States nor documented under the laws of any foreign country, if its crew performs service solely for one or more citizens or residents of the United States or corporations organized under the laws of the United States or of any state.

(u) "Institution of higher education," for the purposes of this section, means an educational institution which:

(1) Admits as regular students only individuals having a certificate of graduation from a high school, or the recognized equivalent of such a certificate;

(2) is legally authorized in this state to provide a program of education beyond high school;

(3) provides an educational program for which it awards a

bachelor's or higher degree, or provides a program which is acceptable for full credit toward such a degree, a program of postgraduate or postdoctoral studies, or a program of training to prepare students for gainful employment in a recognized occupation; and

(4) is a public or other nonprofit institution.

(5) Notwithstanding any of the foregoing provisions of this subsection (u), all colleges and universities in this state are institutions of higher education for purposes of this section.

(v) "Educational institution" means any institution of higher education, as defined in subsection (u) of this section, or any institution in which participants, trainees or students are offered an organized course of study or training designed to transfer to them knowledge, skills, information, doctrines, attitudes or abilities from, by or under the guidance of an instructor or teacher and which is approved, licensed or issued a permit to operate as a school by the state department of education or other government agency that is authorized within the state to approve, license or issue a permit for the operation of a school. The courses of study or training which an educational institution offers may be academic, technical, trade or preparation for gainful employment in a recognized occupation.

(w) (1) "Agricultural labor" means any remunerated service:

(A) On a farm, in the employ of any person, in connection with cultivating the soil, or in connection with raising or harvesting any agricultural or horticultural commodity, including the raising, shearing, feeding, caring for, training, and management of livestock, bees, poultry, and fur-bearing animals and wildlife.

(B) In the employ of the owner or tenant or other operator of a farm, in connection with the operating, management, conservation, improvement, or maintenance of such farm and its tools and equipment, or in salvaging timber or clearing land of brush and other debris left by a hurricane, if the major part of such service is performed on a farm.

(C) In connection with the production or harvesting of any

commodity defined as an agricultural commodity in section (15)(g) of the agricultural marketing act, as amended (46 Stat. 1500, sec. 3; 12 U.S.C. 1141j) or in connection with the ginning of cotton, or in connection with the operation or maintenance of ditches, canals, reservoirs or waterways, not owned or operated for profit, used exclusively for supplying and storing water for farming purposes.

(D) (i) In the employ of the operator of a farm in handling, planting, drying, packing, packaging, processing, freezing, grading, storing, or delivering to storage or to market or to a carrier for transportation to market, in its unmanufactured state, any agricultural or horticultural commodity; but only if such operator produced more than 1/2 of the commodity with respect to which such service is performed;

(ii) in the employ of a group of operators of farms (or a cooperative organization of which such operators are members) in the performance of service described in paragraph (i) above of this subsection (w)(1)(D), but only if such operators produced more than 1/2 of the commodity with respect to which such service is performed;

(iii) the provisions of paragraphs (i) and (ii) above of this subsection (w)(1)(D) shall not be deemed to be applicable with respect to service performed in connection with commercial canning or commercial freezing or in connection with any agricultural or horticultural commodity after its delivery to a terminal market for distribution for consumption.

(E) On a farm operated for profit if such service is not in the course of the employer's trade or business.

(2) "Agricultural labor" does not include service performed prior to January 1, 1980, by an individual who is an alien admitted to the United States to perform service in agricultural labor pursuant to sections 214(c) and 101(a)(15)(H) of the immigration and nationality act.

(3) As used in this subsection (w), the term "farm" includes stock, dairy, poultry, fruit, fur-bearing animal, and truck farms, plantations, ranches, nurseries, ranges, greenhouses, or

other similar structures used primarily for the raising of agricultural or horticultural commodities, and orchards.

(x) "Reimbursing employer" means any employer who makes payments in lieu of contributions to the employment security fund as provided in subsection (e) of K.S.A. 44-710 and amendments thereto.

(y) "Contributing employer" means any employer other than a reimbursing employer or rated governmental employer.

(z) "Wage combining plan" means a uniform national arrangement approved by the United States secretary of labor in consultation with the state unemployment compensation agencies and in which this state shall participate, whereby wages earned in one or more states are transferred to another state, called the "paying state," and combined with wages in the paying state, if any, for the payment of benefits under the laws of the paying state and as provided by an arrangement so approved by the United States secretary of labor.

(aa) "Domestic service" means any service for a person in the operation and maintenance of a private household, local college club or local chapter of a college fraternity or sorority, as distinguished from service as an employee in the pursuit of an employer's trade, occupation, profession, enterprise or vocation.

(bb) "Rated governmental employer" means any governmental entity which elects to make payments as provided by K.S.A. 44-710d and amendments thereto.

(cc) "Benefit cost payments" means payments made to the employment security fund by a governmental entity electing to become a rated governmental employer.

(dd) "Successor employer" means any employer, as described in subsection (h) of this section, which acquires or in any manner succeeds to (1) substantially all of the employing enterprises, organization, trade or business of another employer or (2) substantially all the assets of another employer.

(ee) "Predecessor employer" means an employer, as described in subsection (h) of this section, who has previously operated a

business or portion of a business with employment to which another employer has succeeded.

(ff) "Qualified real estate agent" means any individual who is licensed by the Kansas real estate commission as a salesperson under the real estate brokers' and salespersons' license act and for whom:

(1) Substantially all of the remuneration, whether or not paid in cash, for the services performed by such individual as a real estate salesperson is directly related to sales or other output, including the performance of services, rather than to the number of hours worked; and

(2) the services performed by the individual are performed pursuant to a written contract between such individual and the person for whom the services are performed and such contract provides that the individual will not be treated as an employee with respect to such services for state tax purposes.

Sec. 2. K.S.A. 1983 Supp. 44-703 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

SUBCOMMITTEE REPORT

Agency: Department of Education Bill No. 2703 Bill Sec. 7

Analyst: Goering Analysis Pg. No. 167 Budget Pg. No. 3-5

<u>Expenditure Summary</u>	<u>Agency Req. FY 84</u>	<u>Governor's Rec. FY 84</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ —	\$ —	\$ (176,549)
Aid to Local Units	1,439,899	(116,825)	(239,728)
Other Assistance	—	—	—
TOTAL	<u>\$ 1,439,899</u>	<u>\$ (116,825)</u>	<u>\$ (416,277)</u>
State General Fund:			
State Operations	\$ —	\$ —	\$ (65,143)
Aid to Local Units	1,439,899	(116,825)	(239,728)
Other Assistance	—	—	—
TOTAL	<u>\$ 1,439,899</u>	<u>\$ (116,825)</u>	<u>\$ (304,871)</u>

Agency Request/Governor's Recommendation

The Department of Education submitted four proposed revisions to its FY 1984 approved budget, all of which would adjust State General Fund expenditures for aid to local units. The agency requests a supplemental State General Fund appropriation of \$1,330,299 for Special Education Services State Aid, in order to reimburse at the current maximum rate of \$10,339 all special education teaching units reported by school districts in September, 1983. Also requested is a supplemental State General Fund appropriation of \$117,077 to fully reimburse, at the maximum rates currently authorized, total projected regular credit hours to be provided by Washburn University during the current fiscal year. The third request proposes a supplemental State General Fund appropriation of \$53,648 to reimburse Fort Leavenworth School District at the current maximum rate of \$479 annually for each full-time equivalent pupil enrolled in that district in September, 1983. Finally, the Department submitted a revised estimate which projected savings of \$61,125 in out-district state aid to Washburn University. The total supplemental appropriation request of \$1,501,024 is therefore offset in part by anticipated savings of \$61,125, for a net requested increase of \$1,439,899.

The Governor recommends the requested amounts for both Washburn University regular credit hour aid (\$117,077) and Fort Leavenworth state aid (\$53,648). Neither of the other proposed FY 1984 revisions have been recommended by the Governor. Additionally, the Governor recommends a reduction of \$287,550 in the amount estimated for special education transportation reimbursement. The two recommended supplemental State General Fund appropriations total \$170,725, an amount which is more than offset by the recommended reduction of \$287,550 in special education transportation state aid. The net reduction to the FY 1984 approved budget recommended by the Governor is therefore \$116,825.

House Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendations with the following adjustments:

IV

1. Reduction of \$61,125 in State General Fund expenditures for Washburn University out-district state aid, as anticipated by the Department of Education.
2. The Subcommittee renews its recommendation of a year ago that the Department should reprint the Educational Directory on a biennial rather than annual basis. The Subcommittee learned that the Department in FY 1984 expended \$5,062 from federal funds to print 5,000 updated copies of the directory, despite the Subcommittee's recommendation of a year ago to delay its reprinting until FY 1985.
3. Reduction of \$10,000 for telephone expenditures, to be financed as follows:

	<u>SGF</u>	<u>AOF</u>	<u>TOTAL</u>
Administration	\$ (3,000)	\$ —	\$ (3,000)
Governance of Education	—	—	—
Quality Control Services	(2,500)	—	(2,500)
Consultative Services	(3,500)	—	(3,500)
Postsecondary Education Services	(1,000)	—	(1,000)
Special Education Services	—	—	—
Vocational Education Services	—	—	—
Total	<u>\$ (10,000)</u>	<u>\$ —</u>	<u>\$ (10,000)</u>

This recommended adjustment is based on the assumption that telephone expenses in FY 1984 will exceed actual FY 1983 telephone costs by \$8,202, a figure provided by the Director of Telecommunications in testimony before the full Committee on February 6, 1984.

4. Reduction of \$20,000 in postage expenditures, based upon actual costs incurred in FY 1983, to be adjusted as follows:

	<u>SGF</u>	<u>AOF</u>	<u>TOTAL</u>
Administration	\$ (7,500)	\$ —	\$ (7,500)
Governance of Education	—	—	—
Quality Control Services	(1,000)	(2,000)	(3,000)
Consultative Services	(2,000)	—	(2,000)
Special Education Services	(1,000)	—	(1,000)
Postsecondary Education Services	—	(2,500)	(2,500)
Vocational Education Services	(2,500)	(1,500)	(4,000)
Total	<u>\$ (14,000)</u>	<u>\$ (6,000)</u>	<u>\$ (20,000)</u>

5. Reduction of \$25,000 in State General Fund expenditures for contractual legal services provided to the State Board of Education.

6. Reduction of \$4,260 in State General Fund expenditures for repairs and servicing budgeted for the Administration program.
7. Reduction of \$14,673 in travel and subsistence expenditures. This recommended adjustment reduces budgeted amounts for travel and subsistence to the amounts approved by the 1983 Legislature, with the exception of travel costs of the State Board of Education. The Subcommittee reviewed actual travel costs incurred during the first 7.5 months of FY 1984 and does not believe increases above previously approved travel expenses are necessary, with the single exception noted above. Adjustments in travel expenses are recommended for each program as follows:

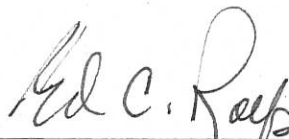
	<u>SGF</u>	<u>AOF</u>	<u>TOTAL</u>
Administration	\$ (7,625)	\$ —	\$ (7,625)
Governance of Education	7,030	—	7,030
Quality Control Services	(1,500)	—	(1,500)
Consultative Services	(2,000)	—	(2,000)
Special Education Services	(2,988)	(6,870)	(9,858)
Postsecondary Education Services	(3,500)	—	(3,500)
Vocational Education Services	2,780	—	2,780
Total	<u>\$ (7,803)</u>	<u>\$ (6,870)</u>	<u>\$ (14,673)</u>

The Subcommittee's recommended increase for travel costs of the State Board of Education is intended to adequately finance in-state travel costs. It is not intended by the Subcommittee that the additional funds be used for travel to out-of-state meetings.

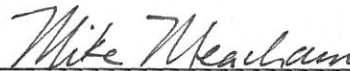
8. Reduction of \$90,000 in salaries and wages expenditures, based on actual payroll costs for the first seven months of FY 1984 and projected salary costs for the remainder of the fiscal year. Recommended adjustments are to be made as shown below:

	<u>SGF</u>	<u>AOF</u>	<u>TOTAL</u>
Administration	\$ —	\$ (30,000)	\$ (30,000)
Governance of Education	—	—	—
Quality Control Services	—	(21,000)	(21,000)
Consultative Services	—	—	—
Special Education Services	—	(30,000)	(30,000)
Postsecondary Education Services	—	—	—
Vocational Education Services	—	(9,000)	(9,000)
Total	<u>\$ —</u>	<u>\$ (90,000)</u>	<u>\$ (90,000)</u>

9. Reduction of \$8,036 in Certificate Fee Fund expenditures budgeted for capital outlay in the revised FY 1984 recommendations of the Governor. The Subcommittee's recommendation retains \$1,964 included in the original FY 1984 budget to replace two electric typewriters.
10. Reduction of \$2,500 in the State General Fund expenditures for repairing and servicing in the Consultative Services Program.
11. Reduction of \$1,000 in State General Fund expenditures for per diem compensation payments to members of the Advisory Committee on Special Education, plus \$80 for associated fringe benefits, for a total reduction of \$1,080.
12. Reduction of \$1,000 for repairs and servicing costs in the Vocational Education Services program, of which half would be State General Fund savings and half federal fund savings.
13. Reduction of \$61,900 in State General Fund expenditures for Bilingual Education Programs State Aid, based on lower enrollment in such programs than was originally anticipated a year ago.
14. Reduction of \$329,873 in State General Fund expenditures for School Transportation State Aid, based upon actual FY 1984 entitlements totaling \$38,062,000 and audit adjustment payments of \$110,512 in July, 1983.
15. Reduction of \$74,380 in postsecondary education state aid, to reflect anticipated audit savings of \$150,000 rather than \$75,620 as anticipated by the Department of Education.
16. Restoration of \$287,550 reduced by the Governor's recommendation from special education transportation state aid expenditures. The Subcommittee recommends use of transportation reimbursement savings to partially address the supplemental request submitted by the Department for an additional special education state aid appropriation of \$1,330,299 for teaching unit distributions. This recommendation retains the total amount of special education state aid approved by the Legislature a year ago for distribution pursuant to K.S.A. 72-978.
17. The Subcommittee recommends that savings in state operations be reappropriated to finance the FY 1985 budget, and that state aid savings be lapsed by amending H.B. 2703.



Representative Ed Rolfs
Subcommittee Chairman



Representative Mike Meacham

MINORITY REPORT

I concur with all adjustments recommended by the Subcommittee with one exception. I recommend a supplemental State General Fund appropriation of \$1,330,299 for special education teaching unit distributions, as requested by the agency. This recommendation would exceed the amount recommended for restoration by the Subcommittee by \$1,042,749.



Representative Bill Wisdom

SUBCOMMITTEE REPORT

Agency: Department of Education Bill No. 2684 Bill Sec. 6

Analyst: Goering Analysis Pg. No. 167 Budget Pg. No. 3-5

<u>Expenditure Summary</u>	<u>Agency Req. FY 85</u>	<u>Governor's Rec. FY 85</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 7,063,868	\$ 7,286,965	\$ (610,624)
Aid to Local Units	680,781,765	645,816,656	(37,111,482)
Other Assistance	6,478,170	6,461,010	17,160
TOTAL	<u>\$694,323,803</u>	<u>\$579,517,631</u>	<u>\$(37,704,946)</u>
 State General Fund:			
State Operations	\$ 3,901,868	\$ 4,124,965	\$ (516,231)
Aid to Local Units	610,221,765	575,256,656	(37,111,482)
Other Assistance	153,170	136,010	17,160
TOTAL	<u>\$614,276,803</u>	<u>\$579,517,631</u>	<u>\$(37,610,553)</u>
 F.T.E. Positions	176.0	177.5	(5.5)

Agency Request/Governor's Recommendation

The Department of Education's FY 1985 request includes \$437,726,000 in State General Fund expenditures to finance school equalization aid, an increase of \$61,670,000 when compared to the FY 1984 appropriation. The request also includes \$41,390,000 for general transportation state aid, an increase of 7.5 percent over the FY 1984 estimate. The budget includes a request for \$61,974,894 for special education teaching unit distributions and \$9,882,260 for special education transportation reimbursements, reflecting the Department's estimate of the total required to fully reimburse projected special education excess costs. The request includes an increase of \$125,524 to allow the agency to reimburse schools for providing school lunches to children at the maximum statutory rate of six cents per meal. Amounts were requested in order to increase reimbursements for both regular and out-district credit hours provided by Washburn University and the state's 19 community colleges to a base rate of \$24 (\$36 for vocational hours and \$48 for vocational hours offered by two community colleges which are also approved area vocational schools). The budget request assumes increases of 5 percent per enrolled pupil for Ft. Leavenworth state aid, 6 percent in each of the appropriations for vocational education state aid to USDs and to AVTS facilities, and \$1,000,000 or 10 percent for postsecondary vocational education state aid. A sum of \$2,000,000 is requested from the State General Fund to provide state aid to AVTS facilities for capital outlay. Continuation is requested of a State General Fund appropriation of \$18,265 initiated by the 1983 Legislature for off-campus work-study programs offered by Washburn University. The request includes \$82,160 to finance state aid for educable deaf-blind and severely handicapped children's programs. Finally, the request includes a total of \$4,137,000 in State General Fund expenditures to initiate two new state aid programs associated with the proposed Comprehensive Teacher Preparation and Development Program. Of the total, \$2,500,000 is for aid to school districts for financial support of approved teacher in-service education programs, and \$1,637,000 is for financial assistance to schools to initiate a program of on-the-job guidance for new teachers.

The agency's state operating budget request for FY 1985 includes funding for a total of 5.0 F.T.E. additional positions, including two to enhance math and science consultation services provided to school districts and three to administer a program of statewide teacher testing. For validation of the proposed test, a sum of \$155,000 is requested to ensure that examinations meet legal requirements for use as a prerequisite to Kansas teacher certification. No funds are requested by the Department for minimum

competency testing of Kansas pupils, pending passage of legislation to reauthorize this program.

The Governor recommends \$416,056,000 to finance school equalization state aid as well as the requested amount for general transportation state aid. For special education teaching unit distributions, the Governor recommends \$55,313,650, an amount which was computed on the basis of 5,350 teaching units and the FY 1984 maximum distribution rate per teaching unit of \$10,339. The Governor's recommendation includes \$9,530,000 for special education transportation reimbursements, a 7.0 percent increase compared to the recommendation for FY 1984.

The Governor recommends the amounts requested by the agency for school food assistance, Ft. Leavenworth state aid, vocational education program aid for USDs and AVTS facilities, and postsecondary vocational education state aid. The Governor recommends sufficient funding for reimbursing credit hours provided by community colleges and Washburn University to finance the current maximum rates authorized by 1982 S.B. 454, including additional funding for Pratt Community College beginning FY 1985 due to its designation as an approved area vocational school beginning in that year. The Governor recommends a \$1,000,000 State General Fund appropriation to initiate state financial support for approved in-service education programs offered by local school districts. The Governor does not recommend funding in FY 1985 for support of local programs to offer guidance to new teachers. The Governor recommends deletion of earmarked funds requested to continue state aid for educable deaf-blind and severely handicapped children's programs. Also recommended for deletion is the state aid support requested for off-campus work-study programs at Washburn University. The Governor recommends no funding to provide State General Fund assistance to area vocational-technical schools for acquisition of capital outlay.

The Governor recommends a state operations budget which includes the 5.0 F.T.E. new positions requested, plus an additional 1.5 F.T.E. positions to assist local school districts in the development of approved in-service education programs. The Governor also recommends \$115,000 to finance validation activities associated with use of a core battery examination as a prerequisite for teacher certification, beginning with candidates seeking Kansas certification in the spring of 1986. The Governor also recommends \$230,000 to finance contractual services for continuation of the Minimum Competency Testing Program.

House Subcommittee Recommendations

The Subcommittee concurs with the Governor's recommendations with the following adjustments:

1. Deletion of \$273,948 recommended by the Governor for salary plan cost-of-living increases. This adjustment is to be financed as shown in Table I (attached). It should be noted that this adjustment assumes application of 1.75 percent as a turnover savings adjustment, pursuant to the agency's budget request. Although the Governor's recommendation applied the same percentage, health insurance premiums had been incorrectly excluded from the turnover savings computation in the Governor's recommended budget.

2. Reduction of \$36,473 in salaries and wages expenditures, reflecting an increase in projected turnover savings from 1.75 percent (proposed by the agency) to 2.5 percent, with the exception of the State Board of Education, for which no turnover savings are assumed. The reduction is to be financed as shown in Table I (attached).

3. Reduction of \$109,328 for travel and subsistence expenditures. The Subcommittee's recommended agencywide total for such costs is \$465,891, an amount which is \$1,000 more than the Subcommittee's recommendation for FY 1984. It should be noted that additional amounts are recommended for travel and subsistence costs associated with new program initiatives elsewhere in this Subcommittee report. The adjustment for agencywide travel costs is to be financed as shown below:

	<u>SGF</u>	<u>AOF</u>	<u>Total</u>
Administration	\$ (15,555)	\$ (10,006)	\$ (25,561)
Governance of Education	(10,000)	—	(10,000)
Quality Control Services	(7,785)	(2,085)	(9,870)
Consultative Services	(22,667)	(9,753)	(32,420)
Special Education Services	(11,670)	(6,230)	(17,900)
Postsecondary Education Services	(5,132)	(1,500)	(6,632)
Vocational Education Services	(1,140)	(5,805)	(6,945)
TOTAL	<u>\$ (73,949)</u>	<u>\$ (35,379)</u>	<u>\$ (109,328)</u>

The Subcommittee notes that the recommended reduction in State Board of Education travel costs is not intended to discourage participation in in-state activities by Board members. Rather, the Subcommittee would encourage the State Board to become increasingly involved in educational activities in the state. The Subcommittee recommends that the Board's out-of-state travel costs should be reduced to the extent necessary to keep total travel costs within the \$55,000 recommended by the Subcommittee for FY 1985.

4. Reduction of \$3,000 in State General Fund expenditures and \$2,000 in federal block grant fund expenditures for printing costs. The Subcommittee recommends that printing costs for updating the Educational Directory should not be budgeted in FY 1985 since the most recent issue was printed in early FY 1984. This adjustment coincides with the Subcommittee's renewed recommendation that the publication should be reprinted no more frequently than every other year.

5. Reduction of \$9,436 for telephone expenses. This adjustment is based upon information provided to the full Committee by the Director of Telecommunications, and is to be financed as shown in the following table:

	<u>SGF</u>	<u>AOF</u>	<u>Total</u>
Administration	\$ (4,550)	\$ —	\$ (4,550)
Governance of Education	2,742	—	2,742
Quality Control Services	(1,928)	(1,928)	(3,856)
Consultative Services	(1,702)	—	(1,702)
Special Education Services	583	—	583
Postsecondary Education Services	(1,000)	—	(1,000)
Vocational Education Services	9827)	(826)	(1,653)
TOTAL	<u>\$ (6,682)</u>	<u>\$ (2,754)</u>	<u>\$ (9,436)</u>

6. Reduction of \$20,007 for postage expenditures. The Subcommittee notes that the Governor's recommendation would provide a total of \$134,092 for postage expenditures in FY 1985 as compared to actual FY 1983 total expenses of \$95,637. The Subcommittee recommends amounts which exceed revised postage estimates for FY 1984 by 15 percent to allow for a 3 cent increase in first class postage rates. The adjustment is to be financed as follows:

	<u>SGF</u>	<u>AOF</u>	<u>Total</u>
Administration	\$ (3,825)	\$ —	\$ (3,825)
Governance of Education	(2,914)	—	(2,914)
Quality Control Services	(2,875)	(2,875)	(5,750)
Consultative Services	(1,662)	—	(1,662)
Special Education Services	(150)	—	(150)
Postsecondary Education Services	(1,325)	(1,171)	(2,496)
Vocational Education Services	(1,605)	(1,605)	(3,210)
	<u>\$ (14,356)</u>	<u>\$ (5,651)</u>	<u>\$ (20,007)</u>

7. Increase of \$5,100 in State General Fund expenditures for health insurance premium payments on behalf of members of the State Board of Education.
8. Reduction of \$25,000 in State General Fund expenditures for contractual legal services for the State Board of Education.
9. Reduction of \$2,454 in State General Fund expenditures for repairs and servicing in the General Administration program.
10. Reduction of \$4,850 in Certificate Fee Fund expenditures for honoraria, microfilming, and computer fees for the Quality Control program.
11. Reduction of \$6,000 in Certificate Fee Fund expenditures recommended for acquisition of five computer terminals in FY 1985 for the Quality Control program. The Subcommittee learned that the program is presently utilizing two computer terminals and is of the opinion that this is an adequate number for on-line processing of teacher certificates.

12. Deletion of a total of \$54,452 (\$46,523 for salaries and \$7,929 for fringe benefits) in State General Fund expenditures recommended by the Governor for 2.0 F.T.E. additional positions to provide consultation services to local education agencies. The Subcommittee notes that the agency has addressed this priority area by shifting functions of existing personnel, and would encourage the agency to continue such efforts. The Subcommittee is of the opinion that adequate staff resources currently exist to allow the agency to provide increased consultation in high-priority curriculum areas without adding additional positions to the agency's budget.
13. Reduction of \$2,500 in State General Fund expenditures for repairs and servicing in the Consultative Services program.
14. Reduction of \$1,081 (\$1,000 for salary expenses plus \$81 for fringe benefits) in State General Fund expenditures recommended for per diem compensation to members of the Advisory Council on Special Education.
15. Restoration of \$82,160 to continue the State General Fund program of aid for Educable Deaf-Blind and Severely Handicapped Children's Programs.
16. Reduction of \$1,000 for repairs and servicing costs budgeted for the Vocational Education Services program, allowing savings of \$500 in State General Fund costs and an equal amount in federal fund expenditures.
17. Shift in financing for an Auditor I position to continue the current funding of approximately 25 percent from the State Safety Fund and 75 percent from the State General Fund. This adjustment allows State General Fund savings of \$5,585, offset by an increase of an equal amount in State Safety Fund expenditures for salaries and wages.

Comprehensive Teacher Preparation and Development Program

18. The Subcommittee concurs with the recommendation of the Governor to initiate a Comprehensive Teacher Preparation and Development Program. The Subcommittee, however, is of the opinion that implementation of this major policy proposal would be facilitated by passage of substantive legislation, which the Subcommittee recommends for introduction. The proposed legislation incorporates the policy proposal of the State Board of Education, as recommended by the Governor, with two revisions:
 - a. Addition of an exemption from the examination requirement for all teachers initially certified to teach outside the state of Kansas prior to May 1, 1986.
 - b. Addition of statutory authority for the Legislature to annually earmark a portion of the new Inservice Education State Aid appropriation to provide one-time project grants to school districts having an approved inservice education program, to provide an incentive to school districts to develop innovative inservice education programs for teachers.

The Subcommittee endorses the concept of a comprehensive program to ensure adequate preparation and continued professional development of Kansas teachers. The Subcommittee's recommended legislation is intended to codify the Legislature's intent to continue such efforts in future years. The Subcommittee views such legislation to be particularly crucial to the effective implementation of this multi-year policy proposal, which will depend upon appropriations not only for FY 1985 but also for future years.

In particular, the Subcommittee recommends two of the three positions recommended by the Governor for teacher testing validation activities. The Subcommittee's recommendation deletes \$12,635 (\$11,208 for salaries and \$1,427 for fringe benefits) in State General Fund expenditures recommended for one Secretary I position. The Subcommittee also notes that after the core battery examination is properly validated and in use, the remaining 2.0 F.T.E. positions budgeted for teacher testing will likely not be needed by the agency. The Subcommittee further recommends addition of \$2,000 for communications and \$3,000 for travel to its previous recommendations for these items, to allow for the additional operating support for the two positions associated with the proposed teacher testing requirement.

The Subcommittee also concurs with the recommendation of \$115,000 in contract expenditures for validation of the core battery examination, but recommends that this amount be financed from the Certificate Fee Fund rather than from the State General Fund.

The Subcommittee recommends deletion of 1.5 F.T.E. positions and deletion of the \$1,000,000 recommended for Inservice Education State Aid, pending passage of the legislation proposed by this Subcommittee to implement state aid support for inservice education. This recommendation would delete \$34,536 in State General Fund expenditures for salaries and wages. Assuming the proposed legislation passes, the Subcommittee recommends consideration of this issue in the Omnibus appropriation bill.

19. Addition of a proviso to the Economic and Consumer Education Fund to clarify that any amounts received under contract with the Consumer Credit Commission are to be credited to that fund. This recommendation allows deletion of Subsection (c) of Section 6 of H.B. 2684.
20. Reduction of \$61,900 in State General Fund expenditures for Bilingual Education Program Aid. The Subcommittee notes that enrollment in such programs has declined from a high of 4,199.0 in FY 1982 to 3,965.0 in FY 1983. In September, 1983, total enrollment reflected a continued decline to 3,887.3. It is on this basis that the Subcommittee recommends expenditures to coincide with the maximum statutory amount of \$150 per enrolled pupil, multiplied by a projected stable enrollment of 3,887.3.
21. Reduction of \$125,524 in School Food Assistance State Aid. The Subcommittee recommends a total of \$2,510,486 in state aid for the National School Lunch Program, an amount which is the minimum amount of state support necessary to meet federal matching requirements and is the same amount included in the FY 1984 approved budget for this purpose.

- 22. Reduction of \$52,561 recommended by the Governor for increased state aid to unified school districts for vocational education programs.
- 23. Reduction of \$135,265 recommended for postsecondary state aid for vocational education, based on higher audit savings than anticipated by the Department of Education. The Subcommittee notes that audit adjustments have netted savings to the state as follows:

FY 1980	\$ 503,271
FY 1981	704,562
FY 1982	262,066
FY 1983	204,018

The Governor's recommendation for FY 1985 assumes that net audit savings will be only \$14,735 in FY 1985. The Subcommittee's recommended reduction assumes that net audit savings will total \$150,000, a difference of \$135,265.

- 24. Reduction of \$354,550 in school transportation state aid, based upon a 7.5 percent increase to the revised estimate for FY 1984.
- 25. The Subcommittee recommends that the Department study the possibility of purchasing the building located at 109 E. 10th Street, in which the agency is presently housed. The present lease agreement will expire on January 1, 1986, but includes an option for the state to renew the lease for a two-year period at the present annual lease cost of \$160,000. The Subcommittee is of the opinion that the Division of Architectural Services should consider the advantages to the state of acquiring this building for state office space.
- 26. Reduction of \$27,200 in state aid for adult basic education programs. The federal funds made available for such programs in Kansas are contingent upon a minimum state match of 10 percent. The Subcommittee's recommendation is to establish state support at a level no greater than necessary to meet federal matching requirements.
- 27. Reduction of \$40,000,000 in the School District Equalization Act appropriation recommended by the Governor. The Subcommittee recommends an amount which coincides with the FY 1984 appropriation level, pending passage of school finance legislation for the 1984-85 school year. The Subcommittee notes that February revenue shortfalls warrant the use of caution in determining the amount of increase in school aid until more is known about the status of State General Fund revenues.
- 28. Increase of \$2,000,000 in State General Fund expenditures for special education services. The Subcommittee notes that the Governor recommends a total of \$55,313,650 for categorical teaching unit aid distributions pursuant to K.S.A. 72-978(d). That amount is in addition to the sum of \$9,530,000 recommended by the Governor for teacher transportation,

student transportation, and student maintenance reimbursements, pursuant to K.S.A. 72-978(a), (b), and (c). The Subcommittee concurs with the latter amount recommended by the Governor for transportation and maintenance reimbursements. However, the amount recommended by the Governor for teaching unit distributions is recommended by the Subcommittee to be increased by \$2,000,000. Further, the Subcommittee recommends addition of the increased sum of \$57,313,650 to the amount of \$376,056,000 recommended at this time to finance the School District Equalization Act. The combined total of \$433,369,650, plus any additional amount to be included following passage of school finance legislation, would be distributed through the single school equalization formula. This recommended adjustment is intended to power-equalize that amount of state aid which is currently distributed on the basis of special education teaching units. The Subcommittee is of the opinion that the state has appropriately identified exceptional children over the past decade, and believes that the state's mandate to districts to provide a free and appropriate education applies to all school-age pupils equally, regardless of whether they may be considered exceptional, gifted, or regular pupils. Therefore, the Subcommittee recommends that \$9,530,000 remain in the Special Education Services Aid line item, with a proviso specifying that the amount to be distributed pursuant to K.S.A. 72-978(d) for each F.T.E. teaching unit from that appropriation may not exceed \$0. The remaining \$57,313,650 in state aid is proposed to be added to the SDEA appropriation recommended by this Subcommittee, for a total SDEA appropriation of \$433,369,650. Finally, the Subcommittee recommends any technical amendments necessary to S.B. 626 to accommodate increases in school district general fund budgets which will result from a one-time shift of expenditures from local special education funds to general funds.

29. Addition of \$1,500,000 in State General Fund expenditures, to be appropriated in a separate line item, for state aid to area vocational-technical schools for acquisition of instructional equipment. The Subcommittee also recommends attachment of a proviso to the appropriation to require a dollar-for-dollar nonstate match as a condition of any grant award for such purposes from state funds.
30. Addition of \$1,061,340 to the Governor's recommended expenditures for state aid to community colleges and Washburn University. This recommendation coincides with the proposals contained in S.B. 513 and S.B. 521. The increases to the Governor's budget proposal are recommended for each of the four State General Fund line item appropriations as follows:

Washburn University Regular Credit Hour Aid	\$ 63,549
Washburn University Out-District Credit Hour Aid	60,462
Community College Regular Credit Hour Aid	423,737
Community College Out-District Credit Hour Aid	513,592
Total	<u>\$1,061,340</u>

31. Revisions to the structure of the appropriation bill to adopt the traditional state operating line items of Salaries and Wages and Other Operating Expenditures, together with provisos allowing FY 1984 savings in operating line items to reappropriate.

32. Deletion of \$13,616 for salaries and wages, 1.0 F.T.E. Secretary I position which is presently vacant, and \$8,408 in other operating expenditures recommended by the Governor for FY 1985 to be financed from federal CETA funds. The Subcommittee learned that revenues to the Department are no longer forthcoming because the program has been abolished at the federal level. The Subcommittee also recommends deletion of the fund from the appropriation bill. In its place, the Subcommittee recommends appropriation of moneys currently available to the Department from the federal Jobs Training Partnership Act fund, but with a \$0 expenditure limitation. The Subcommittee encourages the Department to inform the Senate Subcommittee of its plans for expending JTPA funds so that FY 1985 budgeted expenditures may be adjusted accordingly.
33. Restoration of \$19,178 for state aid to Washburn University for off-campus work-study programs, in accordance with the full Committee's systemwide decisions on Regents' institutions. A proviso allowing any FY 1984 savings to be reappropriated and spent without limitation in FY 1985 is to be attached to the line item appropriation.



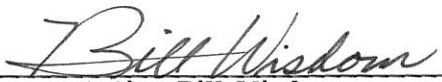
Representative Ed Rolfs
Subcommittee Chairman



Representative Mike Meacham

MINORITY REPORT

I concur with all adjustments recommended by the Subcommittee, including the recommendation to power-equalize special education state aid, with one adjustment. I recommend addition of \$3,859,515 to the State School Equalization Act appropriation, for a total of \$437,229,165, pending passage of school finance legislation. This amount, together with the \$2,000,000 increase recommended by the Subcommittee, equates to the total increase which would have been necessary to raise the Governor's recommendation on special education state aid to 95 percent of excess costs.



Representative Bill Wisdom

TABLE I

AGENCYWIDE SALARY ADJUSTMENTS

Program	Fund	Cost-of-Living Adjustment			Turnover Adjustment		
		SGF	AOF	Total	SGF	AOF	Total
General Administration	State General Fund	\$ 77,208			\$10,286		
	Federal Food Assistance Fund		\$ 6,102			\$ 805	
	State Operations Fund - Federal		32,849			4,307	
	Federal Education for Handicapped Children Fund		1,248			161	
	Federal Vocational Education Amendments Fund		2,752			363	
	Subtotal	<u>\$ 77,208</u>	<u>\$ 42,951</u>	<u>\$120,159</u>	<u>\$10,286</u>	<u>\$ 5,636</u>	<u>\$15,922</u>
Governance of Education	State General Fund	\$ 2,773	\$ —	\$ 2,773	\$ —	\$ —	\$ —
Quality Control Services	State General Fund	\$ 14,665			\$ 2,202		
	Certificate Fee Fund		\$ 12,006			\$ 1,578	
	State Operations Fund - Federal		5,372			735	
	Subtotal	<u>\$ 14,665</u>	<u>\$ 17,378</u>	<u>\$ 32,043</u>	<u>\$ 2,202</u>	<u>\$ 2,313</u>	<u>\$ 4,515</u>
Consultative Services	State General Fund	\$ 24,132			\$ 3,240		
	State Safety Fund		\$ 1,510			\$ 202	
	Economic and Consumer Education Fund		991			137	
	Federal Food Assistance Fund		11,367			1,537	
	State Operations Fund - Federal		8,010			1,081	
	Subtotal	<u>\$ 24,132</u>	<u>\$ 21,878</u>	<u>\$ 46,010</u>	<u>\$ 3,240</u>	<u>\$ 2,957</u>	<u>\$ 6,197</u>
Special Education Services	State General Fund	\$ 11,873			\$ 1,623		
	Federal Education for Handicapped Children Fund		\$ 15,773			\$ 2,125	
	Subtotal	<u>\$ 11,873</u>	<u>\$ 15,773</u>	<u>\$ 27,646</u>	<u>\$ 1,623</u>	<u>\$ 2,125</u>	<u>\$ 3,748</u>
Postsecondary Education Services	State General Fund	\$ 7,778			\$ 1,052		
	GED Credentials Fees Fund		\$ 887			\$ 107	
	Proprietary School Fee Fund		975			135	
	Federal Adult Basic Education Fund		1,951			270	
	Subtotal	<u>\$ 7,778</u>	<u>\$ 3,813</u>	<u>\$ 11,591</u>	<u>\$ 1,052</u>	<u>\$ 512</u>	<u>\$ 1,564</u>
Vocational Education Services	State General Fund	\$ 15,671			\$ 2,098		
	Federal Vocational Education Amendments Fund		\$ 17,183			\$ 2,325	
	Federal CETA Fund		872			104	
	Subtotal	<u>\$ 15,671</u>	<u>\$ 18,055</u>	<u>\$ 33,726</u>	<u>\$ 2,098</u>	<u>\$ 2,429</u>	<u>\$ 4,527</u>
TOTAL		<u>\$154,100</u>	<u>\$119,848</u>	<u>\$273,948</u>	<u>\$20,501</u>	<u>\$15,972</u>	<u>\$36,473</u>

HOUSE BILL NO. _____

By Committee on Ways and Means

AN ACT concerning initial certification of applicants to teach in Kansas; certain conditions; amending K.S.A. 72-1385 and repealing the existing section.

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

Section 1. K.S.A. 72-1388 is hereby amended to read as follows: 72-1388. (a) The state board of education, in accordance with law, is authorized to ~~make~~ adopt rules and regulations ~~covering~~ providing for the issuance, renewal, reinstatement and registration of certificates for teachers and other personnel in the state department of education and in schools and institutions under the general supervision of the state board of education. ~~Provided that.~~ In addition to other requirements, the rules and regulations shall include, after May 1, 1986, the requirement that all applicants for initial issuance of certificates to teach shall satisfactorily pass an examination prescribed by the state board of education.

(b) The privilege to teach at any level or in any field or subject, if such privilege is or has been granted when a certificate is issued, may not be withheld during the term for which the certificate is issued except as provided in K.S.A. 72-1383 or ~~K.S.A.~~ 72-5412, and amendments to such sections.

New Sec. 2. (a) Prior to July 1, 1985, the state board of education shall prescribe an examination designed to insure that certification of a person as a teacher is a reliable indicator that the person has the basic knowledge and qualifications necessary to engage in the profession of teaching in this state.

(b) In order to comply with the requirements of subsection (a), the state board of education shall select an examination which will measure the basic knowledge and qualifications of

Attach to sub-committee report

applicants for certification as teachers and shall contract with an independent educational testing service for administration and validation of the examination. The contract shall contain provisions requiring the examination to be administered to applicants at least two times each calendar year at various locations within the state and shall specify the method by which persons who take the examination may obtain the results thereof.

(c) The state board of education shall adopt rules and regulations to guarantee the confidentiality of the examination, but shall make available to applicants information regarding examination specifications.

New Sec. 3. Any applicant who is seeking certification to teach in this state and who is required to take the examination required by this act may apply for and take the examination without limitation as to the frequency of applications or testing, subject to any limit imposed by the state board. The state board of education shall determine the passing score for the examination which will be required to be attained by applicants as a prerequisite for certification. An applicant shall not be required to pass the examination more than once.

New Sec. 4. (a) Any person holding a teaching certificate valid in the state of Kansas which was issued prior to May 1, 1986, is exempt from the examination required by this act.

(b) Any person holding a teaching certificate which is valid in any other state as of May 1, 1986, is exempt from the examination required by this act.

Sec. 5. K.S.A. 72-1388 is hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its publication in the statute book.

HOUSE BILL NO. _____

By Committee on Ways and Means

AN ACT enacting the state inservice education opportunities act.

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

Section 1. This act shall be known and may be cited as the state inservice education opportunities act. It is hereby declared that it is essential to the welfare of the people of Kansas that the quality of educational opportunities for all pupils in the state be assured. Therefore, it is the intention of this act to promote the continuous professional development, improvement and on-the-job performance of all certificated personnel serving regularly in the public elementary and secondary schools of the state of Kansas.

Sec. 2. As used in this act:

(a) "Inservice education" means any planned learning opportunities provided to certificated personnel employed by a school district or other authorized educational agency for purposes of improving the performance of such personnel in already held or assigned positions;

(b) "certificated personnel" means all employees of a school district or an authorized educational agency required to be certificated by the state board of education;

(c) "school district" means any public school district organized under the laws of this state;

(d) "authorized educational agencies" means area professional development centers, state education agencies, and other organizations officially serving school districts;

(e) "area professional development center" means any regional organization providing inservice education to school districts;

Attach to sub-Committee report

(f) "state board" means the state board of education;

(g) "department" means the state department of education;

and

(h) "board" means the board of education of any school district.

Sec. 3. The state board shall adopt rules and regulations for the administration of this act and shall: (a) Prescribe and adopt policies and guidelines for the promotion of delivery of inservice education for all certificated personnel;

(b) establish standards and criteria for procedures, activities and services to be provided in inservice education programs; and

(c) establish standards and criteria for reviewing, evaluating and approving school district inservice education programs and applications of boards for state aid.

Sec. 4. (a) Each board may: (1) Establish and maintain an inservice education program for certificated personnel of the school district;

(2) develop policies and plans for the delivery of inservice education;

(3) contract with area professional development centers and authorized educational agencies in providing for inservice education;

(4) enter into cooperative or interlocal agreements with one or more other school districts in providing for inservice education.

(b) In order to be eligible for state aid under this act, inservice education programs shall meet standards and criteria set by the state board.

Sec. 5. (a) Each board which has established and is maintaining an inservice education program and which desires to secure state aid for part of the cost of maintaining the program shall certify and file an application with the state board for approval of the program.

(b) Each board which is maintaining an approved inservice

education program and which desires to secure additional state aid in any school year for part of the cost of exploring and implementing innovative and experimental procedures, activities and services to be provided in the program for enhancement thereof may include, within the application required under subsection (a), an application for approval of such procedures, activities and services.

(c) Applications shall be in a form prescribed and furnished by the department, shall contain such information as the state board may require and shall be filed annually at a time to be determined and specified by the state board. Approval by the state board of the program, any innovative and experimental procedures, activities or services provided therein, and the application shall be prerequisite to payment of state aid to any board.

Sec. 6. In order to be approved for payment of state aid, any application under section 5 shall contain the following information:

(a) The number of certificated personnel of the school district who are participating in the program;

(b) a description of the scope, objectives, procedures and activities of and the services provided by the inservice education program for the year;

(c) the amount budgeted by the board for its inservice education program;

(d) the amount of the actual expenses incurred by the school district in maintaining an approved inservice education program;

(e) the amount of the actual expenses, if any, incurred by the school district for the provision of innovative and experimental procedures, activities and services in its inservice education program; and

(f) such additional information as determined by the state board.

Sec. 7. The state board shall be responsible for the

allocation and distribution of state aid for inservice education in accordance with appropriation acts and the statutes of this state. Such moneys shall be expended only in accordance with and for the purposes specified in this act. Payments under this act may be made in installments and in advance or by way of reimbursement, with necessary adjustments on account of overpayments or underpayments.

Sec. 8. (a) In each school year, each school district which is maintaining an approved inservice education program shall be eligible to receive from state funds, within the limits of appropriations for inservice education, an amount to be determined by the state board on the basis of priorities established through a needs-assessment survey conducted by the state board. In no event shall the amount allocated and distributed to any school district under this act exceed: (1) An amount which is equal to .25 of 1% of the amount of the legally adopted budget of operating expenses of the school district or an amount equal to 50% of the actual expenses incurred by the school district in maintaining an approved inservice education program, whichever is the lesser amount; and (2) an amount which is equal to 50% of the actual expenses incurred by the school district for the provision of innovative and experimental procedures, activities and services, if any of the same are provided and approved by the state board, in an inservice education program maintained by the school district and approved by the state board.

(b) If the amount of appropriations for inservice education programs is insufficient to pay in full the amount each school district is entitled to receive for the school year, the state board shall prorate the amount appropriated among all school districts which are entitled to receive state aid under the provisions of this act in proportion to the amount each school district is entitled to receive.

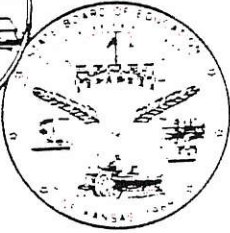
(c) The state board shall prescribe all forms necessary for reporting under this act.

(d) Every board shall make such periodic and special reports of statistical and financial information to the state board as it may request.

Sec. 9. There is hereby established in every school district a fund which shall be called the inservice education fund, which fund shall consist of all moneys deposited therein or transferred thereto according to law. Notwithstanding any other provision of law, all moneys received by the school district from whatever source for inservice education programs established under this act shall be credited to the fund established by this section. Amounts deposited in the inservice education fund shall supplement the amounts to be expended from the general fund of the school district for the provision of inservice education and shall be used exclusively for the payment of expenses directly attributable to inservice education programs.

Sec. 10. The state board may provide any board, upon its request therefor, with technical advice and assistance in the establishment and operation of an inservice education program, and may make studies and gather and disseminate information relating to materials, resources, procedures, programs and personnel which are or may become available to school districts for utilization in inservice education programs.

Sec. 11. This act shall take effect and be in force from and after its publication in the statute book.



Kansas State Department of Education

Kansas State Education Building

120 East 10th Street Topeka, Kansas 66612

February 21, 1984

TO: Lyn Goering, Legislative Research Department

FROM: Dale M. Dennis, Asst. Commissioner
Division of Financial and Support Services

SUBJECT: Computer Printout Equalizing Special Education
Teacher Entitlement

Listed below is a brief explanation of the column descriptions on the attached printout.

- Column 1 - Estimated general state aid for 1984-85 using the Governor's program submitted to the Legislature
- 2 - Estimated special education teacher entitlement utilizing the Fall, 1983 teacher count (includes money distributed to school districts, cooperatives, and interlocals for state hospitals and institutions)
- 3 - Total (Column 1 + Column 2)
- 4 - Estimated general state aid and special education aid assuming the teacher entitlement was added to the budget per pupil base of each school district utilizing the money in the Governor's budget
- 5 - Difference (Column 4 - Column 3)

In order to determine special education teacher entitlement for school districts in a cooperative or interlocal, the total teacher entitlement was distributed among all school districts based upon their enrollment.

*Interlocal #609, Southeast Kansas Regional Education Service Center, was excluded from the computation since the entitlement they receive goes primarily to state institutions. All other entitlements to institutions and state hospitals were allocated through the school districts in the cooperative or interlocal and is included as part of the per student allocation for the school districts in those cooperatives/interlocals.

111

COUNTY NAME	#	(1)	(2)	(3)	(4)	(5)
DISTRICT NAME	#	EST 1984-85 BASIC AID	EST 1983-84 SP ED AID	TOTAL (1 + 2)	EST 1984-85 BASIC AID + SP ED (PWR EQU)	DIFF (4 - 3)
ALLEN 001						
MARMATON VALLEY	256	458,735	0	458,735	495,619	36,884
IOLA	257	2,592,656	0	2,592,656	2,836,487	243,831
HUMBOLDT	258	990,891	0	990,891	1,058,507	67,616
ALLEN COUNTY EDUCATIONAL COO	601	0	0	0	0	0
ANW SPECIAL EDUCATION COOP	603	0	881,193	881,193	0	-881,193
ANDERSON 002						
GARNETT	365	1,418,003	0	1,418,003	1,554,932	136,929
CREST	479	542,193	0	542,193	574,999	32,806
ATCHISON 003						
ATCHISON CO COMM SCHOOLS	377	1,679,416	0	1,679,416	1,809,121	129,705
ATCHISON PUBLIC SCHOOLS	409	2,326,178	550,242	2,876,420	2,785,279	-91,141
BARBER 004						
BARBER COUNTY NORTH	254	400,849	0	400,849	499,359	98,510
SOUTH BARBER	255	76,790	0	76,790	117,670	40,880
BARTON 005						
CLAFLIN	354	0	0	0	0	0
ELLINWOOD PUBLIC SCHOOLS	355	356,932	0	356,932	412,413	55,481
GREAT BEND	428	1,480,568	512,297	1,992,865	1,956,323	-36,542
HOISINGTON	431	420,307	10,339	430,646	498,965	68,319
BOURBON 006						
FT SCOTT	234	2,108,191	279,153	2,387,344	2,388,407	1,063
UNIONTOWN	235	997,710	0	997,710	1,050,902	53,192
BROWN 007						
HIAWATHA	415	1,222,835	0	1,222,835	1,368,542	145,707
BROWN COUNTY	430	1,294,139	0	1,294,139	1,397,711	103,572
BROWN CO KS SPECIAL ED COOP	615	0	282,462	282,462	0	-282,462
BUTLER 008						
LEON	205	954,123	0	954,123	1,021,169	67,046
REMINGTON-WHITEWATER	206	650,374	0	650,374	709,436	59,062
CIRCLE	375	1,476,966	2,068	1,479,034	1,610,239	131,205
ANDOVER	385	1,821,071	20,678	1,841,749	1,984,886	143,137
ROSE HILL PUBLIC SCHOOLS	394	2,436,349	0	2,436,349	2,570,391	134,042
DOUGLASS PUBLIC SCHOOLS	396	1,137,669	0	1,137,669	1,199,631	61,962
AUGUSTA	402	2,084,550	0	2,084,550	2,274,918	190,368
EL DORADO	490	1,771,856	943,434	2,715,290	2,022,686	-692,604
FLINTHILLS	492	358,561	0	358,561	386,774	28,213
BUTLER COUNTY EDUCATIONAL CO	606	0	0	0	0	0

		(1)	(2)	(3)	(4)	(5)	
COUNTY NAME	#	EST 1984-85 BASIC AID	EST 1983-84 SP ED AID	TOTAL (1 + 2)	EST 1984-85 BASIC AID + SP ED (PWR EQU)	DIFF (4 - 3)	
DISTRICT NAME	#						
CHASE COUNTY	009	284	463,255	0	463,255	520,249	56,994
CHAUTAUQUA	010						
CEDAR VALE		285	212,067	0	212,067	234,972	22,905
CHAUTAUQUA COUNTY COMMUNITY		286	575,478	0	575,478	640,573	65,095
CHEROKEE	011						
RIVERTON		404	1,704,103	5,170	1,709,273	1,777,890	68,617
COLUMBUS		493	1,722,761	10,339	1,733,100	1,899,972	166,872
GALENA		499	2,001,190	0	2,001,190	2,082,165	80,975
BAXTER SPRINGS		508	2,017,234	0	2,017,234	2,114,618	97,384
CHEYENNE	012						
CHEYLIN		103	0	0	0	0	0
ST FRANCIS COMMUNITY SCHOOLS		297	320,474	0	320,474	379,255	58,781
CLARK	013						
MINNEOLA		219	34,205	0	34,205	56,391	22,186
ASHLAND		220	0	0	0	0	0
CLAY	014						
CLAY CENTER		379	1,826,210	368,068	2,194,278	2,020,783	-173,495
CLOUD	015						
CONCORDIA		333	1,910,785	473,526	2,384,311	2,112,200	-272,111
SOUTHERN CLOUD		334	443,413	0	443,413	476,342	32,929
COFFEY	016						
LEBO-WAVERLY		243	983,307	0	983,307	1,050,533	67,226
BURLINGTON		244	0	0	0	0	0
LEROY-GRIDLEY		245	448,088	0	448,088	490,499	42,411
COMANCHE	017						
COMMANCHE COUNTY		300	0	155,085	155,085	0	-155,085
COWLEY	018						
CENTRAL		462	653,579	0	653,579	704,639	51,060
UDALL		463	737,704	0	737,704	786,172	48,468
WINFIELD		465	2,116,203	779,613	2,895,816	2,406,774	-489,042
ARKANSAS CITY		470	3,399,984	28,432	3,428,416	3,816,417	388,001
DEXTER		471	225,822	0	225,822	245,837	20,015
CRAWFORD	019						
NORTHEAST		246	1,074,759	0	1,074,759	1,132,487	57,728
CHEROKEE		247	1,459,712	36,187	1,495,899	1,544,923	49,024
GIRARD		248	2,102,721	20,678	2,123,399	2,223,618	100,219
FRONTENAC PUBLIC SCHOOLS		249	879,963	0	879,963	924,350	44,387

COUNTY NAME		#	(1)	(2)	(3)	(4)	(5)
DISTRICT NAME:		#	EST 1984-85 BASIC AID	EST 1983-84 SP ED AID	TOTAL (1 + 2)	EST 1984-85 BASIC AID + SP ED (PWR EQU)	DIFF (4 - 3)

CRAWFORD		019					
PITTSBURG		250	3,025,429	1,125,917	4,151,346	3,388,024	-763,322
SE KS REG EDUC SERVICES CTR		609	0	1,633,355	1,633,355	0	-1,633,355
DECATUR		020					
OBERLIN		294	384,382	47,559	431,941	472,401	40,460
PRAIRIE HEIGHTS		295	21,908	0	21,908	35,857	13,949
DICKINSON		021					
SOLOMON		393	670,208	0	670,208	711,245	41,037
ABILENE		435	2,318,176	0	2,318,176	2,492,486	174,310
CHAPMAN		473	1,657,230	0	1,657,230	1,796,828	139,598
RURAL VISTA		481	637,644	0	637,644	680,824	43,180
HERINGTON		487	1,219,574	0	1,219,574	1,282,975	63,401
DONIPHAN		022					
WATHENA		406	1,043,469	0	1,043,469	1,104,464	60,995
HIGHLAND		425	612,631	0	612,631	649,859	37,228
TROY PUBLIC SCHOOLS		429	818,434	0	818,434	866,586	48,152
MIDWAY SCHOOLS		433	193,290	0	193,290	218,877	25,587
ELWOOD		486	665,006	0	665,006	695,660	30,654
DONIPHAN CO EDUCATION COOP		616	0	207,814	207,814	0	-207,814
DOUGLAS		023					
BALOWIN CITY		348	1,522,454	10,339	1,532,793	1,658,625	125,832
EUDORA		491	1,543,973	0	1,543,973	1,659,452	115,479
LAWRENCE		497	4,437,230	1,035,864	5,473,094	5,399,751	-73,343
EAST CENTRAL KS COOP IN EDUC		614	0	474,767	474,767	0	-474,767
EDWARDS		024					
KINSLEY-OFFERLE		347	159,675	0	159,675	217,373	57,698
LEWIS		502	0	0	0	0	0
ELK		025					
WEST ELK		282	527,063	176,280	703,343	590,352	-112,991
ELK VALLEY		283	400,355	5,170	405,525	425,849	20,324
ELLIS		026					
ELLIS		388	247,164	0	247,164	297,340	50,176
VICTORIA		432	425,898	0	425,898	478,493	52,595
HAYS		489	900,668	640,036	1,540,704	1,329,958	-210,746
ELLSWORTH		027					
ELLSWORTH		327	1,021,144	0	1,021,144	1,100,317	79,173
LORRAINE		328	0	0	0	0	0
FINNEY		028					
HOLCOMB		363	0	0	0	0	0

		(1)	(2)	(3)	(4)	(5)
		EST	EST	TOTAL	EST	DIFF
COUNTY NAME	#	1984-85	1983-84	(1 + 2)	1984-85	(4 - 3)
DISTRICT NAME	#	BASIC AID	SP ED AID		BASIC AID + SP ED (PWR EQU)	
FINNEY 028						
GARDEN CITY	457	4,617,935	0	4,617,935	5,268,722	650,787
HIGH PLAINS SPECIAL ED COOP	611	0	1,910,285	1,910,285	0	-1,910,285
FORD 029						
SPEARVILLE-WINDTHORST	381	417,623	0	417,623	450,165	32,542
DODGE CITY	443	3,906,643	18,610	3,925,253	4,474,167	548,914
BUCKLIN	459	179,320	0	179,320	207,293	27,973
SOUTHWEST AREA SP ED PROJECT	613	0	1,095,158	1,095,158	0	-1,095,158
FRANKLIN 030						
WEST FRANKLIN	287	1,310,546	0	1,310,546	1,421,839	111,293
CENTRAL HEIGHTS	288	992,174	0	992,174	1,060,565	68,391
WELLSVILLE	289	1,114,504	0	1,114,504	1,213,605	99,101
OTTAWA	290	2,495,560	288,458	2,784,018	2,789,472	5,454
EAST CENTRAL VOCATIONAL COOP	612	0	0	0	0	0
GEARY 031						
JUNCTION CITY	475	9,331,796	934,646	10,266,442	10,270,128	3,686
GOVE 032						
GRINNELL PUBLIC SCHOOLS	291	165,341	0	165,341	193,248	27,907
GRAINFIELD	292	115,185	0	115,185	146,616	31,431
QUINTER PUBLIC SCHOOLS	293	246,533	41,356	287,889	289,501	1,612
GRAHAM 033						
WEST GRAHAM-MORLAND	280	0	0	0	0	0
HILL CITY	281	582,679	0	582,679	662,477	79,798
GRANT 034						
ULYSSES	214	0	0	0	0	0
GRAY 035						
CIHARRON-ENSIGN	102	615,600	0	615,600	686,823	71,223
MONTEZUMA	371	30,780	0	30,780	52,367	21,587
COPELAND	476	239	0	239	239	0
INGALLS	477	15,675	3,102	18,777	35,592	16,815
GREELEY 036						
GREELEY COUNTY	200	0	0	0	0	0
GREENWOOD 037						
MADISON-VIRGIL	386	626,785	0	626,785	669,752	42,967
EUREKA	389	1,031,947	124,068	1,156,015	1,134,854	-21,161
HAMILTON	390	132,648	0	132,648	147,918	15,270
HAMILTON 038						
SYRACUSE	494	0	0	0	0	0

COUNTY NAME	#	(1) EST 1984-85 BASIC AID	(2) EST 1983-84 SP ED AID	(3) TOTAL (1 + 2)	(4) EST 1984-85 BASIC AID + SP ED (PWR EQU)	(5) DIFF (4 - 3)
DISTRICT NAME	#					

HARPER	039					
ANTHONY-HARPER	361	279,032	0	279,032	410,411	131,379
ATTICA	511	0	0	0	0	0
HARVEY	040					
BURRTON	369	440,414	0	440,414	469,266	28,852
NEWTON	373	2,981,655	596,560	3,578,215	3,405,125	-173,090
SEDGWICK PUBLIC SCHOOLS	439	907,870	0	907,870	952,350	44,480
HALSTEAD	440	983,185	11,373	994,558	1,069,037	74,479
HESSTON	460	1,160,222	12,924	1,173,146	1,259,994	86,848
HASKELL	041					
SUBLETTE	374	0	0	0	0	0
SATANTA	507	0	0	0	0	0
HODGEMAN	042					
JETHORE	227	5,868	0	5,868	34,657	28,789
HANSTON	228	0	0	0	0	0
JACKSON	043					
NORTH JACKSON	335	1,074,315	0	1,074,315	1,134,640	60,325
HOLTON	336	1,662,275	408,391	2,070,666	1,771,079	-299,587
HAYETTA	337	1,785,703	0	1,785,703	1,884,753	99,050
JEFFERSON	044					
VALLEY FALLS	338	932,401	0	932,401	989,932	57,531
JEFFERSON COUNTY NORTH	339	922,073	0	922,073	977,252	55,179
JEFFERSON WEST	340	1,758,409	0	1,758,409	1,868,776	110,367
OSKALOOSA PUBLIC SCHOOLS	341	832,289	0	832,289	891,475	59,186
MCLOUTH	342	1,046,125	0	1,046,125	1,109,830	63,705
PERRY PUBLIC SCHOOLS	343	1,573,240	0	1,573,240	1,681,459	108,219
ATCHINSON-JEFFERSON EDUC COO	608	0	579,604	579,604	0	-579,604
JEWELL	045					
WHITE ROCK	104	76,793	0	76,793	112,498	35,705
MANKATO	278	573,052	0	573,052	627,997	54,945
JEWELL	279	182,739	0	182,739	213,041	30,302
JOHNSON	046					
SOUTHEAST JOHNSON CO	229	4,923,875	0	4,923,875	5,568,669	644,794
SPRING HILL	230	2,426,526	0	2,426,526	2,605,122	178,596
GARDNER-EDGERTON-ANTIOCH	231	2,516,306	139,577	2,655,883	2,739,385	83,502
DESOTO	232	2,706,581	98,221	2,804,802	2,942,865	138,063
OLATHE	233	16,263,765	2,233,637	18,497,402	17,817,298	-680,104
SHAWNEE MISSION PUBLIC SCHOO	512	1,536,771	3,925,925	5,462,696	6,052,640	589,944
KEARNY	047					
LAKIN	215	0	0	0	0	0

COUNTY NAME #		(1)	(2)	(3)	(4)	(5)
DISTRICT NAME #		EST 1984-85 BASIC AID	EST 1983-84 SP ED AID	TOTAL (1 + 2)	EST 1984-85 BASIC AID + SP ED (PWR EQU)	DIFF (4 - 3)

KEARNY	047					
DEERFIELD	216	0	0	0	23,620	23,620
KINGMAN	048					
KINGMAN	331	467,609	0	467,609	601,002	133,393
CUNNINGHAM	332	0	0	0	0	0
KIOWA	049					
GREENSBURG	422	570,856	0	570,856	622,516	51,660
MULLINVILLE	424	0	0	0	11,940	11,940
HAVILAND PUBLIC SCHOOLS	474	0	0	0	0	0
LABETTE	050					
PARSONS	503	2,850,973	0	2,850,973	3,150,158	299,185
OSWEGO	504	1,141,164	0	1,141,164	1,193,454	52,290
CHETOPA	505	863,746	2,068	865,814	896,772	30,958
LABETTE COUNTY	506	2,559,660	0	2,559,660	2,742,272	182,612
LANE	051					
HEALY PUBLIC SCHOOLS	468	0	0	0	0	0
DIGHTON	482	0	0	0	0	0
LEAVENWORTH	052					
FT LEAVENWORTH	207	0	0	0	0	0
EASTON	449	1,287,243	0	1,287,243	1,346,836	59,593
LEAVENWORTH	453	5,181,113	722,076	5,903,189	5,741,539	-161,650
BASEHOR-LINWOOD	458	2,013,931	0	2,013,931	2,154,319	140,388
TONGANOXIE	464	2,289,984	0	2,289,984	2,411,249	121,265
LANSHING	469	2,458,783	0	2,458,783	2,579,209	120,426
LINCOLN	053					
LINCOLN	298	436,955	0	436,955	498,154	61,199
SYLVAN GROVE	299	209,763	0	209,763	234,934	25,171
LINN	054					
PLEASANTON	344	1,052,601	0	1,052,601	1,104,132	51,531
JAYHAWK	346	793,622	0	793,622	858,162	64,540
PRAIRIE VIEW	362	139,972	0	139,972	231,138	91,166
LOGAN	055					
OAKLEY	274	28,291	10,339	38,630	55,679	17,049
TRIPLAINS	275	0	0	0	0	0
LYON	056					
NORTH LYON COUNTY	251	998,186	0	998,186	1,071,106	72,920
SOUTHERN LYON COUNTY	252	859,396	0	859,396	916,791	57,395
EMPORIA	253	4,212,711	792,123	5,004,834	4,730,945	-273,889

		(1)	(2)	(3)	(4)	(5)
		EST	EST	TOTAL	EST	DIFF
COUNTY NAME	#	1984-85	1983-84	(1 + 2)	1984-85	(4 - 3)
DISTRICT NAME	#	BASIC AID	SP ED AID		BASIC AID + SP ED (PWR EQU)	

MARION 057						
CENTRE	397	412,001	0	412,001	450,073	38,072
PEABODY-BURNS	398	711,284	0	711,284	759,027	47,743
MARION	408	834,005	0	834,005	896,440	62,435
DURHAM-HILLSBORO-LEHIGH	410	614,442	0	614,442	674,217	59,775
GOESSEL	411	332,553	0	332,553	357,189	24,636
MARION COUNTY SPECIAL ED. CO	617	0	222,392	222,392	0	-222,392
MARSHALL 058						
MARYSVILLE	364	1,054,384	154,051	1,208,435	1,167,261	-41,174
VERMILLION	380	858,276	0	858,276	928,908	70,632
AXTELL	488	464,286	0	464,286	502,480	38,194
VALLEY HEIGHTS	498	680,194	28,949	709,143	734,448	25,305
MCPHERSON 059						
LINDSBORG	400	895,902	0	895,902	991,023	95,121
MCPHERSON	418	1,295,196	491,723	1,786,919	1,587,335	-199,584
CANTON-GALVA	419	404,217	0	404,217	449,316	45,099
MOUNDRIDGE	423	378,727	0	378,727	424,387	45,660
INMAN	448	416,463	0	416,463	456,434	39,971
MEADE 060						
FOWLER	225	0	0	0	0	0
MEADE	226	0	1,034	1,034	0	-1,034
MIAMI 061						
OSAWATOMIE	367	2,140,140	154,362	2,294,502	2,286,098	-8,404
PAOLA	368	1,760,986	747,717	2,508,703	1,950,988	-557,715
LOUISBURG	416	1,746,640	0	1,746,640	1,879,375	132,735
MITCHELL 062						
WACONDA	272	686,885	0	686,885	789,441	102,556
BELOIT	273	611,024	609,949	1,220,973	738,508	-482,465
MONTGOMERY 063						
CANEY VALLEY	436	1,843,599	0	1,843,599	1,944,820	101,221
COFFEYVILLE	445	3,943,271	0	3,943,271	4,301,169	357,898
INDEPENDENCE	446	2,588,351	0	2,588,351	2,932,721	344,370
CHERRYVALE	447	1,582,482	0	1,582,482	1,660,468	77,986
TRI-COUNTY SPECIAL EDUC COOP	607	0	1,129,536	1,129,536	0	-1,129,536
MORRIS 064						
MORRIS COUNTY	417	1,456,892	0	1,456,892	1,565,208	108,316
MORTON 065						
ROLLA	217	0	0	0	0	0
ELKHART	218	508,175	0	508,175	572,610	64,435

		(1)	(2)	(3)	(4)	(5)
		EST	EST	TOTAL	EST	DIFF
COUNTY NAME	#	1984-85	1983-84	(1 + 2)	1984-85	
DISTRICT NAME	#	BASIC AID	SP ED AID		BASIC AID + SP ED (PWR EQU)	(4 - 3)

NEMAHA 066						
SABETHA	441	1,169,989	0	1,169,989	1,279,561	109,572
NEMAHA VALLEY SCHOOLS	442	667,546	196,958	864,504	719,340	-145,164
B & B	451	533,099	0	533,099	564,594	31,495
NEOSHO 067						
ERIE-ST PAUL	101	1,709,530	0	1,709,530	1,863,479	153,949
CHANUTE PUBLIC SCHOOLS	413	2,286,983	20,678	2,307,661	2,573,295	265,634
NESS 068						
NES TRES LA GO	301	0	0	0	0	0
SMOKY HILL	302	55,023	0	55,023	79,064	24,041
NESS CITY	303	0	0	0	0	0
BAZINE	304	0	0	0	0	0
NORTON 069						
NORTON COMMUNITY SCHOOLS	211	1,299,882	0	1,299,882	1,391,518	91,636
NORTHERN VALLEY	212	250,361	0	250,361	273,189	22,828
WEST SOLOMON VALLEY SCHOOLS	213	129,073	0	129,073	148,129	19,056
OSAGE 070						
OSAGE CITY	420	1,198,373	0	1,198,373	1,276,811	78,438
LYNDON	421	751,145	0	751,145	793,534	42,389
SANTA FE TRAIL	434	2,523,454	574,848	3,098,302	2,688,617	-409,685
BURLINGAME PUBLIC SCHOOLS	454	899,950	0	899,950	943,172	43,222
MARAI DES CYGNES VALLEY	456	767,083	0	767,083	806,104	39,021
OSBORNE 071						
OSBORNE COUNTY	392	414,778	0	414,778	467,774	52,996
OTTAWA 072						
NORTH OTTAWA COUNTY	239	684,008	0	684,008	747,542	63,534
TWIN VALLEY	240	785,032	0	785,032	834,203	49,171
PAWNEE 073						
FT LARNED	495	960,192	576,968	1,537,160	1,140,702	-396,458
PAWNEE HEIGHTS	496	8,057	0	8,057	8,057	0
PHILLIPS 074						
EASTERN HEIGHTS	324	153,067	0	153,067	171,340	18,273
PHILLIPSBURG	325	800,681	597,594	1,398,275	882,861	-515,414
LOGAN	326	168,368	0	168,368	198,188	29,820
POTTAWATOMIE 075						
WAMEGO	320	2,240,288	303,967	2,544,255	2,405,055	-139,200
KAW VALLEY	321	0	315,960	315,960	0	-315,960
ONAGA-HAVENSVILLE-WHEATON	322	737,339	0	737,339	782,714	45,375
WESTMORELAND	323	1,167,489	0	1,167,489	1,248,884	81,395

		(1)	(2)	(3)	(4)	(5)
		EST	EST	TOTAL	EST	DIFF
COUNTY NAME	#	1984-85	1983-84	(1 + 2)	1984-85	(4 - 3)
DISTRICT NAME	#	BASIC AID	SP ED AID		BASIC AID + SP ED (PWR EQU)	

PRATT	076					
PRATT	382	1,054,830	41,356	1,096,186	1,228,733	132,547
SKYLINE SCHOOLS	438	98,084	0	98,084	133,993	35,909
SOUTH CENTRAL KS SPEC ED COO	605	0	713,701	713,701	0	-713,701

RAWLINS	077					
HERNDON	317	5,061	25,848	30,909	5,061	-25,848
ATWOOD	318	417,709	140,507	558,216	484,894	-73,322

RENO	078					
HUTCHINSON PUBLIC SCHOOLS	308	4,146,931	667,899	4,814,830	4,845,336	30,506
NICKERSON	309	2,133,962	0	2,133,962	2,345,093	211,131
FAIRFIELD	310	582,695	0	582,695	650,324	67,629
PRETTY PRAIRIE	311	546,312	0	546,312	587,151	40,839
HAVEN PUBLIC SCHOOLS	312	1,591,001	0	1,591,001	1,734,997	143,996
BUHLER	313	2,704,770	0	2,704,770	3,007,428	302,658
RENO CO EDUC COOPERATIVE	610	0	832,290	832,290	0	-832,290

REPUBLIC	079					
PIKE VALLEY	426	361,425	0	361,425	395,923	34,498
BELLEVILLE	427	810,644	0	810,644	884,247	73,603
CUBA	455	250,011	0	250,011	274,197	24,186

RICE	080					
STERLING	376	819,567	0	819,567	884,520	64,953
CHASE	401	132,731	0	132,731	161,322	28,591
LYONS	405	1,250,776	258,734	1,509,510	1,355,066	-154,444
LITTLE RIVER	444	278,060	0	278,060	321,087	43,027

RILEY	081					
RILEY COUNTY	378	1,048,782	0	1,048,782	1,108,126	59,344
MANHATTAN	383	5,144,978	446,541	5,591,519	5,801,816	210,297
BLUE VALLEY	384	311,556	0	311,556	334,068	22,512

ROOKS	082					
PALCO	269	4,696	0	4,696	30,370	25,674
PLAINVILLE	270	208,571	0	208,571	266,522	57,951
STOCKTON	271	33,197	0	33,197	76,829	43,632

RUSH	083					
LACROSSE	395	38,375	0	38,375	92,068	53,693
OTIS-BISON	403	234,509	0	234,509	271,739	37,230

RUSSELL	084					
PARADISE	399	0	0	0	0	0
RUSSELL COUNTY	407	0	272,433	272,433	10,314	-262,119

		(1)	(2)	(3)	(4)	(5)
		EST	EST	TOTAL	EST	DIFF
COUNTY NAME	#	1984-85	1983-84	(1 + 2)	1984-85	(4 - 3)
DISTRICT NAME	#	BASIC AID	SP ED AID		BASIC AID + SP ED (PWR EQU)	

SALINE 085						
SALINA	305	5,993,697	1,481,579	7,475,276	6,929,106	-546,170
SOUTHEAST OF SALINE	306	700,670	0	700,670	766,086	65,416
ELL-SALINE	307	489,295	0	489,295	518,977	29,682
SCOTT 086						
SCOTT COUNTY	466	815,061	0	815,061	954,307	139,246
SEDGWICK 087						
WICHITA	259	26,016,542	5,940,893	31,957,435	32,830,196	872,761
DERBY	260	5,718,505	572,005	6,290,510	6,346,311	55,801
HAYSVILLE	261	4,306,228	387,713	4,693,941	4,732,985	39,044
VALLEY CENTER PUBLIC SCHOOLS	262	2,317,982	15,509	2,333,491	2,524,048	190,557
MULVANE	263	2,239,627	183,000	2,422,627	2,443,260	20,633
CLEARWATER	264	907,464	10,339	917,803	1,002,009	84,206
GODDARD	265	1,646,474	3,102	1,649,576	1,873,117	223,541
MAIZE	266	2,716,585	20,678	2,737,263	2,899,694	162,431
RENWICK	267	1,857,756	11,373	1,869,129	2,018,985	149,856
CHENEY	268	729,583	0	729,583	785,427	55,844
SEDWICK CO AREA ED SERV COOP	618	0	833,943	833,943	0	-833,943
SEWARD 088						
LIBERAL	480	2,625,631	0	2,625,631	3,014,226	388,595
KISHMET-PLAINS	483	148,852	0	148,852	210,660	61,808
SHAWNEE 089						
SEAMAN	345	4,005,331	660,766	4,666,097	4,651,012	-15,085
SILVER LAKE	372	1,418,938	51,695	1,470,633	1,555,648	85,015
AUBURN WASHBURN	437	2,875,004	285,873	3,160,877	3,376,364	215,487
SHAWNEE HEIGHTS	450	4,553,640	272,950	4,826,590	5,195,880	369,290
TOPEKA PUBLIC SCHOOLS	501	11,421,551	3,916,982	15,338,533	14,167,461	-1,171,072
SHERIDAN 090						
HOXIE COMMUNITY SCHOOLS	412	150,266	54,280	204,546	215,515	10,969
SHERMAN 091						
GOODLAND	352	759,979	158,187	918,166	949,071	30,905
SMITH 092						
LEBANON PUBLIC SCHOOLS	236	0	0	0	0	0
SMITH CENTER	237	915,880	0	915,880	990,737	74,857
WEST SMITH COUNTY	238	257,547	0	257,547	282,013	24,466
STAFFORD 093						
STAFFORD	349	247,092	0	247,092	282,489	35,397
ST JOHN-HUDSON	350	51,858	138,543	190,401	95,454	-94,947
HACKSVILLE	351	0	0	0	0	0

COUNTY NAME	#	(1)	(2)	(3)	(4)	(5)
DISTRICT NAME	#	EST 1984-85 BASIC AID	EST 1983-84 SP ED AID	TOTAL (1 + 2)	EST 1984-85 BASIC AID + SP ED (PWR EQU)	DIFF (4 - 3)
STANTON	094					
STANTON COUNTY	452	0	0	0	0	0
STEVENS	095					
MOSCOW PUBLIC SCHOOLS	209	0	0	0	0	0
HUGOTON PUBLIC SCHOOLS	210	0	0	0	0	0
SUMNER	096					
WELLINGTON	353	1,910,202	232,214	2,142,416	2,154,462	12,046
CONWAY SPRINGS	356	481,980	5,170	487,150	525,276	38,126
BELLE PLAINE	357	1,277,723	0	1,277,723	1,360,277	82,554
OXFORD	358	613,393	0	613,393	660,939	47,546
ARGONIA PUBLIC SCHOOLS	359	7,998	0	7,998	9,695	1,697
CALDWELL	360	264,743	0	264,743	301,324	36,581
SOUTH HAVEN	509	109,000	0	109,000	130,086	21,086
SUMNER CO SPECIAL ED COOP	619	0	221,772	221,772	0	-221,772
THOMAS	097					
BREWSTER	314	12,616	0	12,616	12,616	0
COLBY PUBLIC SCHOOLS	315	896,267	104,424	1,000,691	1,077,520	76,829
GOLDEN PLAINS	316	46,195	0	46,195	66,945	20,750
NORTHWEST KANSAS EDUC COOP	602	0	988,822	988,822	0	-988,822
TREGO	098					
WAKEENEY	208	520,279	52,729	573,008	607,834	34,826
WABAUNSEE	099					
ALMA	329	599,880	0	599,880	664,063	64,183
WABAUNSEE EAST	330	1,124,893	107,009	1,231,902	1,221,815	-10,087
WALLACE	100					
WALLACE COUNTY SCHOOLS	241	226,297	0	226,297	268,556	42,259
WESKAN	242	63,549	0	63,549	77,529	13,980
WASHINGTON	101					
NORTH CENTRAL	221	257,081	0	257,081	284,005	26,924
WASHINGTON SCHOOLS	222	844,059	0	844,059	894,309	50,250
BARNES	223	437,194	20,678	457,872	487,810	29,938
REPUBLICAN VALLEY	224	610,080	0	610,080	658,184	48,104
WICHITA	102					
LEOTI	467	0	0	0	0	0
WILSON	103					
ALTOONA-MIDWAY	387	764,241	0	764,241	810,478	46,237
NEODESHA	461	1,672,647	0	1,672,647	1,761,619	88,972
FREDONIA	484	1,211,879	0	1,211,879	1,309,926	98,047
2-COUNTY CAREER EDUCATION CO	604	0	0	0	0	0

		(1)	(2)	(3)	(4)	(5)
		EST 1984-85	EST 1983-84	TOTAL	EST 1984-85	DIFF
COUNTY NAME	#	BASIC AID	SP ED AID	(1 + 2)	BASIC AID + SP ED (PWR EQU)	(4 - 3)
DISTRICT NAME	#					

WOODSON	104	366	565,068	0	565,068	628,387
WOODSON						63,319

WYANDOTTE	105	202	6,561,651	0	6,561,651	7,094,499
TURNER-KANSAS CITY		203	2,079,447	0	2,079,447	2,202,095
PIPER-KANSAS CITY		204	3,188,124	0	3,188,124	3,471,082
BONNER SPRINGS		500	37,191,771	3,912,588	41,104,359	40,540,803
KANSAS CITY						-563,556

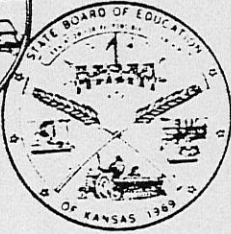
STATE TOTALS		414,937,183	54,835,377	469,772,560	468,193,509	-1,579,051

*Interlocal #609, Southeast Kansas Regional Educational Service Center, was excluded from the allocation because the money is for state hospitals. Therefore, Column 5 does not balance.

Kansas State Department of Education

Kansas State Education Building

120 East 10th Street Topeka, Kansas 66612



February 15, 1984

TO: Lyn Goering, Legislative Research Department

FROM: Dale M. Dennis, Asst. Commissioner
Division of Financial and Support Services

SUBJECT: Computer Printout Equalizing Special Education
Teacher Entitlement

Listed below is a brief explanation of the column descriptions on the attached printout.

- Column 1 - Estimated general state aid, income tax rebate, and special education teacher entitlement using Fall, 1983 teacher count (based on Governor's money)
- 2 - Estimated general state aid, income tax rebate, and special education aid if the teacher entitlement was added to the budget per pupil base of each district* (based on dollars in the Governor's budget)
- 3 - Difference between Column 1 and Column 2

In order to determine special education teacher entitlement for school districts in a cooperative or interlocal, the total teacher entitlement was distributed among all school districts based upon their enrollment.

*Interlocal #609, Southeast Kansas Regional Educational Service Center, was excluded from the computation since the entitlement they receive goes primarily to state institutions. All other entitlements to institutions and state hospitals were allocated through the school districts in the cooperative or interlocal and is included as part of the per student allocation for the school districts in those cooperatives/interlocals.

VII

COUNTY NAME #		(1)		(2)		(3)
DISTRICT NAME #			EST	EST	TOT ST AID	DIFF
			1984-85	1984-85	+ SP ED	
			TOTAL	TOT ST AID	(PWR EQU)	
			ST AID			
			+ SP ED			

ALLEN	001					
MARMATON VALLEY		256	565,085	563,651		1,434
IOLA		257	3,103,852	3,121,262		-17,410
HUMBOLDT		258	1,165,599	1,164,542		1,057
ANDERSON	002					
GARNETT		365	1,783,983	1,779,723		4,260
CREST		479	612,606	611,383		1,223
ATCHISON	003					
ATCHISON CO COMM SCHOOLS		377	1,894,350	1,898,345		-3,995
ATCHISON PUBLIC SCHOOLS		409	3,243,120	3,152,057		91,063
BARBER	004					
BARBER COUNTY NORTH		254	767,122	754,524		12,598
SOUTH BARBER		255	249,066	238,008		11,058
BARTON	005					
CLAFLIN		354	120,311	93,931		26,380
ELLINWOOD PUBLIC SCHOOLS		355	592,789	595,898		-3,109
GREAT BEND		428	3,098,792	3,235,828		-137,036
HOISINGTON		431	711,348	717,190		-5,842
BOURBON	006					
FT SCOTT		234	2,805,021	2,806,071		-1,050
UNIONTOWN		235	1,101,786	1,104,109		-2,323
BROWN	007					
HIAWATHA		415	1,611,028	1,583,984		27,044
BROWN COUNTY		430	1,480,179	1,474,045		6,134
BUTLER	008					
LEON		205	1,109,784	1,111,230		-1,446
REMINGTON-WHITEWATER		206	823,530	826,476		-2,946
CIRCLE		375	1,803,294	1,817,905		-14,611
ANDOVER		385	2,252,321	2,275,168		-22,847
ROSE HILL PUBLIC SCHOOLS		394	2,716,824	2,733,922		-17,098
DOUGLASS PUBLIC SCHOOLS		396	1,290,012	1,293,714		-3,702
AUGUSTA		402	2,718,851	2,740,521		-21,670
EL DORADO		490	2,688,603	2,725,733		-37,130
FLINTHILLS		492	415,269	416,178		-909
CHASE	009					
CHASE COUNTY		284	604,116	601,992		2,124

COUNTY NAME	#	(1) EST 1984-85 TOTAL ST AID + SP ED	(2) EST 1984-85 TOT ST AID + SP ED (PWR EQU)	(3) DIFF
DISTRICT NAME	#			

CHAUTAUQUA	010			
CEDAR VALE	285	272,533	268,664	3,869
CHAUTAUQUA COUNTY COMMUNITY	286	780,520	769,611	10,909
CHEROKEE	011			
RIVERTON	404	1,816,629	1,823,486	-6,857
COLUMBUS	493	2,038,213	2,087,522	-49,309
GALENA	499	2,167,387	2,174,547	-7,160
BAXTER SPRINGS	508	2,249,936	2,259,643	-9,707
CHEYENNE	012			
CHEYLIN	103	92,674	50,396	42,278
ST FRANCIS COMMUNITY SCHOOLS	297	480,838	452,222	28,616
CLARK	013			
MINNEOLA	219	104,558	99,072	5,486
ASHLAND	220	152,153	114,362	37,791
CLAY	014			
CLAY CENTER	379	2,273,888	2,291,469	-17,581
CLOUD	015			
CONCORDIA	333	2,417,574	2,405,282	12,292
SOUTHERN CLOUD	334	522,017	522,733	-716
COFFEY	016			
LEBO-WAVERLY	243	1,150,508	1,148,464	2,044
BURLINGTON	244	303,396	201,509	101,887
LEROY-GRIDLEY	245	582,940	577,936	5,004
COMANCHE	017			
COMMANCHE COUNTY	300	170,013	112,465	57,548
COWLEY	018			
CENTRAL	462	775,102	770,340	4,762
UDALL	463	858,491	856,873	1,618
WINFIELD	465	2,979,566	2,995,090	-15,524
ARKANSAS CITY	470	4,439,698	4,475,471	-35,773
DEXTER	471	263,933	264,285	-352
CRAWFORD	019			
NORTHEAST	246	1,215,578	1,218,337	-2,759
CHEROKEE	247	1,620,394	1,630,274	-9,880
GIRARD	248	2,339,919	2,353,703	-13,784
FRONTENAC PUBLIC SCHOOLS	249	999,691	1,001,949	-2,258
PITTSBURG	250	4,063,673	4,148,916	-85,243

COUNTY NAME	#		(1) EST 1984-85 TOTAL ST AID + SP ED	(2) EST 1984-85 TOT ST AID + SP ED (PWR EQU)	(3) DIFF
DISTRICT NAME	#				

DECATUR	020				
OBERLIN		294	662,036	622,535	39,501
PRAIRIE HEIGHTS		295	61,974	61,505	469
DICKINSON	021				
SOLOMON		393	760,263	760,522	-259
ABILENE		435	2,754,331	2,778,166	-23,835
CHAPMAN		473	1,918,776	1,929,992	-11,216
RURAL VISTA		481	735,694	735,013	681
HERINGTON		487	1,370,337	1,373,097	-2,760
DONIPHAN	022				
WATHENA		406	1,179,338	1,180,199	-861
HIGHLAND		425	686,855	685,079	1,776
TROY PUBLIC SCHOOLS		429	924,326	923,877	449
MIDWAY SCHOOLS		433	257,684	253,763	3,921
ELWOOD		486	715,671	715,760	-89
DOUGLAS	023				
BALDWIN CITY		348	1,807,101	1,799,691	7,410
EUDORA		491	1,758,782	1,757,126	1,656
LAWRENCE		497	7,538,534	7,465,192	73,342
EDWARDS	024				
KINSLEY-OFFERLE		347	393,585	352,233	41,352
LEWIS		502	108,939	50,310	58,629
ELK	025				
WEST ELK		282	707,497	694,108	13,389
ELK VALLEY		283	452,464	449,203	3,261
ELLIS	026				
ELLIS		388	429,872	413,558	16,314
VICTORIA		432	603,238	591,804	11,434
HAYS		489	2,396,296	2,386,747	9,549
ELLSWORTH	027				
ELLSWORTH		327	1,230,354	1,232,104	-1,750
LORRAINE		328	170,317	113,271	57,046
FINNEY	028				
HOLCOMB		363	111,863	50,000	61,863
GARDEN CITY		457	6,337,872	6,419,680	-81,808
FORD	029				
SPEARVILLE-WINDTHORST		381	487,123	483,114	4,009
DODGE CITY		443	5,274,345	5,308,580	-34,235
BUCKLIN		459	268,377	261,655	6,722

COUNTY NAME #		(1) EST 1984-85 TOTAL ST AID + SP ED		(2) EST 1984-85 TOT ST AID + SP ED (PWR EQU)		(3) DIFF
DISTRICT NAME #						

FRANKLIN 030						
WEST FRANKLIN	287	1,491,290		1,483,865		7,425
CENTRAL HEIGHTS	288	1,128,531		1,126,467		2,064
WELLSVILLE	289	1,337,819		1,331,296		6,523
OTTAWA	290	3,180,687		3,186,141		-5,454
GEARY 031						
JUNCTION CITY	475	10,891,184		10,894,870		-3,686
GOVE 032						
GRINNELL PUBLIC SCHOOLS	291	229,186		218,162		11,024
GRAINFIELD	292	190,745		174,563		16,182
QUINTER PUBLIC SCHOOLS	293	358,334		339,858		18,476
GRAHAM 033						
WEST GRAHAM-MORLAND	280	59,334		32,421		26,913
HILL CITY	281	808,417		785,352		23,065
GRANT 034						
ULYSSES	214	459,515		296,615		162,900
GRAY 035						
CIMARRON-ENSIGN	102	796,863		788,519		8,344
MONTEZUMA	371	92,579		95,494		-2,915
COPELAND	476	40,083		26,585		13,498
INGALLS	477	79,539		72,747		6,792
GREELEY 036						
GREELEY COUNTY	200	108,187		72,367		35,820
GREENWOOD 037						
MADISON-VIRGIL	386	746,814		751,966		-5,152
EUREKA	389	1,377,317		1,356,155		21,162
HAMILTON	390	171,362		171,345		17
HAMILTON 038						
SYRACUSE	494	140,035		89,603		50,432
HARPER 039						
ANTHONY-HARPER	361	692,551		674,880		17,671
ATTICA	511	89,284		66,239		23,045
HARVEY 040						
BURRTON	369	527,597		528,039		-442
NEWTON	373	4,181,929		4,183,497		-1,568
SEDGWICK PUBLIC SCHOOLS	439	1,034,061		1,037,118		-3,057
HALSTEAD	440	1,214,940		1,208,757		6,183
HESSTON	460	1,394,947		1,387,834		7,113

COUNTY NAME #				(1) EST 1984-85 TOTAL ST AID + SP ED	(2) EST 1984-85 TOT ST AID + SP ED (PWR EQU)	(3) DIFF
DISTRICT NAME #						

HASKELL 041						
SUBLETTE	374			150,081	99,706	50,375
SATANTA	507			133,386	90,214	43,172
HODGEMAN 042						
JETMORE	227			97,633	91,302	6,331
HANSTON	228			60,468	22,395	38,073
JACKSON 043						
NORTH JACKSON	335			1,163,350	1,163,936	-586
HOLTON	336			1,912,719	1,919,019	-6,300
MAYETTA	337			1,957,500	1,963,036	-5,536
JEFFERSON 044						
VALLEY FALLS	338			1,050,181	1,049,881	300
JEFFERSON COUNTY NORTH	339			1,021,759	1,021,212	547
JEFFERSON WEST	340			1,969,538	1,972,326	-2,788
OSKALOOSA PUBLIC SCHOOLS	341			950,319	947,690	2,629
MCLOUTH	342			1,171,551	1,171,641	-90
PERRY PUBLIC SCHOOLS	343			1,810,645	1,811,555	-910
JEWELL 045						
WHITE ROCK	104			162,823	143,273	19,550
MANKATO	278			690,757	677,565	13,192
JEWELL	279			266,011	252,945	13,066
JOHNSON 046						
SOUTHEAST JOHNSON CO	229			6,228,784	6,356,022	-127,238
SPRING HILL	230			2,760,030	2,770,573	-10,543
GARDNER-EDGERTON-ANTIOCH	231			3,012,266	3,017,059	-4,793
DESOTO	232			3,145,442	3,149,971	-4,529
OLATHE	233			19,427,229	19,644,841	-217,612
SHAWNEE MISSION PUBLIC SCHOO	512			23,949,143	24,538,344	-589,201
KEARNY 047						
LAKIN	215			222,860	153,185	69,675
DEERFIELD	216			58,022	55,422	2,600
KINGMAN 048						
KINGMAN	331			884,999	866,831	18,168
CUNNINGHAM	332			91,844	51,181	40,663
KIOWA 049						
GREENSBURG	422			726,154	720,545	5,609
MULLINVILLE	424			41,926	36,254	5,672
HAVILAND PUBLIC SCHOOLS	474			52,704	30,618	22,086

COUNTY NAME #			(1) EST 1984-85 TOTAL ST AID + SP ED	(2) EST 1984-85 TOT ST AID + SP ED (PWR EQU)	(3) DIFF
DISTRICT NAME #					

LABETTE 050					
PARSONS	503		3,485,700	3,566,196	-80,496
OSWEGO	504		1,255,605	1,258,902	-3,297
CHETOPA	505		931,271	933,102	-1,831
LABETTE COUNTY	506		2,870,445	2,896,916	-26,471
LANE 051					
HEALY PUBLIC SCHOOLS	468		37,885	25,019	12,866
DIGHTON	482		149,612	99,609	50,003
LEAVENWORTH 052					
EASTON	449		1,402,431	1,407,759	-5,328
LEAVENWORTH	453		6,368,510	6,563,592	-195,082
BASEHOR-LINWOOD	458		2,280,372	2,326,830	-46,458
TONGANOXIE	464		2,587,785	2,604,762	-16,977
LANSING	469		2,711,108	2,727,837	-16,729
LINCOLN 053					
LINCOLN	298		597,093	572,213	24,880
SYLVAN GROVE	299		275,874	257,342	18,532
LINN 054					
PLEASANTON	344		1,153,383	1,151,301	2,082
JAYHAWK	346		934,146	929,109	5,037
PRAIRIE VIEW	362		333,210	317,851	15,359
LOGAN 055					
OAKLEY	274		246,120	179,316	66,804
TRIPLAINS	275		38,606	19,519	19,087
LYON 056					
NORTH LYON COUNTY	251		1,169,556	1,170,422	-866
SOUTHERN LYON COUNTY	252		1,001,703	1,003,754	-2,051
EMPORIA	253		5,768,800	5,836,666	-67,866
MARION 057					
CENTRE	397		496,880	498,185	-1,305
PEABODY-BURNS	398		824,317	828,813	-4,496
MARION	408		1,016,612	1,017,964	-1,352
DURHAM-HILLSBORO-LEHIGH	410		796,042	796,821	-779
GOESSEL	411		383,899	386,218	-2,319
MARSHALL 058					
MARYSVILLE	364		1,422,118	1,410,447	11,671
VERMILLION	380		1,001,445	999,184	2,261
AXTELL	488		537,795	536,887	908
VALLEY HEIGHTS	498		811,017	806,810	4,207

COUNTY NAME	#		(1) EST 1984-85 TOTAL ST AID + SP ED	(2) EST 1984-85 TOT ST AID + SP ED (PWR EQU)	(3) DIFF
DISTRICT NAME	#				

MCPHERSON	059				
LINDSBORG		400	1,149,465	1,147,842	1,623
MCPHERSON		418	2,182,915	2,215,159	-32,244
CANTON-GALVA		419	568,448	567,191	1,257
MOUNDRIDGE		423	524,270	522,334	1,936
INMAN		448	528,352	527,173	1,179
MEADE	060				
FOWLER		225	54,285	33,772	20,513
MEADE		226	160,529	103,601	56,928
MIAMI	061				
OSAWATOMIE		367	2,433,730	2,438,442	-4,712
PAOLA		368	2,267,740	2,269,929	-2,189
LOUISBURG		416	2,010,142	2,011,227	-1,085
MITCHELL	062				
WACONDA		272	932,467	898,320	34,147
BELOIT		273	978,567	929,466	49,101
MONTGOMERY	063				
CANEY VALLEY		436	2,077,815	2,085,591	-7,776
COFFEYVILLE		445	4,807,832	4,850,440	-42,608
INDEPENDENCE		446	3,377,539	3,468,521	-90,982
CHERRYVALE		447	1,740,309	1,745,248	-4,939
MORRIS	064				
MORRIS COUNTY		417	1,722,973	1,729,107	-6,134
MORTON	065				
ROLLA		217	56,834	35,466	21,368
ELKHART		218	744,646	742,898	1,748
NEMAHA	066				
SABETHA		441	1,455,554	1,456,408	-854
NEMAHA VALLEY SCHOOLS		442	817,167	816,042	1,125
B & B		451	582,949	582,396	553
NEOSHO	067				
ERIE-ST PAUL		101	2,013,103	2,017,949	-4,846
CHANUTE PUBLIC SCHOOLS		413	3,021,154	3,040,247	-19,093
NESS	068				
NES TRES LA GO		301	39,279	25,498	13,781
SMOKY HILL		302	131,707	129,660	2,047
NESS CITY		303	187,150	140,754	46,396
BAZINE		304	37,808	23,972	13,836

COUNTY NAME	#		(1) EST 1984-85 TOTAL ST AID + SP ED	(2) EST 1984-85 TOT ST AID + SP ED (PWR EQU)	(3) DIFF
DISTRICT NAME	#				

NORTON	069				
NORTON COMMUNITY SCHOOLS	211		1,561,192	1,564,311	-3,119
NORTHERN VALLEY	212		301,375	300,001	1,374
WEST SOLOMON VALLEY SCHOOLS	213		178,593	178,773	-180
OSAGE	070				
OSAGE CITY	420		1,416,323	1,417,288	-965
LYNDON	421		867,719	866,341	1,378
SANTA FE TRAIL	434		2,816,428	2,829,799	-13,371
BURLINGAME PUBLIC SCHOOLS	454		993,303	993,336	-33
MARAIS DES CYGNES VALLEY	456		852,294	851,266	1,028
OSBORNE	071				
OSBORNE COUNTY	392		257,800	244,557	13,243
OTTAWA	072				
NORTH OTTAWA COUNTY	239		858,260	857,951	309
TWIN VALLEY	240		882,845	883,049	-204
PAWNEE	073				
FT LARNED	495		1,584,831	1,429,476	155,355
PAWNEE HEIGHTS	496		93,717	48,406	45,311
PHILLIPS	074				
EASTERN HEIGHTS	324		199,818	199,049	769
PHILLIPSBURG	325		1,072,253	1,072,160	93
LOGAN	326		253,152	254,484	-1,332
POTTAWATOMIE	075				
WAMEGO	320		2,564,518	2,579,805	-15,287
KAW VALLEY	321		457,293	141,333	315,960
ONAGA-HAVENSVILLE-WHEATON	322		828,624	830,070	-1,446
WESTMORELAND	323		1,322,379	1,322,547	-168
PRATT	076				
PRATT	382		1,734,292	1,727,081	7,211
SKYLINE SCHOOLS	438		190,578	179,913	10,665
RAWLINS	077				
HERNDON	317		33,512	17,040	16,472
ATWOOD	318		617,267	593,333	23,934
RENO	078				
HUTCHINSON PUBLIC SCHOOLS	308		6,427,788	6,458,253	-30,465
NICKERSON	309		2,594,973	2,589,491	5,482
FAIRFIELD	310		768,491	757,174	11,317
PRETTY PRAIRIE	311		646,871	642,290	4,581
HAVEN PUBLIC SCHOOLS	312		1,924,316	1,901,504	22,812

COUNTY NAME		#	(1) EST 1984-85 TOTAL ST AID + SP ED	(2) EST 1984-85 TOT ST AID + SP ED (PWR EQU)	(3) DIFF
DISTRICT NAME		#			

RENO		078			
BUHLER		313	3,319,502	3,297,896	21,606
REPUBLIC		079			
PIKE VALLEY		426	451,152	444,245	6,907
BELLEVILLE		427	1,053,736	1,031,724	22,012
CUBA		455	296,228	292,120	4,108
RICE		080			
STERLING		376	1,027,569	1,025,215	2,354
CHASE		401	223,024	219,034	3,990
LYONS		405	1,565,930	1,563,954	1,976
LITTLE RIVER		444	392,027	382,486	9,541
RILEY		081			
RILEY COUNTY		378	1,182,363	1,184,416	-2,053
MANHATTAN		383	7,003,020	7,213,236	-210,216
BLUE VALLEY		384	362,399	362,465	-66
ROOKS		082			
PALCO		269	89,717	87,198	2,519
PLAINVILLE		270	474,974	470,913	4,061
STOCKTON		271	210,845	202,746	8,099
RUSH		083			
LACROSSE		395	246,862	229,909	16,953
OTIS-BISON		403	324,412	329,279	-4,867
RUSSELL		084			
PARADISE		399	84,140	61,910	22,230
RUSSELL COUNTY		407	858,616	599,447	259,169
SALINE		085			
SALINA		305	8,632,997	8,853,512	-220,515
SOUTHEAST OF SALINE		306	853,264	852,548	716
ELL-SALINE		307	574,303	574,810	-507
SCOTT		086			
SCOTT COUNTY		466	1,216,546	1,224,193	-7,647
SEDGWICK		087			
WICHITA		259	50,391,738	51,264,500	-872,762
DERBY		260	7,094,273	7,139,555	-45,282
HAYSVILLE		261	5,048,990	5,098,523	-49,533
VALLEY CENTER PUBLIC SCHOOLS		262	2,807,638	2,831,439	-23,801
MULVANE		263	2,715,605	2,736,238	-20,633
CLEARWATER		264	1,160,512	1,162,353	-1,841
GODDARD		265	2,151,401	2,199,788	-48,387

COUNTY NAME	#		(1) EST 1984-85 TOTAL ST AID + SP ED	-(2) EST 1984-85 TOT ST AID + SP ED (PWR EQU)	(3) DIFF
DISTRICT NAME	#				

SEDGWICK	087				
MAIZE		266	2,965,975	3,020,296	-54,321
RENWICK		267	2,190,488	2,204,711	-14,223
CHENEY		268	918,271	917,620	651
SEWARD	088				
LIBERAL		480	3,875,667	3,924,081	-48,414
KISMET-PLAINS		483	331,858	314,722	17,136
SHAWNEE	089				
SEAMAN		345	5,211,373	5,129,492	81,881
SILVER LAKE		372	1,643,646	1,642,738	908
AUBURN WASHBURN		437	3,855,454	3,802,417	53,037
SHAWNEE HEIGHTS		450	5,653,446	5,603,750	49,696
TOPEKA PUBLIC SCHOOLS		501	19,895,987	19,565,556	330,431
SHERIDAN	090				
HOXIE COMMUNITY SCHOOLS		412	341,036	301,529	39,507
SHERMAN	091				
GOODLAND		352	1,272,451	1,198,026	74,425
SMITH	092				
LEBANON PUBLIC SCHOOLS		236	39,602	30,907	8,695
SMITH CENTER		237	1,119,581	1,126,525	-6,944
WEST SMITH COUNTY		238	314,578	314,729	-151
STAFFORD	093				
STAFFORD		349	370,483	361,255	9,228
ST JOHN-HUDSON		350	233,442	222,362	11,080
MACKSVILLE		351	129,589	90,339	39,250
STANTON	094				
STANTON COUNTY		452	163,137	107,765	55,372
STEVENS	095				
MOSCOW PUBLIC SCHOOLS		209	41,262	24,777	16,485
HUGOTON PUBLIC SCHOOLS		210	290,206	191,535	98,671
SUMNER	096				
WELLINGTON		353	2,576,485	2,588,531	-12,046
CONWAY SPRINGS		356	613,915	612,377	1,538
BELLE PLAINE		357	1,479,620	1,480,867	-1,247
OXFORD		358	737,842	735,183	2,659
ARGONIA PUBLIC SCHOOLS		359	91,695	68,388	23,307
CALDWELL		360	386,614	381,926	4,688
SOUTH HAVEN		509	164,500	162,077	2,423

COUNTY NAME	#		(1) EST 1984-85 TOTAL ST AID + SP ED	(2) EST 1984-85 TOT ST AID + SP ED (PWR EQU)	(3) DIFF
DISTRICT NAME	#				

THOMAS	097				
BREWSTER		314	67,363	36,060	31,303
COLBY PUBLIC SCHOOLS		315	1,415,050	1,372,726	42,324
GOLDEN PLAINS		316	112,330	95,478	16,852
TREGO	098				
WAKEENEY		208	784,348	751,005	33,343
WABAUNSEE	099				
ALMA		329	797,718	788,644	9,074
WABAUNSEE EAST		330	1,308,939	1,298,863	10,076
WALLACE	100				
WALLACE COUNTY SCHOOLS		241	344,975	321,300	23,675
WESKAN		242	92,425	87,130	5,295
WASHINGTON	101				
NORTH CENTRAL		221	307,354	304,233	3,121
WASHINGTON SCHOOLS		222	968,267	968,547	-280
BARNES		223	570,753	571,521	-768
REPUBLICAN VALLEY		224	734,520	718,149	16,371
WICHITA	102				
LEOTI		467	236,330	170,848	65,482
WILSON	103				
ALTOONA-MIDWAY		387	845,510	844,911	599
NEODESHA		461	1,863,404	1,869,526	-6,122
FREDONIA		484	1,447,490	1,452,664	-5,174
WOODSON	104				
WOODSON		366	749,023	741,064	7,959
WYANDOTTE	105				
TURNER-KANSAS CITY		202	7,417,886	7,447,708	-29,822
PIPER-KANSAS CITY		203	2,278,937	2,287,204	-8,267
BONNER SPRINGS		204	3,796,694	3,816,366	-19,672
KANSAS CITY		500	44,587,478	44,904,480	-317,002

STATE TOTALS			571,801,215	571,851,832	-50,617

Agency: Advisory Council for Vocational Education Bill No. 2684 Bill Sec. 7

Analyst: Goering Analysis Pg. No. 191 Budget Pg. No. 3-95

<u>Expenditure Summary</u>	<u>Agency Req. FY 85</u>	<u>Governor's Rec. FY 85</u>	<u>Subcommittee Adjustments</u>
All Funds	\$ 125,751	\$ 125,351	\$ (3,520)
State General Fund	—	—	—
F.T.E. Positions	2.0	2.0	—

Agency Request/Governor's Recommendation

The agency's FY 1985 operating budget request totals \$125,751, an amount which would continue the current level of Council activities. The request includes \$81,670 for salaries and wages, which includes \$7,840 (excluding fringe benefits) for per diem compensation to Council members. Included in the request is funding to continue salary support for the agency's 2.0 F.T.E. employees, plus \$6,200 (excluding fringe benefits) for temporary salary costs. The operating budget request includes \$3,000 to continue lease of word processing equipment acquired in the current fiscal year. The request includes \$25,330 for travel and subsistence in FY 1985 and \$500 for purchase of additional storage cabinets.

The Governor recommends all amounts requested by the agency, with the exception of the salary and wage cost-of-living adjustment and elimination of \$500 in expenditure authority for financing the required biennial audit. The latter adjustment reflects the Governor's recommendation that such audits are to be financed by nonexpenditure transfers to the Federal Audit Services Fund of the Division of Post Audit, pursuant to Section 14 of H.B. 2684. The Governor also recommends deletion of the traditional expenditure limitation placed by the Legislature on the Council's federal fund, and instead recommends that all federal revenues received by the Council may be expended without limitation.

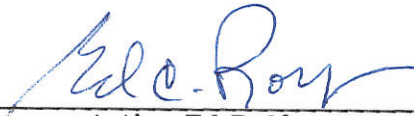
House Subcommittee Recommendation

FY 1984. The Subcommittee concurs with the Governor's recommendations.

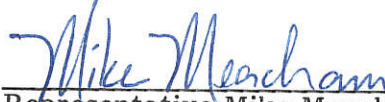
FY 1985. The Subcommittee concurs with the Governor's recommendations with the following adjustment:

1. Deletion of \$3,520 in expenditures recommended by the Governor to finance salary plan cost-of-living adjustments.




A handwritten signature in blue ink that reads "Ed Rolfs". The signature is fluid and cursive, with a long horizontal stroke at the end.

Representative Ed Rolfs,
Subcommittee Chairman

A handwritten signature in blue ink that reads "Mike Meacham". The signature is cursive and somewhat stylized.

Representative Mike Meacham

A handwritten signature in blue ink that reads "Bill Wisdom". The signature is cursive and features a large, prominent initial "B".

Representative Bill Wisdom