

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION

The meeting was called to order by Chairman Don E. Crumbaker at _____
Chairperson

9:00 a.m./~~pm~~ on April 24, 1990 in room 519-S of the Capitol

All members were present except:

Committee staff present:

- Avis Swartzman, Revisor of Statutes Office
- Ben Barrett, Legislative Research
- Dale Dennis, Department of Education
- Thelma Canaday, Secretary to the Committee

Conferees appearing before the committee:

- Representative Gross
- Mr. Ken Bahr, Fourth Enrollment Unified School Districts

The meeting was called to order by Chairman Crumbaker. The chairman called on Representative Gross to give testimony concerning the fourth enrollment category since he was unable to be present at yesterday's hearing.

Representative Gross said there are some children in the state of Kansas in the fourth enrollment category who are not getting the type of education that the SDEA formula was designed to supply. Representative Gross said the school district in Hays, Kansas has one of the highest mill levies in the state, yet per pupil expenditure is one of the lowest, resulting in serious financial problems in this district and other districts in the fourth enrollment category. He urged the committee to look at a new formula that would better meet the needs of the fourth enrollment category schools.

Ken Bahr testified as a representative of fifteen fourth enrollment category school districts and echoed the concerns voiced by Representative Gross. Mr. Bahr urged the committee to consider the needs of the fourth enrollment category if an interim study is done.

Chairman Crumbaker opened discussion on SB 508 concerning budget limitations for 1990-91 school year, payments from school district income tax fund, and asked if any member had amendments to offer.

Representative Williams moved an amendment that provides that any increase in the transfers from the general fund to special education will be outside the lids. Seconded by Representative Blumenthal. During the discussion of the amendment Representative Larkin proposed a substitute motion that would include transportation as well as special education in the proposal. Seconded by Representative Harder. Motion failed. Representative Williams moved his original amendment. Representative Blumenthal withdrew his second to the amendment as offered by Representative Williams. Representative David Miller seconded the motion by Representative Williams. During discussion Representative Williams withdrew his motion and resubmitted it with the provision of a one-year sunset. This motion was seconded by Representative David Miller. Motion lost.

Representative Empson moved to change the permanent budget limitations back to 103 percent to 109 percent. Seconded by Representative Bowden. Motion carried.

Representative David Miller moved additional under budget controls to strike "1 percent" and insert "2 percent". Representative Lowther seconded the motion. Motion carried.

Representative Bowden made a conceptual motion to take the money given to the four districts last year and prorate it to the sixteen districts in need this

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION

room 519-S, Statehouse, at 9:00 a.m. ~~pm~~ on April 24, 1990

year with a 10 mill or over increase. Motion seconded by Representative Smith. During the discussion on the motion Representative Ramirez made a substitute motion to eliminate the provision for the money given the previous year for the four schools, Derby (USD 260), Lorraine (USD 328), Cuba (USD 455), and Leoti (USD 467). Representative R. D. Miller seconded the substitute motion. Motion carried.

Representative Smith made a conceptual motion to let the money taken from the four districts be utilized for the high mill levy districts. For lack of a second the motion died.

Chairman Crumbaker drew attention to an amendment that had been prepared by Avis Swartzman that would insure that the median for the fourth enrollment category would be 7.1 percent over the actual median in the 1989-90 school year or would be the actual median, whichever is greater. Representative Harder moved the adoption of the amendment. Seconded by Representative Branson. Motion carried. (Attachment 1)

Representative David Miller offered an amendment to use the money \$1,150,000, which was allocated to the four districts this year and give additional aid to those districts with 65 mills or higher who experience an increase of 10 mills or more over 1989. Seconded by Representative Reardon. Motion carried.

Representative Ramirez moved to allow a school district to submit an appeal to the State Board of Tax Appeals for additional budget authority when increased operating expenses due to construction of new or additional school facilities require additional general state aid. Representative Reardon seconded the motion. Motion carried. (Attachment 2)

Representative R. D. Miller moved to pass SB 508 favorably as amended. Seconded by Representative Lane. Motion carried.

The meeting was adjourned by Chairman Crumbaker at 11:37 a.m.

Proposed Amendment to Senate Bill No. 508
(As Amended by Senate on Final Action)

On page 7, in line 19, by striking "For" and inserting "In"; in line 20, by striking all after "equal to"; in line 21, by striking "school year by computing 7.1%" and inserting "107.1%"; in line 22, after "pupil", by inserting "in the 1989-90 school year"; also in line 22, by striking "and"; in line 23, by striking all before the semicolon and inserting "in such school year"; in line 24, after "(B)", by striking "for" and inserting "in"; also in line 24, after "and", by striking "for" and inserting "in"; in line 25, after the comma, by inserting "the greater of an amount equal to 107.1% of the amount of the median budget per pupil in the 1989-90 school year of the districts in the enrollment category in such school year or"; in line 26, after "category", by inserting "in the current school year"

*Attachment 1
House Education
4-24-90*

Proposed Amendment to Senate Bill No. 508
(As Amended by Senate on Final Action)

On page 4, in line 1, by striking "subsection" and inserting "subsections"; also in line 1, after "(d)", by inserting "and (e)";

On page 6, following line 11, by inserting a new subsection as follows:

"(d) Each district which is entitled to receive general state aid under subsection (c) for the 1990-91 school year is entitled to receive an additional amount of general state aid for such school year if the state board of tax appeals authorizes the district to increase its legally adopted budget of operating expenses as a result of an appeal under subsection (a)(1) of K.S.A. 72-7071, and amendments thereto. The additional amount of general state aid the district shall be entitled to receive shall be determined by the state board as provided in this subsection. The state board shall:

(1) Determine the ratio of the district's general state aid entitlement for the 1989-90 school year to the district's legally adopted budget of operating expenses in such school year.

(2) Multiply the amount of the increase in the district's legally adopted budget of operating expenses authorized by the state board of tax appeals by the ratio determined under provision (1). The additional amount of general state aid the district is entitled to receive for the 1990-91 school year is the amount of the product obtained under this provision.";

Also on page 6, in line 12, by striking "(d)" and inserting "(e)"; in line 14, by striking "subsection (c)" and inserting "this section"; in line 20, by striking "and" and inserting a comma; also in line 20, after "(d)", by inserting "and (e)"

*Attachment 2.
House Education
4-24-90*