

MINUTES OF THE HOUSE K-12 EDUCATION COMMITTEE.

The meeting was called to order by Chairperson Ralph Tanner at 9:00 a.m. on March 19, 2001 in Room 313-S of the Capitol.

All members were present except:

Committee staff present: Ben Barrett, Legislative Research
Carolyn Rampey, Legislative Research
Avis Swartzman, Revisor of Statutes
Ann Deitcher, Committee Secretary

Conferees appearing before the committee:

The Chair asked for the Committee's consideration of the minutes for the meetings of March 6, 7, 8, 13, 14 and 15.

HB 2546 - Establishing Kansas skills for success in school program.

Avis Swartzman explained **HB 2546** to the Committee. (Attachment 1).

Chairman Tanner took the initiative of putting the motion to accept **HB 2546** as it is amended already in balloon form. This will make it subject to amendment and debate. The motion was seconded by Representative Tomlinson and passed on a voice vote.

Representative Horst referred to Section 3 of **HB 2546**. Instead of the State Department of Education piloting third grade accomplishment examinations, she felt it would be better to have the local school districts tell what they needed.

Representative Horst moved to make this amendment to **HB 2546**. Representative Storm seconded the motion which failed on a voice vote.

Referring to Section 4 of **HB 2546**, Representative Horst wanted to strike the precise designation of which persons by offices, would be members of the Legislative Educational Planning Committee. As the balloon now stood, the chair, vice-chair and ranking minority person from each of five committees would serve as members of the LEPC.

It was moved by Representative Horst and seconded by Representative Loganbill that this amendment be made to **HB 2546**. The motion failed on a voice vote.

Representative Huebert referred to the balloon of Section 2 (b), asking that an addition be made at the end. The amendment would read, "unless a parent or person acting as parent, in writing, waives the child's retention. If a waiver is signed, the parent or person acting as parent will be provided with the information on the basic skills the child requires to succeed at the next grade level."

A motion was made by Representative Hubert and seconded by Representative Mason that this amendment be made to **HB 2546**. The Chair was in doubt of the voice vote so a show of hands was required. The motion to amend passed.

CONTINUATION SHEET

Representative Huebert referred to page 2, line 19 of the substitute for **HB 2546**, after the period, inserting "each school district may encourage the appropriate site councils and parents of kindergarten through grade 3 pupils to actively be involved in the development and implementation of this process."

A motion was made by Representative Huebert to make this amendment. The motion was seconded by Representative Lloyd. Following a voice vote, division was called. The motion failed on a show of hands.

Representative Storm offered an amendment to **HB 2546** on page 1, line 17, following "health and environment" by adding "K-3 teachers" and striking the balloon "including community-based nonprofit groups" to line 18 following "children's health".

A motion was made by Representative Storm and seconded by Representative Reardon to make this amendment. The motion passed on a voice vote.

Representative Storm asked for the striking on page 2, Section 2, balloon (c), "Local school districts and schools, in developing and providing these educational interventions, may consult with community-based and nonprofit organizations in developing, planning and implementing these services and interventions. Local school districts and schools are also encouraged to partner with and contract with these organizations for the provision of these interventions".

It was moved by Representative Storm and seconded by Representative Lloyd that this amendment to **HB 2546** be approved. The Chair, being in doubt, called for a show of hands. The vote was 10 in favor and 10 opposed. The Chair declined to vote at this point.

The Chair suggested that the Committee continue a discussion on this point while still working **HB 2546**.

It was moved by Representative Mason and seconded by Representative Phelps that the minutes be approved following a correction. The motion carried on a voice vote.

The meeting was adjourned at 11:00 a.m. The next meeting is scheduled for Tuesday, March 20, 2001.

HOUSE BILL No. 2546

By Committee on Appropriations

Date: 3/19/01

Attachment # 1-1

Proposed Amendment

To House Bill No. 2546

3-1

9 AN ACT establishing the Kansas skills for success in school program;
10 imposing certain duties on the state department of education and
11 school districts;

; concerning the legislative educational planning committee; making and
concerning appropriations for the fiscal years ending June 30, 2002, and
June 30, 2003, for the department of education; amending K.S.A. 46-1208a
and K.S.A. 2000 Supp. 72-6407 and repealing the existing sections

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

14 Section 1. (a) On or before October 31, 2001, the state department
15 of education, in consultation with the Kansas children's cabinet, the state
16 department of social and rehabilitation services, the state department of
17 health and environment, and other citizens knowledgeable about early
18 childhood education and children's health, shall determine a school read-
19 iness definition. Based upon the definition of school readiness as deter-
20 mined, the state department of education shall design a school readiness
21 indicator for use with children upon entrance to kindergarten.

including community-based nonprofit groups

including indicators which help assess a child's school readiness

22 (b) On or before October 31, 2001, the state department of education
23 shall define a skill set for reading, for writing and for mathematics which
24 a child at the completion of third grade should be able to execute if the
25 child has mastered third grade level reading, writing and mathematics.
26 Such skill sets shall not be minimum level skills, but shall reflect grade
27 level proficiency.

The school readiness definition along with indicators will be used by the
legislature to assess the effectiveness of state funded preschool programs
in the preparation of children for kindergarten. All school districts will
implement locally developed kindergarten screening procedures based on the
school readiness definition under this section.

28 (c) The state department of education shall design a third grade ac-
29 complishment examination to be administered at the end of each school
30 year, beginning with the 2002-03 school year, to determine whether pu-
31 pils have achieved mastery of the reading, writing and mathematics skill
32 sets. The examination shall be administered to all third grade pupils upon
33 completion of the grade.

The state board of education will determine whether this accomplishment
examination is in addition to or in lieu of any other assessment.

34 (d) On or before October 31, 2001, the state department of education
35 shall set a goal that by 2010, not less than 90% of pupils exiting the third
36 grade have acquired the reading, writing and mathematics skill sets to be
37 determined on the basis of the results of the third grade accomplishment
38 examination. If the goal is not achieved, the state department of education
39 shall establish a new plan to meet the goal.

In each year, commencing in 2003, the state department of education shall
report its progress toward achieving the 2010 90% goal to the legislative
educational planning committee.

40 Sec. 2. (a) School districts shall construct a plan for identifying mark-
41 ers which indicate whether a child is progressing adequately toward ac-
42 quisition of the skill sets designed by the state department of education
43 and for diagnosing each child's skill level. The school district shall use

grade-level

reading, writing and mathematics

by 2010

assessments or diagnostic reviews during kindergarten and each of the grades first, second and third to determine a child's level of performance. Each school district's plan shall embed the assessments or diagnostic reviews into the curriculum and implement a measure to check each child's progress during the fall or spring semesters or both such semesters. The school district shall establish a plan for providing each child needing assistance with locally determined interventions. The plan may include, but need not be limited to, a restructured school day, additional school days, summer school, individualized instruction and such other interventions as the school district may deem necessary. The plan shall not include a requirement for full-day kindergarten attendance. In addition to the foregoing, the plan providing for interventions shall include implementation of a first grade reading intervention that meets the following specifications: A research-based reading intervention method designed for first-graders with a proven track record of ~~at least~~ at least 75% success ~~rate~~ with sustained learning over time using a short-term, one-on-one tutoring intervention from 12 to 20 weeks. The diagnostic reviews or assessments may be implemented in addition to current assessments or diagnostic reviews, or in lieu of current assessments or diagnostic reviews, as long as the district continues to meet quality performance accreditation requirements. School districts shall continue to implement the second grade reading diagnostic currently required by the state.

(b) When a child has been identified as needing assistance, the school district plan shall create a mechanism to track the child's interventions and progress. When a child has accomplished the district-determined level of accomplishment, no further tracking will be necessary unless the child falls behind in another grade. If the child does not accomplish the grade-level markers defined by the school district despite intervention, the child will be retained to repeat the grade. The school district will determine the measures by which the child's progress is measured.

Sec. 3. The state department of education shall pilot the third grade accomplishment examination in the spring of 2002. The school readiness indicator required by subsection (a) of section 1, and amendments thereto, shall be developed by the state department of education on or before August 1, 2002. The plans required by subsection (a) of section 2, and amendments thereto, shall be constructed by school districts on or before August 1, 2002. The statewide program shall begin in the 2002-03 school year. During the first year, each school district will administer the third grade examination to set the school's baseline.

~~Sec. 4. (a) There is hereby created the joint committee on education review which shall be within the legislative branch of state government and which shall be composed of five members of the senate and five members of the house of representatives.~~

and to target specialized intervention to bring the child up to grade level in reading, writing and mathematics

based on input from teachers and parents for the individual child

The district may require attendance at such interventions unless a parent in writing waives the child's attendance.

or, if the district currently has appropriate grade level markers, or offers appropriate diagnostic reviews or assessments, or tracking procedures for interventions, the district may continue to use such locally determined practices

when deemed necessary or intensive research based small group tutoring

No more than 10% of the first grade pupils across the state shall receive a first grade reading intervention grant pursuant to section 9 and amendments thereto.

If the district currently has appropriate grade level markers, or offers appropriate diagnostic reviews or assessments, or tracking procedures for interventions, the district may continue to use such locally determined practices.

in reading or writing or math, or any combination thereof,

there will be action taken in the best educational interest of the child to reach the grade-level markers. Such action may include, but is not limited to other more intensive interventions or retention to repeat the grade

(c) Local school districts and schools, in developing and providing these educational interventions, shall consult with community-based and nonprofit organizations in developing, planning and implementing these services and interventions. Local school districts and schools are also encouraged to partner with and contract with these organizations for the provision of these interventions.

1 ~~(b) The president of the senate shall appoint three senators and the~~
2 ~~minority leader shall appoint two senators as members of the committee.~~

3 (c) The speaker of the house of representatives shall appoint three
4 representatives and the minority leader shall appoint two representatives
5 as members of the committee.

6 (d) Any vacancy in the membership of the joint committee on edu-
7 cation review shall be filled by appointment in the manner prescribed by
8 this section for the original appointment.

9 (e) All members of the joint committee on education review shall
10 serve for terms ending on the first day of the regular legislative session
11 in odd-numbered years. The joint committee shall organize annually and
12 elect a chairperson and vice-chairperson. If the chairperson is a senator,
13 the vice-chairperson shall be a representative. If the chairperson is a rep-
14 resentative, the vice-chairperson shall be a senator. The vice-chairperson
15 shall exercise all of the powers of the chairperson in the absence of the
16 chairperson. If a vacancy occurs in the office of chairperson or vice-chair-
17 person, a member of the joint committee, who is a member of the same
18 house as the member who vacated the office, shall be elected by the
19 members of the joint committee to fill such vacancy. Within 30 days after
20 the effective date of this act, the joint committee shall organize and elect
21 a chairperson and a vice-chairperson in accordance with the provisions of
22 this act.

23 (f) A quorum of the joint committee on education review shall be six.
24 All actions of the joint committee shall be by motion adopted by a majority
25 of those present when there is a quorum.

26 (g) The joint committee on education review may meet at any time
27 and at any place within the state on the call of the chairperson, vice-
28 chairperson and ranking minority member of the house of representatives
29 when the chairperson is a representative or of the senate when the chair-
30 person is a senator.

31 (h) The provisions of the acts contained in article 12 of chapter 46 of
32 the Kansas Statutes Annotated, and amendments thereto, applicable to
33 special committees shall apply to the joint committee on education review
34 to the extent that the same do not conflict with the specific provisions of
35 this act applicable to the joint committee.

36 (i) In accordance with K.S.A. 46-1204 and amendments thereto, the
37 legislative coordinating council may provide for such professional services
38 as may be requested by the joint committee on education review.

39 (j) The joint committee on education review may introduce such leg-
40 islation as it deems necessary in performing its functions.

41 (k) In addition to other powers and duties authorized or prescribed
42 by law or by the legislative coordinating council, the joint committee on
43 education review shall

1-4

1 ~~(1) Monitor and oversee the implementation of all legislation passed~~
2 ~~during the preceding year concerning students who are enrolled in kin-~~
3 ~~dergarten through grade 19, and~~

4 ~~(9) have the authority to review state-funded preschool and early~~
5 ~~childhood development programs to see if such programs are reaching~~
6 ~~or attaining the school readiness indicators.]~~

7 Sec. 5. The state department of education shall report its progress
8 toward implementation of the provisions of this act to the ~~Education re-~~
9 ~~view~~ committee on November 1, 2001, with continuing annual reports
10 and other reports as requested by the chairperson of the ~~Education review~~
11 committee.

12 Sec. 6. The state department of education, the Kansas children's cab-
13 inet, the state department of social and rehabilitation services, the state
14 department of health and environment, along with any other state agency
15 or state-funded program which impacts early childhood development,
16 must all report in their ~~(fiscal year 2002)~~ budget requests how ~~(their)~~ early
17 childhood programs impact children ~~(from birth to entry into kindergarten~~
18 ~~according to the school readiness definition.~~

19 Sec. 7. This act shall take effect and be in force from and after its
20 publication in the statute book.

see attached

Renumber sections accordingly

legislative educational planning

state-funded

the

served by such programs

see attached

Sec. 4. K.S.A. 46-1208a is hereby amended to read as follows: 46-1208a. (a) ~~The legislative educational planning committee is hereby established and shall be composed of 15 members, six of whom shall be members of the house of representatives and five of whom shall be senators. At least five members of the committee shall be of the minority party, with at least two thereof from each house. Members of the legislative educational planning committee shall be appointed by the legislative coordinating council. The committee shall be permanent with membership changing from time to time as the legislative coordinating council shall determine, as follows: The chairperson, vice-chairperson and ranking minority member of the senate committee on education or their designees; the chairperson, vice-chairperson and ranking minority member of the senate committee on ways and means or their designees; the chairperson, vice-chairperson and ranking minority member of the house committee on education or their designees; the chairperson, vice-chairperson and ranking minority member of the house committee on higher education or their designees; and the chairperson, vice-chairperson and ranking minority member of the house committee on appropriations or their designees. The legislative coordinating council shall annually designate the chairperson, vice-chairperson and ranking minority member of the legislative educational planning committee from among the members of the committee.~~

(b) ~~The legislative educational planning committee shall be divided into three subcommittees as follows: (1) Subcommittee on early childhood; (2) subcommittee on kindergarten through 12th grade education; and (3) subcommittee on postsecondary education. Members of each subcommittee shall be designated by the chairperson, vice-chairperson and ranking minority member of the legislative educational planning committee. Three members from each subcommittee shall be members of the house of representatives and two members on each subcommittee shall be members of the senate. Two members of each subcommittee shall be minority party members as follows: One member of each subcommittee shall be a member of the minority party of the house of representatives and one member of each subcommittee shall be a member of the minority party of the senate. The chairperson of each subcommittee shall be selected by the chairperson of the legislative educational planning committee. The subcommittee shall meet at the request and upon the approval of the chairperson of the legislative educational planning committee.~~

~~(b) (c) The legislative educational planning committee shall plan for public and private postsecondary education in Kansas, including vocational and technical education; explore, study and make recommendations concerning all facets of education in Kansas relating to any age group; and review implementation of legislation relating to educational matters by the department of education. The committee shall annually make a report and recommendations to the legislature and the governor and may cause the same to be published separately from other documents which are required by law to be submitted to the legislative coordinating council. The reports and recommendations of the committee shall include a developmental schedule for implementation of educational goals established by the committee. The committee shall from time to time update such schedule as new or additional information is developed or refined.~~

~~(c) (d) The provisions of the acts contained in article 12 of chapter 46 of the Kansas Statutes Annotated, and amendments thereto, applicable to special committees shall apply to the legislative educational planning committee to the extent that the same do not conflict with the specific provisions of this act applicable to the committee.~~

~~(d) (e) Upon request of the legislative educational planning committee, the state board of regents and the state board of education shall provide consultants from the faculties and staffs of institutions and agencies under the respective control and jurisdiction thereof.~~

~~(f) The legislative educational planning committee shall request the legislative post audit committee to direct the post auditor to conduct a performance audit of the preschool-aged at-risk pupil program to determine the efficacy of the program relative to the school readiness definition. The legislative educational planning committee shall make such request biennially, commencing in July 2004 and concluding in July 2008, and shall specify the objectives and scope and direct the details of the audit. In 2006 the legislative educational planning committee shall based on the audits and other information received make a recommendation to the legislature as to whether the funding should be maintained, enhanced or terminated.~~

~~(e) (g) The legislative educational planning committee shall meet upon the call of its chairperson. The legislative educational planning committee may introduce such legislation as it deems necessary in performing its functions.~~

On page 4, in line 11, after the period, by inserting the following:

Such annual reports shall include, but not be limited to, data relating to and supporting evaluations of all such goals, objectives and outcomes as specified in sections 1 through 3 and amendments thereto to the legislative educational planning committee on or before September 1, 2003, and September 1 of each ensuing fiscal year that the Kansas skills for success in schools program is in effect. The legislative educational planning committee shall prepare a report evaluating the goals, objectives and desired outcomes as specified in sections 1 through 3 and amendments thereto to the legislature on or before the first day of the 2004, 2006 and 2008 legislative sessions.

Sec. 7. K.S.A. 2000 Supp. 72-6407 is hereby amended to read as follows: 72-6407. (a) "Pupil" means any person who is regularly enrolled in a district and attending kindergarten or any of the grades one through 12 maintained by the district or who is regularly enrolled in a district and attending kindergarten or any of the grades one through 12 in another district in accordance with an agreement entered into under authority of K.S.A. 72-8233, and amendments thereto, or who is regularly enrolled in a district and attending special education services provided for preschool-aged exceptional children by the district. Except as otherwise provided in this subsection, a pupil in attendance full time shall be counted as one pupil. A pupil in attendance part time shall be counted as that proportion of one pupil (to the nearest 1/10) that the pupil's attendance bears to full-time attendance. A pupil attending kindergarten shall be counted as 1/2 pupil. A pupil enrolled in and attending an institution of postsecondary education which is authorized under the laws of this state to award academic degrees shall be counted as one pupil if the pupil's postsecondary education enrollment and attendance together with the pupil's attendance in either of the grades 11 or 12 is at least 5/6 time, otherwise the pupil shall be counted as that proportion of one pupil (to the nearest 1/10) that the total time of the pupil's postsecondary education attendance and attendance in grade 11 or 12, as applicable, bears to full-time attendance. A pupil enrolled in and attending an area vocational school, area vocational-technical school or approved vocational education program shall be counted as one pupil if the pupil's vocational education enrollment and attendance together with the pupil's attendance in any of grades nine through 12 is at least 5/6 time, otherwise the pupil shall be counted as that proportion of one pupil (to the nearest 1/10) that the total time of the pupil's vocational education attendance and attendance in any of grades nine through 12 bears to full-time attendance. A pupil enrolled in a district and attending special education services, except special education services for preschool-aged exceptional children, provided for by the district shall be counted as one pupil. A pupil enrolled in a district and attending special education services for preschool-aged exceptional children provided for by the district shall be counted as 1/2 pupil. A preschool-aged at-risk pupil enrolled in a district and receiving services under an approved at-risk pupil assistance plan maintained by the district shall be counted as 1/2 pupil. A pupil in the custody of the secretary of social and rehabilitation services and enrolled in unified school district No. 259, Sedgwick county, Kansas, but housed, maintained, and receiving educational services at the Judge James V. Riddel Boys Ranch, shall be counted as two pupils. A pupil residing at the Flint Hills job corps center shall not be counted. A pupil confined in and receiving educational services provided for by a district at a juvenile detention facility shall not be counted. A pupil enrolled in a district but housed, maintained, and receiving educational services at a state institution shall not be counted.

(b) "Preschool-aged exceptional children" means exceptional children, except gifted children, who have attained the age of three years but are under the age of eligibility for attendance at kindergarten.

(c) "At-risk pupils" means pupils who are eligible for free meals under the national school lunch act and who are enrolled in a district which maintains an approved at-risk pupil assistance plan.

(d) "Preschool-aged at-risk pupil" means an at-risk pupil who has attained the age of four years, is under the age of eligibility for attendance at kindergarten, and has been selected by the state board in accordance with guidelines consonant with guidelines governing the selection of pupils for participation in head start programs. For the 2001-02 school year, the state board shall select not more than 1,794 preschool-aged at-risk pupils to be counted in the 1999-2000 school year and not more than 2,230 3,974 preschool-aged at-risk pupils to be counted in any school year thereafter. The provisions of the foregoing sentence shall expire on June 30, 2002. For the 2002-03 school year, the state board shall select not more than 5,500 preschool-aged at-risk pupils to be counted.

(e) "Enrollment" means, for districts scheduling the school days or school hours of the school term on a trimestral or quarterly basis, the number of pupils regularly enrolled in the district on September 20 plus the number of pupils regularly enrolled in the district on February 20 less the number of pupils regularly enrolled on February 20 who were counted in the enrollment of the district on September 20; and for districts not hereinbefore specified, the number of pupils regularly enrolled in the district on September 20. Notwithstanding

the foregoing, if enrollment in a district in any school year has decreased from enrollment in the preceding school year, enrollment of the district in the current school year means whichever is the greater of (1) enrollment in the preceding school year minus enrollment in such school year of preschool-aged at-risk pupils, if any such pupils were enrolled, plus enrollment in the current school year of preschool-aged at-risk pupils, if any such pupils are enrolled, or (2) the sum of enrollment in the current school year of preschool-aged at-risk pupils, if any such pupils are enrolled and the average (mean) of the sum of (A) enrollment of the district in the current school year minus enrollment in such school year of preschool-aged at-risk pupils, if any such pupils are enrolled and (B) enrollment in the preceding school year minus enrollment in such school year of preschool-aged at-risk pupils, if any such pupils were enrolled and (C) enrollment in the school year next preceding the preceding school year minus enrollment in such school year of preschool-aged at-risk pupils, if any such pupils were enrolled.

(f) "Adjusted enrollment" means enrollment adjusted by adding at-risk pupil weighting, program weighting, low enrollment weighting, if any, correlation weighting, if any, school facilities weighting, if any, ancillary school facilities weighting, if any, skills for success in school weighting, and transportation weighting to enrollment.

(g) "At-risk pupil weighting" means an addend component assigned to enrollment of districts on the basis of enrollment of at-risk pupils.

(h) "Program weighting" means an addend component assigned to enrollment of districts on the basis of pupil attendance in educational programs which differ in cost from regular educational programs.

(i) "Low enrollment weighting" means an addend component assigned to enrollment of districts having under 1,725 enrollment on the basis of costs attributable to maintenance of educational programs by such districts in comparison with costs attributable to maintenance of educational programs by districts having 1,725 or over enrollment.

(j) "School facilities weighting" means an addend component assigned to enrollment of districts on the basis of costs attributable to commencing operation of new school facilities. School facilities weighting may be assigned to enrollment of a district only if the district has adopted a local option budget and budgeted therein the total amount authorized for the school year. School facilities weighting may be assigned to enrollment of the district only in the school year in which operation of a new school facility is commenced and in the next succeeding school year.

(k) "Transportation weighting" means an addend component assigned to enrollment of districts on the basis of costs attributable to the provision or furnishing of transportation.

(l) "Correlation weighting" means an addend component assigned to enrollment of districts having 1,725 or over enrollment on the basis of costs attributable to maintenance of educational programs by such districts as a correlate to low enrollment weighting assigned to enrollment of districts having under 1,725 enrollment.

(m) "Ancillary school facilities weighting" means an addend component assigned to enrollment of districts to which the provisions of K.S.A. 2000 Supp. 72-6441, and amendments thereto, apply on the basis of costs attributable to commencing operation of new school facilities. Ancillary school facilities weighting may be assigned to enrollment of a district only if the district has levied a tax under authority of K.S.A. 2000 Supp. 72-6441, and amendments thereto, and remitted the proceeds from such tax to the state treasurer. Ancillary school facilities weighting is in addition to assignment of school facilities weighting to enrollment of any district eligible for such weighting.

(n) "Juvenile detention facility" means any community juvenile corrections center or facility, the Forbes Juvenile Attention Facility, the Sappa Valley Youth Ranch of Oberlin, Salvation Army/Koch Center Youth Services, the Clarence M. Kelley Youth Center, Trego County Secure Care Center, St. Francis Academy at Atchison, St. Francis Academy at Ellsworth, St. Francis Academy at Salina, and St. Francis Center at Salina.

(o) "Skills for success in school weighting" means an addend component assigned to enrollment of districts on the basis of pupil attendance in interventions under the Kansas skills for success in school program.

costs attributable to

New Sec. 8. The skills for success in school weighting of each district shall be determined by the state board by dividing the number of hours of instruction provided as interventions under the Kansas skills for success in school program by 1,116. The quotient is the skills for success in school weighting of the district. For school year 2001-02, such weighting shall apply for extended learning summer school for third grade students across the state. For school year 2002-03 and thereafter, such weighting shall apply to interventions provided for under the Kansas skills for success in school act.

New Sec. 9. (a) The board of education of each school district may establish and maintain a first grade one-on-one reading intervention program and, commencing with the 2002-03 school year, may apply for a grant of state moneys for the purpose of providing grants for such programs.

(b) To be eligible to receive a grant of state moneys for maintenance of a first grade one-on-one reading intervention program, a board of education shall submit to the state board of education an application for a grant and a description of the program. The application and description shall be prepared in such form and manner as the state board shall require and shall be submitted at a time to be determined and specified by the state board. Approval by the state board of the program and the application is prerequisite to the award of a grant.

(c) Each board of education which is awarded a grant for first grade one-on-one reading intervention programs shall make such periodic and special reports to the state board of education as it may request.

New Sec. 10. (a) On or before January 1, 2002, the state board of education shall adopt rules and regulations for the administration of first grade one-on-one reading intervention grants and shall:

- (1) Establish standards and criteria for evaluating and approving first grade one-on-one reading intervention grants;
- (2) evaluate and approve first grade one-on-one reading intervention grants;
- (3) be responsible for awarding grants to school districts; and
- (4) request of and receive from each school district which is awarded a grant for maintenance of a first grade one-on-one reading intervention program reports containing information with regard to the effectiveness of the program.

(b) Upon receipt of a grant of state moneys for maintenance of a first grade one-on-one reading intervention program, the amount of the grant shall be deposited in the general fund of the school district. Moneys deposited in the general fund of a school district under this subsection shall be considered reimbursements for the purpose of the school district finance and quality performance act.

New Sec. 11. The state board of education shall provide any board, upon request, with technical advice and assistance regarding the establishment and maintenance of a one-on-one first grade tutoring intervention program or an application for a grant of state moneys.

New Sec. 12. Within the limits of appropriations therefor, the state department of education shall provide for teacher training to implement the interventions authorized by this act.

Sec. 13.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)

For the fiscal year ending June 30, 2003 \$400,000

Provided, That expenditures shall be made by the department of education from the operating expenditures (including official hospitality) account for the purpose of implementing the third accomplishment examination: Provided further, That expenditures from this account for such purposes shall not exceed \$400,000.

General state aid first grade one-on-one reading intervention

For the fiscal year ending June 30, 2003 \$8,500,000

General state aid kindergarten extended learning

For the fiscal year ending June 30, 2003 \$2,650,950

General state aid first grade extended learning

For the fiscal year ending June 30, 2003 \$2,209,037

General state aid second grade extended learning

For the fiscal year ending June 30, 2003 \$2,306,738

(b) There is appropriated for the above agency from the children's initiatives fund for the fiscal year or years specified, the following:

General state aid four-year-old-at-risk

For the fiscal year ending June 30, 2002 \$3,000,000

For the fiscal year ending June 30, 2003 \$3,500,000

Operating expenditures (including official hospitality)

For the fiscal year ending June 30, 2002 \$2,000,000

Provided, That expenditures shall be made by the department of education from the children's initiatives fund – operating expenditures (including official hospitality) account for the

purpose of development of skill sets, development and piloting of the third accomplishment examination, and teacher training for interventions: *Provided further*, That expenditures from this account for such purposes shall not exceed \$2,000,000.

General state aid extended learning summer school

For the fiscal year ending June 30, 2002 \$2,500,000

Provided, That all expenditures from the extended learning summer school account of the children's initiatives fund shall be for extended learning summer school programs for third grade pupils across the state: *Provided further*, That such funds shall be provided for not to exceed 25% of third grade students across the state.

General state aid third grade extended learning

For the fiscal year ending June 30, 2003 \$2,306,738

Sec. 14. K.S.A. 46-1208a and K.S.A. 2000 Supp. 72-6407 are hereby repealed.