

MINUTES OF THE HOUSE EDUCATION COMMITTEE

The meeting was called to order by Chairperson Kathe Decker at 9:00 a.m. on February 23, 2004 in Room 313-S of the Capitol.

All members were present except:

Representative Bill Reardon- excused
Representative Tom Holland- excused

Committee staff present:

Kathie Sparks Legislative Research Department
Art Griggs, Office of the Revisor of Statues
Ann Deitcher, Secretary

HB 2481 - Relating to school district; concerning local option budgets.

The Chair opened the meeting on **HB 2481**.

Art Griggs explained **HB 2481** to the Committee.

It was moved by Representative Yonally and seconded Horst that **HB 2481** be voted favorably for passage.

A motion was made Representative Storm and seconded by Representative Horst that an amendment be made to **HB 2481** that would add the word "both" preceding the word "reading" on page 2 line 1.

Questions and answers followed.

A balloon amendment to **HB 2481** was presented. (Attachment 1).

Representative Williams made the motion which Representative Mason seconded to amend section 2, lines 27 and 28 of the balloon amendment. The motion to amend passed on a voice vote.

A motion was made by Representative Decker and seconded by Representative Powell for a conceptual amendment on page 3, line 1 that would delete the word "median" and add "bottom 10% of all Kansas schools". The motion to amend failed on a show of hands.

Representative Yonally moved to pass **HB 2481** as amended. Representative Lightener seconded the motion which failed on a show of hands.

HB 2699 - teacher salary step schedules, no limit for teachers with only BS degree.

It was moved by Representative Crow and seconded by Representative Loganbill that **HB 2699** be tabled. The motion passed on a show of hands.

HB 2837 - relating to school districts; concerning school districts with less than 100 pupils; providing for transfer of territory of school districts.

A motion was made by Representative Storm and seconded by Representative Beggs to pass **HB 2837** favorably out of Committee.

Questions and answers followed.

CONTINUATION SHEET

MINUTES OF THE HOUSE EDUCATION COMMITTEE at 9:00 a.m. on February 23, 2004 in Room 313-S of the Capitol.

Representative Mason made the motion that was seconded by Representative Ostmeyer, that **HB 2837** be tabled. The motion passed on a voice vote.

HB 2630 - relating to education; concerning local option budgets.

A motion to move **HB 2630** as amended, favorably for passage was made by Representative Yonally and seconded by Representative Lightner.

A substitute motion to table **HB 2630** was made by Representative Loganbill and seconded by Representative Flaharty. The motion failed.

Representative DeCastro moved and Representative Horst seconded the motion that a conceptual amendment be made to **HB 2630** that would leave facility weighting in place for school districts who are at the 25% LOB and already in the process of being built. Hereafter, in order to receive new facility weighting funds, the district will have to be at 30% LOB. The conceptual amendment carried on a show of hands.

It was moved by Representative DeCastro and seconded by Representative Johnson that **HB 2630** be passed as amended. The motion carried on a show of hands.

HB 2504 - concerning school districts; relating to residency.

It was moved by Representative Yonally and seconded by Representative Mason that the Committee work **HB 2504**.

Representative Yonally made the motion that was seconded by Representative Hutchins that on line 36, following "foster parents" the word "grandparents" be inserted.

A substitute motion was made by Representative Beggs and seconded by Representative Crow to table **HB 2504**. The motion carried on a voice vote.

The meeting was adjourned at 10:50. The next meeting is scheduled for Tuesday, February 24, 2004.

HOUSE BILL No. 2481

By Representative Carter

12-15

9 AN ACT relating to school districts; concerning local option budgets.

10

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

12 Section 1. It is the intent of this act to provide a mechanism that will:

13 (a) Assist districts that have performed in the lower half of state as-
14 sessment results in mathematics and reading;

15 (b) assist school districts in meeting the no child left behind program
16 standards for annual yearly progress;

17 (c) provide school districts that are utilizing their full local option
18 budget authority with the ability to raise additional funds to educate their
19 students while also assisting other school districts that have low perform-
20 ance results on state assessments in mathematics and reading; and

21 (d) further the goal of total equality of educational opportunities for
22 all Kansas students.

23 Sec. 2. (a) School districts that adopt a local option budget that is at
24 25% of the district's general fund budget may increase their district's local
25 option budget by any amount determined by the school board. The adop-
26 tion of any such increase shall require a majority vote of the members of
27 the school board ~~and shall require no other procedure, authorization, or~~
28 ~~approval.~~

29 (b) Fifty percent of the amount that exceeds the 25% of the district's
30 general fund budget shall be remitted annually by the school district to
31 the state board of education on a date specified by such board. Such funds
32 shall be deposited in the school redistribution fund which is hereby cre-
33 ated in the state treasury.

34 (c) The state board shall deduct from amounts received pursuant to
35 subsection (b) an amount equal to the total supplemental state aid attrib-
36 utable to that portion of each school district's local option budget that
37 exceeds 25% of the school district's general fund budget. The remaining
38 amount shall be distributed pursuant to subsection (d).

39 (d) The moneys remaining after deductions pursuant to subsection
40 (c) shall be distributed in the following school year on the date specified
41 by the state board of education. Such distribution shall be made by the
42 state board of education on a full-time equivalent per pupil basis to those
43 school districts that, in the prior school year, performed at or below the

and shall be subject to a protest petition.

See insert attached.

(B) In lieu of utilizing the authority granted by subpart (A) for adoption of a local option budget, the board of a district may pass a resolution authorizing adoption of such a budget and publish such resolution once in a newspaper having general circulation in the district. The resolution shall be published in substantial compliance with the following form:

Unified School District No. _____,
_____ County, Kansas.

RESOLUTION

Be It Resolved that:

The board of education of the above-named school district shall be authorized to adopt a local option budget in each school year for a period of time not to exceed _____ years in an amount not to exceed _____% of the amount of state financial aid determined for the current school year. The local option budget authorized by this resolution may be adopted, unless a petition in opposition to the same, signed by not less than 5% of the qualified electors of the school district, is filed with the county election officer of the home county of the school district within 30 days after publication of this resolution. In the event a petition is filed, the county election officer shall submit the question of whether adoption of the local option budget shall be authorized to the electors of the school district at an election called for the purpose or at the next general election, as is specified by the board of education of the school district.

CERTIFICATE

This is to certify that the above resolution was duly adopted by the board of education of Unified School District No.

_____, _____ County, Kansas, on the
__ day of _____, __.

Clerk of the board of education.

All of the blanks in the resolution shall be appropriately filled. The blank preceding the word "years" shall be filled with a specific number, and the blank preceding the percentage symbol shall be filled with a specific number. No word shall be inserted in either of the blanks. The resolution shall be published once in a newspaper having general circulation in the school district. If no petition as specified above is filed in accordance with the provisions of the resolution, the board may adopt a local option budget. If a petition is filed as provided in the resolution, the board may notify the county election officer of the date of an election to be held to submit the question of whether adoption of a local option budget shall be authorized. If the board fails to notify the county election officer within 30 days after a petition is filed, the resolution shall be deemed abandoned and no like resolution shall be adopted by the board within the nine months following publication of the resolution. If any district is authorized to adopt a local option budget under this subpart, but the board of such district chooses, in any school year, not to adopt such a budget or chooses, in any school year, to adopt such budget in an amount less than the amount of the district percentage specified in the published resolution, such board of education may so choose. If the board of any district refrains from adopting a local option budget in any one or more school years or refrains from budgeting the total amount authorized for any one or more school years, the authority of such district to adopt such a local option budget shall not be extended by such refrainment beyond the period specified in the resolution authorizing adoption of such budget, nor shall the amount authorized to be budgeted in any succeeding school year be increased by such refrainment and

2-1

1-3

- 1 median among all Kansas school districts on state assessments in reading
- 2 and mathematics.
- 3 Sec. 3. This act shall take effect and be in force from and after its
- 4 publication in the statute book.