

MINUTES OF THE SELECT COMMITTEE ON SCHOOL FINANCE

The meeting was called to order by Chairman Kathe Decker at 8:00 on February 11, 2005 in Room 313-S of the Capitol.

All members were present.

Committee staff present:

Kathie Sparks, Kansas Legislative Research
Theresa Kiernan, Revisor of Statutes Office
Art Griggs, Revisor of Statutes Office
Ann Deitcher, Committee Secretary

The Chair informed the Committee that they would be looking at Transportation Weighting.

A motion was made by Representative Decker and seconded by Representative O'Neal that transportation weighting would be left as it is until they heard further testimony on the subject. The motion carried on a voice vote.

Representative O'Neal gave an update on where the Sub-committee is on "areas of instruction". (Attachment 1).

It was moved by Representative O'Neal and seconded by Representative Merrick that this be included in a drafted bill. The motion passed on a voice vote.

The next topic of discussion was New Facilities Weighting.

A suggestion was made by the Chair that the statutes on new facilities weight be deleted. For the school districts that are already receiving those dollars, however, it will continue on until the entire program is done.

A discussion followed.

The motion was made by Representative Decker and seconded by Representative DeCastro to make this an amendment. The motion passed on a voice vote.

Capital Outlay Options. (Attachment 2).

It was moved by Representative Larkin that they go back to the 4 mill cap with the grandfather clause as well as equalization. Representative Gordon seconded the motion and it carried on a voice vote.

Correlation Issue

It was moved by Representative Decker and seconded by Representative Gordon to accept the recommendation of Majority Leader, Clay Aurand to draft legislation that would do away with correlation and dial down the weights on low enrollment. The motion carried on a voice vote.

At Risk

Kathie Sparks spoke to the Committee regarding a chart she'd compiled from information received from the Kansas State Department of Education. (Attachment 3).

A motion was made by Representative Decker requesting that a piece of legislature be drafted that would establish at risk funding to track how the at-risk programs are done, what they cost and how many children are in the program. The motion was seconded by Representative O'Neal and passed on a voice vote.

CONTINUATION SHEET

MINUTES OF THE Select Committee on School Finance at 8:00 on February 11, 2005 in Room 313-S of the Capitol.

Representative Decker made the motion that the language be broadened to include to include free and reduced lunches with the addition of "reduced". The motion was seconded by Representative O'Neal and passed on a voice vote.

A draft was distributed that explained the act that established the Kansas Skills For Success in school programs. (Attachment 4).

Representative Decker made the motion to create the grant program with 20 million of tobacco money that school districts could apply for, This would be for K-3 as an early intervention program in reading and math. The motion was seconded by Representative O'Neal.

It was decided that action on this item would be delayed until the Committee had more information on it.

Local Option Budget

A motion was made by Representative Merrick and seconded by Representative Gordon to increase LOB by 5%. The motion carried on a voice vote.

Representatives Crow, Larkin and Winn wished to be recorded as no votes.

Vocational Education Weighting

A motion was made by Representative O'Neal and seconded by Representative Gordon to reduce to a weight of .15 on Vocational education weighting from .5.

A substitute motion was made by Representative Larkin and seconded by Representative Crow to leave it at .5. The substitute motion failed on a voice vote.

The motion made by Representative O'Neal and seconded by Representative Gordon passed on a voice vote.

Representatives Crow, Larkin and Winn wished to be recorded as no votes.

Ancillary School Facilities Weighting

It was moved by Representative O'Neal and seconded by Representative Merrick to retain the present position on the ancillary school facilities weighting. The motion passed on a voice vote.

Representatives Crow, Larkin and Winn wished to be recorded as no votes.

A copy of a request for a draft of a cost analysis bill was distributed. (Attachment 5).

It was moved by Representative O'Neal and seconded by Representative Decker to have a cost analysis bill drafted. The motion carried on a voice vote.

The meeting was adjourned at 10:10 a.m. The next meeting is scheduled for Tuesday, February 15, 2005.

Section 1. (a) In addition to the subjects or areas of instruction required by K.S.A. 72-1101, 72-1103, 72-117, 72-1126 and 72-7535, and amendments thereto, every accredited school in the state of Kansas shall teach the subjects and areas of instruction deemed necessary to obtain the graduation requirements established by the state board of education and in effect on January 1, 2005.

(b) Any graduation requirements established by the state board of education shall conform to the requirements needed for admission to an institution under the jurisdiction of the state board of regents.

(c) Subjects and areas of instruction shall be designed to achieve the following goals established by the legislature to allow for the:

(1) Development of sufficient oral and written communication skills which enable students to function in a complex and rapidly changing society;

(2) acquisition of sufficient knowledge of economic, social and political systems which enable students to understand the issues that affect the community, state and nation;

(3) development of students' mental and physical wellness;

(4) development of knowledge of the arts to enable students to appreciate the cultural and historical heritage of others;

(5) training or preparation for advanced training in either academic or vocational fields so as to enable students to choose and pursue life work intelligently;

(6) development of sufficient levels of academic or vocational skills to enable students to compete favorably in academics and the job market; and

(7) needs of students requiring special education services.

(d) Nothing in this shall be construed to relieve the state or school districts from other duties and requirements imposed by state or federal law including, but not limited to, at-risk programs for pupils needing intervention, programs concerning special education and related services and bilingual education.

MEMORANDUM

capoutlay.wpd

To: Subcommittee on Suitability
From: Theresa
Date: February 2, 2005
Subject: Capital Outlay Options

Representative O'Neal asked that an options memo be prepared concerning the school district capital outlay levy.

Under K.S.A. 72-8801 et seq., school districts are authorized to levy a tax for up to five years for certain capital expenditures. Under this law a school district may levy a tax at a rate not to exceed the *statutorily prescribed mill rate*.

In K.S.A. 72-8801 (b)(2) "Statutorily prescribed mill rate" is defined to mean four mills or the mill rate necessary to produce the same amount of money that would have been produced by a levy of four mills in the 1988-89 school year.

Levies made pursuant to this series of statutes are not equalized.

The levy limits imposed in K.S.A. 72-8801 have been suspended by K.S.A. 79-5040 which was enacted in 1999. That section reads:

79-5040 Suspension of tax levy limitations. In 1999, and in each year thereafter, all existing statutory fund mill levy rate and aggregate levy rate limitations on taxing subdivisions are hereby suspended.

In order to address the issues that have arisen from the current law, several amendments were prepared last year which the subcommittee might consider:

1. Reimpose the cap by exempting from 79-5040 any levy made under K.S.A. 72-8801.

2. Provide state aid for capital outlay obligations under K.S.A. 72-8801 in the same manner that state aid is provided under K.S.A. 75-2319 for obligations paid from the districts capital improvements fund.

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3. Allow districts who authorized levies over four mills to continue to levy at the higher rate, but only for the duration of the existing resolution.

4. Provided state aid for capital outlay obligations in a manner similar to the LOB state aid..

5. Reimpose the cap, but increase the maximum levy rate to ____ mills.

72-8801. Capital outlay levy, use of proceeds; procedure; protest; petition and election; definitions. (a) The board of education of any school district may make an annual tax levy at a mill rate not to exceed the statutorily prescribed mill rate for a period of not to exceed five years upon the taxable tangible property in the school district for the purposes specified in this act and for the purpose of paying a portion of the principal and interest on bonds issued by cities under the authority of K.S.A. 12-1774, and amendments thereto, for the financing of redevelopment projects upon property located within the school district. No levy shall be made under this act until a resolution is adopted by the board of education in the following form:

Unified School District No. _____,

_____ County, Kansas.

RESOLUTION

Be It Resolved that:

The above-named school board shall be authorized to make an annual tax levy for a period not to exceed _____ years in an amount not to exceed _____ mills upon the taxable tangible property in the school district for the purpose of acquisition, construction, reconstruction, repair, remodeling, additions to, furnishing and equipping of buildings necessary for school district purposes, including housing and boarding pupils enrolled in an area vocational school operated under the board, architectural expenses incidental thereto, the acquisition of building sites, the undertaking and maintenance of asbestos control projects, the acquisition of school buses and the acquisition of other equipment and for the purpose of paying a portion of the principal and interest on bonds issued by cities under the authority of K.S.A. 12-1774, and amendments thereto, for the financing of redevelopment projects upon property located within the school district. The tax levy authorized by this resolution may be made, unless a petition in opposition to the same, signed by not less than 10% of the qualified electors of the school district, is filed with the county election officer of the home county of the school district within 40 days after the last publication of this resolution. In the event a petition is filed the county election officer shall submit the question of whether the tax levy shall be authorized to the electors in 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 above 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 _____, 19__.

_____ Clerk of the above board of education.

All of the blanks in the above resolution shall be appropriately filled. The blank preceding the word "years" shall be filled with a specific number, and the blank preceding the word "mills" shall be filled with a specific number, and no word shall be inserted in either of the blanks. The resolution shall be published once a week for two consecutive weeks 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 of

education may make the tax levy specified in the resolution. If a petition is filed as provided in the resolution, the board of education may notify the county election officer of the date of an election to be held to submit the question of whether the tax levy shall be authorized. If the board of education fails to notify the county election officer within 60 days after a petition is filed, the resolution shall be deemed abandoned and no like resolution shall be adopted by the board of education within the nine months following the first publication of the resolution.

(b) As used in this act:

(1) "Unconditionally authorized to make a capital outlay tax levy" means that the school district has adopted a resolution under this section, has published the same, and either that the resolution was not protested or that it was protested and an election has been held by which the tax levy specified in the resolution was approved;

(2) "**statutorily prescribed mill rate**" means **four mills or the mill rate necessary to produce the same amount of money that would have been produced by a levy of four mills in the 1988-89 school year;**

(3) "asbestos control project" means any activity which is necessary or incidental to the control of asbestos-containing material in buildings of school districts and includes, but not by way of limitation, any activity undertaken for the removal or encapsulation of asbestos-containing material, for any remodeling, renovation, replacement, rehabilitation or other restoration necessitated by such removal or encapsulation, for conducting inspections, reinspections and periodic surveillance of buildings, performing response actions, and developing, implementing and updating operations and maintenance programs and management plans;

(4) "asbestos" means the asbestiform varieties of chrysotile (serpentine), crocidolite (riebeckite), amosite (cummingtonitegrunerite), anthophyllite, tremolite, and actinolite; and

(5) "asbestos-containing material" means any material or product which contains more than 1% asbestos.

72-6434. Local option budget; supplemental general state aid; distribution, when. (a) In each school year, each district that has adopted a local option budget is eligible for entitlement to an amount of supplemental general state aid. Entitlement of a district to supplemental general state aid shall be determined by the state board as provided in this subsection. The state board shall:

(1) Determine the amount of the assessed valuation per pupil in the preceding school year of each district in the state;

(2) rank the districts from low to high on the basis of the amounts of assessed valuation per pupil determined under (1);

(3) identify the amount of the assessed valuation per pupil located at the 75th percentile of the amounts ranked under (2);

(4) divide the assessed valuation per pupil of the district in the preceding school year by the amount identified under (3);

(5) subtract the ratio obtained under (4) from 1.0. If the resulting ratio equals or exceeds 1.0, the eligibility of the district for entitlement to supplemental general state aid

shall lapse. If the resulting ratio is less than 1.0, the district is entitled to receive supplemental general state aid in an amount which shall be determined by the state board by multiplying the amount of the local option budget of the district by such ratio. The product is the amount of supplemental general state aid the district is entitled to receive for the school year.

(b) If the amount of appropriations for supplemental general state aid is less than the amount each district is entitled to receive for the school year, the state board shall prorate the amount appropriated among the districts in proportion to the amount each district is entitled to receive.

(c) The state board of education shall prescribe the dates upon which the distribution of payments of supplemental general state aid to school districts shall be due. Payments of supplemental general state aid shall be distributed to districts on the dates prescribed by the state board. The state board shall certify to the director of accounts and reports the amount due each district, and the director of accounts and reports shall draw a warrant on the state treasurer payable to the treasurer of the district. Upon receipt of the warrant, the treasurer of the district shall credit the amount thereof to the supplemental general fund of the district to be used for the purposes of such fund.

(d) If any amount of supplemental general state aid that is due to be paid during the month of June of a school year pursuant to the other provisions of this section is not paid on or before June 30 of such school year, then such payment shall be paid on or after the ensuing July 1, as soon as moneys are available therefor. Any payment of supplemental general state aid that is due to be paid during the month of June of a school year and that is paid to school districts on or after the ensuing July 1 shall be recorded and accounted for by school districts as a receipt for the school year ending on the preceding June 30.

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79-5040. Suspension of tax levy limitations. In 1999, and in each year thereafter, all existing statutory fund mill levy rate and aggregate levy rate limitations on taxing subdivisions are hereby suspended.

Kansas State Department of Education
 Percentage of Students Approved for Free and Reduced Meals - September 20, 2004

USD#	USD Name	9/20/2004 Total Students	Free Enrollment	Reduced Enrollment	Percent Free & Reduced
D0101	Erie-St Paul	1,110	322	155	42.97%
D0102	Cimarron-Ensign	685	194	55	36.35%
D0103	Cheylin	162	52	27	48.77%
D0104	White Rock	110	25	23	43.64%
D0105	Rawlins County	360	91	71	45.00%
D0106	Western Plains	198	44	25	34.85%
D0200	Greeley County Schools	281	88	28	41.28%
D0202	Turner-Kansas City	3,885	1,406	516	49.47%
D0203	Piper-Kansas City	1,373	52	41	6.77%
D0204	Bonner Springs	2,270	607	162	33.88%
D0205	Bluestem	725	146	71	29.93%
D0206	Remington-Whitewater	527	92	52	27.32%
D0207	Ft Leavenworth	1,724	62	104	9.63%
D0208	Wakeeney	393	80	55	34.35%
D0209	Moscow Public Schools	256	115	13	50.00%
D0210	Hugoton Public Schools	1,092	431	106	49.18%
D0211	Norton Community Schools	669	160	110	40.36%
D0212	Northern Valley	205	78	37	56.10%
D0213	West Solomon Valley Sch	33	12	5	51.52%
D0214	Ulysses	1,824	722	168	48.79%
D0215	Lakin	684	185	57	35.38%
D0216	Deerfield	363	183	29	58.40%
D0217	Rolla	212	95	21	54.72%
D0218	Elkhart	734	164	41	27.93%
D0219	Minneola	277	83	15	35.38%
D0220	Ashland	224	73	35	48.21%
D0221	North Central	109	25	19	40.37%
D0222	Washington Schools	371	68	78	39.35%
D0223	Barnes	468	95	77	36.75%
D0224	Clifton-Clyde	331	76	40	35.05%
D0225	Fowler	183	78	17	51.91%
D0226	Meade	499	103	73	35.27%
D0227	Jetmore	306	63	45	35.29%
D0228	Hanston	93	27	7	36.56%
D0229	Blue Valley	19,331	439	205	3.33%
D0230	Spring Hill	1,670	146	78	13.41%
D0231	Gardner Edgerton	3,593	487	317	22.38%
D0232	De Soto	4,794	420	206	13.06%
D0233	Olathe	23,505	2,341	905	13.81%
D0234	Fort Scott	2,041	813	254	52.28%
D0235	Uniontown	445	158	54	47.64%
D0237	Smith Center	468	136	61	42.09%
D0238	West Smith County	187	52	23	40.11%
D0239	North Ottawa County	556	107	100	37.23%
D0240	Twin Valley	652	111	93	31.29%
D0241	Wallace County Schools	230	68	39	46.52%
D0242	Weskan	136	39	13	38.24%
D0243	Lebo-Waverly	584	132	59	32.71%
D0244	Burlington	893	216	78	32.92%
D0245	LeRoy-Gridley	265	79	25	39.25%
D0246	Northeast	611	290	85	61.37%
D0247	Cherokee	814	262	101	44.59%
D0248	Girard	1,084	292	70	33.39%

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D0249	Frontenac Public Schools	788	172	102	34.77%
D0250	Pittsburg	2,639	1,175	239	53.58%
D0251	North Lyon County	610	141	64	33.61%
D0252	Southern Lyon County	587	110	68	30.32%
D0253	Emporia	4,939	2,335	528	57.97%
D0254	Barber County North	610	127	83	34.43%
D0255	South Barber	278	79	34	40.65%
D0256	Marmaton Valley	387	120	81	51.94%
D0257	Iola	1,506	571	173	49.40%
D0258	Humboldt	545	172	62	42.94%
D0259	Wichita	48,529	26,369	5,555	65.78%
D0260	Derby	6,671	1,527	730	33.83%
D0261	Haysville	4,646	1,131	526	35.67%
D0262	Valley Center Pub Sch	2,461	388	171	22.71%
D0263	Mulvane	1,946	309	166	24.41%
D0264	Clearwater	1,298	143	101	18.80%
D0265	Goddard	4,227	413	292	16.68%
D0266	Maize	5,938	346	165	8.61%
D0267	Renwick	1,999	173	207	19.01%
D0268	Cheney	796	102	46	18.59%
D0269	Palco	151	43	23	43.71%
D0270	Plainville	399	107	54	40.35%
D0271	Stockton	366	106	65	46.72%
D0272	Waconda	345	100	54	44.64%
D0273	Beloit	811	138	112	30.83%
D0274	Oakley	476	140	43	38.45%
D0275	Triplains	98	27	18	45.92%
D0278	Mankato	220	59	39	44.55%
D0279	Jewell	175	50	25	42.86%
D0281	Hill City	429	85	83	39.16%
D0282	West Elk	458	185	60	53.49%
D0283	Elk Valley	212	106	40	68.87%
D0284	Chase County	477	120	80	41.93%
D0285	Cedar Vale	174	72	21	53.45%
D0286	Chautauqua Co Community	447	158	69	50.78%
D0287	West Franklin	914	238	124	39.61%
D0288	Central Heights	638	145	71	33.86%
D0289	Wellsville	837	113	78	22.82%
D0290	Ottawa	2,443	682	180	35.28%
D0291	Grinnell Public Schools	123	20	12	26.02%
D0292	Wheatland	189	64	26	47.62%
D0293	Quinter Public Schools	342	70	31	29.53%
D0294	Oberlin	450	115	55	37.78%
D0295	Prairie Heights	31	14	1	48.39%
D0297	St Francis Comm Sch	334	81	50	39.22%
D0298	Lincoln	384	112	46	41.15%
D0299	Sylvan Grove	165	54	17	43.03%
D0300	Comanche County	321	71	39	34.27%
D0301	Nes Tre La Go	17	7	6	76.47%
D0303	Ness City	282	38	29	23.76%
D0305	Salina	7,486	2,609	823	45.85%
D0306	Southeast Of Saline	703	99	53	21.62%
D0307	Ell-Saline	458	69	78	32.10%
D0308	Hutchinson Public Schools	4,874	2,004	501	51.40%
D0309	Nickerson	1,109	360	180	48.69%
D0310	Fairfield	383	160	56	56.40%

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D0311	Pretty Prairie	291	34	53	29.90%
D0312	Haven Public Schools	1,079	238	161	36.98%
D0313	Buhler	2,226	461	242	31.58%
D0314	Brewster	134	26	22	35.82%
D0315	Colby Public Schools	1,086	252	128	34.99%
D0316	Golden Plains	201	95	27	60.70%
D0320	Wamego	1,325	231	103	25.21%
D0321	Kaw Valley	1,114	220	111	29.71%
D0322	Onaga-Havensville-Wheaton	380	74	48	32.11%
D0323	Rock Creek	754	146	73	29.05%
D0324	Eastern Heights	154	50	22	46.75%
D0325	Phillipsburg	625	158	82	38.40%
D0326	Logan	188	65	33	52.13%
D0327	Ellsworth	610	101	61	26.56%
D0328	Lorraine	445	142	48	42.70%
D0329	Mill Creek Valley	480	78	37	23.96%
D0330	Mission Valley	522	97	66	31.23%
D0331	Kingman - Norwich	1,189	277	169	37.51%
D0332	Cunningham	238	59	41	42.02%
D0333	Concordia	1,105	366	154	47.06%
D0334	Southern Cloud	234	80	35	49.15%
D0335	North Jackson	438	86	56	32.42%
D0336	Holton	1,115	219	84	27.17%
D0337	Royal Valley	951	258	123	40.06%
D0338	Valley Falls	440	66	49	26.14%
D0339	Jefferson County North	511	70	48	23.09%
D0340	Jefferson West	978	129	87	22.09%
D0341	Oskaloosa Public Schools	661	165	60	34.04%
D0342	McLouth	568	102	40	25.00%
D0343	Perry Public Schools	996	182	102	28.51%
D0344	Pleasanton	415	139	53	46.27%
D0345	Seaman	3,443	516	265	22.68%
D0346	Jayhawk	587	182	66	42.25%
D0347	Kinsley-Offerle	352	126	42	47.73%
D0348	Baldwin City	1,379	142	119	18.93%
D0349	Stafford	333	146	54	60.06%
D0350	St John-Hudson	427	123	43	38.88%
D0351	Macksville	303	111	44	51.16%
D0352	Goodland	1,008	315	82	39.38%
D0353	Wellington	1,741	605	190	45.66%
D0354	Clafin	302	56	43	32.78%
D0355	Ellinwood Public Schools	558	126	90	38.71%
D0356	Conway Springs	684	106	79	27.05%
D0357	Belle Plaine	806	232	79	38.59%
D0358	Oxford	424	101	45	34.43%
D0359	Argonia Public Schools	221	83	18	45.70%
D0360	Caldwell	314	107	46	48.73%
D0361	Anthony-Harper	959	328	147	49.53%
D0362	Prairie View	1,021	214	127	33.40%
D0363	Holcomb	894	196	161	39.93%
D0364	Marysville	799	149	91	30.04%
D0365	Garnett	1,121	339	162	44.69%
D0366	Woodson	511	180	77	50.29%
D0367	Osawatomie	1,207	455	155	50.54%
D0368	Paola	2,103	368	118	23.11%
D0369	Burrton	259	104	19	47.49%

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D0371	Montezuma	265	77	42	44.91%
D0372	Silver Lake	758	53	35	11.61%
D0373	Newton	3,756	1,197	493	44.99%
D0374	Sublette	519	211	48	49.90%
D0375	Circle	1,517	245	135	25.05%
D0376	Sterling	527	138	89	43.07%
D0377	Atchison Co Comm Schools	770	204	95	38.83%
D0378	Riley County	665	113	82	29.32%
D0379	Clay Center	1,419	308	186	34.81%
D0380	Vermillion	571	101	59	28.02%
D0381	Spearsville	354	42	41	23.45%
D0382	Pratt	1,179	333	143	40.37%
D0383	Manhattan	5,214	1,109	518	31.20%
D0384	Blue Valley	245	34	28	25.31%
D0385	Andover	3,791	253	158	10.84%
D0386	Madison-Virgil	254	80	42	48.03%
D0387	Altoona-Midway	239	88	36	51.88%
D0388	Ellis	400	92	47	34.75%
D0389	Eureka	700	226	84	44.29%
D0390	Hamilton	114	40	29	60.53%
D0392	Osborne County	404	116	66	45.05%
D0393	Solomon	406	101	47	36.45%
D0394	Rose Hill Public Schools	1,776	207	83	16.33%
D0395	LaCrosse	296	97	35	44.59%
D0396	Douglass Public Schools	851	167	68	27.61%
D0397	Centre	262	65	33	37.40%
D0398	Peabody-Burns	417	118	43	38.61%
D0399	Paradise	153	54	32	56.21%
D0400	Smoky Valley	977	149	96	25.08%
D0401	Chase-Raymond	152	77	14	59.87%
D0402	Augusta	2,210	471	179	29.41%
D0403	Otis-Bison	213	46	32	36.62%
D0404	Riverton	835	285	99	45.99%
D0405	Lyons	913	443	109	60.46%
D0406	Wathena	390	75	21	24.62%
D0407	Russell County	1,031	304	95	38.70%
D0408	Marion-Florence	672	166	107	40.63%
D0409	Atchison Public Schools	1,651	692	212	54.75%
D0410	Durham-Hillsboro-Lehigh	699	119	103	31.76%
D0411	Goessel	290	30	42	24.83%
D0412	Hoxie Community Schools	330	49	25	22.42%
D0413	Chanute Public Schools	1,844	626	221	45.93%
D0415	Hiawatha	934	266	122	41.54%
D0416	Louisburg	1,475	113	93	13.97%
D0417	Morris County	898	258	125	42.65%
D0418	McPherson	2,523	437	165	23.86%
D0419	Canton-Galva	394	70	43	28.68%
D0420	Osage City	761	206	85	38.24%
D0421	Lyndon	449	85	35	26.73%
D0422	Greensburg	315	77	38	36.51%
D0423	Moundridge	428	43	42	19.86%
D0424	Mullinville	151	60	17	50.99%
D0425	Highland	191	37	25	32.46%
D0426	Pike Valley	258	82	37	46.12%
D0427	Republic County	475	124	62	39.16%
D0428	Great Bend	3,197	1,368	307	52.39%

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Kansas State Department of Education
 Percentage of Students Approved for Free and Reduced Meals - September 20, 2004

D0429	Troy Public Schools	387	99	34	34.37%
D0430	South Brown County	679	249	105	52.14%
D0431	Hoisington	626	199	116	50.32%
D0432	Victoria	257	19	18	14.40%
D0433	Midway Schools	137	33	19	37.96%
D0434	Santa Fe Trail	1,300	324	146	36.15%
D0435	Abilene	1,480	383	227	41.22%
D0436	Caney Valley	857	235	102	39.32%
D0437	Auburn Washburn	5,226	794	367	22.22%
D0438	Skyline Schools	357	88	60	41.46%
D0439	Sedgwick Public Schools	531	65	50	21.66%
D0440	Halstead	704	153	70	31.68%
D0441	Sabetha	963	179	74	26.27%
D0442	Nemaha Valley Schools	538	64	53	21.75%
D0443	Dodge City	6,019	3,421	760	69.46%
D0444	Little River	296	50	45	32.09%
D0445	Coffeyville	1,954	961	206	59.72%
D0446	Independence	1,984	757	230	49.75%
D0447	Cherryvale	628	233	87	50.96%
D0448	Inman	452	56	29	18.81%
D0449	Easton	708	74	56	18.36%
D0450	Shawnee Heights	3,453	530	220	21.72%
D0451	B & B	232	31	42	31.47%
D0452	Stanton County	500	197	66	52.60%
D0453	Leavenworth	4,170	1,574	440	48.30%
D0454	Burlingame Public School	358	70	46	32.40%
D0455	Hillcrest Rural Schools	121	43	25	56.20%
D0456	Marais Des Cygnes Valley	271	121	31	56.09%
D0457	Garden City	7,568	3,495	882	57.84%
D0458	Basehor-Linwood	2,068	111	43	7.45%
D0459	Bucklin	259	79	28	41.31%
D0460	Hesston	785	109	40	18.98%
D0461	Neodesha	770	234	120	45.97%
D0462	Central	344	81	34	33.43%
D0463	Udall	381	86	47	34.91%
D0464	Tonganoxie	1,621	202	114	19.49%
D0465	Winfield	2,642	764	360	42.54%
D0466	Scott County	944	277	123	42.37%
D0467	Leoti	522	155	50	39.27%
D0468	Healy Public Schools	120	35	14	40.83%
D0469	Lansing	2,137	96	54	7.02%
D0470	Arkansas City	2,981	1,344	382	57.90%
D0471	Dexter	231	73	26	42.86%
D0473	Chapman	973	210	123	34.22%
D0474	Haviland	176	42	38	45.45%
D0475	Geary County Schools	6,418	2,216	1,267	54.27%
D0476	Copeland	95	38	14	54.74%
D0477	Ingalls	266	81	34	43.23%
D0479	Crest	239	71	27	41.00%
D0480	Liberal	4,439	2,303	393	60.73%
D0481	Rural Vista	438	104	90	44.29%
D0482	Dighton	255	81	41	47.84%
D0483	Kismet-Plains	718	358	86	61.84%
D0484	Fredonia	782	287	88	47.95%
D0486	Elwood	303	147	28	57.76%
D0487	Herington	524	151	54	39.12%

Kansas State Department of Education
 Percentage of Students Approved for Free and Reduced Meals - September 20, 2004

D0488	Axtell	344	60	36	27.91%
D0489	Hays	3,100	672	292	31.10%
D0490	El Dorado	2,170	681	181	39.72%
D0491	Eudora	1,285	205	110	24.51%
D0492	Flinthills	321	49	52	31.46%
D0493	Columbus	1,243	479	145	50.20%
D0494	Syracuse	489	213	52	54.19%
D0495	Ft Larned	963	283	139	43.82%
D0496	Pawnee Heights	183	42	39	44.26%
D0497	Lawrence	10,202	2,137	946	30.22%
D0498	Valley Heights	396	103	60	41.16%
D0499	Galena	783	413	101	65.64%
D0500	Kansas City	20,423	12,696	2,202	72.95%
D0501	Topeka Public Schools	13,734	7,304	1,366	63.13%
D0502	Lewis	141	51	22	51.77%
D0503	Parsons	1,597	674	222	56.11%
D0504	Oswego	512	184	78	51.17%
D0505	Chetopa	308	184	57	78.25%
D0506	Labette County	1,700	468	265	43.12%
D0507	Satanta	410	133	53	45.37%
D0508	Baxter Springs	888	301	128	48.31%
D0509	South Haven	231	40	47	37.66%
D0511	Attica	131	38	42	61.07%
D0512	Shawnee Mission Pub Sch	28,958	3,347	1,282	15.99%
		464,102	134,901	44,148	38.58%

Draft

skillsforsuccessinschool.wpd

AN ACT establishing the Kansas skills for success in school program; imposing certain duties on the state department of education and school districts; making and concerning appropriations for the fiscal years ending June 30, 2006, and June 30, 2007, for the department of education; amending K.S.A. 2004 Supp. 72-6407 and repealing the existing sections.

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

New Section 1. The provisions of this act shall apply to school districts, to public schools maintained by school districts and to pupils enrolled in school districts.

New Sec. 2. (a) School districts shall prepare a plan for identifying grade-level markers which indicate whether a child is progressing adequately toward acquisition of the reading and mathematics skill-sets designed by the state department of education and for diagnosing each child's skill level. The school district shall use assessments or diagnostic reviews during kindergarten and each of the grades first, second and third to determine a child's level of performance and to target specialized interventions to bring the child up to grade level in reading and mathematics. 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 based on input from teachers and parents for the individual child. 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 district may require attendance at such interventions unless a parent in writing waives the child's attendance. 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 success, with sustained learning over time using a short-term, one-on-one tutoring intervention when deemed necessary or intensive research based small group tutoring. 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, 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 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

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grade-level markers in reading or math, or any combination thereof, defined by the school district despite intervention, 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 unless a parent in writing waives the child's retention. If a waiver is signed, the parent will be provided with information on the skills the child requires to succeed at the next grade level. The school district will determine the measures by which the child's progress is measured.

(c) Local school districts and schools are encouraged to utilize community volunteers or community-based organizations in the carrying out of intervention plans when appropriate.

New Sec. 3. The state department of education shall report its progress toward implementation of the provisions of this act to the legislative education council on November 1, 2005, with continuing annual reports and other reports as requested by the chairperson of the legislative education council. Such annual reports shall include data relating and supporting evaluations of goal, objectives and outcomes established by ?????????? and shall be submitted to the legislative education council on or before September 1, 2007, and each year thereafter. On or before the first day of the 2007, 2008 and 2009 legislative session, the legislative education council shall prepare and submit a report to the legislature report evaluating the goals, objectives and desired outcomes .

Shereva
New Sec. 9. (a) In each school year, commencing with the 2006-07 school year, each school district which has established a plan of interventions for pupils needing assistance with acquisition of the reading and mathematics skill sets designed by the state department of education under the Kansas skills for success in school program shall be entitled to receive a grant of state moneys to supplement amounts expended by the school district for maintenance of such plan of interventions.

(b) To be eligible to receive a grant of state moneys for maintenance of a plan of interventions under the Kansas skills for success in school program, a board of education shall submit to the state board of education an application for a grant and a description of the plan. 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 plan and the application is prerequisite to the award of a grant.

(c) Upon receipt of a grant of state moneys for maintenance of a plan of interventions under the Kansas skills for success in school 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.

(d) Each board of education which is awarded a grant for maintenance of a plan of interventions under the Kansas skills for success in school program shall make such periodic and special reports to the state board of education as it may request.

New Sec. 9. (a) In school year 2006-2007 and each school year thereafter, each school district which has established a plan of interventions for pupils needing assistance with acquisition of the reading and mathematics skill sets designed by the state department of education under the Kansas skills for success in school program shall be entitled to receive a

grant of state moneys to supplement amounts expended by the school district for maintenance of such plan of interventions.

New Sec. 10. (a) On or before January 1, 2006, the state board of education shall adopt rules and regulations for administration of grants of state moneys to school districts for maintenance of plans of interventions under the Kansas skills for success in school program and shall:

- (1) Establish standards and criteria for reviewing, evaluating and approving plans of interventions and applications of school districts for grants;
- (2) conduct a needs-assessment survey of school districts applying for grants;
- (3) evaluate and approve plans of interventions;
- (4) establish priorities in accordance with the findings of the needs assessment survey for the award of grants to school districts and for determination of the amount of such grants;
- (5) be responsible for awarding grants to school districts; and
- (6) request of and receive from each school district which is awarded a grant for maintenance of a plan of interventions reports containing information with regard to the effectiveness of the plan.

(b) In evaluating and approving plans of interventions maintained under the Kansas skills for success in school program for the award of grants to school districts, the state board shall consider:

- (1) The level of effort exhibited by school districts in the establishment and maintenance of plans of interventions;
- (2) the amounts budgeted by school districts for the establishment and maintenance of plans of interventions; and
- (3) the potential effectiveness of the plans of interventions for which applications for the grant of state moneys are made.

(c) The amount of a grant to a school district shall be determined by the state board in accordance with established priorities, but in no event shall such amount exceed the amount of actual expenses incurred by the school district in the establishment and maintenance of a plan of interventions.

(d) In determining the amount of the appropriation for the Kansas skills for success in school program grants awarded school districts under this section, no more than 10% of the first grade pupils across the state shall be counted in plans providing for a one-on-one research-based reading intervention method.

(e) The state board of education shall provide any board, upon request, with technical advice and assistance regarding the establishment and maintenance of a plan of skills for success in school interventions or an application for a grant of state moneys.

New Sec. 11. 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. 12.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the ~~state general~~ fund for the fiscal

children's initiative

year or years specified, the following:

Kansas skills for success in school plans for interventions

For the fiscal year ending June 30, 2006..... \$20,000,000

Sec. 14. This act shall take effect and be in force from and after its publication in the statute book.

To assist the Legislature in meeting its duty to make suitable provision for the financing of the educational interests of the State, the legislative division of post audit shall conduct a professional evaluation to determine the costs of delivering the K-12 curriculum, related services and other mandated programs established by law. The scope of such audit work shall be approved by the legislative post audit committee.

This cost study shall include the following:

1. A review to determine the statutorily required mandates that exist for providing elementary and secondary education in Kansas. That review shall include high school graduation requirements, qualified admissions requirements for the State's colleges and universities, State scholarship requirements established by the Board of Regents, and legislatively required courses of instruction at various grade levels.
2. A study of the actual costs incurred in a sample of school districts to provide reasonable estimates of the costs of providing such mandated requirements for regular elementary and secondary education, including instruction, administration, support staff, supplies and equipment, and building costs.
3. A study of the actual costs incurred in a sample of school districts to provide reasonable estimates of the costs of providing such mandated requirements for specialized education services, including special education, bilingual education, and at-risk programs.
4. A study of what factors can contribute to variations in cost for providing such mandated services among districts of various size and in various regions of the State.
5. An analysis for a sample of districts as determined by the legislative post auditor showing such things as:
 - a. the percent of the estimated cost of providing State-mandated services that could have been funded by the various types of State aid the districts received in the most recently completed school year, as well as the percent funded by the district's local option budget,
 - b. the percent of district funding that is spent on instruction
 - c. the percent of district funding that is spent on central administration
 - d. the percent of district funding that is spent on support services
6. A review of relevant studies that assess whether there is a correlation between amounts spent on education and student performance.
7. A review to determine whether students who are counted as a basis for computing funding for

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specialized educational services are actually receiving those services.

8. Any additional reviews or analyses the legislative post auditor considers relevant to the Legislature's decisions regarding the cost of funding statutory requirements for elementary and secondary education in Kansas.

In carrying out this evaluations, the legislative post auditor may contract with consultants as needed. If, upon consultation with the legislative post auditor, the Legislative Post Audit Committee determines that any or all of this evaluation shall be conducted by a firm or firms under contract with the division of post audit, such firm or firms shall be selected and shall perform such audit or audit work as provided in the relevant sections of the legislative post audit act.

It is the intent of the Legislature that this cost study will be completed and reported in time for legislative review and use during the 2006 legislative session. If additional time is needed to provide the most accurate information in the case of one or more areas of requested study, the post auditor shall so report to the Legislature, explaining the reasons for the need for additional time and providing a reasonable time frame for completion of that aspect of the study. In that event, the post auditors shall report on that portion of the audit which has been completed before the start of the 2006 legislative session.

Mike—here is how I think we could complete the cost study you're asking for by the start of the 2006 session, and how we could most effectively incorporate a school audit team into our staff, IF the Legislature decides it wants us to do the study outlined in the attached document, and IF the Legislature decides it wants us to play the oversight and monitoring role envisioned in SB 245 and authorizes additional staff to do so.

1. Have Post Audit complete the SRS restructuring audit we're already working on plus the limited-scope audits that have been approved (which will take most of my staff's time through at least April), but suspend the larger performance audits that have been approved until after the cost study is completed. The Post Audit Committee would have to agree to this approach.
2. Amend the K-GOAL law so we would not be required to conduct the audits specified for completion for the start of the 2006 legislative session. One way to amend it would be to move all the audits required to be completed under that law back one year.
3. Our entire staff would begin working on the cost study in May or early June. By July, our management staff also would begin planning on the schedule of school district performance audits we would start to carry out our responsibilities under SB 245.
4. We would recruit staff for the new positions the Legislature authorizes beginning in May, and try to have them all hired to start on or near July 1.
5. We would train the new staff in-house, then assign them to various aspects of the cost study to work under experienced auditors and supervisors. If we determine later in the year that the cost study won't take all our audit resources, some or all of the new school audit team could be reassigned to begin conducting school audits.
6. As soon as the cost study is finished, we would reassign our regular audit staff back to the audits the Post Audit Committee had approved that were suspended, or to any other audit work the Committee may want to approve that it considers to be of a higher priority.