

MINUTES OF THE HOUSE EDUCATION COMMITTEE

The meeting was called to order by Vice - Chair Deena Horst at 9:00 A.M. on March 22, 2007 in Room 313-S of the Capitol.

All members were present except:

Representative Benjamin Hodge - absent
Representative Marti Crow - excused

Committee staff present:

Sharon Wenger, Kansas Legislative Research Department
Michele Alishahi, Kansas Legislative Research Department
Ashley Holm, Kansas Legislative Research Department
Theresa Kiernan, Revisor of Statutes
Janet Henning, Committee Assistant

A computer printout for Non-Proficient State Aid from the Kansas State Department of Education was given to all Committee members. (Attachment #1)

Representative Loganbill made the motion to amend SB 68 to include a two year sunset. (Attachment #2)
The motion was seconded by Representative Donohoe. A question and answer session occurred between Committee members. Following a voice vote, a division was called for and the motion failed by a 10 (no) - 6 (yes) vote.

Representative Phelps moved to amend SB 68 which would require that in order for school districts to qualify for the cost-of-living or declining enrollment weighting, the district would have had to adopt an LOB in an amount equal to the state prescribed percentage, except for those districts which had levied a tax for such purposes in school year 2006-07. The motion was seconded by Representative Mah.
Following a discussion of the amendment, the motion carried on a voice vote. (Attachment #3)

Representative Donohoe made the motion for a conceptual amendment which would add in the early high school graduation bonus and scholarship program as proposed in the House Education Committee amended version of HB 2343. The motion was seconded by Representative Otto. A question and answer session occurred between Committee members. Following a voice vote, a division was called for and the motion passed by a 10 (yes) - 7 (no) vote.

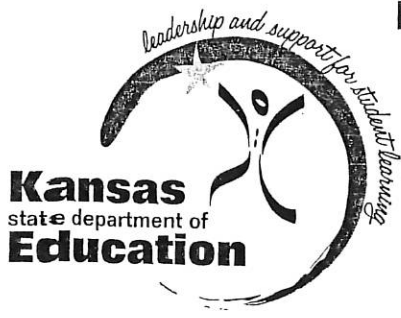
Chairman Aurand returned to the Committee meeting and continued to preside over the meeting.

Representative Storm made the motion to amend SB 68 to include the House Education Committee recommended version of HB 2123. The motion was seconded by Representative Horst and carried on a voice vote.

Representative Otto moved for the Committee to pass out favorably SB 68 as amended. The motion was seconded by Representative Horst. The motion carried on a voice vote.

The Chairman advised this was the last meeting of the Education Committee and thanked all Committee members and staff for their support and input during this legislative session.

The meeting was adjourned at 9:55 AM. No further Education meetings are scheduled for this legislative session.



Division of Fiscal and Administrative Services

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January 17, 2007

68

TO:

FROM: Dale M. Dennis, Interim
Commissioner of Education

SUBJECT: Non-Proficient State aid

Attached is a computer printout (SF7005) which provides the estimated non-proficient state aid to school districts for the 2007-08 school year.

The number of non-proficient students is based upon the 2005-06 state assessments as provided in 2007 Senate Bill 68.

As you will note, the total state aid remains at approximately \$10,000,000.

USD #	County Name	USD Name	2005-06 NonProficient	Estimated	Estimated
			Unduplicated (self paid & reduced)	2007-08 Non Proficient FTE	2007-08 Non Proficient Aid
256	Allen	Marmaton Valley	51	2.4	10,235
257	Allen	Iola	156	7.3	31,308
258	Allen	Humboldt	40	1.9	8,028
365	Anderson	Garnett	204	9.5	40,942
479	Anderson	Crest	33	1.5	6,623
377	Atchison	Atchison County	122	5.7	24,485
409	Atchison	Atchison	150	7.0	30,104
254	Barber	Barber Co.	92	4.3	18,464
255	Barber	South Barber Co.	36	1.7	7,225
354	Barton	Clafin	16	0.7	3,211
355	Barton	Ellinwood	33	1.5	6,623
428	Barton	Great Bend	179	8.3	35,924
431	Barton	Hoisington	54	2.5	10,837
234	Bourbon	Ft. Scott	194	9.0	38,935
235	Bourbon	Uniontown	56	2.6	11,239
415	Brown	Hiawatha	65	3.0	13,045
430	Brown	Brown County	72	3.3	14,450
205	Butler	Bluestem	81	3.8	16,256
206	Butler	Remington-Whitewater	54	2.5	10,837
375	Butler	Circle	152	7.1	30,505
385	Butler	Andover	507	23.6	101,752
394	Butler	Rose Hill	281	13.1	56,395
396	Butler	Douglass	132	6.1	26,492
402	Butler	Augusta	231	10.7	46,360
490	Butler	El Dorado	322	15.0	64,623
492	Butler	Flinthills	35	1.6	7,024
284	Chase	Chase County	58	2.7	11,640
285	Chautauqua	Cedar Vale	9	0.4	1,806
286	Chautauqua	Chautauqua	66	3.1	13,246
404	Cherokee	Riverton	130	6.0	26,090
493	Cherokee	Columbus	140	6.5	28,097
499	Cherokee	Galena	84	3.9	16,858
508	Cherokee	Baxter Springs	83	3.9	16,658
103	Cheyenne	Cheylin	18	0.8	3,612
297	Cheyenne	St. Francis	28	1.3	5,619
219	Clark	Minneola	10	0.5	2,007
220	Clark	Ashland	10	0.5	2,007
379	Clay	Clay Center	116	5.4	23,281
333	Cloud	Concordia	106	4.9	21,274
334	Cloud	Southern Cloud	28	1.3	5,619
243	Coffey	Lebo-Waverly	91	4.2	18,263
244	Coffey	Burlington	100	4.7	20,069
245	Coffey	LeRoy-Gridley	48	2.2	9,633
300	Comanche	Comanche County	40	1.9	8,028
462	Cowley	Central	57	2.7	11,440
463	Cowley	Udall	41	1.9	8,228
465	Cowley	Winfield	341	15.9	68,437
470	Cowley	Arkansas City	190	8.8	38,132
471	Cowley	Dexter	12	0.6	2,408
246	Crawford	Northeast	34	1.6	6,824
247	Crawford	Cherokee	79	3.7	15,855

			2005-06 NonProficient	Estimated	Estimated
			Unduplicated	2007-08	2007-08

249	Crawford	Frontenac	76	3.5	15,253
250	Crawford	Pittsburg	186	8.6	37,329
294	Decatur	Oberlin	45	2.1	9,031
295	Decatur	Prairie Heights	1	0.0	201
393	Dickinson	Solomon	52	2.4	10,436
435	Dickinson	Abilene	194	9.0	38,935
473	Dickinson	Chapman	117	5.4	23,481
481	Dickinson	Rural Vista	76	3.5	15,253
487	Dickinson	Herington	53	2.5	10,637
406	Doniphan	Wathena	67	3.1	13,446
425	Doniphan	Highland	17	0.8	3,412
429	Doniphan	Troy	48	2.2	9,633
433	Doniphan	Midway	42	2.0	8,429
486	Doniphan	Elwood	46	2.1	9,232
348	Douglas	Baldwin City	110	5.1	22,076
491	Douglas	Eudora	121	5.6	24,284
497	Douglas	Lawrence	1,009	46.9	202,500
347	Edwards	Kinsely-Offerte	36	1.7	7,225
502	Edwards	Lewis	5	0.2	1,003
282	Elk	West Elk	13	0.6	2,609
283	Elk	Elk Valley	24	1.1	4,817
388	Ellis	Ellis	36	1.7	7,225
432	Ellis	Victoria	21	1.0	4,215
489	Ellis	Hays	178	8.3	35,724
327	Ellsworth	Ellsworth	66	3.1	13,246
328	Ellsworth	Lorraine	28	1.3	5,619
363	Finney	Holcomb	80	3.7	16,056
457	Finney	Garden City	637	29.6	127,842
381	Ford	Spearville	28	1.3	5,619
443	Ford	Dodge City	470	21.9	94,326
459	Ford	Bucklin	27	1.3	5,419
287	Franklin	West Franklin	109	5.1	21,876
288	Franklin	Central Heights	81	3.8	16,256
289	Franklin	Wellsville	101	4.7	20,270
290	Franklin	Ottawa	349	16.2	70,042
475	Geary	Junction City	526	24.5	105,565
291	Gove	Grinnell	11	0.5	2,208
292	Gove	Grainfield	27	1.3	5,419
293	Gove	Quinter	51	2.4	10,235
281	Graham	Hill City	39	1.8	7,827
214	Grant	Ulysses	149	6.9	29,903
102	Gray	Cimarron-Ensign	44	2.0	8,831
371	Gray	Montezuma	36	1.7	7,225
476	Gray	Copeland	18	0.8	3,612
477	Gray	Ingalls	40	1.9	8,028
200	Greeley	Greeley County	27	1.3	5,419
386	Greenwood	Madison-Virgil	27	1.3	5,419
389	Greenwood	Eureka	82	3.8	16,457
390	Greenwood	Hamilton	12	0.6	2,408
494	Hamilton	Syracuse	44	2.0	8,831

			2005-06 NonProficient	Estimated	Estimated
			Unduplicated	2007-08	2007-08
USD #	County Name	USD Name	(self paid & reduced)	Non Proficient FTE	Non Proficient Aid
361	Harper	Anthony-Harper	76	3.5	15,253
511	Harper	Attica	15	0.7	3,010
369	Harvey	Burrton	19	0.9	3,813
373	Harvey	Newton	297	13.8	59,606
439	Harvey	Sedgwick	51	2.4	10,235
440	Harvey	Halstead	53	2.5	10,637
460	Harvey	Hesston	68	3.2	13,647
374	Haskell	Sublette	38	1.8	7,626
507	Haskell	Satanta	51	2.4	10,235
227	Hodgeman	Jetmore	44	2.0	8,831
228	Hodgeman	Hanston	5	0.2	1,003
335	Jackson	North Jackson	36	1.7	7,225
336	Jackson	Holton	125	5.8	25,087
337	Jackson	Mayetta	146	6.8	29,301
338	Jefferson	Valley Halls	49	2.3	9,834
339	Jefferson	Jefferson County	65	3.0	13,045
340	Jefferson	Jefferson West	77	3.6	15,453
341	Jefferson	Oskaloosa	71	3.3	14,249
342	Jefferson	McLouth	87	4.0	17,460
343	Jefferson	Perry	110	5.1	22,076
104	Jewell	White Rock	7	0.3	1,405
278	Jewell	Mankato	19	0.9	3,813
279	Jewell	Jewell	8	0.4	1,606
229	Johnson	Blue Valley	1,379	64.1	276,757
230	Johnson	Spring Hill	219	10.2	43,952
231	Johnson	Gardner-Edgerton	197	9.2	39,537
232	Johnson	DeSoto	579	26.9	116,202
233	Johnson	Olathe	2,081	96.8	417,644
512	Johnson	Shawnee Mission	2,579	119.9	517,590
215	Kearny	Lakin	46	2.1	9,232
216	Kearny	Deerfield	24	1.1	4,817
331	Kingman	Kingman	150	7.0	30,104
332	Kingman	Cunningham	22	1.0	4,415
422	Kiowa	Greensburg	27	1.3	5,419
424	Kiowa	Mullinville	13	0.6	2,609
474	Kiowa	Haviland	20	0.9	4,014
503	Labette	Parsons	178	8.3	35,724
504	Labette	Oswego	60	2.8	12,042
505	Labette	Chetopa - St. Paul	59	2.7	11,841
506	Labette	Labette County	176	8.2	35,322
468	Lane	Healy	13	0.6	2,609
482	Lane	Dighton	19	0.9	3,813
207	Leavenworth	Ft. Leavenworth	215	10.0	43,149
449	Leavenworth	Easton	103	4.8	20,671
453	Leavenworth	Leavenworth	501	23.3	100,548
458	Leavenworth	Basehor-Linwood	262	12.2	52,582
464	Leavenworth	Tonganoxie	378	17.6	75,862
469	Leavenworth	Lansing	224	10.4	44,955
298	Lincoln	Lincoln	20	0.9	4,014
299	Lincoln	Sylvan Grove	6	0.3	1,204
344	Linn	Pleasanton	59	2.7	11,841

			2005-06 NonProficient	Estimated	Estimated
			Unduplicated	2007-08	2007-08

340	Linn	Jayhawk	90	4.2	18,062
362	Linn	Prairie View	90	4.2	18,062
274	Logan	Oakley	22	1.0	4,415
275	Logan	Triplains	4	0.2	803
251	Lyon	North Lyon Co.	71	3.3	14,249
252	Lyon	Southern Lyon Co.	33	1.5	6,623
253	Lyon	Emporia	388	18.0	77,869
397	Marion	Centre	27	1.3	5,419
398	Marion	Peabody-Burns	42	2.0	8,429
408	Marion	Marion	66	3.1	13,246
410	Marion	Durham-Hills	46	2.1	9,232
411	Marion	Goessel	25	1.2	5,017
364	Marshall	Marysville	59	2.7	11,841
380	Marshall	Vermilion	17	0.8	3,412
488	Marshall	Axtell	38	1.8	7,626
498	Marshall	Valley Heights	31	1.4	6,222
400	McPherson	Smoky Valley	118	5.5	23,682
418	McPherson	McPherson	226	10.5	45,357
419	McPherson	Canton-Galva	28	1.3	5,619
423	McPherson	Moundridge	60	2.8	12,042
448	McPherson	Inman	58	2.7	11,640
225	Meade	Fowler	15	0.7	3,010
226	Meade	Meade	38	1.8	7,626
367	Miami	Osawatomie	136	6.3	27,294
368	Miami	Paola	269	12.5	53,987
416	Miami	Louisburg	129	6.0	25,890
272	Mitchell	Waconda	2	0.1	401
273	Mitchell	Beloit	74	3.4	14,851
436	Montgomery	Caney	126	5.9	25,287
445	Montgomery	Coffeyville	149	6.9	29,903
446	Montgomery	Independence	141	6.6	28,298
447	Montgomery	Cherryvale	72	3.3	14,450
417	Morris	Morris County	68	3.2	13,647
217	Morton	Rolla	19	0.9	3,813
218	Morton	Elkhart	99	4.6	19,869
441	Nemaha	Sabetha	67	3.1	13,446
442	Nemaha	Nemaha Valley	52	2.4	10,436
451	Nemaha	B & B	6	0.3	1,204
101	Neosho	Erie	75	3.5	15,052
413	Neosho	Chanute	206	9.6	41,343
106	Ness	Western Plains	24	1.1	4,817
303	Ness	Ness City	37	1.7	7,426
211	Norton	Norton	72	3.3	14,450
212	Norton	Northern Valley	31	1.4	6,222
213	Norton	West Solomon	1	0.0	201
420	Osage	Osage City	114	5.3	22,879
421	Osage	Lyndon	73	3.4	14,651
434	Osage	Santa Fe	135	6.3	27,094
454	Osage	Burlingame	21	1.0	4,215
456	Osage	Marais Des Cygnes	31	1.4	6,222
392	Osborne	Osborne	27	1.3	5,419

USD #	County Name	USD Name	2005-06 NonProficient	Estimated	Estimated
			Unduplicated (self paid & reduced)	2007-08 Non Proficient FTE	2007-08 Non Proficient Aid
239	Ottawa	North Ottawa Co.	51	2.4	10,235
240	Ottawa	Twin Valley	86	4.0	17,260
495	Pawnee	Ft. Larned	85	4.0	17,059
496	Pawnee	Pawnee Heights	17	0.8	3,412
324	Phillips	Eastern Heights	25	1.2	5,017
325	Phillips	Phillipsburg	61	2.8	12,242
326	Phillips	Logan	17	0.8	3,412
320	Pottawatomie	Wamego	87	4.0	17,460
321	Pottawatomie	Kaw Valley	111	5.2	22,277
322	Pottawatomie	Onaga	28	1.3	5,619
323	Pottawatomie	Westmoreland	43	2.0	8,630
382	Pratt	Pratt	119	5.5	23,883
438	Pratt	Skyline	30	1.4	6,021
105	Rawlins	Rawlins County	33	1.5	6,623
308	Reno	Hutchinson	385	17.9	77,267
309	Reno	Nickerson	88	4.1	17,661
310	Reno	Fairfield	56	2.6	11,239
311	Reno	Pretty Prairie	43	2.0	8,630
312	Reno	Haven	103	4.8	20,671
313	Reno	Buhler	209	9.7	41,945
426	Republic	Pike Valley	22	1.0	4,415
427	Republic	Belleville	36	1.7	7,225
455	Republic	Hillcrest	11	0.5	2,208
376	Rice	Sterling	43	2.0	8,630
401	Rice	Chase	14	0.7	2,810
405	Rice	Lyons	51	2.4	10,235
444	Rice	Little River	36	1.7	7,225
378	Riley	Riley County	55	2.6	11,038
383	Riley	Manhattan	430	20.0	86,298
384	Riley	Blue Valley	26	1.2	5,218
269	Rooks	Palco	20	0.9	4,014
270	Rooks	Plainville	67	3.1	13,446
271	Rooks	Stockton	57	2.7	11,440
395	Rush	LaCrosse	36	1.7	7,225
403	Rush	Otis-Bison	21	1.0	4,215
399	Russell	Paradise	16	0.7	3,211
407	Russell	Russell	89	4.1	17,862
305	Saline	Salina	661	30.7	132,659
306	Saline	Southeast of Saline	61	2.8	12,242
307	Saline	Ell-Saline	96	4.5	19,267
466	Scott	Scott County	68	3.2	13,647
259	Sedgwick	Wichita	3,708	172.4	744,173
260	Sedgwick	Derby	890	41.4	178,618
261	Sedgwick	Haysville	710	33.0	142,493
262	Sedgwick	Valley Center	380	17.7	76,264
263	Sedgwick	Mulvane	368	17.1	73,855
264	Sedgwick	Clearwater	209	9.7	41,945
265	Sedgwick	Goddard	519	24.1	104,160
266	Sedgwick	Maize	793	36.9	159,150
267	Sedgwick	Renwick	221	10.3	44,353
268	Sedgwick	Cheney	68	3.2	13,647

1-6

			2005-06 NonProficient	Estimated	Estimated
			Unduplicated	2007-08	2007-08

<i>480 Seward Liberal</i>			<i>474</i>	<i>220</i>	<i>95,129</i>
483	Seward	Kismet-Plains	89	4.1	17,862
345	Shawnee	Seaman	381	17.7	76,464
372	Shawnee	Silver Lake	36	1.7	7,225
437	Shawnee	Auburn Washburn	400	18.6	80,278
450	Shawnee	Shawnee Heights	402	18.7	80,679
501	Shawnee	Topeka	1,156	53.8	232,002
412	Sheridan	Hoxie	39	1.8	7,827
352	Sherman	Goodland	110	5.1	22,076
237	Smith	Smith Center	54	2.5	10,837
238	Smith	West Smith Co.	16	0.7	3,211
349	Stafford	Stafford	28	1.3	5,619
350	Stafford	St. John-Hudson	61	2.8	12,242
351	Stafford	Macksville	26	1.2	5,218
452	Stanton	Stanton County	51	2.4	10,235
209	Stevens	Moscow	17	0.8	3,412
210	Stevens	Hugoton	96	4.5	19,267
353	Sumner	Wellington	231	10.7	46,360
356	Sumner	Conway Springs	67	3.1	13,446
357	Sumner	Belle Plaine	56	2.6	11,239
358	Sumner	Oxford	59	2.7	11,841
359	Sumner	Argonia	22	1.0	4,415
360	Sumner	Caldwell	22	1.0	4,415
509	Sumner	South Haven	30	1.4	6,021
314	Thomas	Brewster	21	1.0	4,215
315	Thomas	Colby	114	5.3	22,879
316	Thomas	Golden Plains	17	0.8	3,412
208	Trego	WaKeeney	36	1.7	7,225
329	Wabaunsee	Alma	59	2.7	11,841
330	Wabaunsee	Wabaunsee East	74	3.4	14,851
241	Wallace	Wallace	17	0.8	3,412
242	Wallace	Weskan	16	0.7	3,211
221	Washington	North Central	12	0.6	2,408
222	Washington	Washington	22	1.0	4,415
223	Washington	Barnes	13	0.6	2,609
224	Washington	Clifton-Clyde	15	0.7	3,010
467	Wichita	Leoti	24	1.1	4,817
387	Wilson	Altoona-Midway	64	3.0	12,844
461	Wilson	Neodesha	107	5.0	21,474
484	Wilson	Fredonia	104	4.8	20,872
366	Woodson	Woodson	28	1.3	5,619
202	Wyandotte	Turner	536	24.9	107,572
203	Wyandotte	Piper	211	9.8	42,346
204	Wyandotte	Bonner Springs	386	17.9	77,468
500	Wyandotte	Kansas City	5,901	274.4	1,184,295
			49,141	2,285.1	9,862,304

SENATE BILL No. 68

By Committee on Education

1-11

10 AN ACT concerning school districts; relating to school finance; amend-
11 ing K.S.A. 2006 Supp. 72-6407 and 72-6454 and repealing the existing
12 section sections.
13

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

15 **Section 1. K.S.A. 2006 Supp. 72-6407 is hereby amended to**
16 **read as follows: 72-6407. (a) (1) "Pupil" means any person who is**
17 **regularly enrolled in a district and attending kindergarten or any**
18 **of the grades one through 12 maintained by the district or who is**
19 **regularly enrolled in a district and attending kindergarten or any**
20 **of the grades one through 12 in another district in accordance with**
21 **an agreement entered into under authority of K.S.A. 72-8233, and**
22 **amendments thereto, or who is regularly enrolled in a district and**
23 **attending special education services provided for preschool-aged**
24 **exceptional children by the district.**

25 **(2) Except as otherwise provided in paragraph (3) of this sub-**
26 **section, a pupil in attendance full time shall be counted as one pupil.**
27 **A pupil in attendance part time shall be counted as that proportion**
28 **of one pupil (to the nearest 1/10) that the pupil's attendance bears to**
29 **full-time attendance. A pupil attending kindergarten shall be**
30 **counted as 1/2 pupil. A pupil enrolled in and attending an institution**
31 **of postsecondary education which is authorized under the laws of**
32 **this state to award academic degrees shall be counted as one pupil**
33 **if the pupil's postsecondary education enrollment and attendance**
34 **together with the pupil's attendance in either of the grades 11 or 12**
35 **is at least 5/6 time, otherwise the pupil shall be counted as that pro-**
36 **portion of one pupil (to the nearest 1/10) that the total time of the**
37 **pupil's postsecondary education attendance and attendance in**
38 **grade 11 or 12, as applicable, bears to full-time attendance. A pupil**
39 **enrolled in and attending an area vocational school, area voca-**
40 **tional-technical school or approved vocational education program**
41 **shall be counted as one pupil if the pupil's vocational education**
42 **enrollment and attendance together with the pupil's attendance in**
43 **any of grades nine through 12 is at least 5/6 time, otherwise the pupil**

House Education Committee
Date: 3-22-07
Attachment # 2

1 shall be counted as that proportion of one pupil (to the nearest $\frac{1}{10}$)
2 that the total time of the pupil's vocational education attendance
3 and attendance in any of grades nine through 12 bears to full-time
4 attendance. A pupil enrolled in a district and attending special ed-
5 ucation and related services, except special education and related
6 services for preschool-aged exceptional children, provided for by
7 the district shall be counted as one pupil. A pupil enrolled in a
8 district and attending special education and related services for pre-
9 school-aged exceptional children provided for by the district shall
10 be counted as $\frac{1}{2}$ pupil. A preschool-aged at-risk pupil enrolled in a
11 district and receiving services under an approved at-risk pupil as-
12 sistance plan maintained by the district shall be counted as $\frac{1}{2}$ pupil.
13 A pupil in the custody of the secretary of social and rehabilitation
14 services and enrolled in unified school district No. 259, Sedgwick
15 county, Kansas, but housed, maintained, and receiving educational
16 services at the Judge James V. Riddel Boys Ranch, shall be counted
17 as two pupils.

18 (3) A pupil residing at the Flint Hills job corps center shall not
19 be counted. A pupil confined in and receiving educational services
20 provided for by a district at a juvenile detention facility shall not
21 be counted. A pupil enrolled in a district but housed, maintained,
22 and receiving educational services at a state institution shall not be
23 counted. A pupil enrolled in a virtual school in a district but who
24 is not a resident of the state of Kansas shall not be counted.

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

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

32 (d) "Preschool-aged at-risk pupil" means an at-risk pupil who
33 has attained the age of four years, is under the age of eligibility for
34 attendance at kindergarten, and has been selected by the state
35 board in accordance with guidelines consonant with guidelines gov-
36 erning the selection of pupils for participation in head start
37 programs.

38 (e) "Enrollment" means: (1) (A) Subject to the provisions of par-
39 agraph (1)(B), for districts scheduling the school days or school
40 hours of the school term on a trimestral or quarterly basis, the num-
41 ber of pupils regularly enrolled in the district on September 20 plus
42 the number of pupils regularly enrolled in the district on February
43 20 less the number of pupils regularly enrolled on February 20 who

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1 were counted in the enrollment of the district on September 20; and
2 for districts not specified in this paragraph (1), the number of pupils
3 regularly enrolled in the district on September 20; (B) a pupil who
4 is a foreign exchange student shall not be counted unless such stu-
5 dent is regularly enrolled in the district on September 20 and at-
6 tending kindergarten or any of the grades one through 12 main-
7 tained by the district for at least one semester or two quarters or
8 the equivalent thereof;

9 (2) if enrollment in a district in any school year has decreased
10 from enrollment in the preceding school year, enrollment of the
11 district in the current school year means whichever is the greater
12 of (A) enrollment in the preceding school year minus enrollment in
13 such school year of preschool-aged at-risk pupils, if any such pupils
14 were enrolled, plus enrollment in the current school year of pre-
15 school-aged at-risk pupils, if any such pupils are enrolled, or (B)
16 the sum of enrollment in the current school year of preschool-aged
17 at-risk pupils, if any such pupils are enrolled and the average
18 (mean) of the sum of (i) enrollment of the district in the current
19 school year minus enrollment in such school year of preschool-aged
20 at-risk pupils, if any such pupils are enrolled and (ii) enrollment in
21 the preceding school year minus enrollment in such school year of
22 preschool-aged at-risk pupils, if any such pupils were enrolled and
23 (iii) enrollment in the school year next preceding the preceding
24 school year minus enrollment in such school year of preschool-aged
25 at-risk pupils, if any such pupils were enrolled; or

26 (3) the number of pupils as determined under K.S.A. 72-6447 or
27 K.S.A. 2006 Supp. 72-6448, and amendments thereto.

28 (f) "Adjusted enrollment" means enrollment adjusted by adding
29 at-risk pupil weighting, program weighting, low enrollment weight-
30 ing, if any, density at-risk weighting, if any, nonproficient pupil
31 weighting, if any, high enrollment weighting, if any, declining en-
32 rollment weighting, if any, school facilities weighting, if any, ancil-
33 lary school facilities weighting, if any, cost of living weighting, if
34 any, special education and related services weighting, and trans-
35 portation weighting to enrollment.

36 (g) "At-risk pupil weighting" means an addend component as-
37 signed to enrollment of districts on the basis of enrollment of at-risk
38 pupils.

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

43 (i) "Low enrollment weighting" means an addend component

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1 assigned to enrollment of districts pursuant to K.S.A. 72-6412, and
2 amendments thereto, on the basis of costs attributable to mainte-
3 nance of educational programs by such districts in comparison with
4 costs attributable to maintenance of educational programs by dis-
5 tricts having to which high enrollment weighting is assigned pur-
6 suant to K.S.A. 2006 Supp. 72-6442b, and amendments thereto.

7 (j) “School facilities weighting” means an addend component
8 assigned to enrollment of districts on the basis of costs attributable
9 to commencing operation of new school facilities.

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

13 (l) “Cost of living weighting” means an addend component as-
14 signed to enrollment of districts to which the provisions of K.S.A.
15 2006 Supp. 72-6449, and amendments thereto, apply on the basis
16 of costs attributable to the cost of living in the district.

17 (m) “Ancillary school facilities weighting” means an addend
18 component assigned to enrollment of districts to which the provi-
19 sions of K.S.A. 72-6441, and amendments thereto, apply on the basis
20 of costs attributable to commencing operation of new school facil-
21 ities. Ancillary school facilities weighting may be assigned to en-
22 rollment of a district only if the district has levied a tax under au-
23 thority of K.S.A. 72-6441, and amendments thereto, and remitted
24 the proceeds from such tax to the state treasurer. Ancillary school
25 facilities weighting is in addition to assignment of school facilities
26 weighting to enrollment of any district eligible for such weighting.

27 (n) “Juvenile detention facility” means: (1) Any secure public
28 or private facility which is used for the lawful custody of accused
29 or adjudicated juvenile offenders and which shall not be a jail;

30 (2) any level VI treatment facility licensed by the Kansas de-
31 partment of health and environment which is a psychiatric residen-
32 tial treatment facility for individuals under the age of 21 which
33 conforms with the regulations of the centers for medicare/medicaid
34 services and the joint commission on accreditation of health care
35 organizations governing such facilities; and

36 (3) the Forbes Juvenile Attention Facility, the Sappa Valley
37 Youth Ranch of Oberlin, Salvation Army/Koch Center Youth Serv-
38 ices, the Clarence M. Kelley Youth Center, the Clarence M. Kelley
39 Transitional Living Center, Trego County Secure Care Center, St.
40 Francis Academy at Atchison, St. Francis Academy at Ellsworth, St.
41 Francis Academy at Salina, St. Francis Center at Salina, King’s
42 Achievement Center, and Liberty Juvenile Services and Treatment.

43 (o) “Special education and related services weighting” means

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1 *an addend component assigned to enrollment of districts on the ba-*
2 *sis of costs attributable to provision of special education and related*
3 *services for pupils determined to be exceptional children.*

4 (p) *“Virtual school” means any kindergarten or grades one*
5 *through 12 course offered for credit that uses distance-learning*
6 *technologies which predominantly use internet-based methods to*
7 *deliver instruction and for which the course content is available on*
8 *an “anytime, anyplace” basis, but the instruction occurs asynchro-*
9 *nously with the teacher and pupil in separate locations, not neces-*
10 *sarily located within a local education agency.*

11 (q) *“Declining enrollment weighting” means an addend com-*
12 *ponent assigned to enrollment of districts to which the provisions*
13 *of K.S.A. 2006 Supp. 72-6451, and amendments thereto, apply on*
14 *the basis of reduced revenues attributable to the declining enroll-*
15 *ment of the district.*

16 (r) *“High enrollment weighting” means an addend component*
17 *assigned to enrollment of districts pursuant to K.S.A. 2006 Supp.*
18 *72-6442b, and amendments thereto, on the basis of costs attribut-*
19 *able to maintenance of educational programs by such districts as a*
20 *correlate to low enrollment weighting assigned to enrollment of dis-*
21 *tricts pursuant to K.S.A. 72-6412, and amendments thereto.*

22 (s) *“High density at-risk pupil weighting” means an addend*
23 *component assigned to enrollment of districts to which the provi-*
24 *sions of section 5 K.S.A. 2006 Supp. 72-6455, and amendments thereto,*
25 *apply.*

26 (t) *“Nonproficient pupil” means a pupil who is not eligible for*
27 *free meals under the national school lunch act and who has scored*
28 *less than proficient on the mathematics or reading state assessment*
29 *during the preceding school year 2004-2005 and who is enrolled in a*
30 *district which maintains an approved proficiency assistance plan.*

31 (u) *“Nonproficient pupil weighting” means an addend compo-*
32 *nent assigned to enrollment of districts on the basis of enrollment*
33 *of nonproficient pupils pursuant to K.S.A. 2006 Supp. 72-6454, and*
34 *amendments thereto.*

35 Section Sec. 1- (1) K.S.A. 2006 Supp. 72-6454 is hereby amended
36 to read as follows: 72-6454. (a) The nonproficient pupil weighting of each
37 district shall be determined by the state board as follows:

38 (1) Determine the number of pupils who were not eligible for free
39 meals under the national school lunch act and who took the mathematics
40 or reading state assessments in school year 2004-2005.

41 (2) Determine the number of all pupils who scored below proficiency
42 on either the mathematics or reading state assessments in school year
43 2004-2005;

2.

(a)

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1 —(3) divide the number determined under paragraph (2) by the num-
 2 ber determined under paragraph (1);
 3 —(4) subtract the number of pupils who are eligible for free meals
 4 under the national school lunch act from the enrollment of the district;
 5 —(5) multiply the difference determined under paragraph (3) by the
 6 dividend determined under paragraph (4); and
 7 —(6) multiply the product determined under paragraph (5) by .029.
 8 The product is the nonproficient pupil weighting of the district.

9 —(b) The provisions of this section shall expire June 30, 2007.

(1)

10 (a) Determine the number of pupils who were not eligible for free
 11 meals under the national school lunch act and who scored below profi-
 12 ciency or failed to meet the standards established by the state board on
 13 either the mathematics or reading state assessments in the preceding
 14 school year; and

(2)

15 (b) multiply the number determined under paragraph (1) (a) by
 16 .0465. The product is the nonproficient pupil weighting of the district.

(1)

17 Sec. 2: 3. K.S.A. 2006 Supp. 72-6454 is 72-6407 and 72-6454 are
 18 hereby repealed.

19 Sec. 3: 4. This act shall take effect and be in force from and after its
 20 publication in the statute book *Kansas register*.

(b) The provisions of this section shall expire on June 30, 2009.

SENATE BILL No. 69

By Committee on Education

1-11

10 AN ACT concerning school districts; relating to school finance; amend-
11 ing K.S.A. 2006 Supp. 72-6449 and 72-6451 and repealing the existing
12 sections.

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

14 Section 1. K.S.A. 2006 Supp. 72-6449 is hereby amended to read as
15 follows: 72-6449. (a) As used in this section, "school district" or "district"
16 means a school district authorized to make a levy under this section.

17 (b) The board of education of any district may levy a tax on the taxable
18 tangible property within the district for the purpose of financing the costs
19 incurred by the state that are attributable directly to assignment of the
20 cost of living weighting to the enrollment of the district. There is hereby
21 established in every school district a fund which shall be called the cost
22 of living fund, which fund shall consist of all moneys deposited therein
23 or transferred thereto in accordance with law. All moneys derived from
24 a tax imposed pursuant to this section shall be credited to the cost of
25 living fund. The proceeds from the tax levied by a district credited to the
26 cost of living fund shall be remitted to the state treasurer in accordance
27 with the provisions of K.S.A. 75-4215, and amendments thereto. Upon
28 receipt of each such remittance, the state treasurer shall deposit the entire
29 amount in the state treasury to the credit of the state school district fi-
30 nance fund.

31 (c) The state board of education shall determine whether a district
32 may levy a tax under this section as follows:

33 (1) Determine the statewide average appraised value of single family
34 residences for the calendar year preceding the current school year;

35 (2) multiply the amount determined under (1) by 1.25;

36 (3) determine the average appraised value of single family residences
37 in each school district for the calendar year preceding the current school
38 year; and

39 (4) subtract the amount determined under (2) from the amount de-
40 termined under (3). If the amount determined for the district under (4)
41 is a positive number and the district is authorized to adopt and has
42 adopted a local option budget in an amount equal to the state prescribed
43

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1 percentage in the current school year ~~which equals at least 25%~~ the
2 district qualifies for assignment of cost of living weighting and may levy
3 a tax on the taxable tangible property of the district for the purpose of
4 financing the costs that are attributable directly to assignment of the cost
5 of living weighting to enrollment of the district.

equal to the state prescribed percentage

6 (d) Except as provided by subsection (e), no tax may be levied under
7 this section unless the board of education adopts a resolution authorizing
8 such a tax levy and publishes the resolution at least once in a newspaper
9 having general circulation in the district. Except as provided by subsection
10 (e), the resolution shall be published in substantial compliance with the
11 following form:

(5) If a district was authorized to make a levy pursuant to this section
in school year 2006-2007, such district shall remain authorized to levy
such tax at the rate levied in school year 2006-2007 if: (A) The
amount determined under (4) is a positive number; and (B) the district
continues to adopt a local option budget in an amount equal to
the state prescribed percentage in effect in school year 2006-2007.

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

14 RESOLUTION

15 Be It Resolved that:

16 The board of education of the above-named school district shall be authorized to levy an
17 ad valorem tax in an amount not to exceed the amount necessary to finance the costs
18 attributable directly to the assignment of cost of living weighting to the enrollment of the
19 district. The ad valorem tax authorized by this resolution may be levied unless a petition in
20 opposition to the same, signed by not less than 5% of the qualified electors of the school
21 district, is filed with the county election officer of the home county of the school district
22 within 30 days after the publication of this resolution. If a petition is filed, the county election
23 officer shall submit the question of whether the levy of such a tax shall be authorized in
24 accordance with the provisions of this resolution to the electors of the school district at the
25 next general election of the school district, as is specified by the board of education of the
26 school district.

27 CERTIFICATE

28 This is to certify that the above resolution was duly adopted by the board of education of
29 Unified School District No. _____, _____ County, Kansas, on the _____ day of
30 _____, (year)_____.

31 _____
32 Clerk of the board of education.

33 All of the blanks in the resolution shall be filled. If no petition as spec-
34 ified above is filed in accordance with the provisions of the resolution,
35 the resolution authorizing the ad valorem tax levy shall become effective.
36 If a petition is filed as provided in the resolution, the board may notify
37 the county election officer to submit the question of whether such tax
38 levy shall be authorized. If the board fails to notify the county election
39 officer within 30 days after a petition is filed, the resolution shall be
40 deemed abandoned and of no force and effect and no like resolution shall
41 be adopted by the board within the nine months following publication of
42 the resolution. If a majority of the votes cast in an election conducted
43 pursuant to this provision are in favor of the resolution, such resolution

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1 shall be effective on the date of such election. If a majority of the votes
2 cast are not in favor of the resolution, the resolution shall be deemed of
3 no effect and no like resolution shall be adopted by the board within the
4 nine months following such election.

5 ~~(e) Any resolution adopted pursuant to this section for school year
6 2005-2006 shall not be subject to the provisions of subsection (d) relating
7 to publication, protest or election.~~

8 Sec. 2. K.S.A. 2006 Supp. 72-6451 is hereby amended to read as
9 follows: 72-6451. (a) As used in this section:

10 (1) "School district" or "district" means a school district which: (A)
11 Has a declining enrollment; and (B) ~~for school year 2005-2006, has~~
12 ~~adopted a local option budget in an amount which equals at least 25%~~
13 ~~or (C) for school year 2006-2007 and each school year thereafter, has~~
14 ~~adopted a local option budget in an amount which equals the state pre-~~
15 ~~scribed percentage at the time the district applies to the state board of~~
16 ~~tax appeals for authority to make a levy pursuant to this section.~~

17 (2) "Declining enrollment" means an enrollment which has declined
18 in amount from that of the preceding school year.

19 (b) (1) A school district may levy an ad valorem tax on the taxable
20 tangible property of the district each year for a period of time not to
21 exceed two years in an amount not to exceed the amount authorized by
22 the state board of tax appeals under this subsection for the purpose of
23 financing the costs incurred by the state that are directly attributable to
24 assignment of declining enrollment weighting to enrollment of the dis-
25 trict. The state board of tax appeals may authorize the district to make a
26 levy which will produce an amount that is not greater than the amount
27 of revenues lost as a result of the declining enrollment of the district.
28 Such amount shall not exceed 5% of the general fund budget of the
29 district in the school year in which the district applies to the state board
30 of tax appeals for authority to make a levy pursuant to this section.

31 (2) The board of tax appeals shall certify to the state board the amount
32 authorized to be produced by the levy of a tax under this section.

33 (3) The state board shall prescribe guidelines for the data that school
34 districts shall include in cases before the state board of tax appeals pur-
35 suant to this section.

36 (c) A district may levy the tax authorized pursuant to this section for
37 a period of time not to exceed two years unless authority to make such
38 levy is renewed by the state board of tax appeals. The state board of tax
39 appeals may renew the authority to make such levy for periods of time
40 not to exceed two years.

41 (d) The state board shall provide to the state board of tax appeals
42 such school data and information requested by the state board of tax
43 appeals and any other information deemed necessary by the state board.

has adopted a local option budget in an amount which equals
the state prescribed percentage in the school year in which
the district first applies to the state board of tax appeals
for authority to make a levy pursuant to this section.

If a district was authorized to make a levy pursuant to this
section in school year 2006-2007, such district shall remain
authorized to make such levy in school year 2007-2008 if the
district adopts a local option budget in an amount equal to the
state prescribed percentage in effect in school year 2006-2007.

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1 (e) There is hereby established in every district a fund which shall be
2 called the declining enrollment fund. Such fund shall consist of all moneys
3 deposited therein or transferred thereto according to law. The proceeds
4 from the tax levied by a district under authority of this section shall be
5 credited to the declining enrollment fund of the district. The proceeds
6 from the tax levied by a district credited to the declining enrollment fund
7 shall be remitted to the state treasurer in accordance with the provisions
8 of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such
9 remittance, the state treasurer shall deposit the entire amount in the state
10 treasury to the credit of the state school district finance fund.

11 Sec. 3. K.S.A. 2006 Supp. 72-6449 and 72-6451 are hereby repealed.

12 Sec. 4. This act shall take effect and be in force from and after its
13 publication in the ~~statute book~~ **Kansas register**.