

SENATE BILL No. 70

By Committee on Ways and Means

1-27

1 AN ACT concerning school districts; relating to the school district capital
2 improvements fund; amending K.S.A. 2010 Supp. 75-2319 and
3 repealing the existing section.
4

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

6 Section 1. K.S.A. 2010 Supp. 75-2319 is hereby amended to read as
7 follows: 75-2319. (a) There is hereby established in the state treasury the
8 school district capital improvements fund. The fund shall consist of all
9 amounts transferred thereto under the provisions of subsection (c).

10 (b) Subject to the provisions of subsection (f), in each school year,
11 each school district which is obligated to make payments from its capital
12 improvements fund shall be entitled to receive payment from the school
13 district capital improvements fund in an amount determined by the state
14 board of education as provided in this subsection. The state board of
15 education shall:

16 (1) Determine the amount of the assessed valuation per pupil
17 (AVPP) of each school district in the state and round such amount to the
18 nearest \$1,000. The rounded amount is the AVPP of a school district for
19 the purposes of this section;

20 (2) determine the median AVPP of all school districts;

21 (3) prepare a schedule of dollar amounts using the amount of the
22 median AVPP of all school districts as the point of beginning. The
23 schedule of dollar amounts shall range upward in equal \$1,000 intervals
24 from the point of beginning to and including an amount that is equal to
25 the amount of the AVPP of the school district with the highest AVPP of all
26 school districts and shall range downward in equal \$1,000 intervals from
27 the point of beginning to and including an amount that is equal to the
28 amount of the AVPP of the school district with the lowest AVPP of all
29 school districts;

30 (4) determine a state aid percentage factor for each school district by
31 assigning a state aid computation percentage to the amount of the median
32 AVPP shown on the schedule, decreasing the state aid computation
33 percentage assigned to the amount of the median AVPP by one percentage
34 point for each \$1,000 interval above the amount of the median AVPP, and
35 increasing the state aid computation percentage assigned to the amount of
36 the median AVPP by one percentage point for each \$1,000 interval below

1 the amount of the median AVPP. Except as provided by K.S.A. 2010
2 Supp. 75-2319c, and amendments thereto, the state aid percentage factor
3 of a school district is the percentage assigned to the schedule amount that
4 is equal to the amount of the AVPP of the school district. The state aid
5 percentage factor of a school district shall not exceed 100%. The state aid
6 computation percentage is 5% for contractual bond obligations incurred
7 by a school district prior to the effective date of this act, and 25% for
8 contractual bond obligations incurred by a school district on or after the
9 effective date of this act;

10 (5) determine the amount of payments in the aggregate that a school
11 district is obligated to make from its bond and interest fund and, of such
12 amount, compute the amount attributable to contractual bond obligations
13 incurred by the school district prior to the effective date of this act and the
14 amount attributable to contractual bond obligations incurred by the school
15 district on or after the effective date of this act;

16 (6) multiply each of the amounts computed under (5) by the
17 applicable state aid percentage factor; and

18 (7) add the products obtained under (6). The amount of the sum is
19 the amount of payment the school district is entitled to receive from the
20 school district capital improvements fund in the school year.

21 (c) The state board of education shall certify to the director of
22 accounts and reports the entitlements of school districts determined under
23 the provisions of subsection (b), and an amount equal thereto shall be
24 transferred by the director from the state general fund to the school
25 district capital improvements fund for distribution to school districts. All
26 transfers made in accordance with the provisions of this subsection shall
27 be considered to be demand transfers from the state general fund, except
28 that all such transfers during the fiscal years ending June 30, 2011, and
29 June 30, 2012, shall be considered to be revenue transfers from the state
30 general fund.

31 (d) Payments from the school district capital improvements fund
32 shall be distributed to school districts at times determined by the state
33 board of education to be necessary to assist school districts in making
34 scheduled payments pursuant to contractual bond obligations. The state
35 board of education shall certify to the director of accounts and reports the
36 amount due each school district entitled to payment from the fund, and
37 the director of accounts and reports shall draw a warrant on the state
38 treasurer payable to the treasurer of the school district. Upon receipt of
39 the warrant, the treasurer of the school district shall credit the amount
40 thereof to the bond and interest fund of the school district to be used for
41 the purposes of such fund.

42 (e) The provisions of this section apply only to contractual
43 obligations incurred by school districts pursuant to general obligation

1 bonds issued upon approval of a majority of the qualified electors of the
2 school district voting at an election upon the question of the issuance of
3 such bonds, *which such election was held on or before January 1, 2011*.

4 (f) Amounts transferred to the capital improvements fund of a school
5 district as authorized by K.S.A. 72-6433, and amendments thereto, shall
6 not be included in the computation when determining the amount of state
7 aid to which a district is entitled to receive under this section.

8 Sec. 2. K.S.A. 2010 Supp. 75-2319 is hereby repealed.

9 Sec. 3. This act shall take effect and be in force from and after its
10 publication in the Kansas register.

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