

Senate Substitute for HOUSE BILL No. 2506

By Committee on Ways and Means

4-2

1 AN ACT concerning education; relating to postsecondary education;
2 enacting the SUCCESS act; creating the Johnson county community
3 college go pro now program; relating to real property of certain state
4 universities; relating to school districts; relating to the provision for
5 school finance; relating to teacher licensure; enacting the education
6 fairness property tax relief act; creating the K-12 school finance study
7 commission; making and concerning appropriations for fiscal years
8 ending June 30, 2014, June 30, 2015, and June 30, 2016, for certain
9 state agencies; amending K.S.A. 71-204, 71-617, 72-6411, 72-6415 and
10 72-8809 and K.S.A. 2013 Supp. 72-3712, 72-3714, 72-3715, 72-3716,
11 72-6407, 72-6415b, 72-6433, 72-6433d, 72-6441, 72-6455 and 72-6460
12 and repealing the existing sections; also repealing K.S.A. 72-60b03 and
13 K.S.A. 2013 Supp. 72-6454.
14

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

16 Section 1.

17 KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

18 (a) During the fiscal year ending June 30, 2015, expenditures shall be
19 made by the children's cabinet from the Kansas reads to succeed account
20 of the children's initiatives fund for fiscal year 2015 to establish a pilot
21 program for improved reading skills for the children in Kansas: *Provided,*
22 *That such expenditures shall not exceed \$6,000,000: Provided further,*
23 *That the program used shall provide academic support to students and*
24 *teachers in urban and rural communities to help ensure on grade level*
25 *achievement in reading: And provided further, That such program shall at a*
26 *minimum be made available to grades preK through 8: And provided*
27 *further, That the program shall be research-based, and shall be able to*
28 *identify the area or areas where the student is proficient and is not*
29 *proficient: And provided further, That the teacher, after reviewing the*
30 *initial program assessment and other classroom parameters, shall be able*
31 *to place students into individualized levels of curriculum and instruction*
32 *within the reading program: And provided further, That the program shall*
33 *have an adaptive, interactive and simultaneous reading/assessment portion:*
34 *And provided further, That the program shall be an online-delivered,*
35 *interactive reading assessment and research-based intervention program*
36 *for use both at school and at home: And provided further, That the program*

1 shall provide immediate reporting to the teacher and provide
 2 recommendations regarding the student's instruction and if necessary, the
 3 student's intervention: *And provided further*; That the program shall
 4 provide immediate reporting to the teacher and supervisors, in both
 5 aggregate and uniquely identified form on the status of the student: *And*
 6 *provided further*; Tthe provisions of the proviso for the Kansas reads to
 7 succeed account of the children's initiatives fund for fiscal year 2015
 8 requiring the children's cabinet to expend moneys from the Kansas reads to
 9 succeed account of the children's initiatives fund for fiscal year 2015 to
 10 establish a pilot program for improved reading outcomes using the Lexia
 11 Reading Core5 program are hereby declared null and void and shall have
 12 no force and effect.

13 Sec. 2.

14 DEPARTMENT OF COMMERCE

15 (a) On July 1, 2014, of the \$5,000,000 appropriated for the above
 16 agency for the fiscal year ending June 30, 2015, by section 124(a) of
 17 chapter 136 of the 2013 Session Laws of Kansas from the state general
 18 fund in the animal health research grant account, the sum of \$5,000,000 is
 19 hereby lapsed.

20 (b) On July 1, 2014, of the \$5,000,000 appropriated for the above
 21 agency for the fiscal year ending June 30, 2015, by section 124(a) of
 22 chapter 136 of the 2013 Session Laws of Kansas from the state general
 23 fund in the aviation research grant account, the sum of \$5,000,000 is
 24 hereby lapsed.

25 (c) On July 1, 2014, of the \$5,000,000 appropriated for the above
 26 agency for the fiscal year ending June 30, 2015, by section 124(a) of
 27 chapter 136 of the 2013 Session Laws of Kansas from the state general
 28 fund in the cancer center research grant account, the sum of \$5,000,000 is
 29 hereby lapsed.

30 Sec. 3.

31 DEPARTMENT OF EDUCATION

32 (a) There is appropriated for the above agency from the state general
 33 fund for the fiscal year ending June 30, 2014, the following:

34 Special education services aid.....\$1,029,612
 35 General state aid.....\$17,836,773

36 (b) There is appropriated for the above agency from the following
 37 special revenue fund or funds for the fiscal year ending June 30, 2014, all
 38 moneys now or hereafter lawfully credited to and available in such fund or
 39 funds, except that expenditures other than refunds authorized by law and
 40 transfers to other state agencies shall not exceed the following:

41 State assessment fund.....No limit

42 (c) On the effective date of this act, of the \$328,245,211 appropriated
 43 for the above agency for the fiscal year ending June 30, 2014, by section

1 143(a) of chapter 136 of the 2013 Session Laws of Kansas from the state
2 general fund in the KPERS – employer contributions account, the sum of
3 \$7,447,869 is hereby lapsed.

4 (d) On the effective date of this act, the \$25,000 appropriated for the
5 above agency for the fiscal year ending June 30, 2014, by section 143(a) of
6 chapter 136 of the 2013 Session Laws of Kansas from the state general
7 fund in the technical education promotion account, is hereby lapsed.

8 (e) On March 30, 2014, or as soon thereafter as moneys are available,
9 notwithstanding the provisions of K.S.A. 8-267 or 8-272, and amendments
10 thereto, or any other statute, the director of accounts and reports shall
11 transfer \$550,000 from the state safety fund of the department of education
12 to the state assessment fund of the department of education.

13 (f) On June 30, 2014, or as soon thereafter as moneys are available,
14 notwithstanding the provisions of K.S.A. 8-267 or 8-272, and amendments
15 thereto, or any other statute, the director of accounts and reports shall
16 transfer \$550,000 from the state safety fund of the department of education
17 to the state assessment fund of the department of education.

18 (g) The director of accounts and reports shall not make the transfer of
19 \$550,000 from the state safety fund of the department of education to the
20 state general fund which was directed to be made on March 30, 2014, by
21 section 143(e) of chapter 136 of the 2013 Session Laws of Kansas, and, on
22 the effective date of this act, the provisions of section 143(e) of chapter
23 136 of the 2013 Session Laws of Kansas are hereby declared to be null and
24 void and shall have no force and effect.

25 (h) The director of accounts and reports shall not make the transfer of
26 \$550,000 from the state safety fund of the department of education to the
27 state general fund which was directed to be made on June 30, 2014, by
28 section 143(f) of chapter 136 of the 2013 Session Laws of Kansas, and, on
29 the effective date of this act, the provisions of section 143(f) of chapter
30 136 of the 2013 Session Laws of Kansas are hereby declared to be null and
31 void and shall have no force and effect.

32 Sec. 4.

33 DEPARTMENT OF EDUCATION

34 (a) There is appropriated for the above agency from the state general
35 fund for the fiscal year ending June 30, 2015, the following:

36 Operating expenditures (including official hospitality).....	\$47,500
37 <i>Provided</i> , That the above agency shall make expenditures from the	
38 operating expenditures (including official hospitality) account during the	
39 fiscal year 2015, in the amount not less than \$47,500 for the KIDS data	
40 system of the department of education.	
41 Special education services aid.....	\$578,363
42 Governor's teaching excellence scholarships and awards.....	\$327,500
43 Supplemental general state aid.....	\$105,665,000

1 Information technology education opportunities.....\$500,000
2 *Provided*, That the above agency shall make expenditures from the
3 information technology education opportunities account during the fiscal
4 year 2015, to provide information technology education opportunities to
5 high schools through a public-private partnership designed to secure
6 broad-based information technology certification: *Provided further*; That
7 the department of education shall utilize a request for proposals process for
8 contracts: *And provided further*; That such contract shall include the
9 following components: (1) A research-based curriculum; (2) online access
10 to the curriculum; (3) instructional software for classroom and student use;
11 (4) certification of skills and competencies in a broad base of information
12 technology-related skill areas; (5) professional development for teachers;
13 and (6) deployment and program support, including but not limited to
14 integration with current curriculum standards: *And provided further*; That
15 the department of education, in cooperation with the board of regents,
16 shall select schools for the information technology education opportunities
17 program through a statewide application process: *And provided further*;
18 That the department of education, in cooperation with the state board of
19 regents, shall select schools that represent a diverse cross-section of
20 Kansas schools to include: (A) Urban, suburban and rural schools; (B)
21 small, medium and large school districts; and (C) ethnic diversity among
22 schools.

23 Ag in the classroom.....\$35,000

24 (b) On July 1, 2014, of the \$1,875,932,270 appropriated for the above
25 agency for the fiscal year ending June 30, 2015, by section 144(a) of
26 chapter 136 of the 2013 Session Laws of Kansas from the state general
27 fund in the general state aid account, the sum of \$13,038,775 is hereby
28 lapsed.

29 (c) On July 1, 2014, of the \$363,284,462 appropriated for the above
30 agency for the fiscal year ending June 30, 2015, by section 144(a) of
31 chapter 136 of the 2013 Session Laws of Kansas from the state general
32 fund in the KPERS – employer contributions account, the sum of
33 \$4,582,820 is hereby lapsed.

34 (d) On July 1, 2014, the \$50,000 appropriated for the above agency
35 for the fiscal year ending June 30, 2015, by section 144(a) of chapter 136
36 of the 2013 Session Laws of Kansas from the state general fund in the
37 technical education promotion account, is hereby lapsed.

38 (e) On July 1, 2014, any unencumbered balance in the school district
39 juvenile detention facilities and Flint Hills job corps center grants account
40 in excess of \$100 as of June 30, 2014, is hereby reappropriated to the
41 operating expenditures (including official hospitality) account of the above
42 agency for fiscal year 2015: *Provided, however*; That expenditures from
43 such reappropriated balance shall be expended to assist in funding the

1 KIDS data system of the department of education: *Provided further*; That
 2 on July 1, 2014, the provisions of section 144(a) of chapter 136 of the
 3 2013 Session Laws of Kansas, reappropriating any unencumbered balance
 4 in the school district juvenile detention facilities and Flint Hills job corps
 5 center grants account in excess of \$100 as of June 30, 2014, for fiscal year
 6 2015 is hereby declared to be null and void and shall have no force and
 7 effect.

8 (f) On July 1, 2014, or as soon after as moneys are available,
 9 notwithstanding the provisions of K.S.A. 68-416, and amendments thereto,
 10 or any other statute, the director of accounts and reports shall transfer
 11 \$16,468,518 from the general state aid transportation weighting – state
 12 highway fund of the department of education to the state general fund.

13 (g) On July 1, 2014, the expenditure limitation established for the
 14 fiscal year ending June 30, 2015, by section 144(b) of chapter 136 of the
 15 2013 Session Laws of Kansas on the school district capital outlay state aid
 16 fund of the department of education is hereby increased from \$0 to no
 17 limit.

18 Sec. 5.

19 FORT HAYS STATE UNIVERSITY

20 (a) There is appropriated for the above agency from the state general
 21 fund for the fiscal year ending June 30, 2015, the following:

22 Operating expenditures (including official hospitality).....\$1,024,913

23 (b) In addition to the other purposes for which expenditures may be
 24 made by Fort Hays state university from the moneys appropriated from the
 25 state general fund or from any special revenue fund or funds for fiscal year
 26 2015 authorized by chapter 136 of the 2013 Session Laws of Kansas, this
 27 act or other appropriation act of the 2014 regular session of the legislature,
 28 expenditures shall be made by Fort Hays state university from moneys
 29 appropriated from the state general fund or from any special revenue fund
 30 or funds for fiscal year 2015 to provide for the issuance of bonds by the
 31 Kansas development finance authority in accordance with K.S.A. 74-8905,
 32 and amendments thereto, for a capital improvement project for the Weist
 33 hall replacement project: *Provided*, That such capital improvement project
 34 is hereby approved for Fort Hays state university for the purpose of
 35 subsection (b) of K.S.A. 74-8405, and amendments thereto, and the
 36 authorization of the issuance of bonds by the Kansas development finance
 37 authority in accordance with that statute: *Provided further*; That Fort Hays
 38 state university may make expenditures from the money received from the
 39 issuance of any such bonds for such capital improvement project:
 40 *Provided, however*; That expenditures from the moneys received from the
 41 issuance of any such bonds for such capital improvement project shall not
 42 exceed \$25,000,000, plus all amounts required for costs of bonds issuance,
 43 costs of interest on the bonds issued for such capital improvement project

1 during the construction of such project, credit enhancement costs and any
 2 required reserves for payment of principal interest on the bonds: *And*
 3 *provided further*; That all moneys received from the issuance of any such
 4 bonds shall be deposited and accounted for as prescribed by applicable
 5 bond covenants: *And provided further*; That debt service for any such
 6 bonds for such capital improvement projects shall be financed by
 7 appropriations for any appropriate special revenue fund or funds: *And*
 8 *provided further*; That Fort Hays state university may make provisions for
 9 the maintenance of the Weist hall.

10 Sec. 6.

11 KANSAS STATE UNIVERSITY

12 (a) There is appropriated for the above agency from the state general
 13 fund for the fiscal year ending June 30, 2014, the following:

14 Operating expenditures (including official hospitality).....\$949,829

15 Sec. 7.

16 KANSAS STATE UNIVERSITY

17 (a) There is appropriated for the above agency from the state general
 18 fund for the fiscal year ending June 30, 2015, the following:

19 Operating expenditures (including official hospitality).....\$6,065,180

20 *Provided*, That, during fiscal year 2015, in addition to the other purposes
 21 for which expenditures may be made by the above agency from the
 22 operating expenditures (including official hospitality) account for fiscal
 23 year 2015 as authorized by chapter 136 of the 2013 Session Laws of
 24 Kansas, this act or other appropriation act of the 2014 regular session of
 25 the legislature, expenditures shall be made by the above agency from the
 26 operating expenditures (including official hospitality) account for fiscal
 27 year 2015 for animal health research: *Provided further*; That all amounts
 28 expended for animal health research from the operating expenditures
 29 (including official hospitality) account for fiscal year 2015 shall be
 30 matched by Kansas state university on a \$1 for \$1 basis from other moneys
 31 of Kansas state university for the animal health research for which the
 32 money is expended: *And provided further*; That Kansas state university
 33 shall submit a plan to the house committee on appropriations and the
 34 senate committee on ways and means as to how the animal health research
 35 activities create additional jobs for the state for fiscal year 2015: *And*
 36 *provided further*; That, such expenditures for animal health research shall
 37 be in an amount not less than \$5,000,000.

38 (b) There is appropriated for the above agency from the state general
 39 fund for the fiscal year ending June 30, 2015, for the capital improvement
 40 project or projects specified, the following:

41 School of architecture.....\$1,500,000

42 (c) In addition to the other purposes for which expenditures may be
 43 made by Kansas state university from the moneys appropriated from the

1 state general fund or from any special revenue fund or funds for fiscal year
2 2015 authorized by chapter 136 of the 2013 Session Laws of Kansas, this
3 act or other appropriation act of the 2014 regular session of the legislature,
4 expenditures shall be made by Kansas state university from moneys
5 appropriated from the state general fund or from any special revenue fund
6 or funds for fiscal year 2015 to provide for the issuance of bonds by the
7 Kansas development finance authority in accordance with K.S.A. 74-8905,
8 and amendments thereto, for a capital improvement project to expand the
9 chilled water plant: *Provided*, That such capital improvement project is
10 hereby approved for Kansas state university for the purpose of subsection
11 (b) of K.S.A. 74-8405, and amendments thereto, and the authorization of
12 the issuance of bonds by the Kansas development finance authority in
13 accordance with that statute: *Provided further*; That Kansas state university
14 may make expenditures from the money received from the issuance of any
15 such bonds for such capital improvement project: *Provided, however*; That
16 expenditures from the moneys received from the issuance of any such
17 bonds for such capital improvement project shall not exceed \$56,000,000,
18 plus all amounts required for costs of bonds issuance, costs of interest on
19 the bonds issued for such capital improvement project during the
20 construction of such project, credit enhancement costs and any required
21 reserves for payment of principal interest on the bonds: *And provided*
22 *further*; That all moneys received from the issuance of any such bonds
23 shall be deposited and accounted for as prescribed by applicable bond
24 covenants: *And provided further*; That debt service for any such bonds for
25 such capital improvement projects shall be financed by appropriations for
26 any appropriate special revenue fund or funds: *And provided further*; That
27 Kansas state university may make provisions for the maintenance of the
28 chilled water plant.

29 Sec. 8.

30 KANSAS STATE UNIVERSITY – EXTENSION SYSTEMS
31 AND AGRICULTURE RESEARCH PROGRAMS

32 (a) There is appropriated for the above agency from the state general
33 fund for the fiscal year ending June 30, 2014, the following:
34 Cooperative extension service (including official hospitality).....\$540,202
35 Agricultural experiment stations (including official hospitality)....\$960,360

36 Sec. 9.

37 KANSAS STATE UNIVERSITY – EXTENSION SYSTEMS
38 AND AGRICULTURE RESEARCH PROGRAMS

39 (a) There is appropriated for the above agency from the state general
40 fund for the fiscal year ending June 30, 2015, the following:
41 Cooperative extension service (including official hospitality).....\$491,177
42 Agricultural experiment stations (including official hospitality)....\$873,205

43 Sec. 10.

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KANSAS STATE UNIVERSITY
VETERINARY MEDICAL CENTER

(a) On July 1, 2014, of the \$9,623,280 appropriated for the above agency for the fiscal year ending June 30, 2015, by section 160(a) of chapter 136 of the 2013 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$14,742 is hereby lapsed.

Sec. 11.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2014, the following:

Operating expenditures (including official hospitality).....\$672,320

(b) In addition to the other purposes for which expenditures may be made by Emporia state university from the restricted fees fund for fiscal year 2014 as authorized by section 161(b) of chapter 136 of the 2013 Session Laws of Kansas, expenditures may be made by the above agency from the restricted fees fund for fiscal year 2014 for official hospitality.

(c) In addition to the other purposes for which expenditures may be made by Emporia state university from the reading recovery program account for fiscal year 2014 as authorized by section 161(a) of chapter 136 of the 2013 Session Laws of Kansas, expenditures may be made by the above agency from the reading recovery program account for fiscal year 2014 for official hospitality.

(d) In addition to the other purposes for which expenditures may be made by Emporia state university from the nat'l board cert/future teacher academy account for fiscal year 2014 as authorized by section 161(a) of chapter 136 of the 2013 Session Laws of Kansas, expenditures may be made by the above agency from the nat'l board cert/future teacher academy account for fiscal year 2014 for official hospitality.

Sec. 12.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2015, the following:

Operating expenditures (including official hospitality).....\$1,811,386

(b) In addition to the other purposes for which expenditures may be made by Emporia state university from the restricted fees fund for fiscal year 2015 as authorized by section 162(b) of chapter 136 of the 2013 Session Laws of Kansas, expenditures may be made by the above agency from the restricted fees fund for fiscal year 2015 for official hospitality.

(c) In addition to the other purposes for which expenditures may be made by Emporia state university from the reading recovery program account for fiscal year 2015 as authorized by section 162(a) of chapter 136 of the 2013 Session Laws of Kansas, expenditures may be made by the

1 above agency from the reading recovery program account for fiscal year
2 2015 for official hospitality.

3 (d) In addition to the other purposes for which expenditures may be
4 made by Emporia state university from the nat'l board cert/future teacher
5 academy account for fiscal year 2015 as authorized by section 162(a) of
6 chapter 136 of the 2013 Session Laws of Kansas, expenditures may be
7 made by the above agency from the nat'l board cert/future teacher academy
8 account for fiscal year 2015 for official hospitality.

9 Sec. 13.

10 PITTSBURG STATE UNIVERSITY

11 (a) There is appropriated for the above agency from the state general
12 fund for the fiscal year ending June 30, 2015, the following:

13 Operating expenditures (including official hospitality).....\$1,011,858

14 Sec. 14.

15 UNIVERSITY OF KANSAS

16 (a) There is appropriated for the above agency from the state general
17 fund for the fiscal year ending June 30, 2014, the following:

18 Operating expenditures (including official hospitality).....\$77,935

19 Sec. 15.

20 UNIVERSITY OF KANSAS

21 (a) There is appropriated for the above agency from the state general
22 fund for the fiscal year ending June 30, 2015, the following:

23 Operating expenditures (including official hospitality).....\$85,768

24 (b) In addition to the other purposes for which expenditures may be
25 made by the university of Kansas from the moneys appropriated from the
26 state general fund or from any special revenue fund or funds for fiscal year
27 2015 authorized by chapter 136 of the 2013 Session Laws of Kansas, this
28 act or other appropriation act of the 2014 regular session of the legislature,
29 expenditures shall be made by the university of Kansas from moneys
30 appropriated from the state general fund or from any special revenue fund
31 or funds for fiscal year 2015 to provide for the issuance of bonds by the
32 Kansas development finance authority in accordance with K.S.A. 74-8905,
33 and amendments thereto, for a capital improvement project for the earth
34 energy environment center: *Provided*, That such capital improvement
35 project is hereby approved for the university of Kansas for the purpose of
36 subsection (b) of K.S.A. 74-8405, and amendments thereto, and the
37 authorization of the issuance of bonds by the Kansas development finance
38 authority in accordance with that statute: *Provided further*, That the
39 university of Kansas may make expenditures from the money received
40 from the issuance of any such bonds for such capital improvement project:
41 *Provided, however*, That expenditures from the moneys received from the
42 issuance of any such bonds for such capital improvement project shall not
43 exceed \$25,000,000, plus all amounts required for costs of bonds issuance,

1 costs of interest on the bonds issued for such capital improvement project
 2 during the construction of such project, credit enhancement costs and any
 3 required reserves for payment of principal interest on the bonds: *And*
 4 *provided further*, That all moneys received from the issuance of any such
 5 bonds shall be deposited and accounted for as prescribed by applicable
 6 bond covenants: *And provided further*, That debt service for any such
 7 bonds for such capital improvement projects shall be financed by
 8 appropriations for any appropriate special revenue fund or funds: *And*
 9 *provided further*, That the university of Kansas may make provisions for
 10 the maintenance of the earth energy environment center.

11 Sec. 16.

12 UNIVERSITY OF KANSAS MEDICAL CENTER

13 (a) There is appropriated for the above agency from the state general
 14 fund for the fiscal year ending June 30, 2014, the following:

15 Operating expenditures (including official hospitality).....\$1,730,679

16 Sec. 17.

17 UNIVERSITY OF KANSAS MEDICAL CENTER

18 (a) There is appropriated for the above agency from the state general
 19 fund for the fiscal year ending June 30, 2015, the following:

20 Operating expenditures (including official hospitality).....\$7,328,224

21 *Provided*, That, during fiscal year 2015, in addition to the other purposes
 22 for which expenditures may be made by the above agency from the
 23 operating expenditures (including official hospitality) account for fiscal
 24 year 2015 as authorized by chapter 136 of the 2013 Session Laws of
 25 Kansas, this act or other appropriation act of the 2014 regular session of
 26 the legislature, expenditures shall be made by the above agency from the
 27 operating expenditures (including official hospitality) account for fiscal
 28 year 2015 for cancer center research: *Provided further*, That all amounts
 29 expended for cancer center research from the operating expenditures
 30 (including official hospitality) account for fiscal year 2015 shall be
 31 matched by university of Kansas medical center on a \$1 for \$1 basis from
 32 other moneys of university of Kansas medical center for the cancer center
 33 research for which the money is expended: *And provided further*, That
 34 university of Kansas medical center shall submit a plan to the house
 35 committee on appropriations and the senate committee on ways and means
 36 as to how the cancer center research activities create additional jobs for the
 37 state for fiscal year 2015: *And provided further*, That, such expenditures for
 38 cancer center research shall be in an amount not less than \$5,000,000.

39 Rural health bridging.....\$70,000

40 *Provided*, That expenditures from the rural health bridging account shall
 41 not be used to supplant or replace funds already budgeted for the rural
 42 health bridging program of the university of Kansas medical center.

43 Midwest stem cell therapy center.....\$9,000

1 (c) On July 1, 2014, or as soon thereafter as moneys are available, the
2 director of accounts and reports shall transfer \$2,981,537 from the state
3 economic development initiatives fund to the state general fund.

4 Sec. 20.

5 STATE BOARD OF REGENTS

6 (a) There is appropriated for the above agency from the state general
7 fund for the fiscal year ending June 30, 2014, the following:

8 Tuition for technical education.....	\$9,250,000
9 Municipal university operating grant.....	\$169,698
10 Johnson county community college go pro now.....	\$500,000

11 *Provided*, That, during fiscal year 2014, notwithstanding the provisions of
12 any other statute, expenditures shall be made from the Johnson county
13 community college go pro now account of the state general fund for fiscal
14 year 2014 by the state board of regents to establish a pilot program called
15 the Johnson county community college go pro now program, that directly
16 benefits students and Kansas employers by helping students attain their
17 educational goals and employers meet their workforce needs: *Provided*
18 *further*; That development and implementation of the pilot program seeks
19 to provide high school students with a: (1) Two-year opportunity to receive
20 a high school diploma from the school district in which the student is
21 enrolled, and an associate degree from Johnson county community college,
22 in the relevant field that addresses employers' needs; or (2) accelerated,
23 four-year opportunity to receive a high school diploma from the school
24 district in which the student is enrolled, associate degree from Johnson
25 county community college, and bachelor's degree from a state educational
26 institution, as defined in K.S.A. 76-711, and amendments thereto, in the
27 relevant field that addresses employers' needs: *And provided further*; That
28 the objectives of the program are for students to graduate from the
29 program after achieving the competency objectives, identified
30 collaboratively by the employers and the educational institutions, with an
31 opportunity, upon successful performance, of a high-paying job in the
32 workplace and no program-related tuition debt, and the employer benefits
33 from hiring an employee already prepared to succeed in the respective
34 workplace who can be productive on the first day of the job: *And provided*
35 *further*; That the state board of regents, the administration of Johnson
36 county community college, the administration of the university of Kansas
37 Edwards campus, the administration of the Kansas state university Olathe
38 campus, the state board of education and any interested unified school
39 district shall collaborate to implement such program: *And provided further*;
40 That the course of study for students admitted into such program shall be
41 subject to the approval of the state board of education and shall be
42 designed to meet the high school graduation requirements for such
43 students: *And provided further*; That students admitted to the Johnson

1 county community college go pro now program may be charged fees by
 2 Johnson county community college and the participating universities
 3 which are no higher than those fees regularly charged to high school,
 4 community college or university students, but shall not be charged tuition
 5 by Johnson county community college or a state educational institution:
 6 *And provided further*, That it is anticipated that for fiscal year 2016, the
 7 tuition for the students in this program shall be paid by the private sector
 8 employers: *And provided further*, That the state board of regents shall
 9 review the credit hours of course work in the program to determine
 10 compliance with K.S.A. 71-601, and amendments thereto: *And provided*
 11 *further*, That solely for the purpose of admission to the Johnson county
 12 community college go pro now program, a student shall not be required to
 13 comply with the requirements of K.S.A. 76-717, and amendments thereto.

14 (b) There is appropriated for the above agency from the following
 15 special revenue fund or funds for the fiscal year ending June 30, 2014, all
 16 moneys now or hereafter lawfully credited to and available in such fund or
 17 funds, except that expenditures other than refunds authorized by law shall
 18 not exceed the following:

- 19 Temporary assistance for needy families federal fund.....No limit
- 20 Workforce data quality initiative.....No limit
- 21 Sec. 21.

22 STATE BOARD OF REGENTS

23 (a) There is appropriated for the above agency from the state general
 24 fund for the fiscal year ending June 30, 2015, the following:

25 Comprehensive grant program.....\$1,500,000

26 *Provided*, That, during fiscal year 2015, in addition to the other purposes
 27 for which expenditures may be made by the above agency from the
 28 comprehensive grant program account for fiscal year 2015 as authorized
 29 by chapter 136 of the 2013 Session Laws of Kansas, this act or other
 30 appropriation act of the 2014 regular session of the legislature,
 31 expenditures shall be made by the above agency from the comprehensive
 32 grant program account for fiscal year 2015 for grants to independent and
 33 private colleges: *Provided further*, That, the state board of regents shall
 34 submit a report to the house committee on appropriations and the senate
 35 committee on ways and means on the total dollars distributed to each
 36 college, and how many students received scholarships: *And provided*
 37 *further*, That, such expenditures for such grants to independent and private
 38 colleges shall be in an amount not less than \$8,629,129.

39 Tuition for technical education.....\$12,000,000

40 *Provided*, That, notwithstanding the provisions of any other statute, in
 41 addition to the other purposes for which expenditures may be made by the
 42 above agency from the tuition for technical education account of the state
 43 general fund for fiscal year 2015, expenditures shall be made by the above

1 agency from the tuition for technical education account of the state general
 2 fund for fiscal year 2015 for the payment of technical education tuition for
 3 adult students who are enrolled in technical education classes while
 4 obtaining a GED using the Accelerating Opportunity program: *Provided*
 5 *further*; That, such expenditures shall be in an amount not less than
 6 \$500,000.

7 Postsecondary tiered technical education state aid.....	\$900,752
8 Non-tiered course credit hour grant.....	\$1,194,020
9 Municipal university operating grant.....	\$169,698
10 SUCCESS program.....	\$5,300,000

11 *Provided*, That, during fiscal year 2015, expenditures shall be made from
 12 the SUCCESS program account of the state general fund for fiscal year
 13 2015 by the state board of regents to fund the operating expenses for those
 14 community colleges selected as participants in the SUCCESS program
 15 pursuant to section 23, and amendments thereto, in such amounts as
 16 certified by the SUCCESS selection committee in accordance with section
 17 23, and amendments thereto: *Provided further*; That, during fiscal year
 18 2015, expenditures shall be made from the SUCCESS program account of
 19 the state general fund by the state board of regents to distribute moneys in
 20 such amounts and to such postsecondary educational institutions as
 21 certified by the SUCCESS selection committee in accordance with
 22 subsection (c)(2) of section 23, and amendments thereto: *And provided*
 23 *further*; That, during fiscal year 2015, expenditures shall be made from the
 24 SUCCESS program account of the state general fund to implement and
 25 administer the SUCCESS program: *And provided further*; That the board
 26 of trustees for such community colleges shall work in conjunction with the
 27 state board of regents, one or more four-year postsecondary educational
 28 institutions, one or more technical colleges, if a technical college is located
 29 within the same region as such community college, and one or more
 30 school districts to develop a detailed plan to provide educational programs
 31 that will integrate career technical education from the secondary education
 32 level through attainment of a postsecondary industry certification or
 33 advanced degree in accordance with the provisions of section 24, and
 34 amendments thereto.

35 Johnson county community college go pro now.....	\$1,500,000
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36 *Provided*, That any unencumbered balance in the Johnson county
 37 community college go pro now account in excess of \$100 as of June 30,
 38 2014, is hereby reappropriated for fiscal year 2015: *Provided further*; That,
 39 during fiscal year 2015, notwithstanding the provisions of any other
 40 statute, expenditures shall be made from the Johnson county community
 41 college go pro now account of the state general fund for fiscal year 2015
 42 by the state board of regents to establish a pilot program called the
 43 Johnson county community college go pro now program, that directly

1 benefits students and Kansas employers by helping students attain their
2 educational goals and employers meet their workforce needs: *Provided*
3 *further*; That development and implementation of the pilot program seeks
4 to provide high school students with a: (1) Two-year opportunity to receive
5 a high school diploma from the school district in which the student is
6 enrolled, and an associate degree from Johnson county community college,
7 in the relevant field that addresses employers' needs; or (2) accelerated,
8 four-year opportunity to receive a high school diploma from the school
9 district in which the student is enrolled, associate degree from Johnson
10 county community college, and bachelor's degree from a state educational
11 institution, as defined in K.S.A. 76-711, and amendments thereto, in the
12 relevant field that addresses employers' needs: *And provided further*; That
13 the objectives of the program are for students to graduate from the
14 program after achieving the competency objectives, identified
15 collaboratively by the employers and the educational institutions, with an
16 opportunity, upon successful performance, of a high-paying job in the
17 workplace and no program-related tuition debt, and the employer benefits
18 from hiring an employee already prepared to succeed in the respective
19 workplace who can be productive on the first day of the job: *And provided*
20 *further*; That the state board of regents, the administration of Johnson
21 county community college, the administration of the university of Kansas
22 Edwards campus, the administration of the Kansas state university Olathe
23 campus, the state board of education and any interested unified school
24 district shall collaborate to implement such program: *And provided further*;
25 That the course of study for students admitted into such program shall be
26 subject to the approval of the state board of education and shall be
27 designed to meet the high school graduation requirements for such
28 students: *And provided further*; That students admitted to the Johnson
29 county community college go pro now program may be charged fees by
30 Johnson county community college and the participating universities
31 which are no higher than those fees regularly charged to high school,
32 community college or university students, but shall not be charged tuition
33 by Johnson county community college or a state educational institution:
34 *And provided further*; That it is anticipated that for fiscal year 2016, the
35 tuition for the students in this program shall be paid by the private sector
36 employers: *And provided further*; That the state board of regents shall
37 review the credit hours of course work in the program to determine
38 compliance with K.S.A. 71-601, and amendments thereto: *And provided*
39 *further*; That solely for the purpose of admission to the Johnson county
40 community college go pro now program, a student shall not be required to
41 comply with the requirements of K.S.A. 76-717, and amendments thereto.

42 (b) There is appropriated for the above agency from the following
43 special revenue fund or funds for the fiscal year ending June 30, 2015, all

1 moneys now or hereafter lawfully credited to and available in such fund or
2 funds, except that expenditures other than refunds authorized by law shall
3 not exceed the following:

- 4 Temporary assistance for needy families federal fund.....No limit
- 5 Workforce data quality initiative.....No limit
- 6 Postsecondary education performance-based incentives fund.....\$1,905,228

7 (c) On July 1, 2014, or as soon thereafter as moneys are available, the
8 director of accounts and reports shall transfer \$1,905,228 from the state
9 general fund to the postsecondary education performance-based incentives
10 fund of the state board of regents.

11 Sec. 22.

12 STATE BOARD OF REGENTS

13 (a) There is appropriated for the above agency from the state general
14 fund for the fiscal year ending June 30, 2016, the following:

15 SUCCESS program.....\$5,300,000

16 *Provided*, That, during fiscal year 2016, expenditures shall be made from
17 the SUCCESS program account of the state general fund for fiscal year
18 2016 by the state board of regents to fund the operating expenses for those
19 community colleges selected as participants in the SUCCESS program
20 pursuant to section 23, and amendments thereto, in such amounts as
21 certified by the SUCCESS selection committee in accordance with section
22 23, and amendments thereto: *Provided further*, That, during fiscal year
23 2016, expenditures shall be made from the SUCCESS program account of
24 the state general fund by the state board of regents to distribute moneys in
25 such amounts and to such postsecondary educational institutions as
26 certified by the SUCCESS selection committee in accordance with
27 subsection (c)(2) of section 23, and amendments thereto: *And provided*
28 *further*, That, during fiscal year 2016, expenditures shall be made from the
29 SUCCESS program account of the state general fund to implement and
30 administer the SUCCESS program: *And provided further*, That the board of
31 trustees for such community colleges shall work in conjunction with the
32 state board of regents, one or more four-year postsecondary educational
33 institutions, one or more technical colleges, if a technical college is located
34 within the same region as such community college, and one or more
35 school districts to develop a detailed plan to provide educational programs
36 that will integrate career technical education from the secondary education
37 level through attainment of a postsecondary industry certification or
38 advanced degree in accordance with the provisions of section 24, and
39 amendments thereto.

40 New Sec. 23. (a) There is hereby established the SUCCESS program.
41 Any community college may apply to be selected as a participant in the
42 SUCCESS program. Applications for selection as a participant shall be
43 submitted to the SUCCESS selection committee in such form and manner

1 as prescribed by the committee. Applications shall be submitted to the
2 committee on or before June 15, 2014. Upon receipt of all applications
3 submitted in accordance with this section, the committee shall review such
4 applications and determine which applicants shall be selected as
5 participants in the program. On or before June 30, 2014, the committee
6 shall make a final determination as to which community colleges shall
7 participate in the program and shall notify each applicant in writing of its
8 decision with respect to such applicant.

9 (b) The SUCCESS selection committee shall select at least one, but
10 not more than two applicants as participants in the program. In
11 determining the total number of community colleges to select as
12 participants, the committee shall consider the aggregate amount of
13 appropriations made for the SUCCESS program account of the state
14 general fund.

15 (c) (1) Upon selection of the participants in the SUCCESS program,
16 the SUCCESS selection committee shall determine the amount of moneys
17 to be distributed to each participant from the SUCCESS program account
18 of the state general fund. In making its determination, the committee shall
19 consider the general operating budget of each participant for the
20 immediately succeeding fiscal year, and any other revenue sources
21 available to the participant. The committee shall certify the amount of
22 moneys to be distributed to each participant from the SUCCESS program
23 account of the state general fund and submit such certification to the board
24 of regents.

25 (2) The committee may authorize moneys be distributed from the
26 SUCCESS program account of the state general fund to any other
27 postsecondary educational institution if such moneys are requested as part
28 of the application of an applicant selected to be a participant in the
29 SUCCESS program. The committee shall certify the amount of moneys to
30 be distributed to such other postsecondary educational institutions and
31 submit such certification to the board of regents.

32 (d) The SUCCESS selection committee shall be composed of nine
33 members as follows:

34 (1) The chairperson and ranking minority member of the senate
35 committee on ways and means;

36 (2) the chairperson and ranking minority member of the house of
37 representatives committee on appropriations;

38 (3) the chairperson of the senate committee on education;

39 (4) the chairperson of the house of representatives committee on
40 education; and

41 (5) three members who shall be appointed by a majority vote of the
42 six members identified in paragraphs (1) through (4), provided that at least
43 one such member shall:

- 1 (A) Represent the board of regents;
2 (B) represent community colleges; and
3 (C) represent the business community that is seeking to employ
4 individuals with technical certifications.

5 (e) The first meeting shall be called by the president of the board of
6 regents on or before June 1, 2014, at which time the members shall choose
7 a chairperson and vice-chairperson of the committee. The committee may
8 meet at any time and at any place within the state upon the call of the
9 chairperson. All actions by the committee shall be by motion adopted by a
10 majority of the members of the committee.

11 (f) Subject to the provisions of appropriation acts, the board of
12 regents shall provide staff, facilities and other assistance as may be
13 requested by the committee.

14 (g) If approved by the legislative coordinating council, members of
15 the committee attending regular or special meetings authorized by the
16 committee shall be paid amounts for expenses, mileage and subsistence as
17 provided in subsection (e) of K.S.A. 75-3223, and amendments thereto.

18 New Sec. 24. (a) The board of trustees for any community college
19 selected to be a participant in the SUCCESS program pursuant to section
20 23, and amendments thereto, shall work in conjunction with the state board
21 of regents, one or more four-year postsecondary educational institutions,
22 one or more technical colleges, if a technical college is located within the
23 same region as such community college, and one or more school districts
24 to develop a detailed plan to provide educational programs that will
25 integrate career technical education from the secondary education level
26 through attainment of a postsecondary industry certification or advanced
27 degree, including a bachelor's degree. Such plans shall be designed to
28 expedite the learning process to directly benefit students and Kansas
29 technology-driven employers by helping students attain their educational
30 goals as soon as possible and helping employers meet their technical
31 workforce needs.

32 (b) The primary objectives of such plans shall be to:

33 (1) Develop single source management of all career technical
34 education in the region, including career technical education provided
35 through school districts;

36 (2) develop full articulation between programs at postsecondary
37 educational institutions;

38 (3) develop full plans for dual admission in high school, technical
39 training programs and postsecondary courses;

40 (4) develop cooperation and integration of entities, identifying and
41 implementing improved efficiency and utilization of resources, including
42 personnel, facilities and equipment, in the delivery of educational
43 programs at postsecondary educational institutions;

1 (5) develop full transferability and reverse transfer of credit hours
2 among postsecondary educational institutions; and

3 (6) develop a structure for governance of the new integrated system
4 capable of oversight, yet able to meet the needs of rapidly changing
5 industries and to remain focused on locally accessible higher education
6 success paths from the secondary level through full completion of
7 postsecondary education.

8 (c) On January 15, 2015, and January 15, 2016, the board of trustees
9 for any community college selected to be a participant in the SUCCESS
10 program pursuant to section 23, and amendments thereto, shall prepare and
11 submit a report to the governor and the legislature on the detailed plan
12 developed pursuant to subsection (a). Such report shall describe the
13 progress made in the immediately preceding year on developing the plan
14 and the implementation of any portion of such plan. Such report shall also
15 include, but is not limited to, the following:

16 (1) A description of any cost savings, either actual or proposed, by
17 any school district or postsecondary educational institution as a result of
18 implementation of the plan or any portion thereof;

19 (2) a description of any financial benefits, either actual or proposed,
20 achieved as a result of economies of scale being utilized by any school
21 district or postsecondary educational institution as a result of
22 implementation of the plan or any portion thereof; and

23 (3) a description of any changes in governance structure for
24 postsecondary educational institutions that would provide for better
25 implementation of the plan.

26 (d) A community college selected to be a participant in the SUCCESS
27 program pursuant to section 23, and amendments thereto, may provide
28 educational programs and services outside of such community college's
29 service area. A service area agreement entered into by a community
30 college selected to be a participant in the SUCCESS program pursuant to
31 section 23, and amendments thereto, shall not be binding on such
32 community college to the extent such community college elects to offer
33 educational programs and services outside of such community college's
34 service area.

35 New Sec. 25. (a) During the time period of January 1, 2016 through
36 June 30, 2016, the board of county commissioners of any county in which
37 is located a community college selected as a participant in the SUCCESS
38 program pursuant to section 23, and amendments thereto, by resolution
39 shall submit to the qualified voters of their respective counties a
40 proposition to continue funding the community college located in such
41 county as provided by this act. The proposition shall be submitted to the
42 voters at a special election of the county.

43 (b) Upon the adoption of a resolution calling for an election pursuant

1 to subsection (a), the county election officer shall cause the following
2 proposition to be placed on the ballot at the special election: "Shall
3 _____ Community College continue to be funded as provided
4 by the SUCCESS Act?"

5 (c) The election provided for by subsection (a) shall be conducted,
6 and the votes counted and canvassed in the manner provided by law for
7 question submitted elections of the county.

8 (d) If a majority of the votes cast and counted at an election under
9 subsection (a) is in favor of continuing to fund the community college
10 located in such county as provided by this act, then on and after July 1,
11 2016, the community college located in such county shall continue to be
12 funded as provided by this act.

13 (e) If a majority of the votes cast and counted at an election under
14 subsection (a) is against continuing to fund the community college located
15 in such county as provided by this act, then on and after July 1, 2016, the
16 community college located in such county may be funded from other
17 sources of revenue as provided by law.

18 (f) The clerk of the county in which an election is held pursuant to
19 this section shall certify the results of such election and send a copy of
20 such certification to the director of the budget and the director of
21 legislative research.

22 New Sec. 26. For purposes of sections 23 through 25, and
23 amendments thereto:

24 (a) "Community college" means any community college organized
25 and operating under the laws of this state.

26 (b) "Postsecondary educational institution" shall have the same
27 meaning as that term is defined in K.S.A. 74-3201b, and amendments
28 thereto.

29 (c) "School district" means a unified school district organized and
30 operating under the laws of this state.

31 (d) "Service area" means a designated geographic area of the state
32 established pursuant to agreement of the presidents of the community
33 colleges and adopted in policy by the state board of regents.

34 (e) "State educational institution" shall have the same meaning as that
35 term is defined in K.S.A. 74-3201b, and amendments thereto.

36 (f) "Technical college" shall have the same meaning as that term is
37 defined in K.S.A. 74-3201b, and amendments thereto.

38 New Sec. 27. The provisions of sections 23 through 26, and
39 amendments thereto, shall be known and may be cited as the SUCCESS
40 act.

41 New Sec. 28. (a) For fiscal year 2015 and fiscal year 2016, the board
42 of trustees for any community college selected as a participant in the
43 SUCCESS program pursuant to section 23, and amendments thereto, shall

1 only be authorized to levy a tax on the taxable tangible property of the
2 community college district pursuant to K.S.A. 71-204 and 71-617, and
3 amendments thereto, in an amount that shall not exceed the difference, if
4 any, between the aggregate amount of taxes levied by such board of
5 trustees for fiscal year 2014 pursuant to K.S.A. 71-204 and 71-617, and
6 amendments thereto, and the amount of funds distributed to such
7 community college pursuant to the SUCCESS act.

8 (b) The provisions of this section shall expire on:

9 (1) June 30, 2015, if appropriations made from the state general fund
10 to the SUCCESS program account are rescinded either in whole, or in part,
11 by any appropriation act for fiscal year 2015 or fiscal year 2016; or

12 (2) June 30, 2016, if a majority of the votes cast and counted at an
13 election held under section 25, and amendments thereto, is against the
14 question submitted at such election.

15 New Sec. 29. (a) (1) Any eligible postsecondary educational
16 institution may certify to the board of regents:

17 (A) The number of individuals who received a general educational
18 development (GED) credential from such institution while enrolled in an
19 eligible career technical education program;

20 (B) the number of individuals who received a career technical
21 education credential from such institution; and

22 (C) the number of individuals who were enrolled in an eligible career
23 technical education program at such institution and who are pursuing a
24 general educational development (GED) credential.

25 (2) Certifications submitted pursuant to this subsection shall be
26 submitted in such form and manner as prescribed by the board of regents,
27 and shall include such other information as required by the board of
28 regents.

29 (b) Each fiscal year, upon receipt of a certification submitted under
30 subsection (a), the board of regents shall authorize payment to such
31 eligible postsecondary educational institution from the postsecondary
32 education performance-based incentives fund. The amount of any such
33 payment shall be calculated based on the following:

34 (1) For each individual who has received a general educational
35 development (GED) credential, \$500;

36 (2) for each individual who has received a career technical education
37 credential, \$1,000; and

38 (3) for each individual enrolled in an eligible career technical
39 education program who are pursuing a general educational development
40 (GED) credential, \$170.

41 (c) That portion of any payment from the postsecondary education
42 performance-based incentives fund that is made based on subsection (b)(2)
43 shall be expended for scholarships for individuals enrolled in an eligible

1 career technical education program and operating costs of eligible career
2 technical education programs. Each eligible postsecondary educational
3 institution shall prepare and submit a report to the board of regents which
4 shall include the number of individuals who received scholarships, the
5 aggregate amount of moneys expended for such scholarships and the
6 number of those individuals who received a scholarship that also received
7 a career technical education credential.

8 (d) (1) Of that portion of any payment from the postsecondary
9 education performance-based incentives fund that is made based on
10 subsection (b)(3), an amount equal to \$150 for each individual shall be
11 expended by the eligible postsecondary educational institution for the
12 general educational development (GED) test.

13 (2) If any individual enrolled in an eligible career technical education
14 program for which an eligible postsecondary educational institution has
15 received a payment under this section fails to take the general educational
16 development (GED) test, then such institution shall notify the board of
17 regents in writing that no such test was administered to the individual. For
18 each such notification received, the board of regents shall deduct an
19 amount equal to \$150 from such institution's subsequent incentive
20 payment.

21 (e) All payments authorized by the board of regents pursuant to this
22 section shall be subject to the limits of appropriations made for such
23 purposes. If there are insufficient appropriations for the board of regents to
24 authorize payments in accordance with the amounts set forth in subsection
25 (b), the board of regents shall prorate such amounts in accordance with
26 appropriations made therefor.

27 (f) There is hereby created the postsecondary education performance-
28 based incentives fund. Expenditures from the postsecondary education
29 performance-based incentives fund shall be for the sole purpose of paying
30 payments to eligible postsecondary educational institutions as authorized
31 by the board of regents. All expenditures from the postsecondary education
32 performance-based incentives fund shall be made in accordance with
33 appropriation acts upon warrants of the director of accounts and reports
34 issued pursuant to vouchers approved by the president of the board of
35 regents, or the president's designee.

36 (g) As used in this section:

37 (1) "Board of regents" means the state board of regents provided for
38 in the constitution of this state and established by K.S.A. 74-3202a, and
39 amendments thereto.

40 (2) "Career technical education credential" means any industry-
41 recognized technical certification or credential, other than a general
42 educational development (GED) credential, or any technical certification
43 or credential authorized by a state agency.

1 (3) "Eligible career technical education program" means a program
2 operated by one or more eligible postsecondary educational institutions
3 that is identified by the board of regents as a program that allows an
4 enrollee to obtain a general educational development (GED) credential
5 while pursuing a career technical education credential.

6 (4) "Eligible postsecondary educational institution" means any
7 community college, technical college or the institute of technology at
8 Washburn university, except such term shall not include Johnson county
9 community college.

10 (5) "State agency" means any state office, department, board,
11 commission, institution, bureau or any other state authority.

12 New Sec. 30. (a) As used in this section:

13 (1) "Applicant" means a person who:

14 (A) Is seeking licensure as a teacher at the secondary level in the state
15 of Kansas; and

16 (B) has provided documentation to the state board verifying that the
17 applicant has secured a commitment from the board of education of a
18 school district to be hired as a teacher in such school district subject to
19 receiving such licensure as a teacher.

20 (2) "Career technical education" shall have the same meaning as such
21 term is defined in K.S.A. 72-4412, and amendments thereto.

22 (3) "Teacher preparation program" means professional education
23 pedagogy coursework provided at an accredited college or university
24 engaged in teacher preparation.

25 (4) "State board" means the state board of education.

26 (b) Notwithstanding any other provision of law, an applicant shall not
27 be required to complete a teacher preparation program prior to licensure as
28 a teacher if such applicant satisfies one of the following:

29 (1) The applicant holds a valid teaching license from another
30 jurisdiction and has obtained the required scores on the Praxis series tests
31 as required by the state board for a licensure;

32 (2) the applicant has obtained an industry-recognized certificate in a
33 technical profession; has at least five years of work experience in such
34 technical profession; and has secured a commitment from the board of
35 education of a school district to be hired as a teacher to teach a career
36 technical education course related to such technical profession; or

37 (3) the applicant has obtained at least a bachelor's degree in one of the
38 subject matter areas of science, technology, engineering, mathematics,
39 finance or accounting; has at least five years of work experience in such
40 subject matter area; and has secured a commitment from the board of
41 education of a school district to be hired as a teacher to teach in such
42 subject matter area.

43 (c) An applicant shall only be authorized to teach in the subject or

1 subjects specified on the face of the license.

2 (d) The state board shall adopt rules and regulations necessary to
3 carry out the provisions of this section.

4 (e) This section shall be part of and supplemental to the provisions of
5 article 13 of chapter 72 of the Kansas Statutes Annotated, and amendments
6 thereto.

7 New Sec. 31. A school district shall utilize the same personnel
8 evaluation process for any teacher who is issued a teaching license
9 pursuant to section 30, and amendments thereto, as other teachers holding
10 the same or substantially similar licensure.

11 New Sec. 32. (a) The state board of regents is hereby authorized for
12 and on behalf of Emporia state university, to sell and convey, or exchange
13 with the Emporia state university foundation for property of equal or
14 greater value, all of the rights, title and interest in the following tract of
15 real estate and any improvements thereon, located in the city of Emporia in
16 Lyon county, Kansas, commonly known as Emporia State University
17 Apartments at 1201 Triplett Drive, Emporia, Kansas 66801, and described
18 as follows: Even lots 2 through 34 and all of now vacated alleys lying
19 adjacent to said lots, lying south of the south right of way line of Interstate
20 35, all in Kellogg's addition to the City of Emporia, Lyon County, Kansas,
21 according to the recorded plat thereof.

22 Also: Lots 1 through 24 in Norton's addition to the City of Emporia,
23 Lyon County, Kansas, according to the recorded plat thereof, all of now
24 vacated alleys lying adjacent to said lots, all of that part of now vacated
25 Eskridge street and all of that part of now vacated Union Pacific railroad,
26 lying west and south of East Street and south of the south right of way line
27 of Interstate 35.

28 (b) Conveyance of such rights, title and interest in such tract of real
29 estate, and any improvements thereon, shall be executed in the name of the
30 state board of regents by its chairperson and chief executive officer. If a
31 sale is made, not an exchange, the proceeds from sale of such tract of real
32 estate, and any improvements thereon, shall be deposited in the state
33 treasury to the credit of an appropriate account of the restricted fees fund
34 of Emporia state university. The deed for such conveyance may be by
35 warranty deed or by quitclaim deed as determined to be in the best
36 interests of the state by the state board of regents in consultation with the
37 attorney general.

38 (c) In the event that the state board of regents determines that the
39 legal description of such tract of real estate described by this section is
40 incorrect, the state board of regents may convey the property utilizing the
41 correct legal description but the deed conveying the property shall be
42 subject to the approval of the attorney general.

43 (d) No exchange and conveyance of real estate and improvements

1 thereon as authorized by this section shall be made by the state board of
2 regents until the deeds and conveyances have been reviewed and approved
3 by the attorney general and, if warranty deeds are to be the instruments of
4 conveyance, title reviews have been performed or title insurance has been
5 obtained and the title opinion or the certificates of title insurance, as the
6 case may be, have been approved by the attorney general.

7 (e) The conveyance authorized by this section shall not be subject to
8 the provisions of K.S.A. 75-3043a or K.S.A. 2013 Supp. 75-6609, and
9 amendments thereto.

10 New Sec. 33. (a) The state board of regents, for and on behalf of the
11 university of Kansas, is hereby authorized to exchange and convey the real
12 property described in subsection (b) to the Kansas university endowment
13 association in consideration for the Kansas university endowment
14 association exchanging and conveying the real property described in
15 subsection (c) to the university of Kansas. The exchange and conveyance
16 of real property by the state board of regents under this section shall be
17 executed in the name of the state board of regents by its chairperson and
18 its chief executive officer. The deed for such conveyance may be by
19 warranty deed or by quitclaim deed as determined to be in the best
20 interests of the state by the state board of regents in consultation with the
21 attorney general. No exchange and conveyance of real estate and
22 improvements thereon as authorized by this section shall be made by the
23 state board of regents until the deeds and conveyances have been reviewed
24 and approved by the attorney general and, if warranty deeds are to be the
25 instruments of conveyance, title reviews have been performed or title
26 insurance has been obtained and the title opinion or the certificates of title
27 insurance, as the case may be, have been approved by the attorney general.
28 The conveyance authorized by this section shall not be subject to the
29 provisions of K.S.A. 75-3043a or K.S.A. 2013 Supp. 75-6609, and
30 amendments thereto.

31 (b) In accordance with the provisions of this section, the state board
32 of regents is hereby authorized to exchange and convey the following
33 described real property to the Kansas university endowment association:

34 Part of Lots 2, 3 and 10, Block 8 Oread Addition, a subdivision in the
35 City of Lawrence, Douglas County, Kansas, being more particularly
36 described as follows:

37 Commencing at the Northwest corner of said Block 8 Oread Addition;
38 thence South 01 degrees 50 minutes 57 seconds East along the West line of
39 said Block 8 a distance of 250.07 feet to the Northwest corner of the South
40 One-Half of Lot 10 Block 8 Oread Addition said point being the Point of
41 Beginning; thence North 88 degrees 11 minutes 58 seconds East along the
42 North line of the South One-Half of said Lot 10 a distance of 125.00 feet
43 to a point said point being the Northeast corner of the South One-Half of

1 said Lot 10; thence North 01 degrees 50 minutes 57 seconds West a
2 distance of 100.00 feet to a point said point being the Northwest corner of
3 the South One-Half of Lot 2 Oread Addition; thence North 88 degrees 11
4 minutes 58 seconds East along the North line of said South One-Half of
5 Lot 2 a distance of 213.77 feet to a point on the Westerly right of way of
6 Oread Avenue, said point also being the Northeast corner of the South
7 One-Half of said Lot 2; thence South 08 degrees 59 minutes 36 seconds
8 West along said Westerly right of way a distance of 120.26 feet to a point;
9 thence South 88 degrees 11 minutes 58 seconds West a distance of 316.15
10 feet to a point on the West line of said Block 8 Oread Addition; thence
11 North 01 degrees 50 minutes 57 seconds West along said West line a
12 distance of 18.13 feet to the Point of Beginning, and containing 26,183.02
13 square feet, more or less. Excepting easements, rights of way or
14 restrictions of record.

15 (c) In accordance with the provisions of this section, the university of
16 Kansas is hereby authorized to accept title to the following described real
17 property conveyed to the university by the Kansas university endowment
18 association:

19 A Tract of land in the Southwest One-Quarter of Section 31, Township
20 12 South, Range 20 East of the 6th Principal Meridian, in the City of
21 Lawrence, Douglas County, Kansas, more particularly described as
22 follows:

23 Beginning at point on the West line of the Southwest One-Quarter of
24 Section 31, Township 12, Range 20 and 186.53 feet North of the
25 Southwest corner thereof; thence North 01 degrees 49 minutes 01 seconds
26 West along the West line of said Southwest One-Quarter a distance of
27 190.00 feet to a point on the South right of way of West 14th street as
28 described in the deed recorded in Book 261 at Page 558; thence North 88
29 degrees 25 minutes 51 seconds East along the said South right of way a
30 distance of 62.94 feet to a point; thence South 01 degrees 49 minutes 01
31 seconds East a distance of 76.15 feet to a point; thence North 88 degrees
32 25 minutes 51 seconds East a distance of 128.06 feet to a point; thence
33 North 01 degrees 49 minutes 01 seconds West a distance of 28.65 feet to a
34 point, said point being the Southwest corner of a tract of land described in
35 the deed recorded in Book 304 at Page 626; thence North 88 degrees 25
36 minutes 51 seconds East along the South line of said tract, a distance of
37 120.00 feet to a point on the West right of way of Ohio Street; thence
38 South 01 degrees 49 minutes 01 seconds East along the said West right of
39 way a distance of 142.50 feet to a point, said point being the Northeast
40 corner of a tract of land described in the deed recorded in Book 400 at
41 Page 674; thence South 88 degrees 25 minutes 51 seconds West along the
42 North line of said tract recorded in Book 400 at Page 674 and continuing
43 along the North line of a tract of land described in the deed recorded in

1 Book 347 at Page 1276 a distance of 311.00 feet to a point, said point
2 being the Northwest corner of the said tract of land described in the deed
3 recorded in Book 347 at Page 1276, said point also being the Point of
4 Beginning, and containing 43,628.53 square feet, more or less. Excepting
5 easements, rights of way or restrictions of record.

6 New Sec. 34. (a) The provisions of sections 34 through 42, and
7 amendments thereto, shall be known and may be cited as the education
8 fairness property tax relief act.

9 (b) The legislature hereby finds that the current system of taxing and
10 financing education incorporates a significant element of unfairness in that
11 parents who are incurring educational expenses because they are
12 exercising their right to educate their children solely outside the public
13 education system, while simultaneously being obligated to pay for the
14 operation of a system of which they are not taking advantage, and that
15 reducing unfairness in the field of education and taxation is a public
16 purpose which promotes the general welfare. To this end, the purpose of
17 this act shall be to provide ad valorem tax relief to qualifying persons who
18 educate a qualifying child at such person's own expense.

19 New Sec. 35. As used in sections 34 through 42, and amendments
20 thereto:

21 (a) "Allowable education expenses" means expenses paid for tuition,
22 fees, books, equipment and supplies used for or related to a qualifying
23 child's education, which are substantiated with appropriate documentation
24 that is submitted to the county treasurer for the county in which the
25 qualifying person's real property is located.

26 (b) "Department" means the department of revenue.

27 (c) "Property tax accrued" means property taxes, exclusive of special
28 assessments, delinquent interest and charges for service, levied on a
29 qualifying person's real property by a unified school district. When real
30 property is owned by two or more persons or entities as joint tenants or
31 tenants in common and one or more of the persons or entities is not a
32 qualifying person, the term "property taxes accrued" means that portion of
33 property taxes levied on the real property that reflects the ownership
34 percentage of the qualifying persons. For purposes of this act, property
35 taxes are deemed levied when the tax roll is delivered to the county
36 treasurer with the treasurer's warrant for collection. When a qualifying
37 person owns the real property for a portion of a calendar year, the term
38 "property taxes accrued" means that portion of property taxes levied on the
39 real property that reflects the portion of the year the real property was
40 owned by the qualifying person.

41 (d) "Qualifying child" means the natural or adoptive child of a
42 qualifying person who:

43 (1) Is between the ages of six and 18, inclusive, at the time the semi-

1 annual installment of property taxes is due;

2 (2) was educated in a private elementary or secondary school
3 registered pursuant to K.S.A. 72-53,101, and amendments thereto; and

4 (3) was not enrolled in a public school during the calendar year for
5 which the qualifying person is claiming the property tax exemption under
6 section 36, and amendments thereto.

7 (e) "Qualifying person" means a person:

8 (1) None of whose children were enrolled in a Kansas public school
9 during the calendar year for which the qualifying person is claiming the
10 property tax exemption under section 36, and amendments thereto; and

11 (2) who is the parent of a qualifying child.

12 (f) "School district" means a unified school district organized and
13 operating under the laws of this state.

14 (g) "Semi-annual installment" means the payment of $\frac{1}{2}$ of the
15 qualifying persons' real property taxes as provided by K.S.A. 79-2004, and
16 amendments thereto.

17 New Sec. 36. Commencing January 1, 2015, and each year thereafter,
18 the property tax accrued with respect to real property owned by a
19 qualifying person shall be reduced by the amount of allowable education
20 expenses a qualifying person incurs with respect to a qualifying child
21 during such calendar year. The amount of allowable education expenses
22 shall not exceed \$1,000 per calendar year per qualifying child or \$2,500
23 per calendar year per family, whichever is greater, and shall not exceed the
24 amount of property tax accrued. In no event shall the property tax accrued
25 be reduced to less than zero.

26 New Sec. 37. Not later than 30 days prior to the due date for paying
27 the property tax accrued, any qualifying person claiming allowable
28 education expenses shall submit appropriate documentation to substantiate
29 such allowable education expenses to the department in such form and
30 manner as prescribed by the department, and shall submit a copy of such
31 documentation to the county treasurer for the county in which the subject
32 property is located. Upon receipt of such documentation by the county
33 treasurer, the property tax accrued shall be provisionally reduced by the
34 amount of the allowable education expenses.

35 New Sec. 38. A qualifying person may claim all or any portion of
36 such person's allowable education expenses at the time the first semi-
37 annual installment of taxes is due. The remaining allowable education
38 expenses, if any, may be claimed at the time the second semi-annual
39 installment is due. The requirements of section 37, and amendments
40 thereto, shall apply to each claim submitted by the qualifying person.

41 New Sec. 39. A provisional reduction in property tax accrued shall
42 become final at such time as the immediately succeeding semi-annual
43 installment of tax is due, unless the department disallows the claimed

1 allowable education expenses prior to such date. The department shall
2 disallow claimed allowable education expenses if the requirements of this
3 act have not been met. Upon any such disallowance, the unpaid and
4 unabated property tax accrued shall be immediately due and payable with
5 interest as provided by law. Notice of any such disallowance shall be
6 provided in writing to the qualifying person and to the county treasurer for
7 the county in which the subject property is located. Such notice shall be
8 sent by certified mail, return receipt requested. A qualifying person may
9 appeal a decision to disallow all or any portion of allowable education
10 expenses in accordance with the Kansas administrative procedure act and
11 the Kansas judicial review act.

12 New Sec. 40. (a) Notwithstanding any other law to the contrary, a
13 school district shall respond within five business days to any request from
14 the department inquiring as to a student's enrollment in a public school
15 within such school district when such request is made for the purpose of
16 determining whether such student is a qualifying child.

17 (b) The state board of education shall respond within five business
18 days to any request from the department inquiring as to whether a private
19 elementary or secondary school is registered pursuant to K.S.A. 72-
20 53,101, and amendments thereto.

21 New Sec. 41. Any claim to a reduction in property tax accrued under
22 the provisions of sections 34 through 42, and amendments thereto, may be
23 exercised on behalf of a qualifying person by such person's legal guardian,
24 conservator or attorney-in-fact, or if deceased, by such person's executor
25 or administrator.

26 New Sec. 42. The secretary of the department of revenue shall adopt
27 rules and regulations necessary to implement and administer the provisions
28 of sections 34 through 41, and amendments thereto.

29 New Sec. 43. (a) There is hereby established the K-12 school finance
30 study commission. The commission shall study and analyze the current K-
31 12 school finance system and district spending, and develop
32 recommendations regarding the legislature's constitutional funding
33 obligations relative to the Rose capacities as adopted by the Kansas
34 supreme court in *Gannon v. State of Kansas*. The commission shall
35 particularly study and review:

36 (1) Opportunities to get school districts organized and operating in a
37 cost-effective manner;

38 (2) per-pupil spending variances among districts with similar
39 enrollment, demographics and outcomes on the state assessment;

40 (3) opportunities for further implementation of recommendations
41 made by the governor's school efficiency task force;

42 (4) outside-the-classroom functions that could be consolidated across
43 district boundaries;

1 (5) spending that may not be directly or sufficiently related to the
2 goal of providing each and every child with the seven Rose capacities;

3 (6) the formulas, methodologies and rationale associated with the
4 equalization of aid; and

5 (7) the formulas, methodologies and rationale associated with the
6 determination of eligibility for and allocation of at-risk state aid.

7 (b) (1) The K-12 school finance study commission shall consist of 19
8 voting members appointed as follows:

9 (A) Eight members of the legislature appointed as follows: Two shall
10 be appointed by the president of the senate, one of which shall be a
11 member of the senate committee on ways and means, one shall be
12 appointed by the minority leader of the senate, two shall be appointed by
13 the speaker of the house of representatives, one of which shall be a
14 member of the house of representatives committee on appropriations, one
15 shall be appointed by the minority leader of the house of representatives,
16 one shall be appointed by the chair of the senate education committee and
17 one shall be appointed by the chair of the education committee in the
18 house of representatives;

19 (B) eight at-large members appointed as follows: Two shall be
20 appointed by the president of the senate, one shall be appointed by the
21 minority leader of the senate, two shall be appointed by the speaker of the
22 house of representatives, one shall be appointed by the minority leader of
23 the house of representatives, one shall be appointed by the chair of the
24 senate education committee and one shall be appointed by the chair of the
25 education committee in the house of representatives; and

26 (C) three at-large members shall be appointed by the governor.

27 (2) The deputy commissioner for fiscal and administrative services of
28 the department of education, the director of the budget, the revisor of
29 statutes and the director of legislative research shall be non-voting, ex
30 officio members of the commission.

31 (c) The commission shall elect from among its voting members a
32 chairperson. Any vacancy in the membership of the commission shall be
33 filled by appointment in the manner prescribed by this section for the
34 original appointment.

35 (d) A quorum of the commission shall be 10 voting members. All
36 actions of the commission shall be taken by a majority of all voting
37 members of the commission.

38 (e) Members of the commission shall receive expenses, mileage and
39 subsistence as provided in subsection (e) of K.S.A. 75-3223, and
40 amendments thereto.

41 (f) The staff of the office of revisor of statutes, the Kansas legislative
42 research department and other central legislative staff service agencies
43 shall provide such assistance as may be requested by the commission.

1 (g) The commission shall submit a report to the legislature before
2 January 12, 2015, with any findings and recommendations which the
3 commission deems necessary including the recommendation of any
4 legislation.

5 Sec. 44. K.S.A. 71-204 is hereby amended to read as follows: 71-204.

6 (a) For the purpose of community college maintenance and operation, the
7 board of trustees is authorized to levy a tax on the taxable tangible
8 property of the community college district.

9 Such tax levy shall be the amount determined by the board of trustees
10 to be sufficient to finance that part of the budget of the community college
11 which is not financed from any other source provided by law. The budget
12 of the community college shall be prepared and adopted as provided by
13 law, and the tax levy therefor shall be certified to the county clerk of every
14 county a part of the territory of which is in the community college district.

15 (b) The tax levy authorized by subsection (a) shall be reduced ~~(1) in~~
16 ~~the 2001 fiscal year by an amount equal to 80% of the amount of the~~
17 ~~difference between the amount of state aid received by the community~~
18 ~~college in the 2000 fiscal year less an amount equal to 25% of the amount~~
19 ~~of out-district tuition received by the community college in such fiscal~~
20 ~~year and the amount of the state grant to which the community college is~~
21 ~~entitled in the 2001 fiscal year and (2) in fiscal years 2002, 2003 and 2004~~
22 ~~by an amount equal to 80% of the amount of the difference between the~~
23 ~~amount of the state grant received by the community college in the~~
24 ~~preceding fiscal year less an amount equal to 25% of the amount of out-~~
25 ~~district tuition received by the community college in the 2000 fiscal year~~
26 ~~and the amount of the state grant to which the community college is~~
27 ~~entitled in the current fiscal year and (3) in each fiscal year after the 2004~~
28 ~~fiscal year by an amount equal to 80% of the amount of the difference~~
29 ~~between the amount of the state grant received by the community college~~
30 ~~in the preceding fiscal year and the amount of the state grant to which the~~
31 ~~community college is entitled in the current fiscal year.~~

32 (c) *The provisions of this section shall be subject to section 28, and*
33 *amendments thereto.*

34 Sec. 45. K.S.A. 71-617 is hereby amended to read as follows: 71-617.

35 (a) The board of trustees of any community college may levy a tax in each
36 year for a period of not to exceed five ~~(5)~~ years of not to exceed ~~one-fourth~~
37 ~~(¹/₄)~~ mill on all taxable tangible property within the district to maintain and
38 operate an adult basic education program at a level approved by the state
39 board. In no event shall the tax levy authorized hereunder be at a rate
40 which will produce an amount in excess of ~~fifty thousand dollars~~
41 ~~(\$50,000)~~. Such tax levy shall be in addition to all other tax levies
42 authorized or limited by law. Proceeds from such tax levy shall be
43 deposited in the adult education fund of the community college which fund

1 is hereby established. All moneys received by a community college for
2 adult basic education shall be deposited in the adult education fund. The
3 expenses of a community college attributable to adult basic education shall
4 be paid from the adult education fund.

5 (b) No tax levy shall be made under authority of this section until a
6 resolution authorizing such a levy is passed by the board of trustees and
7 published once a week for three ~~(3)~~-consecutive weeks in a newspaper
8 having general circulation in the community college district, and such
9 resolution shall specify the millage rate of such tax levy and the period of
10 time for which such tax levy shall be made under authority thereof. After
11 the adoption of such resolution such levy may be made unless, within
12 ~~ninety (90)~~ days following the last publication of the resolution, a petition
13 in opposition to such levy, signed by not less than ~~five percent (5%)~~ of the
14 qualified electors of such community college district, is filed with the
15 county election officer of the county in which the main campus of the
16 community college is located. In the event such a petition is filed, such
17 levy shall not be made without the question of levying the same having
18 been submitted to and been approved by a majority of the qualified
19 electors of the district voting at an election which shall be called for that
20 purpose or at the next general election.

21 (c) *The provisions of this section shall be subject to section 28, and*
22 *amendments thereto.*

23 Sec. 46. On and after July 1, 2014, K.S.A. 2013 Supp. 72-3712 is
24 hereby amended to read as follows: 72-3712. (a) As used in the virtual
25 school act:

26 ~~(a)~~ (1) "Virtual program pupil" means a pupil in attendance at a
27 virtual school less than $\frac{5}{6}$ time.

28 (2) "Virtual school" means any school or educational program that:
29 ~~(1)~~ (A) Is offered for credit; ~~(2)~~ (B) uses ~~distance-learning~~ online-learning
30 technologies which predominately use internet-based methods to deliver
31 instruction; ~~(3)~~ (C) involves instruction that occurs asynchronously with
32 the teacher and pupil in separate locations; ~~(4)~~ (D) requires the pupil to
33 make academic progress toward the next grade level and matriculation
34 from kindergarten through high school graduation; ~~(5)~~ (E) requires the
35 pupil to demonstrate competence in subject matter for each class or subject
36 in which the pupil is enrolled as part of the virtual school; and ~~(6)~~ (F)
37 requires age-appropriate pupils to complete state assessment tests.

38 (3) "Virtual school pupil" means a pupil in attendance at a virtual
39 school at least $\frac{5}{6}$ time.

40 ~~(b)~~ (4) "School district" means any school district which offers a
41 virtual school.

42 ~~(e)~~ (b) Except as provided by the virtual school act, words and
43 phrases shall have the meanings ascribed thereto in the school district

1 finance and quality performance act.

2 Sec. 47. On and after July 1, 2014, K.S.A. 2013 Supp. 72-3714 is
3 hereby amended to read as follows: 72-3714. In order to provide for the
4 proper delivery of instruction through ~~distance-learning~~ *online-learning*
5 technologies, school districts shall provide adequate training to teachers
6 who teach in virtual schools. Each year, school districts shall submit a
7 report relating to training programs provided by the district to teachers
8 who teach in virtual schools. Such reports shall be submitted in the manner
9 and form required by the state board.

10 Sec. 48. On and after July 1, 2014, K.S.A. 2013 Supp. 72-3715 is
11 hereby amended to read as follows: 72-3715. (a) In order to be included in
12 the ~~full-time equivalent~~ enrollment of a virtual school, a pupil shall be in
13 attendance at the virtual school on: (1) A single school day on or before
14 September 19 of each school year; and (2) on a single school day on or
15 after September 20, but before October 4 of each school year.

16 (b) A school district which offers a virtual school shall determine the
17 ~~full-time equivalent~~ enrollment of ~~each pupil~~ *pupils* enrolled in the virtual
18 school on September 20 of each school year as follows:

19 (1) *Determine the number of virtual school pupils enrolled in such*
20 *virtual school; and*

21 (2) *determine the full-time equivalent enrollment of each virtual*
22 *program pupil as follows:*

23 (A) Determine the number of hours the pupil was in attendance on a
24 single school day on or before September 19 of each school year;

25 (2) (B) determine the number of hours the pupil was in attendance on
26 a single school day on or after September 20, but before October 4 of each
27 school year;

28 (3) (C) add the numbers obtained under ~~paragraphs (1) and (2)~~
29 *subparagraphs (A) and (B)*;

30 (4) (D) divide the sum obtained under ~~paragraph (3)~~ *subparagraph*
31 *(C)* by 12. The quotient is the full-time equivalent enrollment of the pupil.

32 (c) The school days on which a district determines the full-time
33 equivalent enrollment of a pupil under ~~paragraphs (1) and~~ *paragraph (2)*
34 of subsection (b) shall be the school days on which the pupil has the
35 highest number of hours of attendance at the virtual school. No more than
36 six hours of attendance may be counted in a single school day. Attendance
37 may be shown by a pupil's on-line activity or entries in the pupil's virtual
38 school journal or log of activities.

39 (d) (1) Subject to the availability of appropriations for virtual school
40 state aid and within the limits of any such appropriations, each school year
41 a school district which offers a virtual school shall be entitled to virtual
42 school state aid.

43 (2) The state board of education shall determine the amount of virtual

1 school state aid a school district is entitled to receive as follows:

2 (A) Multiply the ~~full-time equivalent~~ enrollment of the virtual school
3 *pupils* by an amount equal to ~~105%~~ 90% of the amount of base state aid
4 per pupil;

5 (B) *multiply the full-time equivalent enrollment of virtual program*
6 *pupils by an amount equal to 70% of the amount of base state aid per*
7 *pupil;*

8 (C) multiply the full-time equivalent enrollment of nonproficient at-
9 risk pupils enrolled in an approved at-risk program offered by the virtual
10 school, if any, by an amount equal to 25% of the amount of base state aid
11 per pupil;

12 ~~(C)~~ (D) add any amount determined under K.S.A. 2013 Supp. 72-
13 3716, and amendments thereto; and

14 ~~(D)~~ (E) add the amounts obtained under subparagraphs (A) through
15 ~~(C)~~ (D). The sum is the amount of the virtual school state aid to which the
16 school district is entitled.

17 (3) There is hereby established in every school district a fund which
18 shall be called the virtual school fund, which fund shall consist of all
19 moneys deposited therein or transferred thereto according to law. Moneys
20 received as virtual school state aid shall be deposited in the general fund of
21 the school district and transferred to the virtual school fund of the district.
22 The expenses of a district directly attributable to virtual schools offered by
23 a school district shall be paid from the virtual school fund. The cost of an
24 advance placement course provided to a pupil described in subsection (d)
25 (2)(D) shall be paid by the virtual school.

26 Any balance remaining in the virtual school fund at the end of the
27 budget year shall be carried forward into the virtual school fund for
28 succeeding budget years. Such fund shall not be subject to the provisions
29 of K.S.A. 79-2925 through 79-2937, and amendments thereto.

30 ~~Any unencumbered balance of moneys remaining in the virtual school~~
31 ~~fund of a school district on June 30 of the current school year, may be~~
32 ~~expended in the school year that immediately succeeds such date by the~~
33 ~~school district for general operating expenses of the school district as~~
34 ~~approved by the board of education.~~

35 ~~In preparing the budget of such school district, the amounts credited to~~
36 ~~and the amount on hand in the virtual school fund, and the amount~~
37 ~~expended therefrom shall be included in the annual budget for the~~
38 ~~information of the residents of the school district. Interest earned on the~~
39 ~~investment of moneys in any such fund shall be credited to that fund.~~

40 (e) For the purposes of this section, ~~a pupil enrolled in a virtual~~
41 ~~school who is not a resident of the state of Kansas~~ *the following pupils*
42 shall not be counted in the ~~full-time equivalent~~ enrollment of the virtual
43 school:

- 1 (1) *A pupil who is not a resident of the state of Kansas; and*
2 (2) *a virtual program pupil enrolled in a nonpublic school that is not*
3 *a private homeschool registered with the state board of education*
4 *pursuant to K.S.A. 72-53,101, and amendments thereto.*

5 Sec. 49. On and after July 1, 2014, K.S.A. 2013 Supp. 72-3716 is
6 hereby amended to read as follows: 72-3716. (a) As used in this section:

7 (1) *the term "pupil" means a pupil who is a resident of and enrolled, on*
8 *a full-time basis, in a school district:*

9 (2) ~~"School district" means a school district which does not offer~~
10 ~~advanced placement courses and which is either more than 200 square~~
11 ~~miles in area or has an enrollment of at least 260 pupils and does not offer~~
12 ~~advance placement courses.~~

13 (b) If a pupil is enrolled in at least one advanced placement course
14 provided by a virtual school, the school district offering the virtual school
15 shall be paid an amount equal to 8% of the amount of base state aid per
16 pupil ~~for such pupil multiplied by the full-time equivalent enrollment of~~
17 *such pupil in advanced placement courses provided by such virtual school*
18 *as additional virtual school state aid. Such state aid shall be paid in each*
19 *semester in which a pupil is enrolled in at least one advanced placement*
20 *course provided by a virtual school.*

21 Sec. 50. On and after July 1, 2014, K.S.A. 2013 Supp. 72-6407 is
22 hereby amended to read as follows: 72-6407. (a) (1) "Pupil" means any
23 person who is regularly enrolled in a district and attending kindergarten or
24 any of the grades one through 12 maintained by the district or who is
25 regularly enrolled in a district and attending kindergarten or any of the
26 grades one through 12 in another district in accordance with an agreement
27 entered into under authority of K.S.A. 72-8233, and amendments thereto,
28 or who is regularly enrolled in a district and attending special education
29 services provided for preschool-aged exceptional children by the district.

30 (2) Except as otherwise provided in paragraph (3) of this subsection,
31 a pupil in attendance full time shall be counted as one pupil. A pupil in
32 attendance part time shall be counted as that proportion of one pupil (to the
33 nearest $\frac{1}{10}$) that the pupil's attendance bears to full-time attendance. A
34 pupil attending kindergarten shall be counted as $\frac{1}{2}$ pupil. A pupil enrolled
35 in and attending an institution of postsecondary education which is
36 authorized under the laws of this state to award academic degrees shall be
37 counted as one pupil if the pupil's postsecondary education enrollment and
38 attendance together with the pupil's attendance in either of the grades 11 or
39 12 is at least $\frac{5}{6}$ time, otherwise the pupil shall be counted as that
40 proportion of one pupil (to the nearest $\frac{1}{10}$) that the total time of the pupil's
41 postsecondary education attendance and attendance in grade 11 or 12, as
42 applicable, bears to full-time attendance. A pupil enrolled in and attending
43 an area vocational school, area vocational-technical school or approved

1 vocational education program shall be counted as one pupil if the pupil's
2 vocational education enrollment and attendance together with the pupil's
3 attendance in any of grades nine through 12 is at least $\frac{5}{6}$ time, otherwise
4 the pupil shall be counted as that proportion of one pupil (to the nearest
5 $\frac{1}{10}$) that the total time of the pupil's vocational education attendance and
6 attendance in any of grades nine through 12 bears to full-time attendance.
7 A pupil enrolled in a district and attending a non-virtual school and also
8 attending a virtual school shall be counted as that proportion of one pupil
9 (to the nearest $\frac{1}{10}$) that the pupil's attendance at the non-virtual school
10 bears to full-time attendance. Except as provided by this section for
11 preschool-aged exceptional children and virtual school pupils, a pupil
12 enrolled in a district and attending special education and related services,
13 provided for by the district shall be counted as one pupil. A pupil enrolled
14 in a district and attending special education and related services provided
15 for by the district and also attending a virtual school shall be counted as
16 that proportion of one pupil (to the nearest $\frac{1}{10}$) that the pupil's attendance
17 at the non-virtual school bears to full-time attendance. A pupil enrolled in a
18 district and attending special education and related services for preschool-
19 aged exceptional children provided for by the district shall be counted as
20 $\frac{1}{2}$ pupil. A preschool-aged at-risk pupil enrolled in a district and receiving
21 services under an approved at-risk pupil assistance plan maintained by the
22 district shall be counted as $\frac{1}{2}$ pupil. A pupil in the custody of the secretary
23 ~~of social and rehabilitation services for children and families~~ or in the
24 custody of the commissioner of juvenile justice and enrolled in unified
25 school district No. 259, Sedgwick county, Kansas, but housed, maintained,
26 and receiving educational services at the Judge James V. Riddel Boys
27 Ranch, shall be counted as two pupils. Except as provided in section 1 of
28 chapter 76 of the 2009 Session Laws of the state of Kansas, and
29 amendments thereto, a pupil in the custody of the secretary ~~of social and~~
30 ~~rehabilitation services for children and families~~ or in the custody of the
31 commissioner of juvenile justice and enrolled in unified school district No.
32 409, Atchison, Kansas, but housed, maintained and receiving educational
33 services at the youth residential center located on the grounds of the
34 former Atchison juvenile correctional facility, shall be counted as two
35 pupils.

36 (3) A pupil residing at the Flint Hills job corps center shall not be
37 counted. A pupil confined in and receiving educational services provided
38 for by a district at a juvenile detention facility shall not be counted. A pupil
39 enrolled in a district but housed, maintained, and receiving educational
40 services at a state institution or a psychiatric residential treatment facility
41 shall not be counted.

42 (b) "Preschool-aged exceptional children" means exceptional
43 children, except gifted children, who have attained the age of three years

1 but are under the age of eligibility for attendance at kindergarten.

2 (c) (1) "At-risk pupils" means pupils who are eligible for free meals
3 under the national school lunch act and who are enrolled in a district which
4 maintains an approved at-risk pupil assistance plan.

5 (2) *The term "at-risk pupils" shall not include any pupil: (A) Enrolled*
6 *in any of the grades one through 12 who is in attendance less than full*
7 *time; or (B) who is over 19 years of age. The provisions of this paragraph*
8 *shall not apply to any pupil who has an individualized education program.*

9 (d) "Preschool-aged at-risk pupil" means an at-risk pupil who has
10 attained the age of four years, is under the age of eligibility for attendance
11 at kindergarten, and has been selected by the state board in accordance
12 with guidelines consonant with guidelines governing the selection of
13 pupils for participation in head start programs.

14 (e) "Enrollment" means: (1) (A) Subject to the provisions of
15 paragraph (1)(B), for districts scheduling the school days or school hours
16 of the school term on a trimestral or quarterly basis, the number of pupils
17 regularly enrolled in the district on September 20 plus the number of
18 pupils regularly enrolled in the district on February 20 less the number of
19 pupils regularly enrolled on February 20 who were counted in the
20 enrollment of the district on September 20; and for districts not specified
21 in this paragraph (1), the number of pupils regularly enrolled in the district
22 on September 20; (B) a pupil who is a foreign exchange student shall not
23 be counted unless such student is regularly enrolled in the district on
24 September 20 and attending kindergarten or any of the grades one through
25 12 maintained by the district for at least one semester or two quarters or
26 the equivalent thereof;

27 (2) if enrollment in a district in any school year has decreased from
28 enrollment in the preceding school year, enrollment of the district in the
29 current school year means whichever is the greater of: (A) Enrollment in
30 the preceding school year minus enrollment in such school year of
31 preschool-aged at-risk pupils, if any such pupils were enrolled, plus
32 enrollment in the current school year of preschool-aged at-risk pupils, if
33 any such pupils are enrolled; or (B) the sum of enrollment in the current
34 school year of preschool-aged at-risk pupils, if any such pupils are
35 enrolled and the average (mean) of the sum of: (i) Enrollment of the
36 district in the current school year minus enrollment in such school year of
37 preschool-aged at-risk pupils, if any such pupils are enrolled ~~and~~; (ii)
38 enrollment in the preceding school year minus enrollment in such school
39 year of preschool-aged at-risk pupils, if any such pupils were enrolled; and
40 (iii) enrollment in the school year next preceding the preceding school year
41 minus enrollment in such school year of preschool-aged at-risk pupils, if
42 any such pupils were enrolled; or

43 (3) the number of pupils as determined under K.S.A. 72-6447 or

1 K.S.A. 2013 Supp. 72-6448, and amendments thereto.

2 (f) "Adjusted enrollment" means: (1) Enrollment adjusted by adding
3 at-risk pupil weighting, program weighting, low enrollment weighting, if
4 any, high density at-risk pupil weighting, if any, ~~medium density at-risk~~
5 ~~pupil weighting, if any, nonproficient pupil weighting, if any,~~ high
6 enrollment weighting, if any, declining enrollment weighting, if any,
7 school facilities weighting, if any, ancillary school facilities weighting, if
8 any, cost of living weighting, if any, special education and related services
9 weighting, and transportation weighting to enrollment; or (2) adjusted
10 enrollment as determined under K.S.A. 2013 Supp. 72-6457 or 72-6458,
11 and amendments thereto.

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

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

17 (i) "Low enrollment weighting" means an addend component
18 assigned to enrollment of districts pursuant to K.S.A. 72-6412, and
19 amendments thereto, on the basis of costs attributable to maintenance of
20 educational programs by such districts in comparison with costs
21 attributable to maintenance of educational programs by districts having to
22 which high enrollment weighting is assigned pursuant to K.S.A. 2013
23 Supp. 72-6442b, and amendments thereto.

24 (j) "School facilities weighting" means an addend component
25 assigned to enrollment of districts on the basis of costs attributable to
26 commencing operation of new school facilities.

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

30 (l) "Cost of living weighting" means an addend component assigned
31 to enrollment of districts to which the provisions of K.S.A. 2013 Supp. 72-
32 6449, and amendments thereto, apply on the basis of costs attributable to
33 the cost of living in the district.

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

1 (n) "Juvenile detention facility" has the meaning ascribed thereto by
2 72-8187, and amendments thereto.

3 (o) "Special education and related services weighting" means an
4 addend component assigned to enrollment of districts on the basis of costs
5 attributable to provision of special education and related services for
6 pupils determined to be exceptional children.

7 (p) "Virtual school" means any school or educational program that:
8 (1) Is offered for credit; (2) uses distance-learning technologies which
9 predominately use internet-based methods to deliver instruction; (3)
10 involves instruction that occurs asynchronously with the teacher and pupil
11 in separate locations; (4) requires the pupil to make academic progress
12 toward the next grade level and matriculation from kindergarten through
13 high school graduation; (5) requires the pupil to demonstrate competence
14 in subject matter for each class or subject in which the pupil is enrolled as
15 part of the virtual school; and (6) requires age-appropriate pupils to
16 complete state assessment tests.

17 (q) "Declining enrollment weighting" means an addend component
18 assigned to enrollment of districts to which the provisions of K.S.A. 2013
19 Supp. 72-6451, and amendments thereto, apply on the basis of reduced
20 revenues attributable to the declining enrollment of the district.

21 (r) "High enrollment weighting" means an addend component
22 assigned to enrollment of districts pursuant to K.S.A. 2013 Supp. 72-
23 6442b, and amendments thereto, on the basis of costs attributable to
24 maintenance of educational programs by such districts as a correlate to low
25 enrollment weighting assigned to enrollment of districts pursuant to
26 K.S.A. 72-6412, and amendments thereto.

27 (s) "High density at-risk pupil weighting" means an addend
28 component assigned to enrollment of districts to which the provisions of
29 K.S.A. 2013 Supp. 72-6455, and amendments thereto, apply.

30 (t) "Nonproficient pupil" means a pupil who is not eligible for free
31 meals under the national school lunch act and who has scored less than
32 proficient on the mathematics or reading state assessment during the
33 preceding school year and who is enrolled in a district which maintains an
34 approved proficiency assistance plan.

35 ~~(u) "Nonproficient pupil weighting" means an addend component~~
36 ~~assigned to enrollment of districts on the basis of enrollment of~~
37 ~~nonproficient pupils pursuant to K.S.A. 2013 Supp. 72-6454, and~~
38 ~~amendments thereto.~~

39 ~~(v)~~ (u) "Psychiatric residential treatment facility" has the meaning
40 ascribed thereto by K.S.A. 72-8187, and amendments thereto.

41 ~~(w) "Medium density at-risk pupil weighting" means an addend~~
42 ~~component assigned to enrollment of districts to which the provisions of~~
43 ~~K.S.A. 2013 Supp. 72-6459, and amendments thereto, apply.~~

1 Sec. 51. On and after July 1, 2014, K.S.A. 72-6411 is hereby
2 amended to read as follows: 72-6411. (a) The transportation weighting of
3 each district shall be determined by the state board as follows:

4 (1) Determine the total expenditures of the district during the
5 preceding school year from all funds for transporting pupils of public and
6 nonpublic schools on regular school routes;

7 ~~(2) divide the amount determined under (1) by the total number of~~
8 ~~pupils who were included in the enrollment of the district in the preceding~~
9 ~~school year and for whom transportation was made available by the~~
10 ~~district;~~

11 ~~(3) multiply the quotient obtained under (2) by the total number of~~
12 ~~pupils who were included in the enrollment of the district in the preceding~~
13 ~~school year, were residing less than 2 1/2 miles by the usually traveled~~
14 ~~road from the school building they attended, and for whom transportation~~
15 ~~was made available by the district;~~

16 ~~(4) multiply the product obtained under (3) by 50%;~~

17 ~~(5) subtract the product obtained under (4) from the amount~~
18 ~~determined under (1);~~

19 ~~(6) divide the remainder obtained under (5) by the total number of~~
20 ~~pupils who were included in the enrollment of the district in the preceding~~
21 ~~school year, were residing 2 1/2 miles or more by the usually traveled road~~
22 ~~from the school building they attended and for whom transportation was~~
23 ~~made available by the district. The quotient is the per-pupil cost of~~
24 ~~transportation; determine the sum of: (A) The number of pupils who were~~
25 ~~included in the enrollment of the district in the preceding school year who~~
26 ~~resided less than 2 1/2 miles by the usually traveled road from the school~~
27 ~~building such pupils attended and for whom transportation was made~~
28 ~~available by the district; and (B) the number of nonresident pupils who~~
29 ~~were included in the enrollment of the district for the preceding school~~
30 ~~year and for whom transportation was made available by the district;~~

31 (3) determine the number of pupils who were included in the
32 enrollment of the district in the preceding school year who resided 2 1/2
33 miles or more by the usually traveled road from the school building such
34 pupils attended and for whom transportation was made available by the
35 district;

36 (4) multiply the number of pupils determined under paragraph (3) by
37 two;

38 (5) divide the amount determined under paragraph (2) by the product
39 obtained under paragraph (4);

40 (6) add one to the quotient obtained under paragraph (5);

41 (7) multiply the sum obtained under paragraph (6) by the amount
42 determined under paragraph (3);

43 (8) divide the amount determined under paragraph (1) by the product

1 *obtained under paragraph (7). The resulting quotient is the per pupil cost*
2 *of transportation;*

3 ~~(7)~~ (9) on a density-cost graph plot the per-pupil cost of
4 transportation for each district;

5 ~~(8)~~ (10) construct a curve of best fit for the points so plotted;

6 ~~(9)~~ (11) locate the index of density for the district on the base line of
7 the density-cost graph and from the point on the curve of best fit directly
8 above this point of index of density follow a line parallel to the base line to
9 the point of intersection with the vertical line, which point is the formula
10 per-pupil cost of transportation of the district;

11 ~~(10)~~ (12) divide the formula per-pupil cost of transportation of the
12 district by base state aid per pupil; *and*

13 ~~(11)~~ (13) multiply the quotient obtained under ~~(10)~~ *paragraph (12)* by
14 the number of pupils who are included in the enrollment of the district, are
15 residing 2¹/₂ miles or more by the usually traveled road to the school
16 building they attend, and for whom transportation is being made available
17 by, and at the expense of, the district. The product is the transportation
18 weighting of the district.

19 (b) For the purpose of providing accurate and reliable data on pupil
20 transportation, the state board is authorized to adopt rules and regulations
21 prescribing procedures which districts shall follow in reporting pertinent
22 information relative thereto, including uniform reporting of expenditures
23 for transportation.

24 (c) "Index of density" means the number of pupils who are included
25 in the enrollment of a district in the current school year, are residing 2¹/₂
26 miles or more by the usually traveled road from the school building they
27 attend, and for whom transportation is being made available on regular
28 school routes by the district, divided by the number of square miles of
29 territory in the district.

30 (d) "Density-cost graph" means a drawing having: (1) A horizontal or
31 base line divided into equal intervals of density, beginning with zero on the
32 left; and (2) a scale for per-pupil cost of transportation to be shown on a
33 line perpendicular to the base line at the left end thereof, such scale to
34 begin with zero dollars at the base line ascending by equal per-pupil cost
35 intervals.

36 (e) "Curve of best fit" means the curve on a density-cost graph drawn
37 so the sum of the distances squared from such line to each of the points
38 plotted on the graph is the least possible.

39 ~~(f) The provisions of this section shall take effect and be in force~~
40 ~~from and after July 1, 1992.~~

41 Sec. 52. On and after July 1, 2014, K.S.A. 72-6415 is hereby
42 amended to read as follows: 72-6415. (a) The school facilities weighting of
43 each district shall be determined in each school year in which such

1 weighting may be assigned to enrollment of the district as follows:

2 (1) Determine the number of pupils, included in enrollment of the
3 district, who are attending a new school facility;

4 (2) multiply the number of pupils determined under (1) by 0.25. The
5 product is the school facilities weighting of the district.

6 (b) The provisions of this section shall ~~take effect and be in force~~
7 ~~from and after July 1, 1992~~ *expire on June 30, 2015.*

8 Sec. 53. On and after July 1, 2014, K.S.A. 2013 Supp. 72-6415b is
9 hereby amended to read as follows: 72-6415b. (a) School facilities
10 weighting may be assigned to enrollment of a district only if the district
11 has adopted a local option budget in an amount equal to at least 25% of the
12 amount of the state financial aid determined for the district in the current
13 school year. School facilities weighting ~~may be assigned to enrollment of~~
14 ~~the district only in the school year in which operation of a new school~~
15 ~~facility is commenced and in the next succeeding school year may only be~~
16 *assigned to enrollment of those districts that commenced operation of a*
17 *new school facility in school year 2013-2014 and whose enrollment was*
18 *adjusted by the assignment of school facilities weighting for such new*
19 *school facility for school year 2013-2014.*

20 (b) *The provisions of this section shall expire on June 30, 2015.*

21 Sec. 54. K.S.A. 2013 Supp. 72-6433 is hereby amended to read as
22 follows: 72-6433. (a) As used in this section:

23 (1) "State prescribed percentage" means ~~34%~~ 33% of state financial
24 aid of the district in the current school year.

25 (2) "Authorized to adopt a local option budget" means that a district
26 has adopted a resolution under this section, has published the same, and
27 either the resolution was not protested or it was protested and an election
28 was held by which the adoption of a local option budget was approved.

29 (b) In each school year, the board of any district may adopt a local
30 option budget which does not exceed the state prescribed percentage.

31 (c) Subject to the limitation of subsection (b), in each school year, the
32 board of any district may adopt, by resolution, a local option budget in an
33 amount not to exceed:

34 (1) (A) The amount which the board was authorized to adopt in
35 accordance with the provisions of this section in effect prior to its
36 amendment by this act; plus

37 (B) the amount which the board was authorized to adopt pursuant to
38 any resolution currently in effect; plus

39 (C) the amount which the board was authorized to adopt pursuant to
40 K.S.A. 72-6444, and amendments thereto, if applicable to the district; or

41 (2) the state-wide average for the preceding school year as
42 determined by the state board pursuant to subsection ~~(j)~~ (l).

43 Except as provided by ~~subsection (e)~~ *subsections (e) and (f)*, the

1 adoption of a resolution pursuant to this subsection shall require a majority
2 vote of the members of the board. Such resolution shall be effective upon
3 adoption and shall require no other procedure, authorization or approval.

4 (d) If the board of a district desires to increase its local option budget
5 authority above the amount authorized under subsection (c) or if the board
6 was not authorized to adopt a local option budget in 2006-2007, the board
7 may adopt, by resolution, such budget in an amount not to exceed the state
8 prescribed percentage. The adoption of a resolution pursuant to this
9 subsection shall require a majority vote of the members of the board. The
10 resolution shall be published at least once in a newspaper having general
11 circulation in the district. The resolution shall be published in substantial
12 compliance with the following form:

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

15 RESOLUTION

16 Be It Resolved that:

17 The board of education of the above-named school district shall be
18 authorized to adopt a local option budget in each school year in an amount
19 not to exceed ____% of the amount of state financial aid. The local option
20 budget authorized by this resolution may be adopted, unless a petition in
21 opposition to the same, signed by not less than 5% of the qualified electors
22 of the school district, is filed with the county election officer of the home
23 county of the school district within 30 days after publication of this
24 resolution. If a petition is filed, the county election officer shall submit the
25 question of whether adoption of the local option budget shall be authorized
26 to the electors of the school district at an election called for the purpose or
27 at the next general election, as is specified by the board of education of the
28 school district.

29 CERTIFICATE

30 This is to certify that the above resolution was duly adopted by the
31 board of education of unified School District
32 No.____, _____ County, Kansas, on the ___ day of _____,
33 _____.

34 _____
Clerk of the board of education.

35 All of the blanks in the resolution shall be filled as is appropriate. If a
36 sufficient petition is not filed, the board may adopt a local option budget.
37 If a sufficient petition is filed, the board may notify the county election
38 officer of the date of an election to be held to submit the question of
39 whether adoption of a local option budget shall be authorized. Any such
40 election shall be noticed, called and held in the manner provided by K.S.A.
41 10-120, and amendments thereto. If the board fails to notify the county
42 election officer within 30 days after a sufficient petition is filed, the
43 resolution shall be deemed abandoned and no like resolution shall be

1 adopted by the board within the nine months following publication of the
2 resolution.

3 (e) *Except as otherwise provided in subsection (f), any resolution*
4 *authorizing the adoption of a local option budget in excess of 30% of the*
5 *state financial aid of the district in the current school year shall not become*
6 *effective unless such resolution has been submitted to and approved by a*
7 *majority of the qualified electors of the school district voting at an election*
8 *called and held thereon. The election shall be called and held in the*
9 *manner provided by K.S.A. 10-120, and amendments thereto.*

10 (f) (1) *Any resolution authorizing the adoption of a local option*
11 *budget in excess of 31% of the state financial aid of the district in the*
12 *current school year shall not become effective unless such resolution has*
13 *been submitted to and approved by a majority of the qualified electors of*
14 *the school district voting at an election called and held thereon. The*
15 *election shall be called and held in the manner provided by K.S.A. 10-120,*
16 *and amendments thereto, except that such election shall be a mail ballot*
17 *election conducted in accordance with K.S.A. 25-431 et seq., and*
18 *amendments thereto. Any such election shall be held on or before August 1*
19 *of the initial school year for which such resolution was adopted.*

20 (2) *The provisions of paragraph (1) shall not apply to any school*
21 *district that, on or before June 30, 2014, had adopted a local option*
22 *budget in excess of 30% of the state financial aid of the district in the*
23 *current school year. The board of any such district may adopt a local*
24 *option budget in excess of 31% of the state financial aid of the district in*
25 *the current school year in accordance with subsection (d).*

26 (g) Unless specifically stated otherwise in the resolution, the
27 authority to adopt a local option budget shall be continuous and
28 permanent. The board of any district which is authorized to adopt a local
29 option budget may choose not to adopt such a budget or may adopt a
30 budget in an amount less than the amount authorized. If the board of any
31 district whose authority to adopt a local option budget is not continuous
32 and permanent refrains from adopting a local option budget, the authority
33 of such district to adopt a local option budget shall not be extended by
34 such refrainment beyond the period specified in the resolution authorizing
35 adoption of such budget.

36 (h) The board of any district may initiate procedures to renew or
37 increase the authority to adopt a local option budget at any time during a
38 school year after the tax levied pursuant to K.S.A. 72-6435, and
39 amendments thereto, is certified to the county clerk under any existing
40 authorization.

41 (i) The board of any district that is authorized to adopt a local
42 option budget prior to the effective date of this act under a resolution
43 which authorized the adoption of such budget in accordance with the

1 provisions of this section in effect prior to its amendment by this act may
2 continue to operate under such resolution for the period of time specified
3 in the resolution or may abandon the resolution and operate under the
4 provisions of this section as amended by this act. Any such district shall
5 operate under the provisions of this section as amended by this act after the
6 period of time specified in the resolution has expired.

7 (†) (j) Any resolution adopted pursuant to this section may revoke or
8 repeal any resolution previously adopted by the board. If the resolution
9 does not revoke or repeal previously adopted resolutions, all resolutions
10 which are in effect shall expire on the same date. The maximum amount of
11 the local option budget of a school district under all resolutions in effect
12 shall not exceed the state prescribed percentage in any school year.

13 (†) (k) (1) There is hereby established in every district that adopts a
14 local option budget a fund which shall be called the supplemental general
15 fund. The fund shall consist of all amounts deposited therein or credited
16 thereto according to law.

17 (2) Subject to the limitation imposed under paragraph (3) and
18 subsection (e) of K.S.A. 72-6434, and amendments thereto, amounts in the
19 supplemental general fund may be expended for any purpose for which
20 expenditures from the general fund are authorized or may be transferred to
21 any program weighted fund or categorical fund of the district. Amounts in
22 the supplemental general fund attributable to any percentage over 25% of
23 state financial aid determined for the current school year may be
24 transferred to the capital improvements fund of the district and the capital
25 outlay fund of the district if such transfers are specified in the resolution
26 authorizing the adoption of a local option budget in excess of 25%.

27 (3) Amounts in the supplemental general fund may not be expended
28 for the purpose of making payments under any lease-purchase agreement
29 involving the acquisition of land or buildings which is entered into
30 pursuant to the provisions of K.S.A. 72-8225, and amendments thereto.

31 (4) (A) Except as provided in paragraph (B), any unexpended budget
32 remaining in the supplemental general fund of a district at the conclusion
33 of any school year in which a local option budget is adopted shall be
34 maintained in such fund.

35 (B) If the district received supplemental general state aid in the
36 school year, the state board shall determine the ratio of the amount of
37 supplemental general state aid received to the amount of the local option
38 budget of the district for the school year and multiply the total amount of
39 the unexpended budget remaining by such ratio. An amount equal to the
40 amount of the product shall be transferred to the general fund of the
41 district or remitted to the state treasurer. Upon receipt of any such
42 remittance, the state treasurer shall deposit the same in the state treasury to
43 the credit of the state school district finance fund.

1 ~~(l)~~ (l) Each year the state board of education shall determine the
2 statewide average percentage of local option budgets legally adopted by
3 school districts for the preceding school year.

4 ~~(m)~~ (m) The provisions of this section shall be subject to the provisions
5 of K.S.A. 2013 Supp. 72-6433d, and amendments thereto.

6 Sec. 55. K.S.A. 2013 Supp. 72-6433d is hereby amended to read as
7 follows: 72-6433d. (a) (1) The provisions of this subsection shall apply in
8 any school year in which the amount of base state aid per pupil is \$4,433
9 or less.

10 (2) The board of any school district may adopt a local option budget
11 which does not exceed the local option budget calculated as if the base
12 state aid per pupil was \$4,433, or which does not exceed the local option
13 budget as calculated pursuant to K.S.A. 72-6433, and amendments thereto,
14 whichever is greater.

15 (b) The board of education of any school district may adopt a local
16 option budget which does not exceed the local option budget calculated as
17 if the district received state aid for special education and related services
18 equal to the amount of state aid for special education and related services
19 received in school year 2008-2009, or which does not exceed the local
20 option budget as calculated pursuant to K.S.A. 72-6433, and amendments
21 thereto, whichever is greater.

22 (c) The board of education of any school district may exercise the
23 authority granted under subsection (a) or (b) or both subsections (a) and
24 (b).

25 (d) To the extent that the provisions of K.S.A. 72-6433, and
26 amendments thereto, conflict with this section, this section shall control.

27 (e) The provisions of this section shall expire on June 30, ~~2014~~ 2017.

28 Sec. 56. On and after July 1, 2014, K.S.A. 2013 Supp. 72-6441 is
29 hereby amended to read as follows: 72-6441. (a) (1) The board of any
30 district to which the provisions of this subsection apply may levy an ad
31 valorem tax on the taxable tangible property of the district each year for a
32 period of time not to exceed two years in an amount not to exceed the
33 amount authorized by the state court of tax appeals under this subsection
34 for the purpose of financing the costs incurred by the state that are directly
35 attributable to assignment of ancillary school facilities weighting to
36 enrollment of the district. The state court of tax appeals may authorize the
37 district to make a levy which will produce an amount that is not greater
38 than the difference between the amount of costs directly attributable to
39 commencing operation of one or more new school facilities and the
40 amount that is financed from any other source provided by law for such
41 purpose, including any amount attributable to assignment of school
42 facilities weighting to enrollment of the district for each school year in
43 which the district is eligible for such weighting. If the district is not

1 eligible; or will be ineligible; for school facilities weighting, *or such levy*
2 *will be imposed on or after July 1, 2015, then* in any one or more years
3 during the two-year period for which the district is authorized to levy a tax
4 under this subsection, the state court of tax appeals may authorize the
5 district to make a levy, in such year or years ~~of ineligibility~~, which will
6 produce an amount that is not greater than the actual amount of costs
7 attributable to commencing operation of the facility or facilities.

8 (2) The state court of tax appeals shall certify to the state board of
9 education the amount authorized to be produced by the levy of a tax under
10 subsection (a).

11 (3) The state court of tax appeals may adopt rules and regulations
12 necessary to effectuate the provisions of this subsection, including rules
13 and regulations relating to the evidence required in support of a district's
14 claim that the costs attributable to commencing operation of one or more
15 new school facilities are in excess of the amount that is financed from any
16 other source provided by law for such purpose.

17 (4) The provisions of this subsection apply to any district that: (A)
18 Commenced operation of one or more new school facilities in the school
19 year preceding the current school year or has commenced or will
20 commence operation of one or more new school facilities in the current
21 school year or any or all of the foregoing; (B) is authorized to adopt and
22 has adopted a local option budget which is at least equal to ~~that amount~~
23 ~~required to qualify for school facilities weighting under K.S.A. 2012 Supp.~~
24 ~~72-6415b, and amendments thereto~~ *25% of the amount of state financial*
25 *aid determined for the district in the current school year;* and (C) is
26 experiencing extraordinary enrollment growth as determined by the state
27 board of education.

28 (b) The board of any district that has levied an ad valorem tax on the
29 taxable tangible property of the district each year for a period of two years
30 under authority of subsection (a) may continue to levy such tax under
31 authority of this subsection each year for an additional period of time not
32 to exceed six years in an amount not to exceed the amount computed by
33 the state board of education as provided in this subsection if the board of
34 the district determines that the costs attributable to commencing operation
35 of one or more new school facilities are significantly greater than the costs
36 attributable to the operation of other school facilities in the district. The tax
37 authorized under this subsection may be levied at a rate which will
38 produce an amount that is not greater than the amount computed by the
39 state board of education as provided in this subsection. In computing such
40 amount, the state board shall:

41 (1) Determine the amount produced by the tax levied by the district
42 under authority of subsection (a) in the second year for which such tax was
43 levied and add to such amount the amount of general state aid directly

1 attributable to school facilities weighting that was received by the district
2 in the same year;

3 (2) compute 90% of the amount of the sum obtained under paragraph
4 (1), which computed amount is the amount the district may levy in the first
5 year of the six-year period for which the district may levy a tax under
6 authority of this subsection;

7 (3) compute 75% of the amount of the sum obtained under paragraph
8 (1), which computed amount is the amount the district may levy in the
9 second year of the six-year period for which the district may levy a tax
10 under authority of this subsection;

11 (4) compute 60% of the amount of the sum obtained under paragraph
12 (1), which computed amount is the amount the district may levy in the
13 third year of the six-year period for which the district may levy a tax under
14 authority of this subsection;

15 (5) compute 45% of the amount of the sum obtained under paragraph
16 (1), which computed amount is the amount the district may levy in the
17 fourth year of the six-year period for which the district may levy a tax
18 under authority of this subsection;

19 (6) compute 30% of the amount of the sum obtained under paragraph
20 (1), which computed amount is the amount the district may levy in the
21 fifth year of the six-year period for which the district may levy a tax under
22 authority of this subsection; and

23 (7) compute 15% of the amount of the sum obtained under paragraph
24 (1), which computed amount is the amount the district may levy in the
25 sixth year of the six-year period for which the district may levy a tax under
26 authority of this subsection.

27 In determining the amount produced by the tax levied by the district
28 under authority of subsection (a), the state board shall include any moneys
29 which have been apportioned to the ancillary facilities fund of the district
30 from taxes levied under the provisions of K.S.A. 79-5101 et seq. and 79-
31 5118 et seq., and amendments thereto.

32 (c) The proceeds from the tax levied by a district under authority of
33 this section shall be remitted to the state treasurer in accordance with the
34 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
35 each such remittance, the state treasurer shall deposit the entire amount in
36 the state treasury to the credit of the state school district finance fund.

37 Sec. 57. On and after July 1, 2014, K.S.A. 2013 Supp. 72-6455 is
38 hereby amended to read as follows: 72-6455. (a) The high density at-risk
39 pupil weighting of each school district shall be determined by the state
40 board as follows:

41 ~~(A) (a) Except as provided in subparagraph (C),~~ If the district has an
42 enrollment of at least 35% 45%, but less than 50% 55% at-risk pupils, the
43 state board shall:

1 (i) (1) Subtract ~~35%~~ 45% from the percentage of at-risk enrollment in
2 the district;

3 (ii) (2) multiply the amount determined under ~~clause (i) paragraph~~
4 (1) by ~~7~~ 1.05; and

5 (iii) (3) multiply the number of at-risk pupils enrolled in the district
6 by the product determined under ~~clause (ii) paragraph (2)~~. The resulting
7 product is the high density at-risk pupil weighting of the district.

8 (B) (b) If the district has an enrollment of ~~50%~~ 55% or more at-risk
9 pupils, the state board shall multiply the number of at-risk pupils by 0.105.
10 The resulting product is the high density at-risk pupil weighting of the
11 district.

12 (C) ~~If the district has an enrollment of at least 35.1% at-risk pupils~~
13 ~~and an enrollment density of at least 212.1 pupils per square mile, the state~~
14 ~~board shall multiply the number of at-risk pupils by .105. The resulting~~
15 ~~product is the high density at-risk pupil weighting of the district.~~

16 Sec. 58. On and after July 1, 2014, K.S.A. 2013 Supp. 72-6460 is
17 hereby amended to read as follows: 72-6460. (a) For school year 2013-
18 2014, and each school year thereafter, subject to any limitations as
19 provided in this act, any school district may expend the unencumbered
20 balance of the moneys held in the at-risk education fund, as provided in
21 K.S.A. 76-6414a, and amendments thereto, bilingual education fund, as
22 provided in K.S.A. 72-9509, and amendments thereto, contingency reserve
23 fund, as provided in K.S.A. 72-6426, and amendments thereto, driver
24 training fund, as provided in K.S.A. 72-6423, and amendments thereto,
25 parent education program fund, as provided in K.S.A. 72-3607, and
26 amendments thereto, preschool-aged at-risk education fund, as provided in
27 K.S.A. 72-6414b, and amendments thereto, professional development
28 fund, as provided in K.S.A. 72-9609, and amendments thereto, summer
29 program fund, as provided in K.S.A. 72-8237, and amendments thereto,
30 textbook and student materials revolving fund, as provided in K.S.A. 72-
31 8250, and amendments thereto, special education fund, as provided in
32 K.S.A. 72-965 and 72-6420, and amendments thereto, ~~virtual school fund,~~
33 ~~as provided in K.S.A. 72-3715, and amendments thereto,~~ and vocational
34 education fund, as provided in K.S.A. 72-6421, and amendments thereto,
35 to pay for general operating expenses of the district out of the general fund
36 as approved by the board of education of such district.

37 The board of education of a school district shall consider the use of
38 such funds in the following order of priority:

39 (1) At-risk education fund, bilingual education fund, contingency
40 reserve fund, driver training fund, parent education program fund,
41 preschool-aged at-risk education fund, professional development fund,
42 summer program fund, ~~virtual school fund~~ and vocational education fund;

43 (2) textbook and student materials revolving fund; and

1 (3) special education fund.

2 The board of education of a school district shall not be limited to the
3 order of priority as listed in this subsection if the board so chooses. The
4 board of education of a school district shall not be required to use the total
5 amount of the unencumbered balance of moneys in a fund before using the
6 unencumbered balance of moneys in another fund.

7 (b) The amount of money expended by a school district in school
8 year 2013-2014, and each school year thereafter, from the unencumbered
9 balance of moneys in the funds under subsection (a) of this section shall
10 not exceed, in the aggregate, an amount determined by the state board of
11 education. Such amount shall be determined by the state board as follows:

12 (1) Determine the adjusted enrollment of the district, excluding
13 special education and related services weighting, for the current school
14 year;

15 (2) multiply the adjusted enrollment determined under paragraph (1)
16 by \$250. The product is the aggregate amount of moneys that may be
17 expended by a school district in the current school year from the
18 unencumbered balance of moneys in the funds under subsection (a) of this
19 section.

20 (c) It is the public policy goal of the state of Kansas that at least 65%
21 of the aggregate of all unencumbered balances authorized to be expended
22 for general operating expenses pursuant to subsection (a) shall be
23 expended in the classroom or for instruction, as provided in K.S.A. 2013
24 Supp. 72-64c01, and amendments thereto.

25 (d) The superintendent appointed by the board of education of each
26 school district under K.S.A. 72-8202b, and amendments thereto, shall
27 report the unencumbered balance of moneys in each fund listed in
28 subsection (a) to the board of education in July of each year at the meeting
29 described in K.S.A. 72-8205, and amendments thereto, and to the state
30 board of education on or before July 15 of such year.

31 Sec. 59. On and after July 1, 2014, K.S.A. 72-8809 is hereby
32 amended to read as follows: 72-8809. The board of education of any
33 school district which has made a tax levy under K.S.A. 72-8801, *and*
34 *amendments thereto*, may at any time ~~after the final levy is certified to the~~
35 ~~county clerk under any current authorization~~, initiate procedures to renew
36 its authority to make a like *an* annual tax levy in the amount and upon the
37 conditions and in the manner specified in ~~said~~ K.S.A. 72-8801, ~~and at five-~~
38 ~~year intervals thereafter may in like manner and on like conditions renew~~
39 ~~such levy for successive five-year periods and amendments thereto.~~
40 *Except as otherwise provided by its terms, any initial resolution adopted*
41 *pursuant to K.S.A. 72-8801, and amendments thereto, shall remain in full*
42 *force and effect until such time as a second resolution becomes effective,*
43 *at which time the initial resolution shall become null and void.*

1 Sec. 60. K.S.A. 71-204 and 71-617 and K.S.A. 2013 Supp. 72-6433
2 and 72-6433d are hereby repealed.

3 Sec. 61. On and after July 1, 2014, K.S.A. 72-60b03, 72-6411, 72-
4 6415 and 72-8809 and K.S.A. 2013 Supp. 72-3712, 72-3714, 72-3715, 72-
5 3716, 72-6407, 72-6415b, 72-6441, 72-6454, 72-6455 and 72-6460 are
6 hereby repealed.

7 Sec. 62. This act shall take effect and be in force from and after its
8 publication in the Kansas register.