

## SENATE BILL No. 201

By Committee on Education

2-14

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1 AN ACT concerning school districts; enacting the school district budget  
2 law; amending K.S.A. 12-1765, 44-505e, 75-4322, 79-1808 and 79-  
3 2925 and K.S.A. 2012 Supp. 12-2615, 72-8415a, 75-37,125, 75-4330,  
4 75-4332, 75-6110, 79-2926 and 79-2927 and repealing the existing  
5 sections; also repealing K.S.A. 72-8204a.

6  
7 *Be it enacted by the Legislature of the State of Kansas:*

8 New Section 1. (a) Sections 1 through 10, and amendments thereto,  
9 shall be known and may be cited as the school district budget law.

10 (b) The school district budget law shall apply to all school districts.

11 (c) This section shall take effect on and after January 1, 2015.

12 New Sec. 2. (a) As used in the school district budget law:

13 (1) "Board" means the board of education of a school district;

14 (2) "budget" means the budget of the school as a whole;

15 (3) "budget summary" means a summary of the estimated  
16 expenditures and the estimated revenue to be received during the ensuing  
17 school year and the source of such revenue;

18 (4) "county clerk" means the county clerk of the home county of each  
19 school district;

20 (5) "current school year" shall have the same meaning as that term is  
21 defined in K.S.A. 72-6408, and amendments thereto;

22 (6) "director" means the director of accounts and reports;

23 (7) "district-wide purpose or program" means an expenditure for a  
24 purpose or program not associated with a single school building,  
25 including, but not limited to, transportation, food service, adult education,  
26 parent education, summer school and driver training;

27 (8) "fund" means any fund of a school district established, or required  
28 to be established, by law and any other fund established by the board;

29 (9) "off-site administration" means school district personnel  
30 associated with the supervision of the district and district-wide purposes or  
31 programs and special purpose programs including, but not limited to, the  
32 board, superintendent, associate superintendent, directors, assistant  
33 directors and attorneys and the support staff to such personnel;

34 (10) "preceding school year" shall have the same meaning as that  
35 term is defined in K.S.A. 72-6408, and amendments thereto;

36 (11) "school building" means any building or structure operated and

1 maintained by the board;

2 (12) "special purpose" means a purpose not directly related to the  
3 operation of school buildings or a district-wide purpose or program,  
4 including, but not limited to, expenditures for the payment of bonds and  
5 interest thereon, judgments, special assessments and textbooks; and

6 (13) "sub-budget" means a budget for each building in a school  
7 district;

8 (b) This section shall take effect on and after January 1, 2015.

9 New Sec. 3. (a) The director in consultation with the state board of  
10 education shall prepare and prescribe forms for the annual budgets and  
11 sub-budgets of all school districts. Such forms shall contain the  
12 information required by the Kansas uniform financial accounting and  
13 reporting act, K.S.A. 2012 Supp. 72-8254, and amendments thereto, or  
14 other state or federal law which is necessary and proper to disclose  
15 complete information as to the financial condition of such school district,  
16 and the receipts and expenditures thereof, both in the current school year,  
17 preceding school year and ensuing school year.

18 (b) In addition to the information required by subsection (a), the  
19 budget form shall provide as separate items the estimated expenditures for  
20 district-wide purposes or programs, special purpose, and off-site  
21 administration and the estimated revenue to be received for such  
22 expenditures, with the amount estimated to be received from each source  
23 separately stated.

24 (c) In addition to the information required by subsection (a), the sub-  
25 budget forms for each school building shall provide as separate items that  
26 portion of estimated expenditures for district-wide purposes and programs  
27 and special purposes and the revenues for such expenditures and the  
28 source of such revenue that are attributable to such school building. The  
29 sub-budget form shall be designed to disclose for each school building the  
30 following:

31 (1) The number of persons employed at such building and the  
32 employment category of such persons;

33 (2) salaries;

34 (3) fiscal services, including, but not limited to, withholdings under  
35 the federal insurance contributions act, health insurance, life insurance,  
36 unemployment compensation and workers compensation;

37 (4) operating, maintenance and repair expenses;

38 (5) utilities;

39 (6) supplies and equipment;

40 (7) the anticipated number of regular students enrolled, if applicable;

41 (8) the anticipated number of special education students enrolled, if  
42 applicable;

43 (9) the number of classrooms included in the school building,

- 1 including an auditorium and gymnasium, if applicable;
- 2 (10) the pupil to teacher ratio for regular students, if applicable;
- 3 (11) the pupil to teacher ratio for special education students, if  
4 applicable;
- 5 (12) the square footage of the school building; and
- 6 (13) any other information required by law.
- 7 (d) In addition to the budget and sub-budget forms required under this  
8 section, the director shall prepare and prescribe a budget summary form.
- 9 (e) All forms required by this section and all tax levy forms shall be  
10 printed by the division of printing in such quantity as the director requires.  
11 The director shall provide such forms to the clerk of the board of each  
12 school district.
- 13 (f) This section shall take effect on and after January 1, 2015.
- 14 New Sec. 4. (a) On or before June 15 of each year, the board shall  
15 prepare in writing on forms furnished by the director, the budget and sub-  
16 budgets itemized and classified by fund and showing amounts to be raised  
17 by taxation and from other sources for the ensuing budget year. The budget  
18 and sub-budgets shall provide in parallel columns all amounts and items to  
19 be expended for the budget in the ensuing school year and the amounts  
20 appropriated for corresponding or other items for the budget during the  
21 current school year and amounts expended for corresponding or other  
22 items for the budget in the preceding school year. The budget and sub-  
23 budgets for each fund shall not include any item for sundry or  
24 miscellaneous purposes in excess of 10% of the total.
- 25 (b) The budget and sub-budgets shall provide: (1) In parallel columns  
26 the amount of revenue actually received from taxation and from other  
27 sources, with the amount from each source separately stated for the budget  
28 in the preceding school year and the amount actually received and  
29 estimated to be received from taxation and from sources other than direct  
30 taxation with the amount for each source separately stated for the budget  
31 in the current school year; and (2) the amount estimated to be received  
32 during the ensuing budget year, with the amount estimated to be received  
33 from each source separately stated. Except as provided by subsection (c),  
34 the budget of expenditures for each fund shall balance with the budget of  
35 revenues for such fund and that portion of the budget of revenues to be  
36 derived from ad valorem property taxation shall not exceed the amount of  
37 tax which can be raised by any fund limit or aggregate limit placed upon  
38 such fund.
- 39 (c) (1) When preparing the budget and sub-budgets for the ensuing  
40 school year of the school district, the board shall expend only the amount  
41 estimated to be spent from each fund of the school district.
- 42 (2) Whenever it is otherwise authorized by law that unexpended  
43 moneys in a fund of a school district may be carried forward into such

1 fund for the budget in the next school year, the budget and sub-budgets of  
2 the school district shall reflect any ending balance in such fund which the  
3 school district estimates will be carried forward to the budget in the next  
4 school year.

5 (3) Nothing in this subsection shall be construed as prohibiting school  
6 districts from spending amounts in excess of the amount estimated for  
7 expenditure.

8 (d) In addition to the requirements of subsection (a), the board shall  
9 include the revenues and expenditures from federal aid and other grants,  
10 gifts and miscellaneous income in the budget and sub-budgets of the  
11 school district. In order to account for such revenues and expenditures  
12 separately, the board shall include in its budget federal aid and other grants  
13 and gifts, other than scholarships, received by the district. Such funds shall  
14 not be subject to limitations on the expenditure of moneys in such funds  
15 under the school district budget law.

16 (e) The board shall prepare the budget summary furnished by the  
17 director.

18 (f) This section shall take effect on and after January 1, 2015.

19 New Sec. 5. (a) Prior to the filing of the adopted budget and sub-  
20 budgets with the county clerk, the board shall meet for the purpose of  
21 answering and hearing objections of taxpayers relating to the proposed  
22 budget and sub-budgets and for the purpose of considering amendments to  
23 such proposed budget and sub-budgets. The board shall give at least 10  
24 days' notice of the time and place of the meeting by publication in a  
25 newspaper of general circulation within the district. Such notice shall  
26 include the proposed budget and sub-budgets and shall set out all essential  
27 items in the budget and sub-budgets except such groupings as designated  
28 by the director on a special publication form prescribed by the director and  
29 furnished with the regular budget and sub-budget forms.

30 (b) The hearing shall be held no later than June 1 of each year. After  
31 such hearing, the budget and sub-budgets shall be adopted or amended and  
32 adopted as amended, but no levy shall be made until the sub-budgets are  
33 prepared and published and the budget is prepared, published and filed. No  
34 tax levy shall be invalidated because of any insufficiency, informality, or  
35 delay in preparing, publishing and filing the budget and sub-budgets.

36 (c) In addition to the hearing required by subsection (a), the board  
37 may hold hearings at any time on any or all sub-budgets.

38 (d) This section shall take effect on and after January 1, 2015.

39 New Sec. 6. (a) Two copies of the budget certificate giving the  
40 amount of ad valorem tax to be levied and the total amount of the adopted  
41 budget of expenditures by fund, along with itemized budget forms for each  
42 fund and proof of publication of the notice of budget and sub-budget  
43 hearing containing the budget summary, shall be presented to the county

1 clerk within the time prescribed by K.S.A. 79-1801, and amendments  
2 thereto. Where action has been taken under any statute to increase the  
3 amount of tax to be levied authorized by law, a statement showing the  
4 increased amount or tax levy rate voted shall be attached to the budget and  
5 sub-budget each year the change is in effect.

6 (b) The county clerk shall make any reductions to the ad valorem tax  
7 to be levied, compute the tax levy rates based on the final equalized  
8 assessed valuation, and enter such on the budget certificate before attesting  
9 the budget and sub-budget. An attested copy of the budget shall be filed  
10 with the director, along with a copy of the tax levy rate summary required  
11 of the county treasurer by K.S.A. 79-2002, and amendments thereto.

12 (c) No fund of the adopted budget and sub-budgets certified to the  
13 county clerk shall exceed the amount of ad valorem tax to be levied and  
14 the proposed expenditures of such fund in the proposed budget and sub-  
15 budgets as originally published. No board shall certify an amount of ad  
16 valorem taxes to be levied that is in excess of any tax levy rate or amount  
17 limitations or any aggregate tax levy limitations. In fixing the amount, the  
18 board may take into consideration and make allowance for the taxes which  
19 may not be paid. Such allowance shall not exceed more than 5% of  
20 delinquency for the preceding tax year.

21 (d) For a school district in which the territory is located in more than  
22 one county, the county clerk shall certify the final tax levy rate computed  
23 pursuant to K.S.A. 79-1803, and amendments thereto, of such school  
24 district and provide such rate to the county clerk of every other county in  
25 which a part of the territory of such school district is located.

26 (e) This section shall take effect on and after January 1, 2015.

27 New Sec. 7. (a) If the board determines it is necessary to amend its  
28 adopted current budget or sub-budgets during the year in which such  
29 budget or sub-budget is in effect, such amendment shall be subject to the  
30 same publication, notice and public hearing requirements as is required by  
31 the school district budget law for the adoption of the original budget and  
32 sub-budgets. Such published budget or sub-budget shall provide any  
33 proposed changes in the amount of expenditures by fund. Any proposed  
34 increase in expenditures shall be balanced by previously unbudgeted  
35 increases in revenue other than ad valorem property taxes. A copy of the  
36 adopted amended budget or sub-budget shall be filed with the county clerk  
37 and with the director.

38 (b) This section shall take effect on and after January 1, 2015.

39 New Sec. 8. (a) The budget and sub-budgets as approved and filed  
40 with the county clerk for each year shall be an appropriation for each fund  
41 and such appropriation shall not be used for any other purpose. No money  
42 in any fund shall be used to pay for any indebtedness created in excess of  
43 the total amount of the adopted budget or sub-budget of expenditures for

1 such fund. Any balance remaining in such fund at the end of the budget in  
2 the current school year shall be carried forward to the credit of the fund in  
3 the budget for the ensuing school year. The clerk of the school district or a  
4 person designated by the board shall open and keep an account of each  
5 fund, showing the total amount appropriated for each fund, and shall  
6 charge such appropriation with the amount of any indebtedness created at  
7 the time such indebtedness is incurred. If any indebtedness is reimbursed  
8 during the current school year and the reimbursement is in excess of the  
9 amount which was shown as reimbursed expense in the budget or sub-  
10 budgets of revenues for the current school year, the charge made shall be  
11 reduced by the amount of the reimbursement.

12 (b) Except as provided by law, no part of any fund shall be diverted to  
13 any other fund, whether before or after the distribution of taxes by the  
14 county treasurer. The county treasurer shall distribute the proceeds of the  
15 taxes levied by each school district in the manner provided by K.S.A. 12-  
16 1678a, and amendments thereto.

17 (c) This section shall take effect on and after January 1, 2015.

18 New Sec. 9. (a) Except as provided by subsection (b), it shall be  
19 unlawful for the board, in any school year, to create an indebtedness in any  
20 manner or in any fund after the total indebtedness created against such  
21 fund equals the total amount of the adopted budget and sub-budgets of  
22 expenditures for such fund for that budget year. Any indebtedness incurred  
23 by the board in excess of such amount shall be void as against such school  
24 district.

25 (b) Indebtedness may be created in excess of the total amount of the  
26 adopted budget and sub-budgets of expenditures for the current school  
27 year only if: (1) Payment has been authorized by the voters of the school  
28 district; (2) provision has been made for payment by the issuance of  
29 bonds; or (3) provision has been made for payment by the issuance of no-  
30 fund warrants as authorized by law.

31 (c) This section shall take effect on and after January 1, 2015.

32 New Sec. 10. (a) Any member of the board and any other officer or  
33 employee of the school district who violates any of the provisions of the  
34 school district budget law shall be subject to removal from office or  
35 disciplinary action.

36 (b) This section shall take effect on and after January 1, 2015.

37 New Sec. 11. On or before January 13, 2014, the director of accounts  
38 and reports shall submit to the legislature for approval a copy of the budget  
39 and sub-budget forms prescribed pursuant to subsection (a) of section 3,  
40 and amendments thereto. Such forms shall be deemed approved unless  
41 disapproved by concurrent resolution.

42 Sec. 12. On and after January 1, 2015, K.S.A. 12-1765 is hereby  
43 amended to read as follows: 12-1765. The governing bodies of all school

1 districts, cities, *counties and* agencies and departments of the state of  
2 Kansas, ~~and all boards of county commissioners now located or which~~  
3 ~~may hereafter be located within the county~~ where such public building  
4 commission has been created, or all boards of county commissioners that  
5 desire to lease space from a county public building commission for  
6 detention of eligible juveniles, ~~are hereby authorized and empowered to~~  
7 ~~may~~ enter into leases without the necessity of any election and without  
8 regard to K.S.A. 10-1001 to 10-1122, inclusive, and amendments thereto  
9 ~~or to~~, K.S.A. 79-2925 *et seq.*, and amendments thereto, *or the school*  
10 *district budget law* for any period of time not to exceed 50 years.

11 Sec. 13. On and after January 1, 2015, K.S.A. 2012 Supp. 12-2615 is  
12 hereby amended to read as follows: 12-2615. (a) The governing body of  
13 any city, county or school district may pay the costs relating to any  
14 uninsured loss. The governing body of a city or county may pay such costs  
15 from the risk management reserve fund of the city or county. The board of  
16 education of any school district may pay such costs from the special  
17 reserve fund of the district. The resolution establishing such risk  
18 management reserve fund shall prescribe the purposes for which moneys  
19 in the fund may be used, and any expenditure therefrom shall require the  
20 approval of the governing body. Moneys may be paid into such risk  
21 management reserve fund or special reserve fund from any source which  
22 may be utilized for such purposes, including transfers from the general  
23 fund, from any special liability expense fund established in accordance  
24 with the provisions of K.S.A. 75-6110, and amendments thereto, or from  
25 any other fund or grant program account of the governmental unit in  
26 reasonable proportion to the estimated cost of self insuring the risk losses  
27 covered by such funds. Such funds shall not be subject to the provisions of  
28 K.S.A. 79-2925 ~~through 79-2937~~ *et seq.*, and amendments thereto, *or the*  
29 *school district budget law*. In making the budget of such city, county or  
30 school district, the amounts credited to and the amount on hand in such  
31 reserve fund, and the amount expended therefrom, shall be included in the  
32 annual budget for the information of the residents. Interest earned on the  
33 investment of moneys in such reserve fund shall be credited to such fund.

34 (b) If the governing body of any city, county or school district  
35 determines on an actuarial basis that money which has been credited to  
36 such fund, or any part thereof, is no longer needed for the purposes for  
37 which it was established, the governing body may transfer such amount  
38 not needed to the funds or accounts from which the money was received.  
39 Any money so transferred shall be budgeted in accordance with the  
40 provisions of K.S.A. 79-2925 ~~through 79-2937~~ *et seq.*, and amendments  
41 thereto, *or the school district budget law*.

42 Sec. 14. On and after January 1, 2015, K.S.A. 44-505e is hereby  
43 amended to read as follows: 44-505e. A school district, area vocational-

1 technical school or community junior college may act as a self-insurer  
2 under the workmen's compensation act. If a school district, area  
3 vocational-technical school or community junior college elects to act as a  
4 self-insurer under that act, the school district, area vocational-technical  
5 school or community junior college shall establish a separate fund to be  
6 known as the "school workers' compensation reserve fund" for the  
7 payment of workmen's compensation claims, judgments and expenses.  
8 Any school district or community junior college may transfer moneys  
9 from its general fund and any area vocational-technical school may  
10 transfer moneys from its operating fund to the school workers'  
11 compensation reserve fund as authorized by law. The balance remaining in  
12 the reserve fund at the end of the fiscal year shall be carried forward into  
13 the reserve fund for succeeding years. Such fund shall not be subject to  
14 the provisions of K.S.A. 79-2925 to 79-2937, inclusive, and ~~acts~~  
15 ~~amendatory thereof and supplemental thereto, except that in making~~ *et*  
16 *seq., and amendments thereto, or the school district budget law. In*  
17 *preparing* the budget, the amounts credited to and the amount on hand in  
18 such reserve fund, and the amount expended therefrom, shall be included  
19 in the annual budget for the information of the residents. Interest earned on  
20 the investment of moneys in such fund shall be credited to such fund.  
21 Payments from ~~said~~ the school workers' compensation reserve fund may  
22 be made to agents for the school district who have contracted to service  
23 and administer all or a portion of the school district's workers'  
24 compensation program.

25 If the school district, area vocational-technical school or community  
26 junior college ~~shall determine~~ *determines* on an actuarial basis that money  
27 which has been credited to such fund, or any part thereof, is no longer  
28 needed for the purposes for which it was established, the school district,  
29 area vocational-technical school or community junior college may transfer  
30 such amount not needed to the funds or accounts from which the money  
31 was received. Any money so transferred shall be budgeted in accordance  
32 with the provisions of K.S.A. 79-2925 to 79-2937, inclusive, and ~~acts~~  
33 ~~amendatory thereof or supplemental thereto~~ *et seq., and amendments*  
34 *thereto, or the school district budget law.*

35 Sec. 15. On and after January 1, 2015, K.S.A. 2012 Supp. 72-8415a  
36 is hereby amended to read as follows: 72-8415a. (a) If the board of  
37 education of any school district elects to act as a self-insurer for the  
38 provision of health care services, disability income benefits or a group life  
39 insurance benefit as authorized by K.S.A. 72-8414, and amendments  
40 thereto, the board shall make payments for claims, judgments and  
41 expenses for health care services, disability income benefits or group life  
42 insurance benefits, whichever is applicable from the special reserve fund  
43 of the school district.

1 The board of education may enter into a trust agreement with any  
2 corporate entity having the powers of a trust company within the state of  
3 Kansas, and may transfer from time to time amounts held in the special  
4 reserve fund to the custody of the trustee for safeguarding and investment.  
5 Any such trust agreement may grant the trustee the power to exercise such  
6 fiscal management and administrative control as may be necessary for the  
7 lawful and efficient management of any such amounts transferred to the  
8 custody of the trustee.

9 (b) If the board of trustees of any community college elects to act as a  
10 self-insurer for the provision of health care services, disability income  
11 benefits or a group life insurance benefit as authorized by K.S.A. 72-8414,  
12 and amendments thereto, the board shall create a separate health care  
13 services reserve fund or disability income benefits reserve fund, or a  
14 separate group life insurance benefit reserve fund, or all three, in the  
15 budget of the community college which shall be reserve funds for the  
16 payments of claims, judgments and expenses for health care services or  
17 disability income benefits or group life insurance benefits, whichever is  
18 applicable. Any balance remaining in any such reserve fund at the end of  
19 the fiscal year shall be carried forward into that reserve fund for  
20 succeeding fiscal years. No such fund shall be subject to the provisions of  
21 K.S.A. ~~79-2925 through 79-2937~~ *et seq.*, and amendments thereto, *or the*  
22 *school district budget law*. In preparing the budget of such community  
23 college, the amounts credited to and the amount on hand in any such  
24 reserve fund, and the amount expended therefrom shall be included in the  
25 annual budget for the information of the residents. Interest earned on the  
26 investment of moneys in any such fund shall be credited to that fund.

27 The board of trustees, may enter into a trust agreement with any  
28 corporate entity having the powers of a trust company within the state of  
29 Kansas, and may transfer from time to time amounts held in the health  
30 care services reserve fund or the disability income benefits reserve fund, or  
31 the group life insurance benefit reserve fund, or all three, to the custody of  
32 the trustee for safeguarding and investment. Any such trust agreement may  
33 grant the trustee the power to exercise such fiscal management and  
34 administrative control as may be necessary for the lawful and efficient  
35 management of any such amounts transferred to the custody of the trustee.

36 Sec. 16. On and after January 1, 2015, K.S.A. 2012 Supp. 75-37,125  
37 is hereby amended to read as follows: 75-37,125. (a) As used in this act:

38 (1) "Federal entity" means the government of the United States of  
39 America or any bureau, department, instrumentality or other agency of the  
40 federal government.

41 (2) "Political subdivision" shall have the meaning ascribed thereto in  
42 subsection (o) of K.S.A. 74-8902, and amendments thereto.

43 (3) "State agency" means any office, department, board, commission,

1 bureau, division, public corporation, agency or instrumentality of this  
2 state.

3 (4) "Energy conservation measure" means an energy study, audit,  
4 improvement or equipment which is designed to provide energy and  
5 operational cost savings at least equivalent to the amount expended by a  
6 participating political subdivision or state agency for such energy study,  
7 audit, improvement or equipment over a period of not more than 30 years  
8 after the date such improvement or equipment is installed or becomes  
9 operational, as the case may be.

10 (b) Subject to the provisions of subsection (c), a political subdivision  
11 or state agency, which include the board of regents and a regent's  
12 institution and a community or technical college, may enter into a contract  
13 or lease-purchase agreement for an energy conservation measure which  
14 meets the criteria of this section. In addition to any other authority  
15 provided by law a political subdivision or state agency may solicit  
16 proposals to contract for an energy conservation measure by advertising  
17 for proposals and qualifications in a newspaper of general circulation or  
18 the Kansas register, and by sending requests for proposals to at least three  
19 vendors and negotiating a lease-purchase agreement with one or more  
20 vendors submitting a proposal thereto. Negotiations entered into pursuant  
21 to this section with individual vendors shall not be subject to the  
22 provisions of the open meetings act. After an agreement has been  
23 executed, the agreement and all proposals from vendors shall be open  
24 records available for public inspection in accordance with the open records  
25 act. A state agency may utilize the procedures prescribed in K.S.A. 75-  
26 37,102, and amendments thereto, by the procurement negotiating  
27 committee to negotiate and contract for energy conservation measures.  
28 Each state agency shall provide copies of plans of the proposed energy  
29 conservation measure to the state corporation commission for review. No  
30 state agency may enter into a contract for an energy conservation measure  
31 unless such measure has been approved by the state corporation  
32 commission. Plans submitted under this section shall be retained and  
33 maintained by the state corporation commission.

34 (c) Before executing any contract or finance, pledge, loan or lease-  
35 purchase agreement under this section, the energy conservation contractor  
36 shall provide the political subdivision or state agency with plans for the  
37 proposed energy conservation measures prepared by an engineer licensed  
38 to practice in Kansas. The energy conservation contractor shall also  
39 provide a report of the calculations showing the estimated energy and  
40 operational cost savings that would result from the proposed energy  
41 conservation measures. Notwithstanding any provision contained in  
42 K.S.A. 71-201 and 72-8225, and amendments thereto, or other provisions  
43 of law, the board of education of any school district and the board of any

1 community college or technical college may enter into a contract or  
2 finance, pledge, loan or lease-purchase agreement for an energy  
3 conservation measure for a period exceeding 10 years. Political  
4 subdivisions and state agencies may include a provision in the contract  
5 with an entity providing the energy conservation measure requiring such  
6 entity to guarantee that the actual amount of savings of energy and  
7 operational costs attributable to the energy conservation measure be not  
8 less than the cost of the energy conservation measure over the time  
9 specified including financing costs.

10 (d) Within the limits of appropriations available therefor, the state  
11 corporation commission is authorized to provide grants for engineering  
12 studies and energy conservation measures for political subdivisions and  
13 state agencies.

14 (e) The state corporation commission, or its designee, may provide  
15 administrative support and resources available under the facility  
16 conservation improvement program under this section or K.S.A. 75-37,111  
17 et seq., and amendments thereto, as requested by school districts, private  
18 and public colleges in Kansas, political subdivisions, state agencies or  
19 federal entities for purposes of this section. The state corporation  
20 commission, or its designee, may fix, charge and collect reasonable fees  
21 for any administrative support and resources or other services provided by  
22 the state corporation commission, or its designee, under this subsection.

23 (f) The provisions of the cash basis law ~~and~~, K.S.A. 79-2925 *et seq.*,  
24 and amendments thereto, *and the school district budget law*, shall not  
25 apply to any contract or lease-purchase agreement entered into pursuant to  
26 this section.

27 Sec. 17. On and after January 1, 2015, K.S.A. 75-4322 is hereby  
28 amended to read as follows: 75-4322. As used in this act:

29 (a) "Public employee" means any person employed by any public  
30 agency, except those persons classed as supervisory employees,  
31 professional employees of school districts, as defined by subsection (c) of  
32 K.S.A. 72-5413, *and amendments thereto*, elected and management  
33 officials, and confidential employees.

34 (b) "Supervisory employee" means any individual who normally  
35 performs different work from ~~his subordinates~~ *employees subordinate to*  
36 *such person*, having authority, in the interest of the employer, to hire,  
37 transfer, suspend, lay off, recall, promote, discharge, assign, reward, or  
38 discipline other employees, or responsibly to direct them, or to adjust their  
39 grievances, or effectively to recommend a preponderance of such actions,  
40 if in connection with the foregoing the exercise of such authority is not of  
41 a merely routine or clerical nature, but requires the use of independent  
42 judgment. A memorandum of agreement may provide for a definition of  
43 "supervisory employees" as an alternative to the definition herein.

1 (c) "Confidential employee" means any employee whose unrestricted  
2 access to confidential personnel files or other information concerning the  
3 administrative operations of a public agency, or whose functional  
4 responsibilities or knowledge in connection with the issues involved in the  
5 meet and confer process would make ~~his~~ membership in the same  
6 employee organization as other employees incompatible with ~~his~~ *such*  
7 *employee's* official duties.

8 (d) "Professional employee" includes any employee: (1) Whose work  
9 ~~is~~ predominantly *is* intellectual and varied in character as opposed to  
10 routine mental, manual, mechanical, or physical work; involves the  
11 consistent exercise of discretion and judgment; requires knowledge of an  
12 advanced type in a field of science or learning customarily acquired by  
13 prolonged study in an institution of higher learning; or (2) who has  
14 completed courses of prolonged study as described in paragraph (1) of this  
15 subsection, and is performing related work under the supervision of a  
16 professional person in order to qualify as a professional employee as  
17 defined in paragraph (1) of this subsection; or (3) attorneys-at-law or any  
18 other person who is registered as a qualified professional by a board of  
19 registration or other public body established for such purposes under the  
20 laws of this state.

21 (e) "Elected and management officials" means any elective official  
22 and any appointed officer charged by law with major administrative and  
23 management responsibilities.

24 (f) "Public agency" or "public employer" means every governmental  
25 subdivision, including any county, township, city, school district, special  
26 district, board, commission; or instrumentality or other similar unit whose  
27 governing body exercises similar governmental powers; and the state of  
28 Kansas and its state agencies.

29 (g) "Governing body" means the legislative body, policy board or  
30 other authority of the public employer possessing legislative or  
31 policymaking responsibilities pursuant to the constitution or laws of this  
32 state.

33 (h) "Representative of the public agency" means the chief executive  
34 officer of the public employer or ~~his or her~~ *such person's* designee, except  
35 when the governing body provides otherwise, and except in the case of the  
36 state of Kansas and its state agencies. Such chief executive shall be for  
37 counties, the ~~chairman~~ *chairperson* of the board of county commissioners;  
38 for cities, the mayor, city manager or city superintendent; for school  
39 districts, the president of the board of education; and for other local units,  
40 such similar elected or appointed officer. In the case of the state of Kansas  
41 and its state agencies, "representative of the public employer" means a  
42 team of persons, the head of which shall be a person designated by the  
43 secretary of administration and the heads of the state agency or state

1 agencies involved or one person designated by each such state agency  
2 head.

3 (i) "Employee organization" means any organization which includes  
4 employees of a public agency and which has as one of its primary  
5 purposes representing such employees in dealings with that public agency  
6 over conditions of employment and grievances.

7 (j) "Recognized employee organization" means an employee  
8 organization which has been formally acknowledged by the public agency  
9 or certified as representing a majority of the employees of an appropriate  
10 unit.

11 (k) "Business agent" means any authorized person who is a full-time  
12 official of an employee organization and whose principal duties are to act  
13 or to attempt to act for an employee organization: (1) In proceedings to  
14 meet and confer and other proceedings involving a memorandum of  
15 agreement; (2) in servicing existing memorandums of agreement; or (3)  
16 in organizing employees into employee organizations.

17 (l) "Board" means the public employee relations board established  
18 pursuant to this act.

19 (m) "Meet and confer in good faith" is the process whereby the  
20 representative of a public agency and representatives of recognized  
21 employee organizations have the mutual obligation personally to meet and  
22 confer in order to exchange freely information, opinions and proposals to  
23 endeavor to reach agreement on conditions of employment.

24 (n) "Memorandum of agreement" means a written memorandum of  
25 understanding arrived at by the representatives of the public agency and a  
26 recognized employee organization which may be presented to the  
27 governing body of a public employer or its statutory representative and to  
28 the membership of such organization for appropriate action.

29 (o) "Mediation" means effort by an impartial third party to assist in  
30 reconciling a dispute regarding conditions of employment between  
31 representatives of the public agency and recognized employee  
32 organizations through interpretation and advice.

33 (p) "Fact-finding" means investigation of such a dispute by an  
34 individual, panel; or board with the fact-finder submitting a report to the  
35 parties describing the issues involved;. The report shall contain  
36 recommendations for settlement and may be made public.

37 (q) "Arbitration" means interpretation of the terms of an existing or a  
38 new memorandum of agreement or investigation of disputes by an  
39 impartial third party whose decision may or may not be final and binding.  
40 Arbitration is advisory when the results are not binding upon the parties;  
41 ~~it~~ *Arbitration* is final and binding when both parties, of their own volition,  
42 agree to submit a dispute to, and to abide by the decision of, the impartial  
43 third party.

1 (r) "Strike" means an action taken for the purpose of coercing a  
2 change in the conditions, rights, privileges or obligations of employment  
3 through the failure by concerted action with others to report for duty or to  
4 work at usual capability in the performance of the normal duties of  
5 employment.

6 (s) "Lockout" means action taken by the public employer to provoke  
7 interruptions of or prevent the continuity of work normally and usually  
8 performed by the employees for the purpose of coercing the employees  
9 into relinquishing rights guaranteed by this act.

10 (t) "Conditions of employment" means salaries, wages, hours of  
11 work, vacation allowances, sick and injury leave, number of holidays,  
12 retirement benefits, insurance benefits, prepaid legal service benefits,  
13 wearing apparel, premium pay for overtime, shift differential pay, jury  
14 duty and grievance procedures, ~~but~~. Nothing in this act shall authorize the  
15 adjustment or change of such matters which have been fixed by statute or  
16 by the constitution of this state.

17 (u) "Grievance" means a statement of dissatisfaction by a public  
18 employee, supervisory employee, employee organization or public  
19 employer concerning interpretation of a memorandum of agreement or  
20 traditional work practice.

21 (v) "Budget submission date" means: (1) For any public employers  
22 subject to the *general budget law*—~~in~~, K.S.A. 79-2925 et seq., *and*  
23 *amendments thereto, or the school district budget law*, the date of July 1;  
24 and (2) for any other public employer the date fixed by law. "Budget  
25 submission date" means, in the case of the state and its state agencies, the  
26 date of September 15.

27 (w) "Legislature" means the legislature of the state of Kansas.

28 (x) "State agency" means the same as is ascribed thereto in K.S.A.  
29 75-3701, *and amendments thereto*.

30 Sec. 18. On and after January 1, 2015, K.S.A. 2012 Supp. 75-4330 is  
31 hereby amended to read as follows: 75-4330. (a) The scope of a  
32 memorandum of agreement may extend to all matters relating to  
33 conditions of employment, except proposals relating to: (1) Any subject  
34 preempted by federal or state law or by a municipal ordinance passed  
35 under the provisions of section 5 of article 12 of the Kansas constitution;  
36 (2) public employee rights defined in K.S.A. 75-4324, and amendments  
37 thereto; (3) public employer rights defined in K.S.A. 75-4326, and  
38 amendments thereto; or (4) the authority and power of any civil service  
39 commission, personnel board, personnel agency or its agents established  
40 by statute, ordinance or special act to conduct and grade merit  
41 examinations and to rate candidates in the order of their relative  
42 excellence, from which appointments or promotions may be made to  
43 positions in the competitive division of the classified service of the public

1 employer served by such civil service commission or personnel board. Any  
2 memorandum of agreement relating to conditions of employment entered  
3 into may be executed for a maximum period of three years,  
4 notwithstanding the provisions of the cash-basis law contained in K.S.A.  
5 10-1102 et seq., and amendments thereto, ~~and the budget law contained in~~  
6 *provisions of K.S.A. 79-2925 et seq., and amendments thereto, and the*  
7 *school district budget law.*

8 (b) Such memorandum agreement may contain a grievance procedure  
9 and may provide for the impartial arbitration of any disputes that arise on  
10 the interpretation of the memorandum agreement. Such arbitration shall be  
11 advisory or final and binding, as determined by the agreement, and may  
12 provide for the use of a fact-finding board. The public employee relations  
13 board is authorized to establish rules for procedure of arbitration in the  
14 event the agreement has not established such rules. In the absence of  
15 arbitrary and capricious rulings by the fact-finding board during  
16 arbitration, the decision of that board shall be final. Judicial review shall  
17 be in accordance with the Kansas judicial review act.

18 (c) Notwithstanding the other provisions of this section and the act of  
19 which this section is a part, when a memorandum of agreement applies to  
20 the state or to any state agency, the memorandum of agreement shall not be  
21 effective as to any matter requiring passage of legislation or state finance  
22 council approval, until approved as provided in this subsection. When  
23 executed, each memorandum of agreement shall be submitted to the state  
24 finance council. Any part or parts of a memorandum of agreement which  
25 relate to a matter which can be implemented by amendment of rules and  
26 regulations of the secretary of administration or by amendment of the pay  
27 plan and pay schedules of the state may be approved or rejected by the  
28 state finance council, and if approved, shall thereupon be implemented by  
29 it to become effective at such time or times as it specifies. Any part or  
30 parts of a memorandum of agreement which require passage of legislation  
31 for the implementation thereof shall be submitted to the legislature at its  
32 next regular session, and if approved by the legislature shall become  
33 effective on a date specified by the legislature.

34 Sec. 19. On and after January 1, 2015, K.S.A. 2012 Supp. 75-4332 is  
35 hereby amended to read as follows: 75-4332. (a) Public employers may  
36 include in memoranda of agreement concluded with recognized employee  
37 organizations a provision setting forth the procedures to be invoked in the  
38 event of disputes which reach an impasse in the course of meet and confer  
39 proceedings. Such memorandum shall define conditions under which an  
40 impasse exists, and if the employer is bound by the ~~budget law set forth in~~  
41 *provisions of K.S.A. 79-2925 et seq., and amendments thereto, or the*  
42 *school district budget law*, the memorandum shall provide that an impasse  
43 is deemed to exist if the parties fail to achieve agreement at least 14 days

1 prior to budget submission date.

2 (b) In the absence of such memorandum of procedures, or upon the  
3 failure of such procedures resulting in an impasse, either party may request  
4 the assistance of the public employee relations board, or the board may  
5 render such assistance on its own motion. In either event, if the board  
6 determines an impasse exists in meet and confer proceedings between a  
7 public employer and a recognized employee organization, the board shall  
8 aid the parties in effecting a voluntary resolution of the dispute, and  
9 request the appointment of a mediator or mediators, representative of the  
10 public, from a list of qualified persons maintained by the secretary of  
11 labor, and such appointment of a mediator or mediators shall be made  
12 forthwith by the secretary.

13 (c) All verbal or written information transmitted between any party to  
14 a dispute and a mediator conducting the proceeding, or the staff of an  
15 approved program under K.S.A. 5-501 et seq., and amendments thereto,  
16 shall be confidential communications. No admission, representation or  
17 statement made in the proceeding shall be admissible as evidence or  
18 subject to discovery. A mediator shall not be subject to process requiring  
19 the disclosure of any matter discussed during the proceedings unless all the  
20 parties consent to a waiver. Any party, including the neutral person or staff  
21 of an approved program conducting the proceeding, participating in the  
22 proceeding has a privilege in any action to refuse to disclose, and to  
23 prevent a witness from disclosing, any communication made in the course  
24 of the proceeding. The privilege may be claimed by the party or anyone  
25 the party authorizes to claim the privilege.

26 (d) The confidentiality and privilege requirements of this section shall  
27 not apply to:

28 (1) Information that is reasonably necessary to establish a defense for  
29 the mediator or staff of an approved program conducting the proceeding in  
30 the case of an action against the mediator or staff of an approved program  
31 that is filed by a party to the mediation;

32 (2) any information that the mediator is required to report under  
33 K.S.A. 2012 Supp. 38-2223, and amendments thereto;

34 (3) any information that is reasonably necessary to stop the  
35 commission of an ongoing crime or fraud or to prevent the commission of  
36 a crime or fraud in the future for which there was an expressed intent to  
37 commit such crime or fraud; or

38 (4) any information that the mediator is required to report or  
39 communicate under the specific provisions of any statute or in order to  
40 comply with orders of the court.

41 (e) If the impasse persists seven days after the mediators have been  
42 appointed, the board shall request the appointment of a fact-finding board  
43 of not more than three members, each representative of the public, from a

1 list of qualified persons maintained by the secretary of labor. The fact-  
2 finding board shall conduct a hearing, may administer oaths, and may  
3 request the board to issue subpoenas. It shall make written findings of facts  
4 and recommendations for resolution of the dispute and, not later than 21  
5 days from the day of appointment, shall serve such findings on the public  
6 employer and the recognized employee organization. The board may make  
7 this report public seven days after it is submitted to the parties. If the  
8 dispute continues 14 days after the report is submitted to the parties, the  
9 report shall be made public.

10 (f) If the parties have not resolved the impasse by the end of a 40-day  
11 period, commencing with the appointment of the fact-finding board, or by  
12 a date not later than 14 days prior to the budget submission date,  
13 whichever date occurs first: (1) The representative of the public employer  
14 involved shall submit to the governing body of the public employer  
15 involved a copy of the findings of fact and recommendations of the fact-  
16 finding board, together with the representative's recommendations for  
17 settling the dispute; (2) the employee organization may submit to such  
18 governing body its recommendations for settling the dispute; (3) the  
19 governing body or a duly authorized committee thereof shall forthwith  
20 conduct a hearing at which the parties shall be required to explain their  
21 positions; and (4) thereafter, the governing body shall take such action as it  
22 deems to be in the public interest, including the interest of the public  
23 employees involved. The provisions of this subsection shall not be  
24 applicable to the state and its agencies and employees.

25 (g) The cost for the mediation and fact-finding services provided by  
26 the secretary of labor upon request of the board shall be borne by the  
27 secretary of labor. All other costs, including that of a neutral arbitrator,  
28 shall be borne equally by the parties to a dispute.

29 Sec. 20. On and after January 1, 2015, K.S.A. 2012 Supp. 75-6110 is  
30 hereby amended to read as follows: 75-6110. (a) Except as provided for  
31 school districts, payments by municipalities for the cost of providing for  
32 its defense and the defense of employees pursuant to this act and for the  
33 payment of claims and other direct and indirect costs resulting from the  
34 implementation of this act may be paid from the general or other existing  
35 fund of such municipality or from a special liability expense fund  
36 established for such purpose pursuant to subsection (b). School districts  
37 shall make such payments from the special liability expense fund of the  
38 school district.

39 (b) Whenever the governing body of any municipality ~~shall determine~~  
40 *determines* that it is advisable to establish a special fund for the payment  
41 of such costs and to establish a reserve therefor, in lieu of paying the same  
42 out of the general or other existing fund of the municipality, such  
43 governing body may create and establish a special liability expense fund

1 for the payment of such costs and may place therein any moneys received  
2 by the municipality from any source whatsoever which may be lawfully  
3 utilized for such purpose including the proceeds of tax levies hereinafter  
4 authorized and provided. Such fund shall not be subject to the provisions  
5 of K.S.A. 79-2925 through 79-2937 *et seq.*, and amendments thereto, or  
6 the school district budget law. In making the budget of such municipality,  
7 the amounts credited to and the amount on hand in such special fund, and  
8 the amount expended therefrom, shall be included in the annual budget for  
9 the information of the residents of such municipality.

10 (c) Whenever the governing body of any municipality which is  
11 authorized by law to levy taxes upon property has established a special  
12 liability expense fund under the provisions of this section and determines  
13 that moneys from other sources will be insufficient to pay such costs, the  
14 governing body may levy an annual tax upon all taxable tangible property  
15 within the municipality in an amount determined by the governing body to  
16 be necessary for such purpose and in the case of cities and counties, to pay  
17 a portion of the principal and interest on bonds issued by cities under the  
18 authority of K.S.A. 12-1774, and amendments thereto, for the financing of  
19 redevelopment projects upon property located in such city or county.

20 Sec. 21. On and after January 1, 2015, K.S.A. 79-1808 is hereby  
21 amended to read as follows: 79-1808. Whenever any taxing subdivision or  
22 municipality of the state of Kansas is the owner of real estate against  
23 which special assessments are levied by any other taxing subdivision or  
24 municipality to pay for public improvements benefiting such real estate,  
25 the governing body or officer authorized to levy taxes for the taxing  
26 subdivision or municipality owning such real estate shall have authority to  
27 *may* make such levies as may be necessary to provide funds to pay such  
28 special assessments against its property, and interest thereon, and, in the  
29 case of cities and counties, to pay a portion of the principal and interest on  
30 bonds issued under the authority of K.S.A. 12-1774, and amendments  
31 thereto, by cities located in the county and the proceeds thereof shall be  
32 placed in a special assessment fund. ~~Said~~ Such tax levy shall be separate  
33 and in addition to all other levies authorized or limited by law and shall  
34 not be subject to the aggregate tax levy limitation prescribed by article 19  
35 of chapter 79 of the Kansas Statutes Annotated, or acts amendatory thereof  
36 or supplemental and amendments thereto.

37 Such special assessment fund shall not be subject to the provisions of  
38 K.S.A. 79-2925 to 79-2936, inclusive, or acts amendatory thereof or  
39 supplemental thereto, except that in making *et seq.*, and amendments  
40 thereto, or the school district budget law. In preparing the budgets of such  
41 taxing subdivisions or municipalities the amounts credited to and the  
42 amount on hand in, such special assessment fund and the amount  
43 expended therefrom shall be shown thereon for the information of the

1 taxpayers of such taxing subdivisions or municipalities.

2 Sec. 22. On and after January 1, 2015, K.S.A. 79-2925 is hereby  
3 amended to read as follows: 79-2925. (a) ~~This act~~ K.S.A. 79-2925 through  
4 79-2937, and amendments thereto, shall be known and may be cited as the  
5 general budget law.

6 (b) Except as provided by this section and the school district budget  
7 law, the general budget law shall apply to all taxing subdivisions or  
8 municipalities of the state, ~~except:~~

9 (c) The general budget law shall not apply to:

10 (1) Townships in counties having the county road unit system which  
11 have an annual expenditure of less than ~~two hundred dollars~~ \$200;

12 (2) any money received by such taxing subdivision or municipality as  
13 a gift or bequest;

14 (3) any revolving fund ~~set up~~ established for the operation of a  
15 municipal airport. Any city, board of park commissioners; or other agency  
16 designated and authorized to operate a municipal airport ~~is hereby~~  
17 ~~authorized to set up~~ may establish a revolving fund for use as an operating  
18 fund, either out of the budget or out of the receipts from the operation of  
19 such airport, in an amount as may be reasonable and necessary as an  
20 operating fund for the efficient and business-like operation of such airport.  
21 The financial transactions of ~~said~~ the airport shall be audited in accordance  
22 with the minimum standard audit program prescribed by the director of  
23 accounts and reports as other municipal funds. Profits arising from the  
24 operation of the airport after the payment of all necessary operating  
25 expenses and the establishment of the revolving fund shall be applied to  
26 reduce the tax levy for the budgeted fund under which the operation of  
27 such airport is financed;

28 (4) any special recreation facilities reserve ~~set up~~ established by the  
29 board of park commissioners in any city for the repair, replacement, or  
30 addition to the recreation facilities of such city. The financial transactions  
31 of ~~said~~ the recreation facilities shall be audited in accordance with the  
32 minimum standard audit program prescribed by the director of accounts  
33 and reports as other municipal funds. Profits arising from the coliseum  
34 events fund and the coliseum concessions, after the payment of all  
35 necessary expenses, and the establishment and maintenance of such  
36 special recreation facilities reserve shall be applied to reduce the tax levy  
37 for the budget fund under which the operation of such recreation facilities  
38 is financed; and

39 (5) any special recreation facilities fund ~~set up~~ established by the  
40 board of county commissioners for the operation of a county coliseum.  
41 The financial transactions of the special recreation facilities fund shall be  
42 audited in accordance with the minimum standard audit program  
43 prescribed by the director of accounts and reports as other municipal

1 funds. Moneys derived from the operation of a county coliseum and  
2 deposited in the special recreation facilities fund shall be applied to reduce  
3 the tax levy for the budget fund under which the operation of such county  
4 coliseum is financed.

5 ~~(b) Whenever the term "fund" is used in this act it is intended to have  
6 reference to those funds which are~~

7 *(d) As used in K.S.A. 79-2925 et seq., and amendments thereto:*

8 *(1) "Fund" means any fund authorized by statute to be established.*  
9 "Fund" is not intended to mean the individual budgeted items of a fund,  
10 but is intended to have reference to the total of such individual items.; *and*

11 ~~(e) Whenever the term "director" is used in this act it shall mean the  
12 state director of property valuation.~~

13 *(2) "director" means the director of accounts and reports.*

14 Sec. 23. On and after January 1, 2015, K.S.A. 2012 Supp. 79-2926 is  
15 hereby amended to read as follows: 79-2926. (a) Subject to the provisions  
16 of subsection (b), the director of accounts and reports shall prepare and  
17 prescribe forms for the annual budgets of all taxing subdivisions or  
18 municipalities of the state. Such forms shall show the information required  
19 by this act necessary and proper to disclose complete information as to the  
20 financial condition of such taxing subdivision or municipality, and the  
21 receipts and expenditures thereof, both past and anticipated.

22 (b) (1) From and after July 1, 2004 and based upon recommendations  
23 by the state department of education, the director shall prepare and  
24 prescribe forms for the annual budget and a summary of the proposed  
25 budget of school districts. The state department of education shall make  
26 such recommendations after considering the best practices and standards  
27 established by the government finance officers association and the  
28 association of school business officials.

29 (2) (A) The school district budget form shall include a separate table  
30 outlining the aggregate amount of expenditures for salaries and wages for  
31 the following categories:

- 32 (i) Certified and noncertified administrators;  
33 (ii) persons employed full-time as teachers;  
34 (iii) other certified employees who are not employed full-time as  
35 teachers;  
36 (iv) classified employees;  
37 (v) other positions designated by the state department of education;  
38 and

39 (vi) substitutes and other temporary employees.

40 (B) The school district budget form shall show the number of full-  
41 time employee positions specified in paragraph (A) of this subsection and  
42 the average salaries or wages for such positions.

43 (C) The school district budget form shall show any other information

1 recommended by the state department of education.

2 (3) The summary of the proposed budget form shall include:

3 (A) An overview of the proposed budget of the school district and the  
4 budgetary process;

5 (B) a summary of the changes in the proposed budget from the  
6 previous budget year;

7 (C) a summary of the estimated expenditures to be made and  
8 revenues to be received in the ensuing budget year and the sources of such  
9 revenue;

10 (D) the internet website address for school building report cards  
11 compiled by the state department of education; and

12 (E) any other information specified by the state department of  
13 education.

14 (4) Nothing in this subsection (b) shall be construed as limiting the  
15 authority of school districts to develop and provide material or information  
16 in addition to that required by the state department of education.

17 (5) The state department of education shall provide technical advice  
18 and assistance to school districts to insure compliance with the provisions  
19 of this section.

20 (c) All such budget and tax levy forms shall be printed by the division  
21 of printing in such quantity as required by the director. ~~The director shall~~  
22 ~~deliver the forms for school districts to the clerk of the board of education~~  
23 ~~of each school district. The forms for all other taxing subdivisions or~~  
24 ~~municipalities of the state shall be delivered by the director to the county~~  
25 ~~clerk of each county, who shall deliver the same to the presiding officer of~~  
26 ~~the governing body of the respective taxing subdivisions or municipalities~~  
27 ~~within the county.~~

28 (d) Beginning in 2009, all such forms required by this section, shall  
29 be in an electronic format to facilitate filing such forms electronically.

30 Sec. 24. On and after January 1, 2015, K.S.A. 2012 Supp. 79-2927 is  
31 hereby amended to read as follows: 79-2927. (a) The governing body of  
32 each taxing subdivision or municipality shall meet not later than the first  
33 day of August of each year, and shall prepare in writing on forms furnished  
34 by the director of accounts and reports a budget itemized and classified by  
35 funds and showing amounts to be raised by taxation and from other  
36 sources for the ensuing budget year. The budget shall show in parallel  
37 columns all amounts and items to be expended for the ensuing budget year  
38 and the amounts appropriated for corresponding or other items during the  
39 current budget year and amounts expended for corresponding or other  
40 items during the preceding budget year. The budget for each fund shall not  
41 include any item for sundry or miscellaneous purposes in excess of 10% of  
42 the total. Except for ~~school districts~~, municipal universities and community  
43 colleges, the budget for each fund may include a non-appropriated balance

1 of not to exceed 5% of the total of each fund.

2 (b) The budget shall show in parallel columns the amount of revenue  
3 actually received from taxation and from other sources, with the amount  
4 from each source separately stated for the preceding budget year and the  
5 amount actually received and estimated to be received from taxation and  
6 from sources other than direct taxation with the amount for each source  
7 separately stated for the current budget year and also the amount estimated  
8 to be received during the ensuing budget year, with the amount estimated  
9 to be received from each source separately stated. Except as provided by  
10 K.S.A. 2012 Supp. 79-2927a, and amendments thereto, the budget of  
11 expenditures for each fund shall balance with the budget of revenues for  
12 such fund and that portion of the budget of revenues to be derived from ad  
13 valorem property taxation shall not exceed the amount of tax which can be  
14 raised by any fund limit or aggregate limit placed upon such fund.

15 Sec. 25. On and after January 1, 2015, K.S.A. 12-1765, 44-505e, 72-  
16 8204a, 75-4322, 79-1808 and 79-2925 and K.S.A. 2012 Supp. 12-2615,  
17 72-8415a, 75-37,125, 75-4330, 75-4332, 75-6110, 79-2926 and 79-2927  
18 are hereby repealed.

19 Sec. 26. This act shall take effect and be in force from and after its  
20 publication in the statute book.