

House Substitute for SENATE BILL No. 218

By Committee on Appropriations

4-4

1 AN ACT concerning education; relating to the financing and instruction
2 thereof; making and concerning appropriations for the fiscal years
3 ending June 30, 2014, and June 30, 2015, for certain agencies;
4 authorizing the state board of regents to sell and convey or exchange
5 certain real estate with the Emporia state university foundation;
6 amending K.S.A. 72-5333b, 72-6416 and 72-8809 and K.S.A. 2013
7 Supp. 72-1127, 72-1925, 72-6407, 72-6410, 72-6415b, 72-6417, 72-
8 6431, 72-6433, 72-6433d, 72-6441, 72-8254 and 72-8814 and repealing
9 the existing sections; also repealing K.S.A. 2013 Supp. 72-6454.

10
11 *Be it enacted by the Legislature of the State of Kansas:*

12 Section 1.

DIVISION OF POST AUDIT

13
14 (a) During fiscal year 2015, in addition to the other purposes for
15 which expenditures may be made by the above agency from the operations
16 (including legislative post audit committee) account for fiscal year 2015 as
17 authorized by section 84(a) of chapter 136 of the 2013 Session Laws of
18 Kansas, this act or other appropriation act of the 2014 regular session of
19 the legislature, expenditures shall be made by the above agency from the
20 operations (including legislative post audit committee) account for fiscal
21 year 2015 to conduct a performance audit of the costs associated with
22 operating virtual schools in Kansas: *Provided*, That such audit report shall
23 be submitted to the legislative post audit committee on or before February
24 1, 2015.

25 Sec. 2.

DEPARTMENT OF ADMINISTRATION

26
27 (a) On the effective date of this act or as soon thereafter as moneys
28 are available, the director of accounts and reports shall transfer
29 \$24,000,000 from the FICA reimbursements medical residents fund of the
30 department of administration to the state general fund.

31 Sec. 3.

KANSAS DEPARTMENT FOR AGING
AND DISABILITY SERVICES

32
33
34 (a) On the effective date of this act, or as soon thereafter as moneys
35 are available, notwithstanding the provisions of K.S.A. 79-4805, and
36 amendments thereto, or any other statute, the director of accounts and

1 reports shall transfer \$2,500,000 from the problem gambling and
2 addictions grant fund of the Kansas department for aging and disability
3 services to the state general fund.

4 Sec. 4.

5 KANSAS DEPARTMENT FOR
6 CHILDREN AND FAMILIES

7 (a) On the effective date of this act, or as soon thereafter as moneys
8 are available, of the \$6,000,000 appropriated for the above agency for the
9 fiscal year ending June 30, 2014, by section 139(c) of chapter 136 of the
10 2013 Session Laws of Kansas from the children's initiatives fund in the
11 Kansas reads to succeed account, the sum of \$1,000,000 is hereby lapsed.

12 (b) On the effective date of this act, or as soon thereafter as moneys
13 are available, the director of accounts and reports shall transfer \$1,000,000
14 from the children's initiatives fund to the state general fund.

15 (c) On the effective date of this act, or as soon thereafter as moneys
16 are available, the director of accounts and reports shall transfer \$1,750,000
17 from the maintenance obligation fund of the Kansas department for
18 children and families to the state general fund.

19 Sec. 5.

20 KANSAS DEPARTMENT FOR
21 CHILDREN AND FAMILIES

22 (a) On July 1, 2014, or as soon thereafter as moneys are available, the
23 director of accounts and reports shall transfer \$1,500,000 from the
24 maintenance obligation fund of the Kansas department for children and
25 families to the state general fund.

26 (b) On July 1, 2014, or as soon thereafter as moneys are available, of
27 the \$20,158,937 appropriated for the above agency for the fiscal year
28 ending June 30, 2015, by section 140(a) of chapter 136 of the 2013
29 Session Laws of Kansas from the state general fund in the cash assistance
30 account, the sum of \$4,700,000 is hereby lapsed.

31 Sec. 6.

32 DEPARTMENT OF EDUCATION

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

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

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

42 State assessment fund.....	\$1,100,000
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43 (c) On the effective date of this act, of the \$328,245,211 appropriated

1 for the above agency for the fiscal year ending June 30, 2014, by section
 2 143(a) of chapter 136 of the 2013 Session Laws of Kansas from the state
 3 general fund in the KPERS – employer contributions account, the sum of
 4 \$7,447,869 is hereby lapsed.

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

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

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

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

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

33 Sec. 7.

34 DEPARTMENT OF EDUCATION

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

37 Operating expenditures (including official hospitality).....	\$82,500
38 <i>Provided</i> , That the above agency shall make expenditures from the	
39 operating expenditures (including official hospitality) account during the	
40 fiscal year 2015, in the amount not less than \$82,500 for the KIDS data	
41 system of the department of education.	
42 Special education services aid.....	\$578,363
43 Governor's teaching excellence scholarships and awards.....	\$327,500

1 General state aid.....\$11,721,794
2 Supplemental general state aid.....~~\$109,065,000~~**{\$112,265,000}**

3 (b) There is appropriated for the above agency from the following
4 special revenue fund or funds for the fiscal year ending June 30, 2015, all
5 moneys now or hereafter lawfully credited to and available in such fund or
6 funds, except that expenditures other than refunds authorized by law and
7 transfers to other state agencies shall not exceed the following:

8 State assessment fund.....\$1,100,000

9 (c) On July 1, 2014, of the \$363,284,462 appropriated for the above
10 agency for the fiscal year ending June 30, 2015, by section 144(a) of
11 chapter 136 of the 2013 Session Laws of Kansas from the state general
12 fund in the KPERS – employer contributions account, the sum of
13 \$4,582,820 is hereby lapsed.

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

18 (e) On March 30, 2015, or as soon thereafter as moneys are available,
19 notwithstanding the provisions of K.S.A. 8-267 or 8-272, and amendments
20 thereto, or any other statute, the director of accounts and reports shall
21 transfer \$550,000 from the state safety fund of the department of education
22 to the state assessment fund of the department of education.

23 (f) On June 30, 2015, or as soon thereafter as moneys are available,
24 notwithstanding the provisions of K.S.A. 8-267 or 8-272, and amendments
25 thereto, or any other statute, the director of accounts and reports shall
26 transfer \$550,000 from the state safety fund of the department of education
27 to the state assessment fund of the department of education.

28 (g) The director of accounts and reports shall not make the transfer of
29 \$550,000 from the state safety fund of the department of education to the
30 state general fund which was directed to be made on March 30, 2015, by
31 section 144(e) of chapter 136 of the 2013 Session Laws of Kansas, and, on
32 the effective date of this act, the provisions of section 144(e) of chapter
33 136 of the 2013 Session Laws of Kansas are hereby declared to be null and
34 void and shall have no force and effect.

35 (h) The director of accounts and reports shall not make the transfer of
36 \$550,000 from the state safety fund of the department of education to the
37 state general fund which was directed to be made on June 30, 2015, by
38 section 144(f) of chapter 136 of the 2013 Session Laws of Kansas, and, on
39 the effective date of this act, the provisions of section 144(f) of chapter
40 136 of the 2013 Session Laws of Kansas are hereby declared to be null and
41 void and shall have no force and effect.

42 (i) On July 1, 2014, any unencumbered balance in the school district
43 juvenile detention facilities and Flint Hills job corps center grants account

1 in excess of \$100 as of June 30, 2014, is hereby reappropriated to the
2 operating expenditures (including official hospitality) account of the above
3 agency for fiscal year 2015: *Provided, however*, That expenditures from
4 such reappropriated balance shall be expended to assist in funding the
5 KIDS data system of the department of education: *Provided further*, That
6 on July 1, 2014, the provisions of section 144(a) of chapter 136 of the
7 2013 Session Laws of Kansas, reappropriating any unencumbered balance
8 in the school district juvenile detention facilities and Flint Hills job corps
9 center grants account in excess of \$100 as of June 30, 2014, for fiscal year
10 2015 is hereby declared to be null and void and shall have no force and
11 effect.

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

17 Sec. 8.

18 FORT HAYS STATE UNIVERSITY

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

21 Operating expenditures (including official hospitality).....\$708,060

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

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

9 Sec. 9.

10 KANSAS STATE UNIVERSITY

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

13 Operating expenditures (including official hospitality).....\$474,916

14 Sec. 10.

15 KANSAS STATE UNIVERSITY

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

18 Operating expenditures (including official hospitality).....\$1,065,180

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

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

23 (c) In addition to the other purposes for which expenditures may be
 24 made by Kansas 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 Kansas 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 to expand the
 33 chilled water plant: *Provided*, That such capital improvement project is
 34 hereby approved for Kansas state university for the purpose of subsection
 35 (b) of K.S.A. 74-8405, and amendments thereto, and the authorization of
 36 the issuance of bonds by the Kansas development finance authority in
 37 accordance with that statute: *Provided further*; That Kansas state university
 38 may make expenditures from the moneys received from the issuance of
 39 any such bonds for such capital improvement project: *Provided, however*;
 40 That expenditures from the moneys received from the issuance of any such
 41 bonds for such capital improvement project shall not exceed \$56,000,000,
 42 plus all amounts required for costs of bonds issuance, costs of interest on
 43 the bonds issued for such capital improvement project during the

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

10 Sec. 11.

11 KANSAS STATE UNIVERSITY – EXTENSION SYSTEMS
 12 AND AGRICULTURE RESEARCH PROGRAMS

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 Cooperative extension service (including official hospitality).....\$270,101
 16 Agricultural experiment stations (including official hospitality)....\$480,180

17 Sec. 12.

18 KANSAS STATE UNIVERSITY – EXTENSION SYSTEMS
 19 AND AGRICULTURE RESEARCH PROGRAMS

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 Cooperative extension service (including official hospitality).....\$491,177
 23 Agricultural experiment stations (including official hospitality)....\$873,205

24 Sec. 13.

25 KANSAS STATE UNIVERSITY
 26 VETERINARY MEDICAL CENTER

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

32 Sec. 14.

33 EMPORIA STATE UNIVERSITY

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

36 Operating expenditures (including official hospitality).....\$386,076

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

42 (c) In addition to the other purposes for which expenditures may be
 43 made by Emporia state university from the reading recovery program

1 account for fiscal year 2014 as authorized by section 161(a) of chapter 136
2 of the 2013 Session Laws of Kansas, expenditures may be made by the
3 above agency from the reading recovery program account for fiscal year
4 2014 for official hospitality.

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

11 Sec. 15.

12 EMPORIA STATE UNIVERSITY

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

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

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

21 (c) In addition to the other purposes for which expenditures may be
22 made by Emporia state university from the reading recovery program
23 account for fiscal year 2015 as authorized by section 162(a) of chapter 136
24 of the 2013 Session Laws of Kansas, expenditures may be made by the
25 above agency from the reading recovery program account for fiscal year
26 2015 for official hospitality.

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

33 Sec. 16.

34 PITTSBURG STATE UNIVERSITY

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

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

38 Sec. 17.

39 UNIVERSITY OF KANSAS

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

42 Operating expenditures (including official hospitality).....\$38,967

43 Sec. 18.

1 UNIVERSITY OF KANSAS

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

4 Operating expenditures (including official hospitality).....\$2,085,768

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

35 Sec. 19.

36 UNIVERSITY OF KANSAS MEDICAL CENTER

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

39 Operating expenditures (including official hospitality).....\$865,340

40 Sec. 20.

41 UNIVERSITY OF KANSAS MEDICAL CENTER

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

1 Operating expenditures (including official hospitality).....\$2,328,224
 2 Rural health bridging.....\$70,000
 3 *Provided*, That expenditures from the rural health bridging account shall
 4 not be used to supplant or replace funds already budgeted for the rural
 5 health bridging program of the university of Kansas medical center.
 6 Midwest stem cell therapy center.....\$9,000

7 (b) In addition to the other purposes for which expenditures may be
 8 made by the university of Kansas medical center from the moneys
 9 appropriated from the state general fund or from any special revenue fund
 10 or funds for fiscal year 2015 authorized by chapter 136 of the 2013
 11 Session Laws of Kansas, this act or other appropriation act of the 2014
 12 regular session of the legislature, and in addition to the bonding authority
 13 issued pursuant to section 240(d) of the 2013 Session Laws of Kansas,
 14 expenditures shall be made by the university of Kansas medical center
 15 from moneys appropriated from the state general fund or from any special
 16 revenue fund or funds for fiscal year 2015 to provide for the issuance of
 17 bonds by the Kansas development finance authority in accordance with
 18 K.S.A. 74-8905, and amendments thereto, for a capital improvement
 19 project construction of the health education building part two at the
 20 university of Kansas medical center: *Provided*, That such capital
 21 improvement project is hereby approved for the university of Kansas
 22 medical center for the purposes of subsection (b) of K.S.A. 74-8905, and
 23 amendments thereto, and the authorization of the issuance of bonds by the
 24 Kansas development finance authority in accordance with that statute:
 25 *Provided further*, That the university of Kansas medical center may make
 26 expenditures from the moneys received from the issuance of any such
 27 bonds for such capital improvement project: *Provided, however*, That
 28 expenditures from the moneys received from the issuance of any such
 29 bonds for such capital improvement project shall not exceed \$25,000,000,
 30 plus all amounts required for costs of bond issuance, costs of interest on
 31 the bonds issued for such capital improvement project during the
 32 construction of such project, credit enhancement costs and any required
 33 reserves for payment of principal and interest on the bonds: *And provided*
 34 *further*, That all moneys received from the issuance of any such bonds
 35 shall be deposited and accounted for as prescribed by applicable bond
 36 covenants: *And provided further*, That debt service for any such bonds for
 37 such capital improvement projects shall be financed by appropriations
 38 from the state general fund or any appropriate special revenue fund or
 39 funds: *And provided further*, That the university of Kansas medical center
 40 may make provisions for the maintenance of the buildings.

41 Sec. 21.

42 WICHITA STATE UNIVERSITY

43 (a) There is appropriated for the above agency from the state general

1 fund for the fiscal year ending June 30, 2014, the following:

2 Operating expenditures (including official hospitality).....\$140,634
 3 Sec. 22.

4 WICHITA STATE UNIVERSITY

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

7 Operating expenditures (including official hospitality).....\$14,755

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

11 Technology transfer facility.....\$2,000,000
 12 Sec. 23.

13 STATE BOARD OF REGENTS

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

16 Tuition for technical education.....\$9,250,000

17 Municipal university operating grant.....\$169,698

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

23 Temporary assistance for needy families federal fund.....No limit

24 Workforce data quality initiative.....No limit

25 Sec. 24.

26 STATE BOARD OF REGENTS

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

29 Tuition for technical education.....\$9,750,000

30 *Provided*, That, notwithstanding the provisions of any other statute, in
 31 addition to the other purposes for which expenditures may be made by the
 32 above agency from the tuition for technical education account of the state
 33 general fund for fiscal year 2015, expenditures shall be made by the above
 34 agency from the tuition for technical education account of the state general
 35 fund for fiscal year 2015 for the payment of technical education tuition for
 36 adult students who are enrolled in technical education classes while
 37 obtaining a GED using the Accelerating Opportunity program: *Provided*
 38 *further*, That, such expenditures shall be in an amount not less than
 39 \$500,000.

40 Postsecondary tiered technical education state aid.....\$900,752

41 Non-tiered course credit hour grant.....\$1,194,020

42 Municipal university operating grant.....\$169,698

43 (b) There is appropriated for the above agency from the following

1 special revenue fund or funds for the fiscal year ending June 30, 2015, all
2 moneys now or hereafter lawfully credited to and available in such fund or
3 funds, except that expenditures other than refunds authorized by law shall
4 not exceed the following:

- 5 Temporary assistance for needy families federal fund.....No limit
- 6 Workforce data quality initiative.....No limit

7 Sec. 25.

8

STATE FIRE MARSHAL

9 (a) On July 1, 2014, or as soon thereafter as moneys are available, the
10 director of accounts and reports shall transfer \$2,500,000 from the fire
11 marshal fee fund of the state fire marshal to the state general fund.

12 Sec. 26.

13

KANSAS HIGHWAY PATROL

14 (a) On July 1, 2014, or as soon thereafter as moneys are available, the
15 director of accounts and reports shall transfer \$1,000,000 from the vehicle
16 identification number fee fund of the Kansas highway patrol to the state
17 general fund.

18 Sec. 27.

19

DEPARTMENT OF TRANSPORTATION

20 (a) On the effective date of this act, or as soon thereafter as moneys
21 are available, notwithstanding the provisions of K.S.A. 68-416, and
22 amendments thereto, or any other statute, the director of accounts and
23 reports shall transfer \$3,500,000 from the municipal university forensic
24 laboratory fund of the department of transportation to the state general
25 fund.

26 New Sec. 28. Article 6 of the constitution of the state of Kansas states
27 that the legislature shall provide for intellectual, educational, vocational
28 and scientific improvement by establishing and maintaining public
29 schools; provide for a state board of education having general supervision
30 of public schools, educational institutions and the educational interests of
31 the state, except those delegated by law to the state board of regents; and
32 make suitable provision for finance of the educational interests of the state.
33 It is the purpose and intention of the legislature to provide a financing
34 system for the education of kindergarten and grades one through 12 which
35 provides students with the capacities set forth in K.S.A. 2013 Supp. 72-
36 1127, and amendments thereto. Such financing system shall be sufficiently
37 flexible for the legislature to consider and utilize financing methods from
38 all available resources in order to satisfy the constitutional requirements
39 under article 6. Such financing methods shall include, but are not limited
40 to, the following:

- 41 (a) Federal funding to unified school districts or public schools,
42 including any grants or federal assistance;
- 43 (b) subject to appropriations by the legislature, appropriations of state

1 moneys for the improvement of public education, including, but not
2 limited to, the following:

3 (1) Financing to unified school districts through the school district
4 finance and quality performance act pursuant to K.S.A. 72-6405 et seq.,
5 and amendments thereto;

6 (2) financing to unified school districts through any provisions which
7 provide state aid, such as capital improvements state aid, capital outlay
8 state aid and any other state aid paid, distributed or allocated to school
9 districts on the basis of the assessed valuation of school districts;

10 (3) employer contributions to the Kansas public employees retirement
11 system for public schools;

12 (4) appropriations to the Kansas children's cabinet for programs
13 serving students enrolled in unified school districts in meeting the goal
14 specified in K.S.A. 2013 Supp. 72-1127, and amendments thereto;

15 (5) appropriations to any programs which provide early learning to
16 four-year-old children with the purpose of preparing them for success in
17 public schools;

18 (6) appropriations to any programs, such as communities in schools,
19 which provide individualized support to students enrolled in unified school
20 districts in meeting the goal specified in K.S.A. 2013 Supp. 72-1127, and
21 amendments thereto;

22 (7) transportation financing, including any transfers from the state
23 general fund and state highway fund to the state department of education
24 to provide technical education transportation, special education
25 transportation or school bus safety;

26 (8) financing to other facilities providing public education to students,
27 such as the Kansas state school for the blind, the Kansas state school for
28 the deaf, school district juvenile detention facilities and the Flint Hills job
29 corps center;

30 (9) appropriations relating to the Kansas academy of mathematics and
31 science;

32 (10) appropriations relating to teaching excellence, such as
33 scholarships, awards, training or in-service workshops;

34 (11) appropriations to the state board of regents to provide technical
35 education incentives to unified school districts and tuition costs to
36 postsecondary institutions which provide career technical education to
37 secondary students; and

38 (12) appropriations to any postsecondary educational institution
39 which provides postsecondary education to a secondary student without
40 charging tuition to such student;

41 (c) any provision which authorizes the levying of local taxes for the
42 purpose of financing public schools; and

43 (d) any transfer of funds or appropriations from one object or fund to

1 another approved by the legislature for the purpose of financing public
2 schools.

3 New Sec. 29. (a) There is hereby established the K-12 student
4 performance and efficiency commission. The commission shall study and
5 make recommendations to the legislature regarding opportunities to make
6 more efficient use of taxpayer money. The commission shall particularly
7 study and review the following areas:

8 (1) Opportunities for school districts to be operated in a cost-effective
9 manner;

10 (2) variances in per-pupil and administrative expenditures among
11 school districts with comparable enrollment, demographics and outcomes
12 on statewide assessments;

13 (3) opportunities for implementation of any recommendations made
14 by any efficiency task forces established by the governor prior to July 1,
15 2014;

16 (4) administrative functions that may be shared between school
17 districts; and

18 (5) expenditures that are not directly or sufficiently related to the goal
19 of providing each and every child with the capacities set forth in K.S.A.
20 2013 Supp. 72-1127, and amendments thereto.

21 (b) The K-12 student performance and efficiency commission shall
22 be composed of nine voting members as follows:

23 (1) (A) Six at-large members appointed as follows: Two shall be
24 appointed by the president of the senate, one shall be appointed by the
25 minority leader of the senate, two shall be appointed by the speaker of the
26 house of representatives and one shall be appointed by the minority leader
27 of the house of representatives; and

28 (B) three at-large members appointed by the governor.

29 (2) The commissioner of education, the director of the budget, the
30 revisor of statutes, the legislative post auditor and the director of
31 legislative research shall be nonvoting, ex-officio members of the
32 commission.

33 (c) The speaker of the house of representatives shall designate the
34 member to convene and organize the first meeting of the commission at
35 which the commission shall elect a chairperson from among its voting
36 members. Any vacancy in the membership of the commission shall be
37 filled by appointment in the manner prescribed by this section for the
38 original appointment.

39 (d) A majority of all voting members shall constitute a quorum. All
40 actions of the commission shall be taken by a majority of all voting
41 members of the commission.

42 (e) Members of the commission shall receive expenses, mileage and
43 subsistence allowances as provided in subsection (e) of K.S.A. 75-3223,

1 and amendments thereto.

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

5 (g) The commission shall submit a report to the legislature before
6 January 9, 2015, with any findings and recommendations which the
7 commission deems necessary, including the recommendation of any
8 legislation. To carry out the recommendations of the commission, if
9 necessary, one bill shall be introduced in the senate and one bill shall be
10 introduced in the house of representatives, which such bills shall contain
11 the exact same provisions, during the 2015 legislative session.

12 (h) The provisions of this section shall expire on January 12, 2015.

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

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

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

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

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

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

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

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

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

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

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

1 (c) An applicant shall only be authorized to teach in the subject or
2 subjects specified on the face of the license.

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

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

8 New Sec. 31. Each school district shall provide written notice to each
9 teacher employed by such district of protections afforded teachers under
10 the Kansas tort claims act pursuant to K.S.A. 75-6101 et seq., and
11 amendments thereto. Such notice shall include information about the
12 Kansas tort claims act, a teacher's coverage as an employee of the district
13 under the Kansas tort claims act, the amount of liability coverage provided
14 for claims which could give rise to an action under the Kansas tort claims
15 act against a teacher and the procedure in which to request a defense under
16 the Kansas tort claims act pursuant to K.S.A. 75-6108, and amendments
17 thereto.

18 Sec. 32. K.S.A. 2013 Supp. 72-1127 is hereby amended to read as
19 follows: 72-1127. (a) In addition to subjects or areas of instruction
20 required by K.S.A. 72-1101, 72-1103, 72-1117, 72-1126 and 72-7535, and
21 amendments thereto, every accredited school in the state of Kansas shall
22 teach the subjects and areas of instruction adopted by the state board of
23 education ~~as of January 1, 2005.~~

24 (b) Every accredited high school in the state of Kansas also shall
25 teach the subjects and areas of instruction necessary to meet the graduation
26 requirements adopted by the state board of education ~~as of January 1,~~
27 ~~2005.~~

28 (c) Subjects and areas of instruction shall be designed by the state
29 board of education to achieve the ~~following goals~~ *goal* established by the
30 legislature ~~to allow for the~~ *of providing each and every child with at least*
31 *the following capacities:*

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

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

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

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

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

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

4 ~~(7) needs of students requiring special education services.~~

5 (1) *Sufficient oral and written communication skills to enable*
6 *students to function in a complex and rapidly changing civilization;*

7 (2) *sufficient knowledge of economic, social, and political systems to*
8 *enable the student to make informed choices;*

9 (3) *sufficient understanding of governmental processes to enable the*
10 *student to understand the issues that affect his or her community, state,*
11 *and nation;*

12 (4) *sufficient self-knowledge and knowledge of his or her mental and*
13 *physical wellness;*

14 (5) *sufficient grounding in the arts to enable each student to*
15 *appreciate his or her cultural and historical heritage;*

16 (6) *sufficient training or preparation for advanced training in either*
17 *academic or vocational fields so as to enable each child to choose and*
18 *pursue life work intelligently; and*

19 (7) *sufficient levels of academic or vocational skills to enable public*
20 *school students to compete favorably with their counterparts in*
21 *surrounding states, in academics or in the job market.*

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

27 New Sec. 33. (a) The state board of regents is hereby authorized for
28 and on behalf of Emporia state university, to sell and convey, or exchange
29 with the Emporia state university foundation for property of equal or
30 greater value, all of the rights, title and interest in the following tract of
31 real estate and any improvements thereon, located in the city of Emporia in
32 Lyon county, Kansas, commonly known as Emporia State University
33 Apartments at 1201 Triplett Drive, Emporia, Kansas 66801, and described
34 as follows: Even lots 2 through 34 and all of now vacated alleys lying
35 adjacent to said lots, lying south of the south right of way line of Interstate
36 35, all in Kellogg's addition to the City of Emporia, Lyon County, Kansas,
37 according to the recorded plat thereof.

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

1 (b) Conveyance of such rights, title and interest in such tract of real
2 estate, and any improvements thereon, shall be executed in the name of the
3 state board of regents by its chairperson and chief executive officer. If a
4 sale is made, not an exchange, the proceeds from sale of such tract of real
5 estate, and any improvements thereon, shall be deposited in the state
6 treasury to the credit of an appropriate account of the restricted fees fund
7 of Emporia state university. The deed for such conveyance may be by
8 warranty deed or by quitclaim deed as determined to be in the best
9 interests of the state by the state board of regents in consultation with the
10 attorney general.

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

16 (d) No exchange and conveyance of real estate and improvements
17 thereon as authorized by this section shall be made by the state board of
18 regents until the deeds and conveyances have been reviewed and approved
19 by the attorney general and, if warranty deeds are to be the instruments of
20 conveyance, title reviews have been performed or title insurance has been
21 obtained and the title opinion or the certificates of title insurance, as the
22 case may be, have been approved by the attorney general.

23 (e) The conveyance authorized by this section shall not be subject to
24 the provisions of K.S.A. 75-3043a or K.S.A. 2012 Supp. 75-6609, and
25 amendments thereto.

26 Sec. 34. K.S.A. 2013 Supp. 72-1925 is hereby amended to read as
27 follows: 72-1925. (a) Until such time as two or more public innovative
28 districts have been granted authority to operate as public innovative
29 districts pursuant to K.S.A. 2013 Supp. 72-1923, and amendments thereto,
30 any board of education of a school district desiring to operate as a public
31 innovative district shall submit a request for approval to operate as a
32 public innovative district to the governor, the chairperson of the senate
33 committee on education and the chairperson of the house of
34 representatives committee on education and have such request approved
35 by a majority of the three persons prior to submitting an application to the
36 state board under K.S.A. 2013 Supp. 72-1923, and amendments thereto.
37 The request for approval shall include such information as is required to be
38 included on an application for authority to operate as a public innovative
39 district under K.S.A. 2013 Supp. 72-1923, and amendments thereto.

40 (b) Upon the approval of the first two public innovative districts, the
41 board of education of a school district desiring to operate as a public
42 innovative district shall submit a request for approval to operate as a
43 public innovative district to the coalition board and have such request

1 approved by the coalition board prior to submitting any application to the
2 state board under K.S.A. 2013 Supp. 72-1923, and amendments thereto.
3 The coalition board, in its sole discretion, shall approve or deny the
4 request. As part of its review of such request, the coalition board may
5 make recommendations to the requesting school district to modify the
6 request, and may consider any such modifications prior to making a final
7 decision.

8 (c) The request for approval required by subsection (b) shall include
9 such information as is required to be included on an application for
10 authority to operate as a public innovative district under K.S.A. 2013
11 Supp. 72-1923, and amendments thereto. Copies of the request for
12 approval shall be submitted to each public innovative district that is a
13 member of the coalition. Within 30 days after receipt of the request for
14 approval by the last member to receive such request, the coalition board
15 shall meet to approve or deny the request. Notification of the approval or
16 denial of a request shall be sent to the board of education of the requesting
17 school district within 10 days after such decision. If the request is denied,
18 the notification shall specify the reasons therefor. Within 30 days from the
19 date a notification of denial is sent, the board of education of the
20 requesting school district may submit a request to the coalition board for
21 reconsideration of the request for approval and may submit an amended
22 request for approval with the request for reconsideration. The coalition
23 board shall act on the request for reconsideration within 30 days of receipt
24 of such request.

25 (d) (1) *Except as provided by paragraph (2) of this subsection, no*
26 *more than 10% of the school districts in the state shall operate as public*
27 *innovative districts at any one time. Any request for approval submitted at*
28 *such time shall be denied by the coalition board.*

29 (2) *An amount in excess of 10% but not to exceed 20% of school*
30 *districts in the state may operate as public innovative districts if such*
31 *school district operates a school within its district which is deemed to be*
32 *either a title I focus school or a title I priority school as described by the*
33 *state board under the elementary and secondary education act flexibility*
34 *waiver, as amended in January of 2013. Any request for approval under*
35 *this paragraph shall be reviewed by the coalition board for approval.*

36 Sec. 35. On and after July 1, 2014, K.S.A. 72-5333b is hereby
37 amended to read as follows: 72-5333b. (a) The unified school district
38 maintaining and operating a school on the Fort Leavenworth military
39 reservation, being unified school district No. 207 of Leavenworth county,
40 state of Kansas, shall have a governing body, which shall be known as the
41 "Fort Leavenworth school district board of education" and which shall
42 consist of three members who shall be appointed by, and serve at the
43 pleasure of the commanding general of Fort Leavenworth. One member of

1 the board shall be the president and one member shall be the vice-
2 president. The commanding general, when making any appointment to the
3 board, shall designate which of the offices the member so appointed shall
4 hold. Except as otherwise expressly provided in this section, the district
5 board and the officers thereof shall have and may exercise all the powers,
6 duties, authority and jurisdiction imposed or conferred by law on unified
7 school districts and boards of education thereof, except such school district
8 shall not offer or operate any of grades 10 through 12.

9 (b) The board of education of the school district shall not have the
10 power to issue bonds.

11 (c) Except as otherwise expressly provided in this subsection, the
12 provisions of the school district finance and quality performance act apply
13 to the school district. As applied to the school district, the terms ~~local~~
14 ~~effort~~ *school financing sources* and federal impact aid shall not include any
15 moneys received by the school district under subsection (3)(d)(2)(b) of
16 public law 81-874. Any such moneys received by the school district shall
17 be deposited in the general fund of the school district or, at the discretion
18 of the board of education, in the capital outlay fund of the school district.

19 Sec. 36. On and after July 1, 2014, K.S.A. 2013 Supp. 72-6407 is
20 hereby amended to read as follows: 72-6407. (a) (1) "Pupil" means any
21 person who is regularly enrolled in a district and attending kindergarten or
22 any of the grades one through 12 maintained by the district or who is
23 regularly enrolled in a district and attending kindergarten or any of the
24 grades one through 12 in another district in accordance with an agreement
25 entered into under authority of K.S.A. 72-8233, and amendments thereto,
26 or who is regularly enrolled in a district and attending special education
27 services provided for preschool-aged exceptional children by the district.

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

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

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

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

43 (c) (1) "At-risk pupils" means pupils who are eligible for free meals

1 under the national school lunch act and who are enrolled in a district which
2 maintains an approved at-risk pupil assistance plan.

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

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

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

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

41 (3) the number of pupils as determined under K.S.A. 72-6447 or
42 K.S.A. 2013 Supp. 72-6448, and amendments thereto.

43 (f) "Adjusted enrollment" means: (1) Enrollment adjusted by adding

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

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

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

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

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

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

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

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

42 (n) "Juvenile detention facility" has the meaning ascribed thereto by
43 72-8187, and amendments thereto.

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

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

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

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

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

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

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

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

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

42 Sec. 37. On and after July 1, 2014, K.S.A. 2013 Supp. 72-6410 is
43 hereby amended to read as follows: 72-6410. (a) "State financial aid"

1 means an amount equal to the product obtained by multiplying base state
2 aid per pupil by the adjusted enrollment of a district.

3 (b) (1) *Subject to the other provisions of this subsection, "base state*
4 *aid per pupil" means an amount of state financial aid per pupil. Subject to*
5 *the other provisions of this subsection, the amount of base state aid per*
6 *pupil is \$4,433 in school year 2008-2009 and \$4,492 in school year 2009-*
7 *2010 and each school year thereafter appropriated by the legislature in a*
8 *fiscal year for the designated year. The amount of base state aid per pupil*
9 *for school year 2014-2015, and each school year thereafter, shall be at*
10 *least \$3,838.*

11 (2) The amount of base state aid per pupil is subject to reduction
12 commensurate with any reduction under K.S.A. 75-6704, and amendments
13 thereto, in the amount of the appropriation from the state general fund for
14 general state aid. If the amount of appropriations for general state aid is
15 insufficient to pay in full the amount each district is entitled to receive for
16 any school year, the amount of base state aid per pupil for such school year
17 is subject to reduction commensurate with the amount of the insufficiency.

18 (c) ~~"Local effort"~~ *"School financing sources"* means the sum of the
19 *following amounts:*

20 (1) An amount equal to the proceeds from the ~~tax levied under~~
21 ~~authority of K.S.A. 72-6431, and amendments thereto, and state public~~ *school financing*
22 *levy;*

23 (2) an amount equal to any unexpended and unencumbered balance
24 remaining in the general fund of the district, except amounts received by
25 the district and authorized to be expended for the purposes specified in
26 K.S.A. 72-6430, and amendments thereto, ~~and;~~

27 (3) an amount equal to any unexpended and unencumbered balances
28 remaining in the program weighted funds of the district, except any
29 amount in the vocational education fund of the district if the district is
30 operating an area vocational school, ~~and;~~

31 (4) an amount equal to any remaining proceeds from taxes levied
32 under authority of K.S.A. 72-7056 and 72-7072, and amendments thereto,
33 prior to the repeal of such statutory sections, ~~and;~~

34 (5) an amount equal to the amount deposited in the general fund in
35 the current school year from amounts received in such year by the district
36 under the provisions of subsection (a) of K.S.A. 72-1046a, and
37 amendments thereto, ~~and;~~

38 (6) an amount equal to the amount deposited in the general fund in
39 the current school year from amounts received in such year by the district
40 pursuant to contracts made and entered into under authority of K.S.A. 72-
41 6757, and amendments thereto, ~~and;~~

42 (7) an amount equal to the amount credited to the general fund in the
43 current school year from amounts distributed in such year to the district

1 under the provisions of articles 17 and 34 of chapter 12 of *the Kansas*
2 *Statutes Annotated* and under the provisions of articles 42 and 51 of
3 chapter 79 of *the Kansas Statutes Annotated*, and *amendments thereto*;

4 (8) an amount equal to the amount of payments received by the
5 district under the provisions of K.S.A. 72-979, and amendments thereto;
6 ~~and~~;

7 (9) an amount equal to the amount of a grant, if any, received by the
8 district under the provisions of K.S.A. 72-983, and amendments thereto;;
9 and

10 (10) an amount equal to 70% of the federal impact aid of the district.

11 (d) "Federal impact aid" means an amount equal to the federally
12 qualified percentage of the amount of moneys a district receives in the
13 current school year under the provisions of title I of public law 874 and
14 congressional appropriations therefor, excluding amounts received for
15 assistance in cases of major disaster and amounts received under the low-
16 rent housing program. The amount of federal impact aid defined herein as
17 an amount equal to the federally qualified percentage of the amount of
18 moneys provided for the district under title I of public law 874 shall be
19 determined by the state board in accordance with terms and conditions
20 imposed under the provisions of the public law and rules and regulations
21 thereunder.

22 (e) "*State public school financing levy*" means the tax levied under
23 the authority of K.S.A. 72-6431, and amendments thereto.

24 Sec. 38. On and after July 1, 2014, K.S.A. 2013 Supp. 72-6415b is
25 hereby amended to read as follows: 72-6415b. School facilities weighting
26 may be assigned to enrollment of a district only if: (a) The district has
27 adopted a local option budget in an amount equal to at least 25% of the
28 amount of the state financial aid determined for the district in the current
29 school year; and (b) *the contractual bond obligations incurred by the*
30 *district was approved by the electors of the district at an election held on*
31 *or before July 1, 2014*. School facilities weighting may be assigned to
32 enrollment of the district only in the school year in which operation of a
33 new school facility is commenced and in the next succeeding school year.

34 Sec. 39. On and after July 1, 2014, K.S.A. 72-6416 is hereby
35 amended to read as follows: 72-6416. (a) In each school year, the state
36 board shall determine entitlement of each district to general state aid for
37 the school year as provided in this section.

38 (b) The state board shall determine the amount of the district's ~~local~~
39 ~~effort~~ *school financing sources* for the school year. If the amount of the
40 district's ~~local effort~~ *school financing sources* is greater than the amount of
41 state financial aid determined for the district for the school year, the
42 district shall not be entitled to general state aid. If the amount of the
43 district's ~~local effort~~ *school financing sources* is less than the amount of

1 state financial aid determined for the district for the school year, the state
2 board shall subtract the amount of the district's ~~local effort~~ *school*
3 *financing sources* from the amount of state financial aid. The remainder is
4 the amount of general state aid the district is entitled to receive for the
5 current school year.

6 (c) The provisions of this section shall take effect and be in force
7 from and after July 1, 1992.

8 Sec. 40. On and after July 1, 2014, K.S.A. 2013 Supp. 72-6417 is
9 hereby amended to read as follows: 72-6417. (a) The distribution of
10 general state aid under this act shall be made in accordance with
11 appropriation acts each year as provided in this section.

12 (b) (1) In the months of July through May of each school year, the
13 state board shall determine the amount of general state aid which will be
14 required by each district to maintain operations in each such month. In
15 making such determination, the state board shall take into consideration
16 the district's access to ~~local effort~~ *school financing* sources and the
17 obligations of the general fund which must be satisfied during the month.
18 The amount determined by the state board under this provision is the
19 amount of general state aid which will be distributed to the district in the
20 months of July through May;

21 (2) in the month of June of each school year, subject to the provisions
22 of subsection (d), payment shall be made of the full amount of the general
23 state aid entitlement determined for the school year, less the sum of the
24 monthly payments made in the months of July through May.

25 (c) The state board of education shall prescribe the dates upon which
26 the distribution of payments of general state aid to school districts shall be
27 due. Payments of general state aid shall be distributed to districts once
28 each month on the dates prescribed by the state board. The state board
29 shall certify to the director of accounts and reports the amount due as
30 general state aid to each district in each of the months of July through
31 June. Such certification, and the amount of general state aid payable from
32 the state general fund, shall be approved by the director of the budget. The
33 director of accounts and reports shall draw warrants on the state treasurer
34 payable to the district treasurer of each district entitled to payment of
35 general state aid, pursuant to vouchers approved by the state board. Upon
36 receipt of such warrant, each district treasurer shall deposit the amount of
37 general state aid in the general fund, except that, an amount equal to the
38 amount of federal impact aid not included in the ~~local effort~~ *school*
39 *financing sources* of a district may be disposed of as provided in
40 subsection (a) of K.S.A. 72-6427, and amendments thereto.

41 (d) If any amount of general state aid that is due to be paid during the
42 month of June of a school year pursuant to the other provisions of this
43 section is not paid on or before June 30 of such school year, then such

1 payment shall be paid on or after the ensuing July 1, as soon as moneys are
2 available therefor. Any payment of general state aid that is due to be paid
3 during the month of June of a school year and that is paid to school
4 districts on or after the ensuing July 1 shall be recorded and accounted for
5 by school districts as a receipt for the school year ending on the preceding
6 June 30.

7 Sec. 41. On and after July 1, 2014, K.S.A. 2013 Supp. 72-6431 is
8 hereby amended to read as follows: 72-6431. (a) The board of each district
9 shall levy an ad valorem tax upon the taxable tangible property of the
10 district in the school years specified in subsection (b) for the purpose of:

11 (1) Financing that portion of the district's general fund budget which
12 is not financed from any other source provided by law;

13 (2) paying a portion of the costs of operating and maintaining public
14 schools in partial fulfillment of the constitutional obligation of the
15 legislature to finance the educational interests of the state; and

16 (3) with respect to any redevelopment district established prior to July
17 1, 1997, pursuant to K.S.A. 12-1771, and amendments thereto, paying a
18 portion of the principal and interest on bonds issued by cities under
19 authority of K.S.A. 12-1774, and amendments thereto, for the financing of
20 redevelopment projects upon property located within the district.

21 (b) The tax required under subsection (a) shall be levied at a rate of
22 20 mills in the school year 2013-2014 and school year 2014-2015.

23 (c) The proceeds from the tax levied by a district under authority of
24 this section, except the proceeds of such tax levied for the purpose of
25 paying a portion of the principal and interest on bonds issued by cities
26 under authority of K.S.A. 12-1774, and amendments thereto, for the
27 financing of redevelopment projects upon property located within the
28 district, shall be deposited in the general fund of the district.

29 (d) On June 6 of each year, the amount, if any, by which a district's
30 ~~local effort~~ *school financing sources* exceeds the amount of the district's
31 state financial aid, as determined by the state board, shall be remitted to
32 the state treasurer. Upon receipt of any such remittance, the state treasurer
33 shall deposit the same in the state treasury to the credit of the state school
34 district finance fund.

35 (e) No district shall proceed under K.S.A. 79-1964, 79-1964a or 79-
36 1964b, and amendments thereto.

37 Sec. 42. K.S.A. 2013 Supp. 72-6433 is hereby amended to read as
38 follows: 72-6433. (a) As used in this section:

39 (1) "State prescribed percentage" means ~~31%~~ 33% of state financial
40 aid of the district in the current school year.

41 (2) "Authorized to adopt a local option budget" means that a district
42 has adopted a resolution ~~under this section, has published the same, and~~
43 ~~either the resolution was not protested or it was protested and an election~~

1 ~~was held by which the adoption of a local option budget was approved~~
 2 ~~pursuant to subsection (c), (d) or (e).~~

3 (3) "State financial aid" shall have the meaning provided in K.S.A.
 4 72-6410, and amendments thereto, except that the term shall not include
 5 virtual school state aid, as described in K.S.A. 72-3715, and amendments
 6 thereto.

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

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

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

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

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

19 (2) the state-wide average for the preceding school year as
 20 determined by the state board pursuant to subsection ~~(j)~~ (k).

21 Except as provided by subsection (e), the adoption of a resolution
 22 pursuant to this subsection shall require a majority vote of the members of
 23 the board. Such resolution shall be effective upon adoption and shall
 24 require no other procedure, authorization or approval.

25 (d) *Except as provided by subsection (e)*, if the board of a district
 26 desires to increase its local option budget authority above the amount
 27 authorized under subsection (c) or if the board was not authorized to adopt
 28 a local option budget in 2006-2007, the board may adopt, by resolution,
 29 such budget in an amount not to exceed the state prescribed percentage.
 30 The adoption of a resolution pursuant to this subsection shall require a
 31 majority vote of the members of the board. The resolution shall be
 32 published at least once in a newspaper having general circulation in the
 33 district. The resolution shall be published in substantial compliance with
 34 the following form:

35
 36 Unified School District No. _____,
 37 _____ County, Kansas.

38 RESOLUTION

39 Be It Resolved that:

40 The board of education of the above-named school district shall be
 41 authorized to adopt a local option budget in each school year in an amount
 42 not to exceed _____% of the amount of state financial aid. The local option
 43 budget authorized by this resolution may be adopted, unless a petition in

1 opposition to the same, signed by not less than 5% of the qualified electors
 2 of the school district, is filed with the county election officer of the home
 3 county of the school district within 30 days after publication of this
 4 resolution. If a petition is filed, the county election officer shall submit the
 5 question of whether adoption of the local option budget shall be authorized
 6 to the electors of the school district at an election called for the purpose or
 7 at the next general election, as is specified by the board of education of the
 8 school district.

9 CERTIFICATE

10 This is to certify that the above resolution was duly adopted by the
 11 board of education of unified School District
 12 No. _____, _____ County, Kansas, on the _____ day of
 13 _____, _____.

14 _____
 15 Clerk of the board of education.

16 All of the blanks in the resolution shall be filled as is appropriate. If a
 17 sufficient petition is not filed, the board may adopt a local option budget.
 18 If a sufficient petition is filed, the board may notify the county election
 19 officer of the date of an election to be held to submit the question of
 20 whether adoption of a local option budget shall be authorized. Any such
 21 election shall be noticed, called and held in the manner provided by K.S.A.
 22 10-120, and amendments thereto. If the board fails to notify the county
 23 election officer within 30 days after a sufficient petition is filed, the
 24 resolution shall be deemed abandoned and no like resolution shall be
 25 adopted by the board within the nine months following publication of the
 26 resolution.

27 (e) (1) *Except as provided by paragraphs (2) and (3), any resolution*
 28 *authorizing the adoption of a local option budget in excess of 30% of the*
 29 *state financial aid of the district in the current school year shall not become*
 30 *effective unless such resolution has been submitted to and approved by a*
 31 *majority of the qualified electors of the school district voting at an election*
 32 *called and held thereon. The election shall be called and held in the*
 33 *manner provided by K.S.A. 10-120, and amendments thereto, except that*
 34 *such election shall be a mail ballot election conducted in accordance with*
 35 *K.S.A. 25-431 et seq., and amendments thereto. Any such election shall be*
 36 *held on or before August 1 of the initial school year for which such*
 37 *resolution was adopted.*

38 (2) *For school year 2014-2015, any board of education of a school*
 39 *district which has adopted a local option budget in excess of 30% of state*
 40 *financial aid in the current school year on or before June 30, 2014, may*
 41 *adopt a second resolution in an amount not to exceed 2% of state financial*
 42 *aid, provided that the aggregate local option budget authority for the*
 43 *district does not exceed 33% of state financial aid in the current school*

1 year. The adoption of a second resolution pursuant to this paragraph shall
2 require a majority vote of the members of the board and shall specifically
3 state in such resolution that it shall expire on June 30, 2015. Such
4 resolution shall be effective upon adoption and shall require no other
5 procedure, authorization or approval.

6 (3) The board of unified school district no. 207, as described in
7 K.S.A. 72-5333b, and amendments thereto, may adopt a local option
8 budget in excess of 30% of state financial aid of the district in the current
9 school year in accordance with subsection (d).

10 (f) Unless specifically stated otherwise in the resolution, the authority
11 to adopt a local option budget shall be continuous and permanent. The
12 board of any district which is authorized to adopt a local option budget
13 may choose not to adopt such a budget or may adopt a budget in an
14 amount less than the amount authorized. If the board of any district whose
15 authority to adopt a local option budget is not continuous and permanent
16 refrains from adopting a local option budget, the authority of such district
17 to adopt a local option budget shall not be extended by such refrainment
18 beyond the period specified in the resolution authorizing adoption of such
19 budget.

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

25 (h) The board of any district that is authorized to adopt a local option
26 budget prior to the effective date of this act under a resolution which
27 authorized the adoption of such budget in accordance with the provisions
28 of this section in effect prior to its amendment by this act may continue to
29 operate under such resolution for the period of time specified in the
30 resolution or may abandon the resolution and operate under the provisions
31 of this section as amended by this act. Any such district shall operate under
32 the provisions of this section as amended by this act after the period of
33 time specified in the resolution has expired.

34 (i) Any resolution adopted pursuant to this section may revoke or
35 repeal any resolution previously adopted by the board. If the resolution
36 does not revoke or repeal previously adopted resolutions, all resolutions
37 which are in effect shall expire on the same date. The maximum amount of
38 the local option budget of a school district under all resolutions in effect
39 shall not exceed the state prescribed percentage in any school year.

40 (j) (1) There is hereby established in every district that adopts a local
41 option budget a fund which shall be called the supplemental general fund.
42 The fund shall consist of all amounts deposited therein or credited thereto
43 according to law.

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

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

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

19 (B) If the district received supplemental general state aid in the
20 school year, the state board shall determine the ratio of the amount of
21 supplemental general state aid received to the amount of the local option
22 budget of the district for the school year and multiply the total amount of
23 the unexpended budget remaining by such ratio. An amount equal to the
24 amount of the product shall be transferred to the general fund of the
25 district or remitted to the state treasurer. Upon receipt of any such
26 remittance, the state treasurer shall deposit the same in the state treasury to
27 the credit of the state school district finance fund.

28 (k) Each year the state board of education shall determine the
29 statewide average percentage of local option budgets legally adopted by
30 school districts for the preceding school year.

31 (l) The provisions of this section shall be subject to the provisions of
32 K.S.A. 2013 Supp. 72-6433d, and amendments thereto.

33 Sec. 43. K.S.A. 2013 Supp. 72-6433d is hereby amended to read as
34 follows: 72-6433d. (a) (1) The provisions of this subsection shall apply in
35 any school year in which the amount of base state aid per pupil is ~~\$4,433~~
36 *\$4,540* or less.

37 (2) The board of any school district may adopt a local option budget
38 which does not exceed the local option budget calculated as if the base
39 state aid per pupil was ~~\$4,433~~ *\$4,540*, or which does not exceed the local
40 option budget as calculated pursuant to K.S.A. 72-6433, and amendments
41 thereto, whichever is greater.

42 (b) The board of education of any school district may adopt a local
43 option budget which does not exceed the local option budget calculated as

1 if the district received state aid for special education and related services
2 equal to the amount of state aid for special education and related services
3 received in school year 2008-2009, or which does not exceed the local
4 option budget as calculated pursuant to K.S.A. 72-6433, and amendments
5 thereto, whichever is greater.

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

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

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

12 Sec. 44. On and after July 1, 2014, K.S.A. 2013 Supp. 72-6441 is
13 hereby amended to read as follows: 72-6441. (a) (1) The board of any
14 district to which the provisions of this subsection apply may levy an ad
15 valorem tax on the taxable tangible property of the district each year for a
16 period of time not to exceed two years in an amount not to exceed the
17 amount authorized by the state court of tax appeals under this subsection
18 for the purpose of financing the costs incurred by the state that are directly
19 attributable to assignment of ancillary school facilities weighting to
20 enrollment of the district. The state court of tax appeals may authorize the
21 district to make a levy which will produce an amount that is not greater
22 than the difference between the amount of costs directly attributable to
23 commencing operation of one or more new school facilities and the
24 amount that is financed from any other source provided by law for such
25 purpose, including any amount attributable to assignment of school
26 facilities weighting to enrollment of the district for each school year in
27 which the district is eligible for such weighting. If the district is not
28 eligible, or will be ineligible, for school facilities weighting in any one or
29 more years during the two-year period for which the district is authorized
30 to levy a tax under this subsection, the state court of tax appeals may
31 authorize the district to make a levy; in such year or years of ineligibility,
32 which will produce an amount that is not greater than the actual amount of
33 costs attributable to commencing operation of the facility or facilities.

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

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

43 (4) The provisions of this subsection apply to any district that: (A)

1 Commenced operation of one or more new school facilities in the school
2 year preceding the current school year or has commenced or will
3 commence operation of one or more new school facilities in the current
4 school year or any or all of the foregoing; (B) is authorized to adopt and
5 has adopted a local option budget which is at least equal to ~~that amount~~
6 ~~required to qualify for school facilities weighting under K.S.A. 2013 Supp.~~
7 ~~72-6415b, and amendments thereto~~ *25% of the amount of state financial*
8 *aid determined for the district in the current school year*; and (C) is
9 experiencing extraordinary enrollment growth as determined by the state
10 board of education.

11 (b) The board of any district that has levied an ad valorem tax on the
12 taxable tangible property of the district each year for a period of two years
13 under authority of subsection (a) may continue to levy such tax under
14 authority of this subsection each year for an additional period of time not
15 to exceed six years in an amount not to exceed the amount computed by
16 the state board of education as provided in this subsection if the board of
17 the district determines that the costs attributable to commencing operation
18 of one or more new school facilities are significantly greater than the costs
19 attributable to the operation of other school facilities in the district. The tax
20 authorized under this subsection may be levied at a rate which will
21 produce an amount that is not greater than the amount computed by the
22 state board of education as provided in this subsection. In computing such
23 amount, the state board shall:

24 (1) Determine the amount produced by the tax levied by the district
25 under authority of subsection (a) in the second year for which such tax was
26 levied and add to such amount the amount of general state aid directly
27 attributable to school facilities weighting that was received by the district
28 in the same year;

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

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

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

41 (5) compute 45% of the amount of the sum obtained under paragraph
42 (1), which computed amount is the amount the district may levy in the
43 fourth year of the six-year period for which the district may levy a tax

1 under authority of this subsection;

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

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

10 In determining the amount produced by the tax levied by the district
11 under authority of subsection (a), the state board shall include any moneys
12 which have been apportioned to the ancillary facilities fund of the district
13 from taxes levied under the provisions of K.S.A. 79-5101 et seq. and 79-
14 5118 et seq., and amendments thereto.

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

20 Sec. 45. K.S.A. 2013 Supp. 72-8254 is hereby amended to read as
21 follows: 72-8254. (a) This section shall be known and may be cited as the
22 Kansas uniform financial accounting and reporting act.

23 (b) As used in this section:

24 (1) "Budget summary" means a *one-page* summary of the official
25 budget adopted by the board of education of the school district, and shall
26 include, but is not limited to, graphs depicting the total expenditures in the
27 budget by category, supplemental and general fund expenditures,
28 instruction expenditures, enrollment figures, mill rates by fund and
29 average salaries. For purposes of this section, ~~the~~ a *one-page* budget at a
30 glance format developed by the state board, and any successor format shall
31 be deemed a budget summary, provided it complies with the requirements
32 of this section.

33 (2) "Reporting system" means the uniform reporting system,
34 including a uniform chart of accounts, developed by the state board as
35 required by this section.

36 (3) "School district" means a unified school district organized and
37 operated under the laws of this state.

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

39 (c) The state board shall develop and maintain a uniform reporting
40 system for the receipts and expenditures of school districts. The
41 accounting records maintained by each school district shall be coordinated
42 with the uniform reporting system. Each school district shall record the
43 receipts and expenditures of the district in accordance with a uniform

1 classification of accounts or chart of accounts and reports as shall be
2 prescribed by the state board. Each school district shall submit such
3 reports and statements as may be required by the state board. The state
4 board shall design, revise and direct the use of accounting records and
5 fiscal procedures and prescribe uniform classifications for receipts and
6 expenditures for all school districts. The reporting system shall include all
7 funds held by a school district regardless of the source of the moneys held
8 in such funds, including, but not limited to, all funds funded by fees or
9 other sources of revenue not derived from tax levies. The state board shall
10 prescribe the necessary forms to be used by school districts in connection
11 with such uniform reporting system.

12 (d) The reporting system developed by the state board shall be
13 developed in such a manner that allows school districts to record and
14 report any information required by state or federal law.

15 (e) The reporting system shall provide records showing by funds,
16 accounts and other pertinent classifications, the amounts appropriated, the
17 estimated revenues, actual revenues or receipts, the amounts available for
18 expenditure, the total and itemized expenditures, the unencumbered cash
19 balances, excluding state aid receivable, actual balances on hand and the
20 unencumbered balances of allotments or appropriations for each school
21 district.

22 (f) The reporting system shall allow a person to search the data and
23 allow for the comparison of data by school district.

24 (g) Each school district shall annually submit a report to the state
25 board on all construction activity undertaken by the school district which
26 was financed by the issuance of bonds and which such bonds have not
27 matured. Such report shall include all revenue receipts, all expenditures of
28 bond proceeds authorized by law, the dates for commencement and
29 completion of such construction activity, the estimated cost and the actual
30 cost of such construction activity. The information provided in the report
31 shall be in a form so as to readily identify such information with a specific
32 construction project. Such report shall be submitted in a form and manner
33 prescribed by the state board in accordance with the provisions of this
34 section.

35 (h) From and after July 1, 2012, the board of education of each school
36 district shall record and report the receipts and expenditures of the district
37 in the manner prescribed by the state board in accordance with this section.

38 (i) (1) Each school district shall annually publish on such district's
39 internet website:

40 (A) A copy of form 150, estimated legal maximum general fund
41 budget, or any successor document containing the same or similar
42 information, that was submitted by such district to the state board of
43 education for the immediately preceding school year; and

1 (B) the budget summary for the current school year and actual
 2 expenditures for the immediately preceding two school years showing total
 3 dollars net of transfers and dollars per pupil for each of the following:

- 4 ~~(1)~~(i) Function 1000, instruction;
 5 ~~(2)~~(ii) function 2100, student support;
 6 ~~(3)~~(iii) function 2200, instructional staff support;
 7 ~~(4)~~(iv) functions 2300 through 2500, administration;
 8 ~~(5)~~(v) function 2600, operation and maintenance;
 9 ~~(6)~~(vi) function 2700, transportation;
 10 ~~(7)~~(vii) function 3100, food service;
 11 ~~(8)~~(viii) functions 2900, 3200 and 3300, other current spending;
 12 ~~(9)~~(ix) function 4000, capital outlay;
 13 ~~(10)~~(x) function 5100, debt service;
 14 ~~(11)~~(xi) the total expenditures which is the sum of the amounts in
 15 paragraphs ~~(1)~~ clauses (i) through ~~(10)~~(x);
 16 ~~(12)~~(xii) the spending allocated to function 1000, instruction,
 17 excluding capital outlay and debt service expenditures, as a percentage of
 18 total expenditures;
 19 ~~(13)~~(xiii) the spending allocated to function 1000, instruction,
 20 excluding capital outlay and debt service expenditures, as a percentage of
 21 current spending, which is the sum of expenditures for functions 1000
 22 through 3300 less capital outlay and debt service expenditures included in
 23 any of those functions; and
 24 ~~(14)~~(xiv) the revenue in total dollars net of transfers both in total and
 25 disaggregated to show the amount of revenue received from local, state
 26 and federal revenue sources.

27 (2) For purposes of subsection (i)(1)(B), all per pupil amounts shall
 28 be calculated using the full-time equivalent enrollment of the school
 29 district. All function categories and other accounting categories shall refer
 30 to those same categories as established and required for financial
 31 accounting purposes by the state board as published in the Kansas state
 32 department of education's Kansas accounting handbook for unified school
 33 districts, as published in August 2012, or later versions as established in
 34 rules and regulations adopted by the state board.

35 ~~(2)~~(3) Publications required by this subsection shall be published with
 36 an easily identifiable link located on such district's website homepage.

37 (4) *Publications required by this subsection shall be made available*
 38 *to the public at every meeting held by the board of education of each*
 39 *school district when the board is discussing the district's budget or any*
 40 *other school finance matter.*

41 (j) (1) The department of education shall annually publish on its
 42 internet website:

- 43 (A) All of the publications required under subsection (i); and

1 (B) the following expenditures for each school district on a per pupil
2 basis:

- 3 (i) Total expenditures;
- 4 (ii) capital outlay expenditures;
- 5 (iii) bond and interest expenditures; and
- 6 (iv) all other expenditures not included in (ii) or (iii).

7 (2) Publications required by this subsection shall be published with
8 an easily identifiable link located on the department's website homepage.

9 Sec. 46. K.S.A. 72-8809 is hereby amended to read as follows: 72-
10 8809. The board of education of any school district which has made a tax
11 levy under K.S.A. 72-8801, *and amendments thereto*, may at any time
12 ~~after the final levy is certified to the county clerk under any current~~
13 ~~authorization~~, initiate procedures to renew its authority to make a like *an*
14 annual tax levy in the amount and upon the conditions and in the manner
15 specified in ~~said~~ K.S.A. 72-8801, ~~and at five-year intervals thereafter may~~
16 ~~in like manner and on like conditions renew such levy for successive five-~~
17 ~~year periods~~ *and amendments thereto. Except as otherwise provided by its*
18 *terms, any initial resolution adopted pursuant to K.S.A. 72-8801, and*
19 *amendments thereto, shall remain in full force and effect until such time as*
20 *a second resolution becomes effective, at which time the initial resolution*
21 *shall become null and void.*

22 Sec. 47. K.S.A. 2013 Supp. 72-8814 is hereby amended to read as
23 follows: 72-8814. (a) There is hereby established in the state treasury the
24 school district capital outlay state aid fund. Such fund shall consist of all
25 amounts transferred thereto under the provisions of subsection (c).

26 (b) In each school year, each school district which levies a tax
27 pursuant to K.S.A. 72-8801 et seq., and amendments thereto, shall be
28 entitled to receive payment from the school district capital outlay state aid
29 fund in an amount determined by the state board of education as provided
30 in this subsection. The state board of education shall:

31 (1) Determine the amount of the assessed valuation per pupil (AVPP)
32 of each school district in the state and round such amount to the nearest
33 \$1,000. The rounded amount is the AVPP of a school district for the
34 purposes of this section;

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

36 (3) prepare a schedule of dollar amounts using the amount of the
37 median AVPP of all school districts as the point of beginning. The
38 schedule of dollar amounts shall range upward in equal \$1,000 intervals
39 from the point of beginning to and including an amount that is equal to the
40 amount of the AVPP of the school district with the highest AVPP of all
41 school districts and shall range downward in equal \$1,000 intervals from
42 the point of beginning to and including an amount that is equal to the
43 amount of the AVPP of the school district with the lowest AVPP of all

1 school districts;

2 (4) determine a state aid percentage factor for each school district by
3 assigning a state aid computation percentage to the amount of the median
4 AVPP shown on the schedule, decreasing the state aid computation
5 percentage assigned to the amount of the median AVPP by one percentage
6 point for each \$1,000 interval above the amount of the median AVPP, and
7 increasing the state aid computation percentage assigned to the amount of
8 the median AVPP by one percentage point for each \$1,000 interval below
9 the amount of the median AVPP. Except as provided by K.S.A. 2013 Supp.
10 72-8814b, and amendments thereto, the state aid percentage factor of a
11 school district is the percentage assigned to the schedule amount that is
12 equal to the amount of the AVPP of the school district, except that the state
13 aid percentage factor of a school district shall not exceed 100%. The state
14 aid computation percentage is 25%;

15 (5) determine the amount levied by each school district pursuant to
16 K.S.A. 72-8801 et seq., and amendments thereto;

17 (6) multiply the amount computed under (5), but not to exceed 8
18 mills, by the applicable state aid percentage factor. The product is the
19 amount of payment the school district is entitled to receive from the school
20 district capital outlay state aid fund in the school year.

21 (c) The state board shall certify to the director of accounts and reports
22 the entitlements of school districts determined under the provisions of
23 subsection (b), and an amount equal thereto shall be transferred by the
24 director from the state general fund to the school district capital outlay
25 state aid fund for distribution to school districts, ~~except that no transfers~~
26 ~~shall be made from the state general fund to the school district capital~~
27 ~~outlay state aid fund during the fiscal years ending June 30, 2013, June 30,~~
28 ~~2014, June 30, 2015, or June 30, 2016.~~ All transfers made in accordance
29 with the provisions of this subsection shall be considered to be demand
30 transfers from the state general fund.

31 (d) Payments from the school district capital outlay state aid fund
32 shall be distributed to school districts at times determined by the state
33 board of education. The state board of education shall certify to the
34 director of accounts and reports the amount due each school district
35 entitled to payment from the fund, and the director of accounts and reports
36 shall draw a warrant on the state treasurer payable to the treasurer of the
37 school district. Upon receipt of the warrant, the treasurer of the school
38 district shall credit the amount thereof to the capital outlay fund of the
39 school district to be used for the purposes of such fund.

40 (e) Amounts transferred to the capital outlay fund of a school district
41 as authorized by K.S.A. 72-6433, and amendments thereto, shall not be
42 included in the computation when determining the amount of state aid to
43 which a district is entitled to receive under this section.

1 New Sec. 48. If any provision of this act or the application thereof to
2 any person or circumstance is held invalid, the invalidity shall not affect
3 other provisions or applications of the act which can be given effect
4 without the invalid provision or application. To this end the provisions of
5 this act are severable.

6 Sec. 49. K.S.A. 72-8809 and K.S.A. 2013 Supp. 72-1127, 72-1925,
7 72-6433, 72-6433d, 72-8254 and 72-8814 are hereby repealed.

8 Sec. 50. On and after July 1, 2014, K.S.A. 72-5333b and 72-6416 and
9 K.S.A. 2013 Supp. 72-6407, 72-6410, 72-6415b, 72-6417, 72-6431, 72-
10 6441 and 72-6454 are hereby repealed.

11 Sec. 51. This act shall take effect and be in force from and after its
12 publication in the Kansas register.