

SENATE BILL No. 32

By Committee on Education

1-15

Ballon Amendments for SB 32
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Office of the Revisor of Statutes
January 27, 2015

1 AN ACT concerning education; creating the efficient operation of schools
2 task force; relating to annual audits of school districts; relating to audits
3 of the state department of education; amending K.S.A. 2014 Supp. 46-
4 1226 and repealing the existing section; also repealing K.S.A. 2014
5 Supp. 46-1130, 46-1132 and 46-1133.

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

7 New Section 1. (a) There is hereby established the efficient operation
8 of schools task force. The task force shall be composed of ~~five~~ members,
9 as follows:

seven

- 11 (1) The chairperson of the house committee on education;
- 12 (2) the chairperson of the senate committee on education;
- 13 (3) the chairperson of the house committee on appropriations;
- 14 (4) the chairperson of the senate committee on ways and means; and
- 15 ~~(5) the commissioner of education.~~

(5) one representative appointed by the minority leader of
the house of representatives;
(6) one senator appointed by the minority leader of the
senate;

(7)

16 (b) The efficient operation of schools task force shall establish best
17 practice guidelines for efficient operation of school districts to be used in
18 compliance audits conducted pursuant to section 2, and amendments
19 thereto. The task force shall consult with superintendents, auditors and
20 such other experts and knowledgeable individuals as the task force deems
21 necessary to establish such best practice guidelines. The task force shall
22 submit a report of such best practice guidelines to the state department of
23 education, the governor and the legislature on or before December 31,
24 2015.

25 (c) The first meeting of the task force shall be called by the
26 commissioner of education on or before August 1, 2015.

27 (d) (1) If approved by the legislative coordinating council, members of
28 the task force attending meetings authorized by the task force shall be paid
29 amounts for expenses, mileage and subsistence as provided in K.S.A. 75-
30 3223(e), and amendments thereto.

31 (2) The members of the task force shall select a chairperson and vice-
32 chairperson from the membership of the task force.

33 (3) The task force may meet at any time and at any place within the
34 state on the call of the chairperson. A quorum of the task force shall be
35 ~~three~~ members. All actions of the task force shall be by motion adopted by
36 a majority of those members present when there is a quorum.

four

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

4 (e) Beginning August 1, 2018, and every three years thereafter, the
5 task force shall ~~reconstitute~~ review and update the best practice
6 guidelines. The task force shall submit a report with the updated best
7 practice guidelines to the state department of education, the governor and
8 the legislature on or before December 31 of each year in which the task
9 force ~~reconstitutes~~ to update the best practice guidelines. Any updated best
10 practice guidelines shall be used as benchmarks in all subsequent
11 compliance audits conducted pursuant to section 2, and amendments
12 thereto.

13 New Sec. 2. (a) Beginning January 1, 2016, every unified school
14 district shall have a compliance audit conducted at least once each year.
15 School district compliance audits shall be conducted as part of and
16 supplemental to the audits conducted pursuant to K.S.A. 75-1122, and
17 amendments thereto. The best practice guidelines established pursuant to
18 section 1, and amendments thereto, shall be used as benchmarks in such
19 compliance audits.

20 (b) Upon completion of a compliance audit, a school district shall
21 publish a summary of its audit report with recommendations, if any, on the
22 district's website. Such summary shall contain a notice that the complete
23 audit report may be obtained or viewed free of charge at the unified school
24 district office.

25 New Sec. 3. (a) There is hereby established in the state treasury the
26 school district compliance audit fund which shall be administered by the
27 state department of education. All expenditures from the school district
28 compliance audit fund shall be used for the expenses incurred by school
29 districts to conduct the annual compliance audits required by section 2,
30 and amendments thereto. All expenditures from the school district
31 compliance audit fund shall be made in accordance with appropriation acts
32 upon warrants of the director of accounts and reports issued pursuant to
33 vouchers approved by the state board of education or the designee of the
34 state board of education.

35 (b) Annually, on or before July 1, beginning on July 1, 2016, the state
36 board of education shall certify to the director of accounts and reports the
37 amount required for school districts to conduct the annual compliance
38 audits required by section 2, and amendments thereto, and an amount
39 equal thereto shall be transferred by the director from the state general
40 fund to the school district compliance audit fund for distribution to school
41 districts as provided in subsection (a). All transfers made in accordance
42 with the provisions of this subsection shall be considered to be demand
43 transfers from the state general fund.

be reconstituted in accordance with
subsection (a). The task force shall

is reconstituted

1 New Sec. 4. The legislative division of post audit shall conduct an
2 audit of the state department of education on or before June 30, 2016. The
3 scope of such audit shall include: (a) The financial operations of the state
4 department of education; and (b) regulatory requirements placed on local
5 school districts and whether increasing district flexibility would lead to
6 efficiencies. A copy of the audit report shall be made available to each
7 member of the legislature in accordance with K.S.A. 46-1212c, and
8 amendments thereto.

9 Sec. 5. K.S.A. 2014 Supp. 46-1226 is hereby amended to read as
10 follows: 46-1226. (a) Any cost study analysis, audit or other study
11 commissioned or funded by the legislature and any conclusions or
12 recommendations thereof shall not be binding upon the legislature. The
13 legislature may reject, at any time, any such analysis, audit or study and
14 any conclusions and recommendations thereof.

15 (b) A cost study analysis, audit or study shall include, but not be
16 limited to, any cost study analysis, audit or study conducted pursuant to
17 K.S.A. 46-1225, prior to its repeal, K.S.A. 2007 Supp. 46-1131, prior to its
18 repeal, and K.S.A. 2014 Supp. 46-1132, ~~and amendments thereto prior to~~
19 ~~its repeal.~~

20 Sec. 6. K.S.A. 2014 Supp. 46-1130, 46-1132, 46-1133 and 46-1226
21 are hereby repealed.

22 Sec. 7. This act shall take effect and be in force from and after its
23 publication in the statute book.