

HOUSE BILL No. 2353

By Committee on Federal and State Affairs

2-13

1 AN ACT concerning the virtual school act; eliminating reference to
2 nonproficient pupils; amending K.S.A. 2014 Supp. 72-3715 and
3 repealing the existing section.
4

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

6 Section 1. K.S.A. 2014 Supp. 72-3715 is hereby amended to read as
7 follows: 72-3715. (a) In order to be included in the full-time equivalent
8 enrollment of a virtual school, a pupil shall be in attendance at the virtual
9 school on: (1) A single school day on or before September 19 of each
10 school year; and (2) on a single school day on or after September 20, but
11 before October 4 of each school year.

12 (b) A school district which offers a virtual school shall determine the
13 full-time equivalent enrollment of each pupil enrolled in the virtual school
14 on September 20 of each school year as follows:

15 (1) Determine the number of hours the pupil was in attendance on a
16 single school day on or before September 19 of each school year;

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

20 (3) add the numbers obtained under paragraphs (1) and (2);

21 (4) divide the sum obtained under paragraph (3) by 12. The quotient
22 is the full-time equivalent enrollment of the pupil.

23 (c) The school days on which a district determines the full-time
24 equivalent enrollment of a pupil under ~~paragraphs (1) and (2)~~ of subsection
25 (b)(1) and (b)(2) shall be the school days on which the pupil has the
26 highest number of hours of attendance at the virtual school. No more than
27 six hours of attendance may be counted in a single school day. Attendance
28 may be shown by a pupil's on-line activity or entries in the pupil's virtual
29 school journal or log of activities.

30 (d) (1) Subject to the availability of appropriations for virtual school
31 state aid and within the limits of any such appropriations, each school year
32 a school district which offers a virtual school shall be entitled to virtual
33 school state aid.

34 (2) The state board of education shall determine the amount of virtual
35 school state aid a school district is entitled to receive as follows:

36 (A) Multiply the full-time equivalent enrollment of the virtual school

1 by an amount equal to 105% of the amount of base state aid per pupil;

2 (B) multiply the full-time equivalent enrollment of ~~nonproficient~~ at-
3 risk pupils enrolled in an approved at-risk program offered by the virtual
4 school, if any, by an amount equal to 25% of the amount of base state aid
5 per pupil;

6 (C) add any amount determined under K.S.A. 2014 Supp. 72-3716,
7 and amendments thereto; and

8 (D) add the amounts obtained under subparagraphs (A) through (C).
9 The sum is the amount of the virtual school state aid to which the school
10 district is entitled.

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

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

24 Any unencumbered balance of moneys remaining in the virtual school
25 fund of a school district on June 30 of the current school year, may be
26 expended in the school year that immediately succeeds such date by the
27 school district for general operating expenses of the school district as
28 approved by the board of education.

29 In preparing the budget of such school district, the amounts credited to
30 and the amount on hand in the virtual school fund, and the amount
31 expended therefrom shall be included in the annual budget for the
32 information of the residents of the school district. Interest earned on the
33 investment of moneys in any such fund shall be credited to that fund.

34 (e) For the purposes of this section, a pupil enrolled in a virtual
35 school who is not a resident of the state of Kansas shall not be counted in
36 the full-time equivalent enrollment of the virtual school.

37 Sec. 2. K.S.A. 2014 Supp. 72-3715 is hereby repealed.

38 Sec. 3. This act shall take effect and be in force from and after its
39 publication in the statute book.