

**SENATE BILL No. 318**

By Senator Givens

1-27

1 AN ACT concerning education; relating to the financing thereof; making  
2 and concerning appropriations for the fiscal year ending June 30, 2021,  
3 for the department of education for the purposes of special education.  
4

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

6 Section 1.

7 DEPARTMENT OF EDUCATION

8 (a) There is appropriated for the above agency from the state general  
9 fund for the fiscal year ending June 30, 2021, the following:

10 Special education services aid (652-00-1000-0700)..... \$39,500,000

11 *Provided*, That any unencumbered balance in the special education  
12 services aid account in excess of \$100 as of June 30, 2020, is hereby  
13 reappropriated for fiscal year 2021: *Provided further*; That the  
14 appropriation made by this section shall be in addition to any other  
15 appropriation to the special education services aid account of the above  
16 agency for fiscal year 2021 made by any other appropriation act of the  
17 2020 regular session of the legislature: *And provided further*; That,  
18 notwithstanding the provisions of K.S.A. 72-3422, and amendments  
19 thereto, or any other statute, expenditures shall be made by the above  
20 agency from the special education services aid account in fiscal year 2021  
21 in an amount of \$39,500,000 for distribution of special education services  
22 aid to school districts based on the full-time equivalent enrollment of each  
23 school district: *And provided further*; That moneys received by school  
24 districts pursuant to the foregoing proviso shall be considered special  
25 education state aid and shall be expended by such school district for the  
26 provision of special education and related services by the school district:  
27 *And provided further*; That expenditures shall not be made from the special  
28 education services aid account for the provision of instruction for any  
29 homebound or hospitalized child, unless the categorization of such child as  
30 exceptional is conjoined with the categorization of the child within one or  
31 more of the other categories of exceptionality: *And provided further*; That  
32 expenditures shall be made from this account for grants to school districts  
33 in amounts determined pursuant to and in accordance with the provisions  
34 of K.S.A. 72-3425, and amendments thereto: *And provided further*; That  
35 expenditures shall be made from the amount remaining in this account,  
36 after deduction of the expenditures specified in the foregoing provisos, for

1 payments to school districts in amounts determined pursuant to and in  
2 accordance with the provisions of K.S.A. 72-3422, and amendments  
3 thereto.

4 Sec. 2. This act shall take effect and be in force from and after its  
5 publication in the statute book.