

SENATE BILL No. 174

By Committee on Education

2-2

9 AN ACT concerning school districts; relating to school buildings.

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

12 Section 1. (a) The board of education of any school district which
13 proposes to assign all pupils in one or more grade levels to one school
14 building in the district shall adopt a resolution stating its intention. Such
15 resolution shall include the reasons for the proposal, grade levels affected,
16 the school building to which the involved pupils shall be assigned and the
17 time, date and place of a public hearing to be held on the proposal.

18 (b) A public hearing on the board's proposal shall be held after adop-
19 tion of the resolution thereon. Notice of the time, date, place and purpose
20 of such hearing shall be published in a newspaper of general circulation
21 in the school district at least once a week for two consecutive weeks.

22 (c) Following the public hearing, the board of education, after con-
23 sidering all the testimony and evidence brought forth at the hearing, shall
24 make a final decision by adoption of a resolution approving or disapprov-
25 ing the proposal. The resolution shall be published at least once in a
26 newspaper of general circulation in the unified school district.

27 (d) Such resolution shall become effective unless a petition in op-
28 position to implementation of the same, signed by not less than 30% of
29 the registered electors residing within the unified school district, is filed
30 with the county election officer of the home county of the school district
31 within 45 days after publication of the final decision. If such a petition is
32 filed, the county election officer shall hold an election upon the proposal
33 or, at the request of the board of education, shall submit the question to
34 the registered electors of the unified school district at the next primary
35 or general election of the unified school district. Such election shall be
36 held jointly with other elections held at the same time insofar as is prac-
37 ticable as provided by K.S.A. 25-2011, and amendments thereto. All reg-
38 istered electors residing within the unified school district may vote at the
39 election. The board shall not close any affected school building or transfer
40 all of any grade levels pending any election to be held under the provisions
41 of this paragraph.

42 (e) The provisions of this section shall apply to any transfers of all
43 grade levels approved by any school district from and after November 30,

1 2004.

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