

HOUSE BILL No. 2009

By Select Committee on School Finance

6-22

9 AN ACT relating to schools; amending K.S.A. 2004 Supp. 72-6434 as
10 amended by section 24 of 2005 House Bill No. 2247 and repealing the
11 existing section.
12

13 WHEREAS, The legislative history of the previous school finance law,
14 the School District Finance and Quality Performance Act, also relied
15 upon a local option budget at the time of its adoption in 1992 to prevent
16 some school districts from losing revenue under the Act and was imme-
17 diately used in the full amount as part of the basic school expenditures
18 by districts such as Blue Valley Unified School District 229;

19 WHEREAS, It is the legislative intent that the increase in local option
20 budget provided for herein is a necessary part of adequate funding for
21 schools throughout the state and it is the further legislative intent that it
22 not be restricted to spending on extras but is intended to be spent as a
23 part of the school district budget for basic expenditures undertaken in
24 fulfillment of Article 6, Section 6(b) of the Kansas Constitution;

25 WHEREAS, The increase in local option budget is provided for as
26 part of the increased funding under the school finance legislation and is
27 necessary to balance the spending in other sections of the school finance
28 legislation;

29 WHEREAS, It is the intent of the legislature that the local option
30 budget provisions be immediately available during the 2005-2006 school
31 year: Now, therefore,

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

33 Section 1. K.S.A. 2004 Supp. 72-6434 as amended by section 24 of
34 2005 House Bill No. 2247 is hereby amended to read as follows: 72-6434.

35 (a) ~~Subject to the limitations of subsection (b)~~ In each school year, each
36 district that has adopted a local option budget is eligible for entitlement
37 to an amount of supplemental general state aid. Entitlement of a district
38 to supplemental general state aid shall be determined by the state board
39 as provided in this subsection. The state board shall:

40 (1) Determine the amount of the assessed valuation per pupil in the
41 preceding school year of each district in the state;

42 (2) rank the districts from low to high on the basis of the amounts of
43 assessed valuation per pupil determined under (1);

1 (3) identify the amount of the assessed valuation per pupil located at
2 the 75th percentile of the amounts ranked under (2);

3 (4) divide the assessed valuation per pupil of the district in the pre-
4 ceding school year by the amount identified under (3);

5 (5) subtract the ratio obtained under (4) from 1.0. If the resulting
6 ratio equals or exceeds 1.0, the eligibility of the district for entitlement
7 to supplemental general state aid shall lapse. If the resulting ratio is less
8 than 1.0, the district is entitled to receive supplemental general state aid
9 in an amount which shall be determined by the state board by multiplying
10 the amount of the local option budget of the district by such ratio. The
11 product is the amount of supplemental general state aid the district is
12 entitled to receive for the school year.

13 ~~(b) For school year 2005-2006, districts shall not be paid supplement-~~
14 ~~tal general state aid for that portion of the local option budget in excess~~
15 ~~of the state prescribed percentage in effect prior to the effective date of~~
16 ~~this act.~~

17 ~~(c)~~ If the amount of appropriations for supplemental general state aid
18 is less than the amount each district is entitled to receive for the school
19 year, the state board shall prorate the amount appropriated among the
20 districts in proportion to the amount each district is entitled to receive.

21 ~~(c)~~ (c) The state board of education shall prescribe the dates upon
22 which the distribution of payments of supplemental general state aid to
23 school districts shall be due. Payments of supplemental general state aid
24 shall be distributed to districts on the dates prescribed by the state board.
25 The state board shall certify to the director of accounts and reports the
26 amount due each district, and the director of accounts and reports shall
27 draw a warrant on the state treasurer payable to the treasurer of the
28 district. Upon receipt of the warrant, the treasurer of the district shall
29 credit the amount thereof to the supplemental general fund of the district
30 to be used for the purposes of such fund.

31 ~~(c)~~ (d) If any amount of supplemental general state aid that is due to
32 be paid during the month of June of a school year pursuant to the other
33 provisions of this section is not paid on or before June 30 of such school
34 year, then such payment shall be paid on or after the ensuing July 1, as
35 soon as moneys are available therefor. Any payment of supplemental gen-
36 eral state aid that is due to be paid during the month of June of a school
37 year and that is paid to school districts on or after the ensuing July 1 shall
38 be recorded and accounted for by school districts as a receipt for the
39 school year ending on the preceding June 30.

40 Sec. 2. K.S.A. 2004 Supp. 72-6434 as amended by section 24 of 2005
41 House Bill No. 2247 is hereby repealed.

42 Sec. 3. This act shall take effect and be in force from and after its
43 publication in the Kansas register.