

## HOUSE BILL No. 2017

By Select Committee on School Finance

6-28

9 AN ACT concerning schools and school districts; relating to school fi-  
10 nance; amending K.S.A. 72-6405, as amended by section 19 of 2005  
11 Senate Bill No. 43, 72-6410, as amended by section 14 of 2005 House  
12 Bill No. 2247, 72-6411, 72-6412, as amended by section 15 of 2005  
13 House Bill No. 2247, 72-6414, as amended by section 17 of 2005  
14 House Bill No. 2247, 72-6426 and 79-1801 and K.S.A. 2004 Supp. 72-  
15 978, as amended by section 10 of 2005 House Bill No. 2247, 72-6407,  
16 as amended by section 16 of 2005 Senate Bill No. 43, and repealing  
17 the existing sections.

18

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

20 New Section 1. The correlation weighting of each district with 1,671  
21 or over enrollment shall be determined by the state board as follows:

22 (a) Determine the schedule amount for a district with 1,671 enroll-  
23 ment as derived from the linear transition under (d) of K.S.A. 72-6412,  
24 and amendments thereto, and subtract the amount determined under (c)  
25 of K.S.A. 72-6412, and amendments thereto, from the schedule amount  
26 so determined;

27 (b) divide the remainder obtained under (a) by the amount deter-  
28 mined under (c) of K.S.A. 72-6412, and amendments thereto, and mul-  
29 tiply the quotient by the enrollment of the district in the current school  
30 year. The product is the correlation weighting of the district.

31 New Sec. 2. (a) There is hereby established in the state treasury the  
32 school district capital outlay state aid fund. Such fund shall consist of all  
33 amounts transferred thereto under the provisions of subsection (c).

34 (b) In each school year, each school district which levies a tax pur-  
35 suant to K.S.A. 72-8801 et seq., and amendments thereto, shall be entitled  
36 to receive payment from the school district capital outlay state aid fund  
37 in an amount determined by the state board of education as provided in  
38 this subsection. The state board of education shall:

39 (1) Determine the amount of the assessed valuation per pupil (AVPP)  
40 of each school district in the state and round such amount to the nearest  
41 \$1,000. The rounded amount is the AVPP of a school district for the  
42 purposes of this section;

43 (2) determine the median AVPP of all school districts;

- 1 (3) prepare a schedule of dollar amounts using the amount of the  
2 median AVPP of all school districts as the point of beginning. The sched-  
3 ule of dollar amounts shall range upward in equal \$1,000 intervals from  
4 the point of beginning to and including an amount that is equal to the  
5 amount of the AVPP of the school district with the highest AVPP of all  
6 school districts and shall range downward in equal \$1,000 intervals from  
7 the point of beginning to and including an amount that is equal to the  
8 amount of the AVPP of the school district with the lowest AVPP of all  
9 school districts;
- 10 (4) determine a state aid percentage factor for each school district by  
11 assigning a state aid computation percentage to the amount of the median  
12 AVPP shown on the schedule, decreasing the state aid computation per-  
13 centage assigned to the amount of the median AVPP by one percentage  
14 point for each \$1,000 interval above the amount of the median AVPP,  
15 and increasing the state aid computation percentage assigned to the  
16 amount of the median AVPP by one percentage point for each \$1,000  
17 interval below the amount of the median AVPP. The state aid percentage  
18 factor of a school district is the percentage assigned to the schedule  
19 amount that is equal to the amount of the AVPP of the school district,  
20 except that the state aid percentage factor of a school district shall not  
21 exceed 100%. The state aid computation percentage is 25%;
- 22 (5) determine the amount levied by each school district pursuant to  
23 K.S.A. 72-8801 et seq., and amendments thereto;
- 24 (6) multiply the amount computed under (5), but not to exceed 8  
25 mills, by the applicable state aid percentage factor. The product is the  
26 amount of payment the school district is entitled to receive from the  
27 school district capital outlay state aid fund in the school year.
- 28 (c) The state board of education shall certify to the director of ac-  
29 counts and reports the entitlements of school districts determined under  
30 the provisions of subsection (b), and an amount equal thereto shall be  
31 transferred by the director from the state general fund to the school  
32 district capital outlay state aid fund for distribution to school districts.
- 33 (d) Payments from the school district capital outlay state aid fund  
34 shall be distributed to school districts at times determined by the state  
35 board of education. The state board of education shall certify to the di-  
36 rector of accounts and reports the amount due each school district enti-  
37 tled to payment from the fund, and the director of accounts and reports  
38 shall draw a warrant on the state treasurer payable to the treasurer of the  
39 school district. Upon receipt of the warrant, the treasurer of the school  
40 district shall credit the amount thereof to the capital outlay fund of the  
41 school district to be used for the purposes of such fund.
- 42 Sec. 3. K.S.A. 2004 Supp. 72-978, as amended by section 10 of 2005  
43 House Bill No. 2247, is hereby amended to read as follows: 72-978. (a)

1 Each year, the state board of education shall determine the amount of  
2 state aid for the provision of special education and related services each  
3 school district shall receive for the ensuing school year. The amount of  
4 such state aid shall be computed by the state board as provided in this  
5 section. The state board shall:

6 (1) Determine the total amount of general fund and local option  
7 budgets of all school districts;

8 (2) subtract from the amount determined in paragraph (1) the total  
9 amount attributable to assignment of transportation weighting, program  
10 weighting, special education weighting and at-risk pupil weighting to en-  
11 rollment of all school districts;

12 (3) divide the remainder obtained in paragraph (2) by the total num-  
13 ber of full-time equivalent pupils enrolled in all school districts on Sep-  
14 tember 20;

15 (4) determine the total full-time equivalent enrollment of exceptional  
16 children receiving special education and related services provided by all  
17 school districts;

18 (5) multiply the amount of the quotient obtained in paragraph (3) by  
19 the full-time equivalent enrollment determined in paragraph (4);

20 (6) determine the amount of federal funds received by all school dis-  
21 tricts for the provision of special education and related services;

22 (7) determine the amount of revenue received by all school districts  
23 rendered under contracts with the state institutions for the provisions of  
24 special education and related services by the state institution;

25 (8) add the amounts determined under paragraphs (6) and (7) to the  
26 amount of the product obtained under paragraph (5);

27 (9) determine the total amount of expenditures of all school districts  
28 for the provision of special education and related services;

29 (10) subtract the amount of the sum obtained under paragraph (8)  
30 from the amount determined under paragraph (9); and

31 ~~(11) (A) for school year 2005-2006, multiply the remainder obtained~~  
32 ~~under paragraph (10) by 85%;~~

33 ~~—(B) for school year, 2006-2007, multiply the remainder obtained un-~~  
34 ~~der paragraph (10) by 88%; and~~

35 ~~—(C) for school year 2007-2008 and each year thereafter, multiply the~~  
36 ~~remainder obtained under paragraph (10) by 91%.~~

37 (11) *multiply the remainder obtained under paragraph (10) by 92%.*

38 The computed amount is the amount of state aid for the provision of  
39 special education and related services aid a school district is entitled to  
40 receive for the ensuing school year.

41 (b) Each school district shall be entitled to receive:

42 (1) Reimbursement for actual travel allowances paid to special teach-  
43 ers at not to exceed the rate specified under K.S.A. 75-3203, and amend-

1 ments thereto, for each mile actually traveled during the school year in  
2 connection with duties in providing special education or related services  
3 for exceptional children; such reimbursement shall be computed by the  
4 state board by ascertaining the actual travel allowances paid to special  
5 teachers by the school district for the school year and shall be in an  
6 amount equal to 80% of such actual travel allowances;

7 (2) reimbursement in an amount equal to 80% of the actual travel  
8 expenses incurred for providing transportation for exceptional children to  
9 special education or related services; such reimbursement shall not be  
10 paid if such child has been counted in determining the transportation  
11 weighting of the district under the provisions of the school district finance  
12 and quality performance act;

13 (3) reimbursement in an amount equal to 80% of the actual expenses  
14 incurred for the maintenance of an exceptional child at some place other  
15 than the residence of such child for the purpose of providing special  
16 education or related services; such reimbursement shall not exceed \$600  
17 per exceptional child per school year; and

18 (4) except for those school districts entitled to receive reimbursement  
19 under subsection (c) or (d), after subtracting the amounts of reimburse-  
20 ment under paragraphs (1), (2) and (3) of this subsection (a) from the  
21 total amount appropriated for special education and related services un-  
22 der this act, an amount which bears the same proportion to the remaining  
23 amount appropriated as the number of full-time equivalent special teach-  
24 ers who are qualified to provide special education or related services to  
25 exceptional children and are employed by the school district for approved  
26 special education or related services bears to the total number of such  
27 qualified full-time equivalent special teachers employed by all school dis-  
28 tricts for approved special education or related services.

29 Each special teacher who is qualified to assist in the provision of special  
30 education or related services to exceptional children shall be counted as  
31  $\frac{2}{3}$  full-time equivalent special teacher who is qualified to provide special  
32 education or related services to exceptional children.

33 (c) Each school district which has paid amounts for the provision of  
34 special education and related services under an interlocal agreement shall  
35 be entitled to receive reimbursement under subsection (b)(4). The  
36 amount of such reimbursement for the district shall be the amount which  
37 bears the same relation to the aggregate amount available for reimburse-  
38 ment for the provision of special education and related services under the  
39 interlocal agreement, as the amount paid by such district in the current  
40 school year for provision of such special education and related services  
41 bears to the aggregate of all amounts paid by all school districts in the  
42 current school year who have entered into such interlocal agreement for  
43 provision of such special education and related services.

1 (d) Each contracting school district which has paid amounts for the  
2 provision of special education and related services as a member of a co-  
3 operative shall be entitled to receive reimbursement under subsection  
4 (b)(4). The amount of such reimbursement for the district shall be the  
5 amount which bears the same relation to the aggregate amount available  
6 for reimbursement for the provision of special education and related serv-  
7 ices by the cooperative, as the amount paid by such district in the current  
8 school year for provision of such special education and related services  
9 bears to the aggregate of all amounts paid by all contracting school dis-  
10 tricts in the current school year by such cooperative for provision of such  
11 special education and related services.

12 (e) No time spent by a special teacher in connection with duties per-  
13 formed under a contract entered into by the Kansas juvenile correctional  
14 complex, the Atchison juvenile correctional facility, the Beloit juvenile  
15 correctional facility, the Larned juvenile correctional facility, or the To-  
16 peka juvenile correctional facility and a school district for the provision  
17 of special education services by such state institution shall be counted in  
18 making computations under this section.

19 Sec. 4. K.S.A. 72-6405, as amended by section 19 of 2005 Senate Bill  
20 No. 43, is hereby amended to read as follows: 72-6405. (a) K.S.A. 72-  
21 6405 through 72-6440 and the provisions of 2005 House Bill No. 2247  
22 ~~and~~ sections 1 through 18 of *2005 Senate Bill No. 43 and sections 1 and*  
23 *2 of this act*, and amendments thereto, shall be known and may be cited  
24 as the school district finance and quality performance act.

25 (b) The provisions of the school district finance and quality perform-  
26 ance act are severable. If any provision of that act is held to be invalid or  
27 unconstitutional, it shall be presumed conclusively that the legislature  
28 would have enacted the remainder of such act without such invalid or  
29 unconstitutional provision.

30 Sec. 5. K.S.A. 2004 Supp. 72-6407, as amended by section 16 of  
31 2005 House Bill No. 43, is hereby amended to read as follows: 72-6407.

32 (a) (1) "Pupil" means any person who is regularly enrolled in a district  
33 and attending kindergarten or any of the grades one through 12 main-  
34 tained by the district or who is regularly enrolled in a district and attend-  
35 ing kindergarten or any of the grades one through 12 in another district  
36 in accordance with an agreement entered into under authority of K.S.A.  
37 72-8233, and amendments thereto, or who is regularly enrolled in a dis-  
38 trict and attending special education services provided for preschool-aged  
39 exceptional children by the district.

40 (2) Except as otherwise provided in paragraph (3) of this subsection,  
41 a pupil in attendance full time shall be counted as one pupil. A pupil in  
42 attendance part time shall be counted as that proportion of one pupil (to  
43 the nearest  $\frac{1}{10}$ ) that the pupil's attendance bears to full-time attendance.

1 A pupil attending kindergarten shall be counted as  $\frac{1}{2}$  pupil. A pupil en-  
2 rolled in and attending an institution of postsecondary education which  
3 is authorized under the laws of this state to award academic degrees shall  
4 be counted as one pupil if the pupil's postsecondary education enrollment  
5 and attendance together with the pupil's attendance in either of the  
6 grades 11 or 12 is at least  $\frac{5}{6}$  time, otherwise the pupil shall be counted  
7 as that proportion of one pupil (to the nearest  $\frac{1}{10}$ ) that the total time of  
8 the pupil's postsecondary education attendance and attendance in grade  
9 11 or 12, as applicable, bears to full-time attendance. A pupil enrolled in  
10 and attending an area vocational school, area vocational-technical school  
11 or approved vocational education program shall be counted as one pupil  
12 if the pupil's vocational education enrollment and attendance together  
13 with the pupil's attendance in any of grades nine through 12 is at least  $\frac{5}{6}$   
14 time, otherwise the pupil shall be counted as that proportion of one pupil  
15 (to the nearest  $\frac{1}{10}$ ) that the total time of the pupil's vocational education  
16 attendance and attendance in any of grades nine through 12 bears to full-  
17 time attendance. A pupil enrolled in a district and attending special ed-  
18 ucation and related services, except special education and related services  
19 for preschool-aged exceptional children, provided for by the district shall  
20 be counted as one pupil. A pupil enrolled in a district and attending  
21 special education and related services for preschool-aged exceptional chil-  
22 dren provided for by the district shall be counted as  $\frac{1}{2}$  pupil. A preschool-  
23 aged at-risk pupil enrolled in a district and receiving services under an  
24 approved at-risk pupil assistance plan maintained by the district shall be  
25 counted as  $\frac{1}{2}$  pupil. A pupil in the custody of the secretary of social and  
26 rehabilitation services and enrolled in unified school district No. 259,  
27 Sedgwick county, Kansas, but housed, maintained, and receiving educa-  
28 tional services at the Judge James V. Riddel Boys Ranch, shall be counted  
29 as two pupils.

30 (3) A pupil residing at the Flint Hills job corps center shall not be  
31 counted. A pupil confined in and receiving educational services provided  
32 for by a district at a juvenile detention facility shall not be counted. A  
33 pupil enrolled in a district but housed, maintained, and receiving edu-  
34 cational services at a state institution shall not be counted. A pupil en-  
35 rolled in a virtual school in a district but who is not a resident of the state  
36 of Kansas shall not be counted.

37 (b) "Preschool-aged exceptional children" means exceptional chil-  
38 dren, except gifted children, who have attained the age of three years but  
39 are under the age of eligibility for attendance at kindergarten.

40 (c) "At-risk pupils" means pupils who are eligible for free meals un-  
41 der the national school lunch act and who are enrolled in a district which  
42 maintains an approved at-risk pupil assistance plan.

43 (d) "Preschool-aged at-risk pupil" means an at-risk pupil who has

1 attained the age of four years, is under the age of eligibility for attendance  
2 at kindergarten, and has been selected by the state board in accordance  
3 with guidelines consonant with guidelines governing the selection of pu-  
4 pils for participation in head start programs.

5 (e) "Enrollment" means: (1) (A) Subject to the provisions of para-  
6 graph (1)(B), for districts scheduling the school days or school hours of  
7 the school term on a trimestral or quarterly basis, the number of pupils  
8 regularly enrolled in the district on September 20 plus the number of  
9 pupils regularly enrolled in the district on February 20 less the number  
10 of pupils regularly enrolled on February 20 who were counted in the  
11 enrollment of the district on September 20; and for districts not specified  
12 in this paragraph (1), the number of pupils regularly enrolled in the dis-  
13 trict on September 20; (B) a pupil who is a foreign exchange student shall  
14 not be counted unless such student is regularly enrolled in the district on  
15 September 20 and attending kindergarten or any of the grades one  
16 through 12 maintained by the district for at least one semester or two  
17 quarters or the equivalent thereof;

18 (2) if enrollment in a district in any school year has decreased from  
19 enrollment in the preceding school year, enrollment of the district in the  
20 current school year means whichever is the greater of (A) enrollment in  
21 the preceding school year minus enrollment in such school year of pre-  
22 school-aged at-risk pupils, if any such pupils were enrolled, plus enroll-  
23 ment in the current school year of preschool-aged at-risk pupils, if any  
24 such pupils are enrolled, or (B) the sum of enrollment in the current  
25 school year of preschool-aged at-risk pupils, if any such pupils are enrolled  
26 and the average (mean) of the sum of (i) enrollment of the district in the  
27 current school year minus enrollment in such school year of preschool-  
28 aged at-risk pupils, if any such pupils are enrolled and (ii) enrollment in  
29 the preceding school year minus enrollment in such school year of pre-  
30 school-aged at-risk pupils, if any such pupils were enrolled and (iii) en-  
31 rollment in the school year next preceding the preceding school year  
32 minus enrollment in such school year of preschool-aged at-risk pupils, if  
33 any such pupils were enrolled; or

34 (3) the number of pupils as determined under K.S.A. 72-6447 or  
35 section 2 of 2005 House Bill No. 2059, and amendments thereto.

36 (f) "Adjusted enrollment" means enrollment adjusted by adding at-  
37 risk pupil weighting, program weighting, low enrollment weighting, if any,  
38 *correlation weighting, if any*, extraordinary declining enrollment weight-  
39 ing, if any, school facilities weighting, if any, ancillary school facilities  
40 weighting, if any, cost of living weighting, if any, special education and  
41 related services weighting, and transportation weighting to enrollment.

42 (g) "At-risk pupil weighting" means an addend component assigned  
43 to enrollment of districts on the basis of enrollment of at-risk pupils.

- 1 (h) “Program weighting” means an addend component assigned to  
2 enrollment of districts on the basis of pupil attendance in educational  
3 programs which differ in cost from regular educational programs.
- 4 (i) “Low enrollment weighting” means an addend component as-  
5 signed to enrollment of districts having under ~~1,725~~ 1,671 enrollment on  
6 the basis of costs attributable to maintenance of educational programs by  
7 such districts in comparison with costs attributable to maintenance of  
8 educational programs by districts having ~~1,725~~ 1,671 or over enrollment.
- 9 (j) “School facilities weighting” means an addend component as-  
10 signed to enrollment of districts on the basis of costs attributable to com-  
11 mencing operation of new school facilities.
- 12 (k) “Transportation weighting” means an addend component as-  
13 signed to enrollment of districts on the basis of costs attributable to the  
14 provision or furnishing of transportation.
- 15 (l) “Cost of living weighting” means an addend component assigned  
16 to enrollment of districts to which the provisions of section 12 of 2005  
17 Senate Bill No. 43, and amendments thereto, apply on the basis of costs  
18 attributable to the extraordinary cost of living in the district.
- 19 (m) “Ancillary school facilities weighting” means an addend compo-  
20 nent assigned to enrollment of districts to which the provisions of K.S.A.  
21 72-6441, and amendments thereto, apply on the basis of costs attributable  
22 to commencing operation of new school facilities. Ancillary school facil-  
23 ities weighting may be assigned to enrollment of a district only if the  
24 district has levied a tax under authority of K.S.A. 72-6441, and amend-  
25 ments thereto, and remitted the proceeds from such tax to the state trea-  
26 surer. Ancillary school facilities weighting is in addition to assignment of  
27 school facilities weighting to enrollment of any district eligible for such  
28 weighting.
- 29 (n) “Juvenile detention facility” means: (1) Any secure public or pri-  
30 vate facility which is used for the lawful custody of accused or adjudicated  
31 juvenile offenders and which shall not be a jail;
- 32 (2) any level VI treatment facility licensed by the Kansas department  
33 of health and environment which is a psychiatric residential treatment  
34 facility for individuals under the age of 21 which conforms with the reg-  
35 ulations of the centers for medicare/medicaid services and the joint com-  
36 mission on accreditation of health care organizations governing such fa-  
37 cilities; and
- 38 (3) the Forbes Juvenile Attention Facility, the Sappa Valley Youth  
39 Ranch of Oberlin, Salvation Army/Koch Center Youth Services, the Clar-  
40 ence M. Kelley Youth Center, the Clarence M. Kelley Transitional Living  
41 Center, Trego County Secure Care Center, St. Francis Academy at At-  
42 chison, St. Francis Academy at Ellsworth, St. Francis Academy at Salina,  
43 St. Francis Center at Salina, King’s Achievement Center, and Liberty

1 Juvenile Services and Treatment.

2 (o) “Special education and related services weighting” means an addend  
3 addend component assigned to enrollment of districts on the basis of costs  
4 attributable to provision of special education and related services for pu-  
5 pils determined to be exceptional children.

6 (p) “Virtual school” means any kindergarten or grades one through  
7 12 course offered for credit that uses distance-learning technologies  
8 which predominantly use internet-based methods to deliver instruction  
9 and for which the course content is available on an “anytime, anyplace”  
10 basis, but the instruction occurs asynchronously with the teacher and  
11 pupil in separate locations, not necessarily located within a local education  
12 agency.

13 (q) “Extraordinary declining enrollment weighting” means an addend  
14 component assigned to enrollment of districts to which the provisions of  
15 section 13 of 2005 Senate Bill No. 43, and amendments thereto, apply on  
16 the basis of reduced revenues attributable to the declining enrollment of  
17 the district.

18 (r) *“Correlation weighting” means an addend component assigned to*  
19 *enrollment of districts having 1,671 or over enrollment on the basis of*  
20 *costs attributable to maintenance of educational programs by such dis-*  
21 *tricts as a correlate to low enrollment weighting assigned to enrollment*  
22 *of districts having under 1,671 enrollment.*

23 Sec. 6. K.S.A. 72-6410, as amended by section 14 of 2005 House Bill  
24 No. 2247, is hereby amended to read as follows: 72-6410. (a) “State fi-  
25 nancial aid” means an amount equal to the product obtained by multi-  
26 plying base state aid per pupil by the adjusted enrollment of a district.

27 (b) “Base state aid per pupil” means an amount of state financial aid  
28 per pupil. Subject to the other provisions of this subsection, the amount  
29 of base state aid per pupil is ~~\$4,222~~ \$4,272. The amount of base state aid  
30 per pupil is subject to reduction commensurate with any reduction under  
31 K.S.A. 75-6704, and amendments thereto, in the amount of the approp-  
32 riation from the state general fund for general state aid. If the amount  
33 of appropriations for general state aid is insufficient to pay in full the  
34 amount each district is entitled to receive for any school year, the amount  
35 of base state aid per pupil for such school year is subject to reduction  
36 commensurate with the amount of the insufficiency.

37 (c) “Local effort” means the sum of an amount equal to the proceeds  
38 from the tax levied under authority of K.S.A. 72-6431, and amendments  
39 thereto, and an amount equal to any unexpended and unencumbered  
40 balance remaining in the general fund of the district, except amounts  
41 received by the district and authorized to be expended for the purposes  
42 specified in K.S.A. 72-6430, and amendments thereto, and an amount  
43 equal to any unexpended and unencumbered balances remaining in the

1 program weighted funds of the district, except any amount in the voca-  
2 tional education fund of the district if the district is operating an area  
3 vocational school, and an amount equal to any remaining proceeds from  
4 taxes levied under authority of K.S.A. 72-7056 and 72-7072, and amend-  
5 ments thereto, prior to the repeal of such statutory sections, and an  
6 amount equal to the amount deposited in the general fund in the current  
7 school year from amounts received in such year by the district under the  
8 provisions of subsection (a) of K.S.A. 72-1046a, and amendments thereto,  
9 and an amount equal to the amount deposited in the general fund in the  
10 current school year from amounts received in such year by the district  
11 pursuant to contracts made and entered into under authority of K.S.A.  
12 72-6757, and amendments thereto, and an amount equal to the amount  
13 credited to the general fund in the current school year from amounts  
14 distributed in such year to the district under the provisions of articles 17  
15 and 34 of chapter 12 of Kansas Statutes Annotated and under the pro-  
16 visions of articles 42 and 51 of chapter 79 of Kansas Statutes Annotated,  
17 and an amount equal to the amount of payments received by the district  
18 under the provisions of K.S.A. 72-979, and amendments thereto, and an  
19 amount equal to the amount of a grant, if any, received by the district  
20 under the provisions of K.S.A. 72-983, and amendments thereto, and an  
21 amount equal to 70% of the federal impact aid of the district.

22 (d) "Federal impact aid" means an amount equal to the federally  
23 qualified percentage of the amount of moneys a district receives in the  
24 current school year under the provisions of title I of public law 874 and  
25 congressional appropriations therefor, excluding amounts received for as-  
26 sistance in cases of major disaster and amounts received under the low-  
27 rent housing program. The amount of federal impact aid defined herein  
28 as an amount equal to the federally qualified percentage of the amount  
29 of moneys provided for the district under title I of public law 874 shall  
30 be determined by the state board in accordance with terms and conditions  
31 imposed under the provisions of the public law and rules and regulations  
32 thereunder.

33 Sec. 7. K.S.A. 72-6411 is hereby amended to read as follows: 72-  
34 6411. (a) The transportation weighting of each district shall be deter-  
35 mined by the state board as follows:

36 (1) Determine the total expenditures of the district during the preced-  
37 ing school year from all funds for transporting pupils of public and  
38 nonpublic schools on regular school routes;

39 (2) divide the amount determined under (1) by the total number of  
40 pupils who were included in the enrollment of the district in the preced-  
41 ing school year and for whom transportation was made available by the  
42 district;

43 (3) multiply the quotient obtained under (2) by the total number of

- 1 pupils who were included in the enrollment of the district in the preced-  
2 ing school year, were residing less than  $2\frac{1}{2}$   $1\frac{1}{2}$  miles by the usually trav-  
3 eled road from the school building they attended, and for whom trans-  
4 portation was made available by the district;
- 5 (4) multiply the product obtained under (3) by 50%;
- 6 (5) subtract the product obtained under (4) from the amount deter-  
7 mined under (1);
- 8 (6) divide the remainder obtained under (5) by the total number of  
9 pupils who were included in the enrollment of the district in the preced-  
10 ing school year, were residing  $2\frac{1}{2}$   $1\frac{1}{2}$  miles or more by the usually trav-  
11 eled road from the school building they attended and for whom trans-  
12 portation was made available by the district. The quotient is the per-pupil  
13 cost of transportation;
- 14 (7) on a density-cost graph plot the per-pupil cost of transportation  
15 for each district;
- 16 (8) construct a curve of best fit for the points so plotted;
- 17 (9) locate the index of density for the district on the base line of the  
18 density-cost graph and from the point on the curve of best fit directly  
19 above this point of index of density follow a line parallel to the base line  
20 to the point of intersection with the vertical line, which point is the for-  
21 mula per-pupil cost of transportation of the district;
- 22 (10) divide the formula per-pupil cost of transportation of the district  
23 by base state aid per pupil;
- 24 (11) multiply the quotient obtained under (10) by the number of  
25 pupils who are included in the enrollment of the district, are residing  $2\frac{1}{2}$   
26  $1\frac{1}{2}$  miles or more by the usually traveled road to the school building they  
27 attend, and for whom transportation is being made available by, and at  
28 the expense of, the district. The product is the transportation weighting  
29 of the district.
- 30 (b) For the purpose of providing accurate and reliable data on pupil  
31 transportation, the state board is authorized to adopt rules and regulations  
32 prescribing procedures which districts shall follow in reporting pertinent  
33 information relative thereto, including uniform reporting of expenditures  
34 for transportation.
- 35 (c) "Index of density" means the number of pupils who are included  
36 in the enrollment of a district in the current school year, are residing  $2\frac{1}{2}$   
37  $1\frac{1}{2}$  miles or more by the usually traveled road from the school building  
38 they attend, and for whom transportation is being made available on reg-  
39 ular school routes by the district, divided by the number of square miles  
40 of territory in the district.
- 41 (d) "Density-cost graph" means a drawing having: (1) A horizontal or  
42 base line divided into equal intervals of density, beginning with zero on  
43 the left; and (2) a scale for per-pupil cost of transportation to be shown

1 on a line perpendicular to the base line at the left end thereof, such scale  
2 to begin with zero dollars at the base line ascending by equal per-pupil  
3 cost intervals.

4 (e) "Curve of best fit" means the curve on a density-cost graph drawn  
5 so the sum of the distances squared from such line to each of the points  
6 plotted on the graph is the least possible.

7 ~~(f) The provisions of this section shall take effect and be in force from~~  
8 ~~and after July 1, 1992.~~

9 Sec. 8. K.S.A. 72-6412, as amended by section 15 of 2005 House Bill  
10 No. 2247, is hereby amended to read as follows: 72-6412. (a) A low en-  
11 rollment weighting factor shall be assigned to each school district as pro-  
12 vided by this section.

13 (b) For districts with enrollment of ~~1,725~~ 1,671 or more, the low  
14 enrollment weighting factor shall be 0.

15 (c) For districts with enrollment of less than 100, the low enrollment  
16 weighting factor shall be equal to the low enrollment weighting factor of  
17 a district with enrollment of 100.

18 (d) For districts with enrollment of less than ~~1,725~~ 1,671 and more  
19 than 99, the low enrollment weighting factor shall be determined by the  
20 state board as follows:

21 (1) Determine the low enrollment weighting factor for such districts  
22 for school year 2004-2005;

23 (2) multiply the low enrollment weighting factor of each district de-  
24 termined under paragraph (1) by 3,863;

25 (3) add 3,863 to the product obtained under paragraph (2);

26 (4) divide the product obtained under paragraph (3) by 4,107; and

27 (5) subtract 1 from the product obtained under paragraph (4). The  
28 difference shall be the low enrollment weighting factor for school year  
29 2005-2006 and each school year thereafter.

30 Sec. 9. K.S.A. 72-6414, as amended by section 17 of 2005 House Bill  
31 No. 2247, is hereby amended to read as follows: 72-6414. (a) The at-risk  
32 pupil weighting of each district shall be determined by the state board  
33 by multiplying the number of at-risk pupils included in enrollment of the  
34 district by ~~.145~~ .197. The product is the at-risk pupil weighting of the  
35 district.

36 (b) Except as provided in subsection (d), of the amount a district  
37 receives from the at-risk pupil weighting, an amount produced by a pupil  
38 weighting of .01 shall be used by the district for achieving mastery of  
39 basic reading skills by completion of the third grade in accordance with  
40 standards and outcomes of mastery identified by the state board under  
41 K.S.A. 72-7534, and amendments thereto.

42 (c) A district shall include such information in its at-risk pupil assis-  
43 tance plan as the state board may require regarding the district's reme-

1 diation strategies and the results thereof in achieving the third grade  
2 reading standards and outcomes of mastery identified by the state board.  
3 The reporting requirements shall include information documenting re-  
4 mediation strategies and improvement made by pupils who performed  
5 below the expected standard on the second grade diagnostic reading test  
6 prescribed by the state board.

7 (d) A district whose pupils substantially achieve the state board stan-  
8 dards and outcomes of mastery of reading skills upon completion of third  
9 grade may be released, upon request, by the state board from the require-  
10 ments of subsection (b).

11 Sec. 10. K.S.A. 72-6426 is hereby amended to read as follows: 72-  
12 6426. (a) There is hereby established in every district a fund which shall  
13 be called the contingency reserve fund. Such fund shall consist of all  
14 moneys deposited therein or transferred thereto according to law. The  
15 fund shall be maintained for payment of expenses of a district attributable  
16 to financial contingencies as determined by the board. Except as other-  
17 wise provided in subsection (b), at no time in any school year shall the  
18 amount maintained in the fund exceed an amount equal to 4% of the  
19 general fund budget of the district for the school year.

20 (b) (1) In any school year, if the amount in the contingency reserve  
21 fund of a district is in excess of the amount authorized under subsection  
22 (a) to be maintained in the fund, and if such excess amount is the result  
23 of a reduction in the general fund budget of the district for the school  
24 year because of a decrease in enrollment, the district may maintain the  
25 excess amount in the fund until depletion of such excess amount by ex-  
26 penditure from the fund for the purposes thereof.

27 (2) *Except as provided in subsection (b), at no time in school year*  
28 *2005-2006, shall the amount maintained in the fund exceed an amount*  
29 *equal to 6% of the general fund budget of the district for such school year.*

30 Sec. 11. K.S.A. 79-1801 is hereby amended to read as follows: 79-  
31 1801. (a) *Except as provided by subsection (b), each year the governing*  
32 *body of any city, the trustees of any township, the board of education of*  
33 *any school district and the governing bodies of all other taxing subdivi-*  
34 *sions shall certify, on or before August 25, to the proper county clerk the*  
35 *amount of ad valorem tax to be levied. Thereupon, the county clerk shall*  
36 *place the tax upon the tax roll of the county, in the manner prescribed*  
37 *by law, and the tax shall be collected by the county treasurer. The county*  
38 *treasurer shall distribute the proceeds of the taxes levied by each taxing*  
39 *subdivision in the manner provided by K.S.A. 12-1678a, and amendments*  
40 *thereto.*

41 (b) *In 2005, the board of education of any school district shall certify,*  
42 *on or before September 7, to the proper county clerk the amount of ad*  
43 *valorem tax to be levied.*

1     Sec. 12. K.S.A. 72-6405, as amended by section 19 of 2005 Senate  
2 Bill No. 43, 72-6410, as amended by section 14 of 2005 House Bill No.  
3 2247, 72-6411, 72-6412, as amended by section 15 of 2005 House Bill  
4 No. 2247, 72-6414, as amended by section 17 of 2005 House Bill No.  
5 2247, 72-6426 and 79-1801 and K.S.A. 2004 Supp. 72-978, as amended  
6 by section 10 of 2005 House Bill No. 2247, and 72-6407, as amended by  
7 section 16 of 2005 Senate Bill No. 43, are hereby repealed.

8     Sec. 13. This act shall take effect and be in force from and after its  
9 publication in the Kansas register.