

## HOUSE BILL No. 2580

By Committee on Education

1-29

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9 AN ACT concerning school districts; relating to special education;  
10 amending K.S.A. 72-983 and repealing the existing section.

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

13 Section 1. K.S.A. 72-983 is hereby amended to read as follows: 72-  
14 983. ~~(a) In each school year, to the extent that appropriations are available,~~  
15 ~~each school district which has provided special education or related serv-~~  
16 ~~ices for an exceptional child whose IEP provides for services which cost~~  
17 ~~in excess of \$25,000 for the school year is eligible to receive a grant of~~  
18 ~~state moneys in an amount equal to 75% of that portion of the costs,~~  
19 ~~incurred by the district in the provision of special education or related~~  
20 ~~services for the child, that is in excess of \$25,000.~~

21 *(a) In each school year, to the extent that appropriations are available*  
22 *and subject to the limitation in subsection (f), each school district which*  
23 *has provided special education or related services for an exceptional child*  
24 *is eligible to receive extraordinary cost state aid in an amount determined*  
25 *by the state board. The state board shall:*

26 *(1) Determine the cost of providing special education and related*  
27 *services to an exceptional child in the school district for which an appli-*  
28 *cation for extraordinary cost state aid has been submitted;*

29 *(2) determine the amount of state aid the district received under*  
30 *K.S.A. 72-978, and amendments thereto, in the current school year for*  
31 *such exceptional child;*

32 *(3) subtract the amount determined under (2) from the amount de-*  
33 *termined under (1);*

34 *(4) determine the average amount of moneys expended per full-time*  
35 *equivalent exceptional child by school districts to provide special educa-*  
36 *tion and related services during the preceding school year;*

37 *(5) multiply the amount determined under (4) by 2;*

38 *(6) subtract the product obtained under (5) from the difference ob-*  
39 *tained under (3);*

40 *(7) multiply the difference obtained under (6) by .75. The product is*  
41 *the amount of extraordinary cost state aid the district is eligible to receive*  
42 *for such exceptional child.*

43 ~~(b) In order to be eligible for a grant of state moneys provided for by~~

1 ~~subsection (a)~~ *extraordinary cost state aid*, a school district shall submit  
2 to the state board of education an application for ~~a grant~~ *such aid*, a  
3 description of the special education or related services provided, ~~and~~ the  
4 name or names of the child or children for whom provided ~~and the~~  
5 *amount expended to provide such special education or related services*.  
6 *School districts shall not be eligible for extraordinary cost state aid for*  
7 *amounts expended but which are reimbursed or otherwise financed with*  
8 *state aid received under K.S.A. 72-978, and amendments thereto*. The  
9 application and description shall be prepared in such form and manner  
10 as the state board shall require and shall be submitted at a time to be  
11 determined and specified by the state board. Approval by the state board  
12 of applications for ~~grants of state moneys~~ *extraordinary cost state aid* is  
13 prerequisite to the award of ~~grants~~ *such aid*.

14 (c) Each school district which is awarded ~~a grant under this section~~  
15 *extraordinary cost state aid* shall make such periodic and special reports  
16 of statistical and financial information to the state board as it may request.

17 (d) All moneys received by a school district under authority of this  
18 section shall be deposited in the general fund of the school district and  
19 transferred to its special education fund.

20 (e) The state board of education shall:

21 (1) Prescribe and adopt criteria for identification and determination  
22 of excessive costs attributable to the provision of special education and  
23 related services for which an application for ~~a grant of state moneys~~ *ex-*  
24 *traordinary cost state aid* may be made under this section;

25 (2) approve applications of school districts for ~~grants~~ *extraordinary*  
26 *cost state aid*;

27 (3) determine the amount of ~~grants~~ *extraordinary cost state aid* and  
28 be responsible for payment of such ~~grants~~ *aid* to school districts; and

29 (4) prescribe all forms necessary for reporting under this section.

30 (f) *The state board shall designate a portion of the amount of moneys*  
31 *appropriated for special education and related services state aid as ex-*  
32 *traordinary cost state aid. The amount designated by the state board as*  
33 *extraordinary cost state aid shall not exceed .5% of the total amount of*  
34 *state aid appropriated for special education and related services for the*  
35 *preceding school year*.

36 (g) If the amount of appropriations for the payment of ~~grants under~~  
37 ~~this section~~ *extraordinary cost state aid* is insufficient to pay in full the  
38 amount each school district is determined to be eligible to receive for the  
39 school year, the state board shall prorate the amount appropriated among  
40 all school districts which are eligible to receive ~~grants of state moneys~~  
41 *such state aid* in proportion to the amount each school district is deter-  
42 mined to be eligible to receive.

43 (h) *The state board shall determine the amount of state aid each*

1 *school district is eligible to receive under this section prior to determining*  
2 *the amount of state aid each school district is eligible to receive under*  
3 *K.S.A. 72-978, and amendments thereto.*

4     Sec. 2. K.S.A. 72-983 is hereby repealed.

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