

## HOUSE BILL No. 2677

By Committee on Appropriations

2-9

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9 AN ACT concerning school districts; relating to child care facilities;  
10 amending K.S.A. 72-8236 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. 72-8236 is hereby amended to read as follows: 72-  
14 8236. (a) The board of education of any school district may: (1) Establish,  
15 operate and maintain a child care facility; (2) enter into cooperative or  
16 interlocal agreements with one or more other boards for the establish-  
17 ment, operation and maintenance of a child care facility; (3) contract with  
18 private, nonprofit corporations or associations or with any public or pri-  
19 vate agency or institution, whether located within or outside the state, for  
20 the establishment, operation and maintenance of a child care facility; and  
21 (4) prescribe and collect fees for providing care at a child care facility.

22 (b) Fees for providing care at a child care facility established under  
23 authority of this section shall be prescribed and collected only to recover  
24 the costs incurred as a result of and directly attributable to the establish-  
25 ment, operation and maintenance of the child care facility. Revenues from  
26 fees collected by a board under this section shall be deposited in the  
27 ~~general child care facility~~ fund of the school district ~~and shall be consid-~~  
28 ~~ered reimbursements to the district for the purpose of the school district~~  
29 ~~finance and quality performance act and may be expended whether the~~  
30 ~~same have been budgeted or not and amounts so expended shall not be~~  
31 ~~considered operating expenses.~~

32 (c) Every school district which establishes, operates and maintains a  
33 child care facility shall be subject to the provisions contained in article 5  
34 of chapter 65 of Kansas Statutes Annotated.

35 (d) As used in this section, the term "child" means any child who is  
36 three years of age or older, and any infant or toddler whose parent or  
37 parents are pupils or employees of a school district which establishes,  
38 operates and maintains, or cooperates in the establishment, operation and  
39 maintenance of, a child care facility under authority of this act.

40 New Sec. 2. (a) There is hereby established in every district a fund  
41 which shall be called the child care facility fund, which fund shall consist  
42 of all moneys deposited therein or transferred thereto according to law.  
43 The expenses of a district directly attributable to the establishment, op-

1 eration and maintenance of a child care facility as authorized by K.S.A.  
2 72-8236, and amendments thereto, shall be paid from the child care fa-  
3 cility fund.

4 (b) Any balance remaining in the child care facility fund at the end  
5 of the budget year shall be carried forward into the child care facility fund  
6 for succeeding budget years. Such fund shall not be subject to the pro-  
7 visions of K.S.A. 79-2925 through 79-2937, and amendments thereto. In  
8 preparing the budget of such school district, the amounts credited to and  
9 the amount on hand in the child care facility fund, and the amount ex-  
10 pended therefrom shall be included in the annual budget for the infor-  
11 mation of the residents of the school district. Interest earned on the in-  
12 vestment of moneys in any such fund shall be credited to that fund.

13 Sec. 3. K.S.A. 72-8236 is hereby repealed.

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