

## HOUSE BILL No. 2618

By Committee on K-12 Education Budget

Requested by Representative Brantley

2-2

1 AN ACT concerning education; relating to the state board of education;  
2 requiring the state board of education to report to the legislature on the  
3 federal financial assistance that is accepted, received or distributed by  
4 the state board; amending K.S.A. 72-5538 and repealing the existing  
5 section.

6

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

8 Section 1. K.S.A. 72-5538 is hereby amended to read as follows: 72-  
9 5538. (a) In the event the designation of a "state education agency" is  
10 required by federal laws now or hereafter enacted—which that make  
11 available federal funds financial assistance for educational purposes, the  
12 state board of education is designated as the "state education agency"  
13 through which applications, reports, agreements and federal funds are to  
14 such federal financial assistance shall be channeled; and said "state  
15 education agency".

16 The state board of education is hereby authorized and empowered to do  
17 all things necessary to comply with and carry out any such federal law or  
18 the rules and regulations promulgated thereunder by the federal  
19 government or any agency thereof.

20 (b) Nothing contained in this section shall be construed as preventing  
21 any board of education of a school district or any educational agency of  
22 this state from making direct applications for or receiving directly federal  
23 funds financial assistance made available for educational purposes in  
24 those cases where the federal law permits direct applications for and  
25 receipt of federal funds financial assistance by any such board of  
26 education or its school district or educational agency of this state.

27 (c) On or before July 1 and January 1 each year, the state board of  
28 education shall prepare and submit a report to the legislature that  
29 provides information on the federal financial assistance that was  
30 accepted, distributed or expended in the preceding and current fiscal year  
31 and the federal financial assistance that the board anticipates will be  
32 accepted, distributed or expended for the remainder of the current fiscal  
33 year. Such report shall include the following information:

34 (1) The purpose of each such federal financial assistance program;  
35 (2) how the federal financial assistance was or will be used;

1       (3) *the individual, office or division of the state board of education*  
2 *that accepts, distributes or expends such federal financial assistance;*  
3       (4) *the federal agency, office or division that administers such federal*  
4 *financial assistance on behalf of the federal government;*  
5       (5) *with respect to each federal financial assistance program, the*  
6 *total amount of federal financial assistance that the state board of*  
7 *education accepted, distributed or expended in the preceding fiscal year*  
8 *and current fiscal year and the total amount of federal financial assistance*  
9 *that the board anticipates will be accepted, distributed or expended for the*  
10 *remainder of the current fiscal year;*  
11       (6) *the anticipated time that the federal financial assistance program*  
12 *will be made available; and*  
13       (7) *a description that outlines whether and how the educational*  
14 *initiatives of the federal financial assistance program will be sustained*  
15 *using state or local resources after the federal financial assistance*  
16 *program ends.*

17       Sec. 2. K.S.A. 72-5538 is hereby repealed.

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