

## HOUSE BILL No. 2663

By Committee on Education

Requested by Representative Estes

2-3

1 AN ACT concerning education; relating to school district at-risk student  
2 accountability plans; modifying the requirements for student cohorts  
3 and achievement goals for such plans; amending K.S.A. 2025 Supp.  
4 72-3574 and repealing the existing section.  
5

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

7 Section 1. K.S.A. 2025 Supp. 72-3574 is hereby amended to read as  
8 follows: 72-3574. (a) Each participating school district board of education  
9 shall submit annually to the state board of education an at-risk student  
10 accountability plan to attain at-risk student proficiency in accordance with  
11 this section and to ensure the provision of programs and services that are eligible  
12 above and beyond regular education services to students who are eligible  
13 for at-risk programs and services. Such plan shall be submitted to the state  
14 board of education on a form and in the manner required by the state  
15 board. The purpose of each school district's at-risk student accountability  
16 plan is to:

17 (1) Demonstrate that the school district is using evidenced-based  
18 instruction, as defined in K.S.A. 72-5153, and amendments thereto, for the  
19 education of students who are identified as eligible to receive at-risk  
20 programs and services;

21 (2) measure longitudinal academic improvement in a quantitative  
22 manner;

23 (3) establish quantitative student academic improvement goals for  
24 certain identified student cohort groups and strive to meet such goals  
25 through the provision of evidence-based instruction that is provided to  
26 such cohort groups above and beyond regular educational services;

27 (4) ensure that at-risk education fund moneys are expended in  
28 accordance with the law by providing services above and beyond regular  
29 education services; and

30 (5) continue the process of identifying certain student cohort groups  
31 and providing evidence-based instruction above and beyond that of a  
32 regular education to such identified student cohort groups until the school  
33 district achieves the state board of education's goal to have 75% of all  
34 students achieve proficiency by scoring at performance level 3 or 4 on the  
35 state assessments for English language arts and mathematics.

1       (b) Each at-risk student accountability plan shall identify not fewer  
2 than one cohort group of students who are enrolled and attending grade  
3 ~~three four~~ each school year that such cohort group is required to be  
4 identified and not fewer than one cohort group of students enrolled in and  
5 attending kindergarten or any of the grades one through eight each school  
6 year that such cohort group is required to be identified. Except as provided  
7 in this subsection, ~~one of the student cohort groups identified by the school~~  
8 ~~district for either such grade level shall be the students who are eligible for~~  
9 ~~free meals pursuant to the national school lunch program. for the other for~~  
10 ~~each grade level, the school district shall~~ *may* identify any ~~other~~ student  
11 cohort group that corresponds to one of the subgroups identified for state  
12 assessment purposes or ~~shall identify a cohort group of students who are~~  
13 identified as eligible to receive at-risk educational programs and services  
14 pursuant to the same at-risk identification criteria established pursuant to  
15 K.S.A. 72-5153a, and amendments thereto. A school district shall not  
16 identify a cohort group of students pursuant to this subsection if such  
17 cohort group is comprised of 10 or fewer students. If ~~both cohort groups of~~  
18 ~~students who are eligible for free meals are comprised of 10 or fewer~~  
19 ~~students no cohort group of students comprising 11 or more students can~~  
20 ~~be formed using any of the subgroup descriptions provided in this~~  
21 ~~subsection, the school district shall identify another cohort group pursuant~~  
22 ~~to this subsection consult with the state department of education to~~  
23 ~~determine appropriate alternative student cohort groups that are~~  
24 ~~comprised of 11 or more students.~~

25       (c) (1) Each participating school district board of education shall  
26 establish a four-year quantitative academic improvement goal for each  
27 identified student cohort group in accordance with this subsection and  
28 shall repeat such process every four years as provided in this section. The  
29 academic improvement goal established for a cohort group pursuant to this  
30 section shall be related to the achievement of academic proficiency in the  
31 areas of English language arts ~~and or~~ mathematics. Once a school district  
32 establishes a four-year quantitative academic improvement goal for a  
33 cohort group on the school district's at-risk accountability plan, the school  
34 district shall not revise or revoke such goal for such cohort group in order  
35 to meet or exceed such goal.

36       (2) To attain the four-year quantitative academic improvement goal  
37 for each identified student cohort group, the school district board of  
38 education shall identify and implement two through four targeted supports  
39 or interventions for each identified student cohort group. Such supports or  
40 interventions shall be selected from the state board of education's list of  
41 approved at-risk educational programs established pursuant to K.S.A. 72-  
42 5153, and amendments thereto. The purpose of the targeted supports or  
43 interventions is to provide evidence-based instruction above and beyond

1 regular education services to the identified student cohort group and  
2 evaluate whether such targeted supports or interventions have a positive  
3 impact on academic improvement. A school district board of education  
4 may select different targeted supports or interventions for each identified  
5 student cohort group and may change such targeted supports or  
6 interventions if the chosen targeted supports or interventions are not  
7 having a positive impact *on* academic improvement.

8 (d) (1) Each participating school district board of education shall  
9 conduct a four-year or five-year longitudinal academic evaluation of each  
10 student cohort group identified on the school district's at-risk student  
11 accountability plan to evaluate whether such students improved upon  
12 attainment of academic proficiency and met or exceeded the quantitative  
13 academic improvement goal established by the school district board of  
14 education.

15 (2) To evaluate whether the student cohort group that is first  
16 identified in grade ~~three~~ *four* pursuant to this section is achieving at a level  
17 that is sufficient to meet or exceed the quantitative academic improvement  
18 goal established for such cohort group, the school district shall select and  
19 specify in the school district's at-risk accountability plan not more than two  
20 quantitative measures to evaluate the cohort group's achievement. One of  
21 such quantitative measures used by the school district shall be the English  
22 language arts ~~and or~~ mathematics state ~~assessments~~ *assessment*. The  
23 school district may choose one additional quantitative measure to evaluate  
24 such cohort group's progress from the list of approved quantitative  
25 measures in paragraph (4).

26 (3) To evaluate whether the other student cohort group that is first  
27 identified in kindergarten or any of the grades one through eight pursuant  
28 to this section is achieving at a level that is sufficient to meet or exceed the  
29 quantitative academic improvement goal established for such cohort  
30 group, the school district shall select and specify on the school district's at-  
31 risk accountability plan not more than two quantitative measures to  
32 evaluate such cohort group's achievement. If such identified student cohort  
33 group will take the English language arts and mathematics state  
34 assessments in a school year that such cohort group is evaluated pursuant  
35 to this section, the school district shall use ~~such~~ *the appropriate* state  
36 ~~assessments~~ *assessment* to evaluate the cohort group's achievement and  
37 may choose one additional quantitative measure to evaluate such cohort  
38 group's progress from the list of approved quantitative measures in  
39 paragraph (4). If such identified student cohort group will not take the  
40 English language arts and mathematics state assessments in a school year  
41 that such cohort group is evaluated, the school district shall use one or two  
42 quantitative measures to evaluate such cohort group's progress from the  
43 list of approved quantitative measures in paragraph (4).

1       (4) Subject to the requirements of paragraphs (2) and (3), the  
2 quantitative measures that a school district may use to evaluate whether an  
3 identified student cohort group is achieving at a level that is sufficient to  
4 meet or exceed the quantitative academic improvement goal established  
5 for such cohort group shall only include the following:

6       (A) The English language arts ~~and or~~ mathematics state ~~assessments~~  
7 ~~assessment~~;

8       (B) a formative assessment approved by the state board of education;  
9       (C) a summative assessment approved by the state board of  
10 education; or

11       (D) ACT or ACT workkeys assessments.

12       (e) If the identified student cohort group meets or exceeds the  
13 quantitative academic improvement goal established for such cohort group  
14 at the end of the four-year period, the school district board of education  
15 shall repeat the process established pursuant to this section by identifying  
16 another student cohort group, establishing a four-year quantitative  
17 academic improvement goal for such cohort group and conducting a four-  
18 year or five-year longitudinal academic evaluation of such cohort group in  
19 accordance with this section.

20       (f) If the identified student cohort group does not meet or exceed the  
21 quantitative academic improvement goal established for such cohort group  
22 at the end of the four-year period:

23       (1) The state board of education shall deem such school district as not  
24 meeting at-risk improvement requirements on the school district's at-risk  
25 student achievement report published on the state board's website pursuant  
26 to subsection (j) until such school district meets the quantitative academic  
27 improvement goal established by the school district board of education for  
28 the subsequent cohort group identified pursuant to subsection (b) that  
29 replaces the cohort group that did not meet or exceed the four-year  
30 longitudinal academic improvement goal;

31       (2) the school district board of education shall continue to evaluate  
32 the longitudinal academic performance of such student cohort group for  
33 one additional school year in accordance with this section; and

34       (3) the school district board of education shall repeat the process  
35 established pursuant to this section by identifying another student cohort  
36 group pursuant to subsection (b), establishing a four-year quantitative  
37 academic improvement goal for such cohort group and conducting a four-  
38 year or five-year longitudinal academic evaluation of such cohort group in  
39 accordance with this section.

40       (g) (1) Commencing in school year 2030-2031, if an identified  
41 student cohort group does not meet or exceed the quantitative academic  
42 improvement goal established for such cohort group at the end of the one  
43 additional school year that the school district is authorized to evaluate such

1 cohort group pursuant to subsection (f)(2), notwithstanding the provisions  
2 of K.S.A. 72-5131 et seq., and amendments thereto, the school district's at-  
3 risk student weighting and high-density at-risk student weighting  
4 entitlements in the school year following such one additional school year  
5 shall be determined and adjusted by the state board as follows:

6 (A) If only one student cohort group identified on the school district's  
7 at-risk accountability plan fails to meet or exceed the quantitative  
8 academic improvement goal established by the school district board of  
9 education at the end of the one additional school year that the school  
10 district is authorized to evaluate such cohort group pursuant to subsection  
11 (f)(2), the state board of education shall:

12 (i) Determine the BASE aid amount that was in effect in the final  
13 year of the five-year evaluation period of such cohort group;

14 (ii) determine the difference between the BASE aid amount in the  
15 current school year pursuant to K.S.A. 72-5132, and amendments thereto,  
16 and the BASE aid amount determined pursuant to subsection (g)(1)(A)(i);

17 (iii) multiply the amount determined pursuant to subsection (g)(1)(A)(i)  
18 (ii) by 0.50;

19 (iv) add the amount determined pursuant to subsection (g)(1)(A)(i) to  
20 the amount determined pursuant to subsection (g)(1)(A)(iii); and

21 (v) multiply the sum determined pursuant to subsection (g)(1)(A)(iv)  
22 by the school district's at-risk student weighting and high-density at-risk  
23 student weighting determined pursuant to K.S.A. 72-5151, and  
24 amendments thereto. The computed amount is the amount of state aid  
25 attributable to the at-risk student weighting and high-density at-risk  
26 weighting that the school district shall be entitled to receive in the current  
27 school year; or

28 (B) if both student cohort groups identified on the school district's at-  
29 risk accountability plan fail to meet or exceed the quantitative academic  
30 improvement goals established by the school district board of education at  
31 the end of the one additional school year that the school district is  
32 authorized to evaluate such cohort groups pursuant to subsection (f)(2), the  
33 state board of education shall:

34 (i) Determine the BASE aid amount that was in effect in the final  
35 year of the five-year evaluation period of such cohort groups; and

36 (ii) multiply the amount determined pursuant to subsection (g)(1)(B)(i)  
37 by the school district's at-risk student weighting and high-density at-risk  
38 student weighting determined pursuant to K.S.A. 72-5151, and  
39 amendments thereto. The computed amount is the amount of state aid  
40 attributable to the at-risk student weighting and high-density at-risk  
41 student weighting that the school district shall be entitled to receive in the  
42 current school year; and

43 (2) commencing in school year 2030-2031, the state board of

1 education shall determine a school district's at-risk student weighting and  
2 high-density at-risk student weighting entitlements pursuant to this  
3 subsection for the school year following the one additional school year that  
4 the school district is authorized to evaluate a cohort group pursuant to  
5 subsection (f)(2) and in which the cohort group identified on the school  
6 district's at-risk accountability plan fails to meet or exceed the quantitative  
7 academic improvement goal established by the school district board of  
8 education at the end of the five-year evaluation period of such cohort  
9 group.

10 (h) Each participating school district board of education shall  
11 continue to follow the school district's at-risk student accountability plan  
12 and update the plan annually or as may be necessary to repeat the process  
13 established pursuant to this section every four years by identifying another  
14 student cohort group, establishing a four-year quantitative academic  
15 improvement goal for such cohort group and conducting a four-year or  
16 five-year longitudinal academic evaluation of such cohort group in  
17 accordance with this section. Such process shall continue until the school  
18 district achieves the state board of education's goal to have 75% of all  
19 students who took the statewide assessments during the preceding school  
20 year achieve academic proficiency by scoring at performance level 3 or 4  
21 on the statewide assessments in both English language arts and  
22 mathematics.

23 (i) (1) For school years 2024-2025 and 2025-2026, the provisions of  
24 subsections (a) through (h) shall be implemented as a pilot program by 10  
25 school districts selected by the state board of education for participation in  
26 such pilot program. When selecting the 10 school districts that will  
27 participate in such pilot program, the state board of education shall select a  
28 diverse array of school districts with consideration given to a school  
29 district's size, location, student demographics and level of staff  
30 participation and prior training in the science of reading.

31 (2) Commencing in school year 2026-2027, the provisions of  
32 subsections (a) through (h) shall be implemented by all school districts,  
33 including the school districts that participated in the pilot program *during*  
34 *the immediately two preceding school years*. A school district that  
35 participated in the pilot program may identify new student cohort groups  
36 in such school year.

37 (j) (1) Each school district board of education shall submit annually  
38 to the state board of education an at-risk student achievement report on a  
39 form and in the manner established by the state board that includes:

40 (A) Subject to the provisions of subsection (i), the school district's at-  
41 risk student accountability plan to attain student proficiency established in  
42 accordance with this section that includes the cohort groups identified by  
43 the board of education of the school district and the quantitative academic

1 improvement goals established for such cohort groups;

2 (B) subject to the provisions of subsection (i), the current progress of  
3 the school district's plan to attain at-risk student proficiency and an  
4 estimation of whether the school district expects to meet or exceed the  
5 longitudinal academic improvement goals established by the school  
6 district board of education pursuant to this section;

7 (C) the expenditures made from the school district's at-risk education  
8 fund, ~~which shall be submitted~~:

9 ~~(i) In school years 2024-2025 and 2025-2026 by the school districts  
10 that are participating in the pilot program established pursuant to  
11 subsection (i); and~~

12 ~~(ii) in school year 2026-2027 and each school year thereafter, by all  
13 school districts;~~

14 (D) the at-risk educational programs, services and resources and the  
15 provisional at-risk educational programs that the school district is using to  
16 support student achievement for students identified as eligible to receive  
17 at-risk program services and the targeted supports and interventions from  
18 the state board of education's list of approved at-risk educational programs  
19 that the school district is using to provide evidence-based instruction  
20 above and beyond regular education services to achieve the longitudinal  
21 academic improvement goals established for each cohort group;

22 (E) the number of students identified as eligible to receive at-risk or  
23 provisional at-risk educational programs and services who were served or  
24 provided assistance under the school district's approved at-risk program;  
25 and

26 (F) the data and research that the school district utilized to determine  
27 what programs and services are needed to implement the district's  
28 approved at-risk program.

29 (2) Each school district may provide a supplemental narrative to  
30 accompany the school district's at-risk student achievement report to  
31 provide information regarding annual progress reports or reasons why the  
32 school district was able to meet or not meet the longitudinal academic  
33 improvement goals established for each cohort group identified on the  
34 school district's at-risk student accountability plan pursuant to this section.

35 (3) To achieve uniform reporting of the number of students who are  
36 provided at-risk programs and services above and beyond that of a regular  
37 education, school districts shall report the information required pursuant to  
38 this subsection in a uniform manner required by the state board.

39 (k) Commencing in school year 2026-2027, the state board of  
40 education shall publish the plans and reports submitted by all school  
41 districts on the state board of education's website through the link on the  
42 state department of education's website homepage titled "accountability  
43 reports" with such reports published under a link titled "school district at-

1 risk student accountability plans and reports." Commencing in school year  
2 2026-2027, each school district board of education shall publish the school  
3 district's report on the school district's website and provide a link to the  
4 state department of education's website where all such reports are  
5 displayed.

6 (l) On or before January 31 each year, the state department of  
7 education shall prepare and present a summary of the reports submitted  
8 pursuant to subsection (j) to the house of representatives standing  
9 committee on K-12 education budget and the senate standing committee  
10 on education or any successor committees.

11 (m) As used in this section, "longitudinal" means the repeated  
12 examination and progress monitoring of the same individuals of a  
13 particular cohort group of students over a period of time.

14 (n) ~~The provisions of this section shall take effect and be in force  
15 from and after July 1, 2024.~~

16 Sec. 2. K.S.A. 2025 Supp. 72-3574 is hereby repealed.

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