

House Concurrent Resolution No. 5010

By Committee on Education

2-8

1 A PROPOSITION to amend section 6 of article 6 of the constitution of
2 the state of Kansas; relating to school finance.

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4 *Be it resolved by the Legislature of the State of Kansas, two-thirds of*
5 *the members elected (or appointed) and qualified to the House of*
6 *Representatives and two-thirds of the members elected (or appointed)*
7 *and qualified to the Senate concurring therein:*

8 Section 1. The following proposition to amend the constitution of
9 the state of Kansas shall be submitted to the qualified electors of the state
10 for their approval or rejection: Section 6 of article 6 of the constitution
11 of the state of Kansas is hereby amended to read as follows:

12 "**§ 6. Finance.** (a) The legislature may levy a permanent tax
13 for the use and benefit of state institutions of higher education and
14 apportion among and appropriate the same to the several
15 institutions, which levy, apportionment and appropriation shall
16 continue until changed by statute. Further appropriation and other
17 provision for finance of institutions of higher education may be
18 made by the legislature.

19 (b) The legislature shall ~~make suitable provision~~ provide for
20 ~~finance of the educational interests of the state~~ *the equitable*
21 *distribution of public school funds in a manner and amount as may*
22 *be determined by the legislature.*

23 (c) No tuition shall be charged for attendance at any public
24 school to pupils required by law to attend such school, except such
25 fees or supplemental charges as may be authorized by law. The
26 legislature may authorize the state board of regents to establish
27 tuition, fees and charges at institutions under its supervision.

28 (e)(d) No religious sect or sects shall control any part of the
29 public educational funds."

30 Sec. 2. The following statement shall be printed on the ballot with
31 the amendment as a whole:

32 "Explanatory statement. The purpose of this amendment is to
33 clarify that the equitable distribution of public funds for public
34 schools shall be in a manner and amount determined by the
35 legislature.

36 "A vote for this amendment would require the equitable

1 distribution of public school funds, with the manner and amount
2 to be determined by your elected representatives and senators in
3 the Kansas legislature.

4 “A vote against this amendment would retain the current provision
5 in the Kansas constitution which has been interpreted by the
6 Kansas Supreme court as requiring the Kansas legislature to
7 provide funding for public schools in amounts that may be
8 determined by the court.”

9 Sec. 3. This resolution, if approved by two-thirds of the members
10 elected (or appointed) and qualified to the House of Representatives, and
11 two-thirds of the members elected (or appointed) and qualified to the
12 Senate shall be entered on the journals, together with the yeas and nays.
13 The secretary of state shall cause this resolution to be published as
14 provided by law and shall cause the proposed amendment to be submitted
15 to the electors of the state at the general election in November in the year
16 2012 unless a special election is called at a sooner date by concurrent
17 resolution of the legislature, in which case it shall be submitted to the
18 electors of the state at the special election.