

SENATE BILL No. 1

By Senator Denning

11-7

1 AN ACT concerning school district transportation funding; eliminating
2 state highway fund transfers; requiring state general fund moneys to
3 fund school district transportation weightings; making and concerning
4 appropriations for the fiscal year ending June 30, 2019, for the
5 department of education and the department of transportation.
6

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

8 Section 1.

9 DEPARTMENT OF EDUCATION

10 (a) There is appropriated for the above agency from the state general
11 fund for the fiscal year ending June 30, 2019, the following:

12 State foundation aid (652-00-1000-0840).....\$22,500,000

13 *Provided, however,* That if the director of accounts and reports made the
14 transfer of \$11,250,000 that was authorized to be made on January 1,
15 2019, by section 76(k) of chapter 109 of the 2018 Session Laws of Kansas
16 from the state highway fund (276-00-4100-4100) of the department of
17 transportation to the general state aid transportation weighting – state
18 highway fund (652-00-2222-2222) of the department of education, then on
19 the effective date of this act, of the \$22,500,000 appropriated for the above
20 agency for the fiscal year ending June 30, 2019, by section 1(a) from the
21 state general fund in the state foundation aid account, the sum of
22 \$11,250,000 is hereby lapsed: *Provided further,* That if the director of
23 accounts and reports made the transfer of \$11,250,000 that was authorized
24 to be made on January 1, 2019, and April 1, 2019, by section 76(k) of
25 chapter 109 of the 2018 Session Laws of Kansas from the state highway
26 fund of the department of transportation to the general state aid
27 transportation weighting – state highway fund of the department of
28 education, then on the effective date of this act, the \$22,500,000
29 appropriated for the above agency for the fiscal year ending June 30, 2019,
30 by section 1(a) from the state general fund in the state foundation aid
31 account, is hereby lapsed.

32 (b) The director of accounts and reports shall not make the transfer of
33 \$11,250,000 from the state highway fund (276-00-4100-4100) of the
34 department of transportation to the general state aid transportation
35 weighting – state highway fund (652-00-2222-2222) of the department of
36 education that was authorized to be made on January 1, 2019, and April 1,

1 2019, pursuant to the provisions of section 76(k) of chapter 109 of the
2 2018 Session Laws of Kansas and, upon the effective date of this act, the
3 provisions of section 76(k) of chapter 109 of the 2018 Session Laws of
4 Kansas that provide for such transfers are hereby declared to be null and
5 void and shall have no force and effect.

6 Sec. 2.

7 DEPARTMENT OF TRANSPORTATION

8 (a) On the effective date of this act, or as soon thereafter as moneys
9 are available, the director of accounts and reports shall transfer
10 \$45,000,000 from the state general fund to the state highway fund (276-
11 00-4100-4100) of the department of transportation: *Provided, however,*
12 That if the director of accounts and reports did not make the transfer of
13 \$11,250,000 that was authorized to be made on January 1, 2019, and April
14 1, 2019, by section 76(k) of chapter 109 of the 2018 Session Laws of
15 Kansas from the state highway fund (276-00-4100-4100) of the
16 department of transportation to the general state aid transportation
17 weighting – state highway fund (652-00-2222-2222) of the department of
18 education, then the amount of \$45,000,000 authorized to be transferred by
19 this subsection is hereby decreased to \$22,500,000: *Provided further,* That
20 if the director of accounts and reports did make the transfer of \$11,250,000
21 that was authorized to be made on January 1, 2019, by section 76(k) of
22 chapter 109 of the 2018 Session Laws of Kansas from the state highway
23 fund of the department of transportation to the general state aid
24 transportation weighting – state highway fund of the department of
25 education and did not make the transfer of \$11,250,000 that was
26 authorized to be made on April 1, 2019, by section 76(k) of chapter 109 of
27 the 2018 Session Laws of Kansas from the state highway fund of the
28 department of transportation to the general state aid transportation
29 weighting – state highway fund of the department of education, then the
30 amount of \$45,000,000 authorized to be transferred by this subsection is
31 hereby decreased to \$33,750,000.

32 Sec. 3. Notwithstanding any other provision of law, the costs
33 associated with the transportation weightings of school districts computed
34 under the Kansas school equity and enhancement act, K.S.A. 72-5131 et
35 seq., and amendments thereto, shall be funded from the state general fund.
36 No appropriations or transfers shall be made during any fiscal year from
37 the state highway fund to the department of education to pay for the costs
38 associated with such transportation weightings.

39 Sec. 4. This act shall take effect and be in force from and after its
40 publication in the Kansas register.