

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on **Education Budget Committee** recommends **HB 2767** be amended on page 1, in line 6, by striking "6" and inserting "7"; in line 9, by striking "6" and inserting "7";

On page 2, in line 4, after "(3)" by inserting "(A)"; in line 5, after "or" by inserting "(B)"; in line 7, by striking "seven" and inserting "six"; following line 13, by inserting "(l) "nonproficient pupil" means a pupil who has scored less than proficient on the most recent mathematics or reading state assessment;" and by inserting a paragraph; and by redesignating subsections accordingly;

Also on page 2, in line 17, by striking "6" and inserting "7"; after line 25 by inserting the following:

"(q) "school district" or "district" means any unified school district organized and operating under the laws of this state;"

And by redesignating subsections accordingly;

Also on page 2, in line 37, by striking "qualified"; also in line 37, by striking "by receiving"; by striking all in line 38; in line 39, by striking all before the period; in line 43, by striking "6" and inserting "7";

On page 3, in line 3, by striking "seven" and inserting "six"; in line 5, after "program" by inserting ", and whether such eligible student qualifies as a nonproficient pupil, low-income eligible student or special educational eligible student, provided the state board and the board of education of the school district in which the eligible student was enrolled the previous school year have received written consent from such eligible student's parent authorizing the release of

such information";

On page 4, in line 27, by striking "disperse" and inserting "disburse"; in line 30, by striking "dispersed" and inserting "disbursed"; in line 33, by striking "dispersed" and inserting "disbursed"; in line 34, by striking "dispersed" and inserting "disbursed";

On page 5, in line 2, after "pupil" by inserting ", except that if such eligible student is under the age of six years, then the monetary amount under this paragraph shall be proportional to such eligible student's attendance in the qualified school"; in line 5, after "pupil" by inserting ", except that if such eligible student is under the age of six years, then the monetary amount under this paragraph shall be proportional to such eligible student's attendance in the qualified school"; in line 6, by striking "The total number of"; in line 7, by striking "to the following" and inserting "as follows"; in line 8, by striking all after "(A)"; by striking all in lines 9 and 10; in line 11, by striking all before the semicolon and inserting "No scholarship granting organization shall award a new educational scholarship to an eligible student unless such scholarship granting organization has obtained a certificate of eligibility under section 5, and amendments thereto, for such eligible student"; in line 12, by striking all after "(B)"; by striking all in lines 13 through 15; in line 16, by striking "(C)"; in line 17, by striking "seven" and inserting "six"; in line 19, by striking the period; after line 19, by inserting the following:

"; and

(C) new educational scholarships provided to eligible students shall be reasonably reflective of the composition of the district in which such eligible student was enrolled in the previous school year, including, but not limited to, the proportion of nonproficient pupils in such district.";

Also on page 5, in line 20, after "(e)" by inserting "A scholarship granting organization may continue to provide an educational scholarship to an eligible student who received an educational scholarship under this program in the year immediately preceding the current school year. Such educational scholarship shall be in the following amount:

(1) If the eligible student had been awarded an educational scholarship under subsection (d)(1)(A), such educational scholarship shall be in an amount equal to the amount provided to the eligible student in the year immediately preceding the current school year or 75% of the product of the adjusted enrollment multiplied by the base state aid per pupil, whichever is greater; or

(2) if the eligible student had been awarded an educational scholarship under subsection (d)(1)(B), such educational scholarship shall be in an amount equal to the amount provided to the eligible student in the year immediately preceding the current school year or 75% of the base state aid per pupil, whichever is greater.

(f)";

And by redesignating subsections accordingly;

Also on page 5, in line 26, after "attendance." by inserting:

"If the eligible student transfers to a public elementary or secondary school operated by a school district and enrolls in such public school after September 20 of the current school year, the scholarship granting organization shall direct payment in a prorated amount to the original qualified school and the public school based on the eligible student's attendance. The prorated amount to the public school shall be considered a donation and shall be paid to the school district of such public school in accordance with K.S.A. 72-8210, and amendments thereto, to provide for the education of such eligible student."; in line 43, after "students" by inserting ", the total number and total dollar amount of educational scholarships awarded during the 12-month reporting period to nonproficient pupils";

On page 6, following line 2, by inserting:

"Sec. 5. (a) Prior to the commencement of each school year, upon application by the scholarship granting organization, the state board shall issue a certificate of eligibility to a scholarship granting organization, subject to the following limitations:

(1) The total number of certificates of eligibility issued for each district shall not exceed an

amount equal to 2% of the previous year's enrollment of the district of an eligible public school, except that if the district has a declining enrollment, then such number shall not exceed an amount equal to 1% of the previous year's enrollment of such district;

(2) the scholarship granting organization shall provide documentation to the state board, verifying that the scholarship granting organization has offered a new educational scholarship to an eligible student subject to receipt of a certificate of eligibility; and

(3) the certificate of eligibility shall be restricted to the eligible student on the application.

(b) The state board is authorized to adopt rules and regulations fixing the amount of the fee for the certificate of eligibility but such amount shall not exceed \$20.

(c) There is hereby established in the state treasury the Kansas education liberty program fee fund which shall be administered by the state board. All expenditures from the Kansas education liberty program fee fund shall be for the administration of certificates of eligibility to scholarship granting organizations in accordance with this section. All expenditures from the Kansas education liberty program fee fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state board or the designee of the state board. All moneys received under this section for the issuance of certificates of eligibility shall be deposited in the state treasury in accordance with the provisions of K.S.A. 74-4215, and amendments thereto, and shall be credited to the Kansas education liberty program fee fund.

(d) The state board shall adopt rules and regulations to implement the provisions of this section.";

And by renumbering sections accordingly;

Also on page 6, in line 31, by striking "90%" and inserting "100%"; in line 37, after "(c)" by inserting "The amount of the credit shall not exceed \$100,000 for any one taxpayer in any one taxable year.

(d)";

And by redesignating subsections accordingly;

On page 7, in line 9, by inserting a comma after "2013"; and the bill be passed as amended.

_____Chairperson