

HOUSE BILL No. 2740

By Committee on Appropriations

3-22

1 AN ACT concerning education; relating to the financing and instruction
2 thereof; making and concerning appropriations for the fiscal year
3 ending June 30, 2017, for the department of education; relating to the
4 classroom learning assuring student success act; amending K.S.A. 2015
5 Supp. 72-6463, 72-6465, 72-6476, 72-6481 and 74-4939a and repealing
6 the existing sections.

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

9 Section 1.

10 DEPARTMENT OF EDUCATION

11 (a) There is appropriated for the above agency from the state general
12 fund for the fiscal year ending June 30, 2017, the following:

13 Supplemental general state aid.....	\$367,582,721
14 School district equalization state aid.....	\$61,792,947

15 (b) There is appropriated for the above agency from the
16 following special revenue fund or funds for the fiscal year ending June 30,
17 2017, all moneys now or hereafter lawfully credited to and available in
18 such fund or funds, except that expenditures other than refunds authorized
19 by law and transfers to other state agencies shall not exceed the following:

20 School district capital outlay state aid fund.....	No limit
---	----------

21 (c) On July 1, 2016, of the \$2,759,751,285 appropriated for the above
22 agency for the fiscal year ending June 30, 2017, by section 54(c) of 2016
23 House Substitute for Senate Bill No. 161 from the state general fund in the
24 block grants to USDs account (652-00-1000-0500), the sum of
25 \$477,802,500 is hereby lapsed.

26 (d) On July 1, 2016, the expenditure limitation established for the
27 fiscal year ending June 30, 2017, by section 3(b) of chapter 4 of the 2015
28 Session Laws of Kansas on the school district extraordinary need fund of
29 the department of education is hereby decreased from \$17,521,425 to
30 \$15,167,962.

31 (e) On July 1, 2016, or as soon thereafter as moneys are available, the
32 director of accounts and reports shall transfer \$15,167,962 from the state
33 general fund to the school district extraordinary need fund of the
34 department of education.

35 New Sec. 2. (a) For school year 2016-2017, each school district that
36 has adopted a local option budget is eligible to receive an amount of

1 supplemental general state aid. A school district's eligibility to receive
2 supplemental general state aid shall be determined by the state board as
3 provided in this subsection. The state board of education shall:

4 (1) Determine the amount of the assessed valuation per pupil (AVPP)
5 of each school district in the state and round such amount to the nearest
6 \$1,000. The rounded amount is the AVPP of a school district for the
7 purposes of this section;

8 (2) determine the median AVPP of all school districts;

9 (3) prepare a schedule of dollar amounts using the amount of the
10 median AVPP of all school districts as the point of beginning. The
11 schedule of dollar amounts shall range upward in equal \$1,000 intervals
12 from the point of beginning to and including an amount that is equal to the
13 amount of the AVPP of the school district with the highest AVPP of all
14 school districts and shall range downward in equal \$1,000 intervals from
15 the point of beginning to and including an amount that is equal to the
16 amount of the AVPP of the school district with the lowest AVPP of all
17 school districts;

18 (4) determine a state aid percentage factor for each school district by
19 assigning a state aid computation percentage to the amount of the median
20 AVPP shown on the schedule, decreasing the state aid computation
21 percentage assigned to the amount of the median AVPP by one percentage
22 point for each \$1,000 interval above the amount of the median AVPP, and
23 increasing the state aid computation percentage assigned to the amount of
24 the median AVPP by one percentage point for each \$1,000 interval below
25 the amount of the median AVPP. The state aid percentage factor of a
26 school district is the percentage assigned to the schedule amount that is
27 equal to the amount of the AVPP of the school district, except that the state
28 aid percentage factor of a school district shall not exceed 100%. The state
29 aid computation percentage is 25%;

30 (5) determine the amount of the local option budget adopted by each
31 school district pursuant to K.S.A. 2015 Supp. 72-6471, and amendments
32 thereto; and

33 (6) multiply the amount computed under subsection (a)(5) by the
34 applicable state aid percentage factor. The resulting product is the amount
35 of payment the school district is to receive as supplemental general state
36 aid in the school year.

37 (b) The state board shall prescribe the dates upon which the
38 distribution of payments of supplemental general state aid to school
39 districts shall be due. Payments of supplemental general state aid shall be
40 distributed to school districts on the dates prescribed by the state board.
41 The state board shall certify to the director of accounts and reports the
42 amount due each school district, and the director of accounts and reports
43 shall draw a warrant on the state treasury payable to the treasurer of the

1 school district. Upon receipt of the warrant, the treasurer of the school
2 district shall credit the amount thereof to the supplemental general fund of
3 the school district to be used for the purposes of such fund.

4 (c) If any amount of supplemental general state aid that is due to be
5 paid during the month of June of a school year pursuant to the other
6 provisions of this section is not paid on or before June 30 of such school
7 year, then such payment shall be paid on or after the ensuing July 1, as
8 soon as moneys are available therefor. Any payment of supplemental
9 general state aid that is due to be paid during the month of June of a school
10 year and that is paid to school districts on or after the ensuing July 1 shall
11 be recorded and accounted for by school districts as a receipt for the
12 school year ending on the preceding June 30.

13 (d) If the amount of appropriations for supplemental general state aid
14 is less than the amount each school district is to receive for the school year,
15 the state board shall prorate the amount appropriated among the school
16 districts in proportion to the amount each school district is to receive as
17 determined under subsection (a).

18 (e) The provisions of this section shall be part of and supplemental to
19 the classroom learning assuring student success act.

20 (f) The provisions of this section shall expire on June 30, 2017.

21 New Sec. 3. (a) There is hereby established in the state treasury the
22 school district capital outlay state aid fund. Such fund shall consist of all
23 amounts transferred thereto under the provisions of subsection (c).

24 (b) For school year 2016-2017, each school district which levies a tax
25 pursuant to K.S.A. 72-8801 et seq., and amendments thereto, shall receive
26 payment from the school district capital outlay state aid fund in an amount
27 determined by the state board of education as provided in this subsection.
28 The state board of education shall:

29 (1) Determine the amount of the assessed valuation per pupil (AVPP)
30 of each school district in the state and round such amount to the nearest
31 \$1,000. The rounded amount is the AVPP of a school district for the
32 purposes of this section;

33 (2) determine the median AVPP of all school districts;

34 (3) prepare a schedule of dollar amounts using the amount of the
35 median AVPP of all school districts as the point of beginning. The
36 schedule of dollar amounts shall range upward in equal \$1,000 intervals
37 from the point of beginning to and including an amount that is equal to the
38 amount of the AVPP of the school district with the highest AVPP of all
39 school districts and shall range downward in equal \$1,000 intervals from
40 the point of beginning to and including an amount that is equal to the
41 amount of the AVPP of the school district with the lowest AVPP of all
42 school districts;

43 (4) determine a state aid percentage factor for each school district by

1 assigning a state aid computation percentage to the amount of the median
2 AVPP shown on the schedule, decreasing the state aid computation
3 percentage assigned to the amount of the median AVPP by one percentage
4 point for each \$1,000 interval above the amount of the median AVPP, and
5 increasing the state aid computation percentage assigned to the amount of
6 the median AVPP by one percentage point for each \$1,000 interval below
7 the amount of the median AVPP. The state aid percentage factor of a
8 school district is the percentage assigned to the schedule amount that is
9 equal to the amount of the AVPP of the school district, except that the state
10 aid percentage factor of a school district shall not exceed 100%. The state
11 aid computation percentage is 25%;

12 (5) determine the amount levied by each school district pursuant to
13 K.S.A. 72-8801 et seq., and amendments thereto; and

14 (6) multiply the amount computed under subsection (b)(5), but not to
15 exceed 8 mills, by the applicable state aid percentage factor. The resulting
16 product is the amount of payment the school district is to receive from the
17 school district capital outlay state aid fund in the school year.

18 (c) The state board shall certify to the director of accounts and reports
19 the amount of school district capital outlay state aid determined under the
20 provisions of subsection (b), and an amount equal thereto shall be
21 transferred by the director from the state general fund to the school district
22 capital outlay state aid fund for distribution to school districts. All transfers
23 made in accordance with the provisions of this subsection shall be
24 considered to be demand transfers from the state general fund.

25 (d) Payments from the school district capital outlay state aid fund
26 shall be distributed to school districts at times determined by the state
27 board of education. The state board of education shall certify to the
28 director of accounts and reports the amount due each school district, and
29 the director of accounts and reports shall draw a warrant on the state
30 treasury payable to the treasurer of the school district. Upon receipt of the
31 warrant, the treasurer of the school district shall credit the amount thereof
32 to the capital outlay fund of the school district to be used for the purposes
33 of such fund.

34 (e) The provisions of this section shall be part of and supplemental to
35 the classroom learning assuring student success act.

36 (f) The provisions of this section shall expire on June 30, 2017.

37 New Sec. 4. (a) For school year 2016-2017, the state board of
38 education shall disburse school district equalization state aid to each
39 school district that is eligible to receive such state aid. In determining
40 whether a school district is eligible to receive school district equalization
41 state aid, the state board shall:

42 (1) Determine the aggregate amount of supplemental general state aid
43 and capital outlay state aid such school district is to receive for school year

1 2016-2017 under sections 2 and 3, and amendments thereto, respectively;

2 (2) determine the aggregate amount of supplemental general state aid
3 and capital outlay state aid such school district received as a portion of
4 general state aid for school year 2015-2016 under K.S.A. 2015 Supp. 72-
5 6465, and amendments thereto;

6 (3) subtract the amount determined under subsection (a)(1) from the
7 amount determined under (a)(2). If the resulting difference is a positive
8 number, then the school district is eligible to receive school district
9 equalization state aid.

10 (b) The amount of school district equalization state aid an eligible
11 school district is to receive shall be equal to the amount calculated under
12 subsection (a)(3).

13 (c) The state board shall prescribe the dates upon which the
14 distribution of payments of school district equalization state aid to school
15 districts shall be due. Payments of school district equalization state aid
16 shall be distributed to school districts on the dates prescribed by the state
17 board. The state board shall certify to the director of accounts and reports
18 the amount due each school district, and the director of accounts and
19 reports shall draw a warrant on the state treasury payable to the treasurer
20 of the school district. Upon receipt of the warrant, the treasurer of the
21 school district shall credit the amount thereof to the general fund of the
22 school district to be used for the purposes of such fund.

23 (d) The provisions of this section shall be part of and supplemental to
24 the classroom learning assuring student success act.

25 (e) The provisions of this section shall expire on June 30, 2017.

26 Sec. 5. K.S.A. 2015 Supp. 72-6463 is hereby amended to read as
27 follows: 72-6463. (a) The provisions of K.S.A. 2015 Supp. 72-6463
28 through 72-6481, *and sections 2 through 4*, and amendments thereto, shall
29 be known and may be cited as the classroom learning assuring student
30 success act.

31 (b) The legislature hereby declares that the intent of this act is to
32 lessen state interference and involvement in the local management of
33 school districts and to provide more flexibility and increased local control
34 for school district boards of education and administrators in order to:

35 (1) Enhance predictability and certainty in school district funding
36 sources and amounts;

37 (2) allow school district boards of education and administrators to
38 best meet their individual school district's financial needs; and

39 (3) maximize opportunities for more funds to go to the classroom.

40 To meet this legislative intent, state financial support for elementary
41 and secondary public education will be met by providing a block grant for
42 school years 2015-2016 and 2016-2017 to each school district. Each
43 school district's block grant will be based in part on, and be at least equal

1 to, the total state financial support as determined for school year 2014-
2 2015 under the school district finance and quality performance act, prior to
3 its repeal. All school districts will be held harmless from any decreases to
4 the final school year 2014-2015 amount of total state financial support.

5 (c) The legislature further declares that the guiding principles for the
6 development of subsequent legislation for the finance of elementary and
7 secondary public education should consist of the following:

8 (1) Ensuring that students' educational needs are funded;

9 (2) providing more funding to classroom instruction;

10 (3) maximizing flexibility in the use of funding by school district
11 boards of education and administrators; and

12 (4) achieving the goal of providing students with those education
13 capacities established in K.S.A. 72-1127, and amendments thereto.

14 (d) The provisions of this section shall be effective from and after
15 July 1, 2015, through June 30, 2017.

16 Sec. 6. K.S.A. 2015 Supp. 72-6465 is hereby amended to read as
17 follows: 72-6465. (a) For school year 2015-2016 ~~and school year 2016-~~
18 ~~2017~~, the state board shall disburse general state aid to each school district
19 in an amount equal to:

20 (1) Subject to the provisions of subsections ~~(b)~~ (c) through ~~(f)~~ (g), the
21 amount of general state aid such school district received for school year
22 2014-2015, if any, pursuant to K.S.A. 72-6416, prior to its repeal, as
23 prorated in accordance with K.S.A. 72-6410, prior to its repeal, less:

24 (A) The amount directly attributable to the ancillary school facilities
25 weighting as determined for school year 2014-2015 under K.S.A. 72-6443,
26 prior to its repeal;

27 (B) the amount directly attributable to the cost-of-living weighting as
28 determined for school year 2014-2015 under K.S.A. 2014 Supp. 72-6450,
29 prior to its repeal;

30 (C) the amount directly attributable to declining enrollment state aid
31 as determined for school year 2014-2015 under K.S.A. 2014 Supp. 72-
32 6452, prior to its repeal; and

33 (D) the amount directly attributable to virtual school state aid as
34 determined for school year 2014-2015 under K.S.A. 2015 Supp. 72-3715,
35 and amendments thereto, plus;

36 (2) the amount of supplemental general state aid such school district
37 received for school year 2014-2015, if any, pursuant to K.S.A. 72-6434,
38 prior to its repeal, as prorated in accordance with K.S.A. 72-6434, prior to
39 its repeal, plus;

40 (3) the amount of capital outlay state aid such school district received
41 for school year 2014-2015, if any, pursuant to K.S.A. 2014 Supp. 72-8814,
42 prior to its repeal, plus;

43 (4) (A) an amount that is directly attributable to the proceeds of the

1 tax levied by the school district pursuant to K.S.A. 2015 Supp. 72-6473,
2 and amendments thereto, provided; the school district has levied such tax;

3 (B) an amount that is directly attributable to the proceeds of the tax
4 levied by the school district pursuant to K.S.A. 2015 Supp. 72-6474, and
5 amendments thereto, provided; the school district has levied such tax; *and*

6 (C) an amount that is directly attributable to the proceeds of the tax
7 levied by the school district pursuant to K.S.A. 2015 Supp. 72-6475, and
8 amendments thereto, provided; the school district has levied such tax, plus;

9 (5) the amount of virtual school state aid such school district is to
10 receive under K.S.A. 2015 Supp. 72-3715, and amendments thereto, plus;

11 (6) an amount certified by the board of trustees of the Kansas public
12 employees retirement system which is equal to the participating employer's
13 obligation of such school district to the system, less;

14 (7) an amount equal to 0.4% of the amount determined under
15 subsection (a)(1).

16 (b) *For school year 2016-2017, the state board shall disburse*
17 *general state aid to each school district in an amount equal to:*

18 (1) *Subject to the provisions of subsections (c) through (g), the*
19 *amount of general state aid such school district received for school year*
20 *2014-2015, if any, pursuant to K.S.A. 72-6416, prior to its repeal, as*
21 *prorated in accordance with K.S.A. 72-6410, prior to its repeal, less:*

22 (A) *The amount directly attributable to the ancillary school facilities*
23 *weighting as determined for school year 2014-2015 under K.S.A. 72-6443,*
24 *prior to its repeal;*

25 (B) *the amount directly attributable to the cost-of-living weighting as*
26 *determined for school year 2014-2015 under K.S.A. 2014 Supp. 72-6450,*
27 *prior to its repeal;*

28 (C) *the amount directly attributable to declining enrollment state aid*
29 *as determined for school year 2014-2015 under K.S.A. 2014 Supp. 72-*
30 *6452, prior to its repeal; and*

31 (D) *the amount directly attributable to virtual school state aid as*
32 *determined for school year 2014-2015 under K.S.A. 2015 Supp. 72-3715,*
33 *and amendments thereto, plus;*

34 (2) (A) *an amount that is directly attributable to the proceeds of the*
35 *tax levied by the school district pursuant to K.S.A. 2015 Supp. 72-6473,*
36 *and amendments thereto, provided the school district has levied such tax;*

37 (B) *an amount that is directly attributable to the proceeds of the tax*
38 *levied by the school district pursuant to K.S.A. 2015 Supp. 72-6474, and*
39 *amendments thereto, provided the school district has levied such tax; and*

40 (C) *an amount that is directly attributable to the proceeds of the tax*
41 *levied by the school district pursuant to K.S.A. 2015 Supp. 72-6475, and*
42 *amendments thereto, provided the school district has levied such tax, plus;*

43 (3) *the amount of virtual school state aid such school district is to*

1 *receive under K.S.A. 2015 Supp. 72-3715, and amendments thereto, plus;*
2 *(4) an amount certified by the board of trustees of the Kansas public*
3 *employees retirement system which is equal to the participating employer's*
4 *obligation of such school district to the system, less;*

5 *(5) an amount equal to 0.4% of the amount determined under*
6 *subsection (b)(1).*

7 ~~(b)~~ *(c) For any school district whose school financing sources*
8 *exceeded its state financial aid for school year 2014-2015 as calculated*
9 *under the school district finance and quality performance act, prior to its*
10 *repeal, the amount such school district is entitled to receive under*
11 *subsection (a)(1) or (b)(1) shall be the proceeds of the tax levied by the*
12 *school district pursuant to K.S.A. 2015 Supp. 72-6470, and amendments*
13 *thereto, less the difference between such school district's school financing*
14 *sources and its state financial aid for school year 2014-2015 as calculated*
15 *under the school district finance and quality performance act, prior to its*
16 *repeal.*

17 ~~(e)~~ *(d) For any school district formed by consolidation in accordance*
18 *with article 87 of chapter 72 of the Kansas Statutes Annotated, and*
19 *amendments thereto, prior to the effective date of this act, and whose state*
20 *financial aid for school year 2014-2015 was determined under K.S.A.*
21 *2014 Supp. 72-6445a, prior to its repeal, the amount of general state aid*
22 *for such school district determined under subsection (a)(1) or (b)(1) shall*
23 *be determined as if such school district was not subject to K.S.A. 2014*
24 *Supp. 72-6445a, prior to its repeal, for school year 2014-2015.*

25 ~~(d)~~ *(e) For any school district that consolidated in accordance with*
26 *article 87 of chapter 72 of the Kansas Statutes Annotated, and amendments*
27 *thereto, and such consolidation becomes effective on or after July 1, 2015,*
28 *the amount of general state aid for such school district determined under*
29 *subsection (a)(1) or (b)(1) shall be the sum of the general state aid each of*
30 *the former school districts would have received under subsection (a)(1) or*
31 *(b)(1).*

32 ~~(e)~~ *(f) (1) For any school district that was entitled to receive school*
33 *facilities weighting for school year 2014-2015 under K.S.A. 2014 Supp.*
34 *72-6415b, prior to its repeal, and which would not have been eligible to*
35 *receive such weighting for school year 2015-2016 under K.S.A. 2014*
36 *Supp. 72-6415b, prior to its repeal, an amount directly attributable to the*
37 *school facilities weighting as determined for school year 2014-2015 under*
38 *K.S.A. 72-6415, prior to its repeal, for such school district shall be*
39 *subtracted from the amount of general state aid for such school district*
40 *determined under subsection (a)(1) or (b)(1).*

41 *(2) For any school district which would have been eligible to receive*
42 *school facilities weighting for school year 2015-2016 under K.S.A. 2014*
43 *Supp. 72-6415b, prior to its repeal, but which did not receive such*

1 weighting for school year 2014-2015, an amount directly attributable to
2 the school facilities weighting as would have been determined under
3 K.S.A. 72-6415, prior to its repeal, for school year 2015-2016 shall be
4 added to the amount of general state aid for such school district
5 determined under subsection (a)(1) *or* (b)(1).

6 (3) For any school district which would have been eligible to receive
7 school facilities weighting for school year 2016-2017 under K.S.A. 2014
8 Supp. 72-6415b, prior to its repeal, but which did not receive such
9 weighting for school year 2014-2015, and which would not have been
10 eligible to receive such weighting for school year 2015-2016 under K.S.A.
11 2014 Supp. 72-6415b, prior to its repeal, an amount directly attributable to
12 the school facilities weighting as would have been determined under
13 K.S.A. 72-6415, prior to its repeal, for school year 2016-2017 shall be
14 added to the amount of general state aid for such school district
15 determined under subsection (a)(1) *or* (b)(1).

16 (⊕) (g) (1) For any school district that received federal impact aid for
17 school year 2014-2015, if such school district receives federal impact aid
18 in school year 2015-2016 in an amount that is less than the amount such
19 school district received in school year 2014-2015, then an amount equal to
20 the difference between the amount of federal impact aid received by such
21 school district in such school years shall be added to the amount of general
22 state aid for such school district for school year 2015-2016 as determined
23 under subsection (a)(1) *or* (b)(1).

24 (2) For any school district that received federal impact aid for school
25 year 2014-2015, if such school district receives federal impact aid in
26 school year 2016-2017 in an amount that is less than the amount such
27 school district received in school year 2014-2015, then an amount equal to
28 the difference between the amount of federal impact aid received by such
29 school district in such school years shall be added to the amount of general
30 state aid for such school district for school year 2016-2017 as determined
31 under subsection (a)(1) *or* (b)(1).

32 (⊕) (h) The general state aid for each school district shall be disbursed
33 in accordance with appropriation acts. In the event the appropriation for
34 general state aid exceeds the amount determined under subsection (a) *or*
35 (b) for any school year, then the state board shall disburse such excess
36 amount to each school district in proportion to such school district's
37 enrollment.

38 (⊕) (i) The provisions of this section shall be effective from and after
39 July 1, 2015, through June 30, 2017.

40 Sec. 7. K.S.A. 2015 Supp. 72-6476 is hereby amended to read as
41 follows: 72-6476. (a) Each school district may submit an application to the
42 state ~~finance council~~ *board of education* for approval of extraordinary need
43 state aid. Such application shall be submitted in such form and manner as

1 prescribed by the state ~~finance council~~ board, and shall include a
2 description of the extraordinary need of the school district that is the basis
3 for the application.

4 (b) The state ~~finance council~~ board shall review all submitted
5 applications and approve or deny such application based on whether the
6 applicant school district has demonstrated extraordinary need. As part of
7 its review of an application, the state ~~finance council~~ board may conduct a
8 hearing and provide the applicant school district an opportunity to present
9 testimony as to such school district's extraordinary need. In determining
10 whether a school district has demonstrated extraordinary need, the state
11 ~~finance council~~ board shall consider: (1) Any extraordinary increase in
12 enrollment of the applicant school district for the current school year; (2)
13 any extraordinary decrease in the assessed valuation of the applicant
14 school district for the current school year; ~~and~~ (3) any other unforeseen
15 acts or circumstances which substantially impact the applicant school
16 district's general fund budget for the current school year; *and (4) in lieu of*
17 *any of the foregoing considerations, whether the applicant school district*
18 *has reasonably equal access to substantially similar educational*
19 *opportunity through similar tax effort.*

20 (c) If the state ~~finance council~~ board approves an application it shall
21 ~~certify to the state board of education that such application was approved~~
22 ~~and determine~~ the amount of extraordinary need state aid to be disbursed
23 to the applicant school district from the school district extraordinary need
24 fund. In approving any application for extraordinary need state aid, the
25 state ~~finance council~~ board may approve an amount of extraordinary need
26 state aid that is less than the amount the school district requested in the
27 application. If the state ~~finance council~~ board denies an application, then
28 within 15 days of such denial ~~it~~ the state board shall send written notice of
29 such denial to the superintendent of such school district. ~~The decision of~~
30 ~~the state finance council shall be final~~ *All administrative proceedings*
31 *pursuant to this section shall be conducted in accordance with the*
32 *provisions of the Kansas administrative procedure act. Any action by the*
33 *state board pursuant to this section shall be subject to review in*
34 *accordance with the Kansas judicial review act.*

35 (d) There is hereby established in the state treasury the school district
36 extraordinary need fund which shall be administered by the state
37 department of education. All expenditures from the school district
38 extraordinary need fund shall be used for the disbursement of
39 extraordinary need state aid as approved by the state ~~finance council~~ board
40 under this section. All expenditures from the school district extraordinary
41 need fund shall be made in accordance with appropriation acts upon
42 warrants of the director of accounts and reports issued pursuant to
43 vouchers approved by the state board of education, or the designee of the

1 state board of education. At the end of each fiscal year, the director of
 2 accounts and reports shall transfer to the state general fund any moneys in
 3 the school district extraordinary need fund on each such date in excess of
 4 the amount required to pay all amounts of extraordinary need state aid
 5 approved by the state finance council for the current school year.

6 (e) ~~For school year 2015-2016 and school year 2016-2017, the state~~
 7 ~~board of education shall certify to the director of accounts and reports an~~
 8 ~~amount equal to the aggregate of the amount determined under K.S.A.~~
 9 ~~2015 Supp. 72-6465(a)(7), and amendments thereto, for all school~~
 10 ~~districts. Upon receipt of such certification, the director shall transfer the~~
 11 ~~certified amount from the state general fund to the school district~~
 12 ~~extraordinary need fund. All transfers made in accordance with the~~
 13 ~~provisions of this subsection shall be considered to be demand transfers~~
 14 ~~from the state general fund.~~

15 (f) ~~The approvals by the state finance council required by this section~~
 16 ~~are hereby characterized as matters of legislative delegation and subject to~~
 17 ~~the guidelines prescribed in K.S.A. 75-3711(e), and amendments thereto.~~
 18 ~~Such approvals may be given by the state finance council when the~~
 19 ~~legislature is in session.~~

20 (g) ~~The provisions of this section shall expire on July 1 June 30,~~
 21 ~~2017.~~

22 Sec. 8. K.S.A. 2015 Supp. 72-6481 is hereby amended to read as
 23 follows: 72-6481. (a) The provisions of K.S.A. 2015 Supp. 72-6463
 24 through 72-6481, *and sections 2 through 4*, and amendments thereto, shall
 25 ~~not~~ be severable. If any provision of K.S.A. 2015 Supp. 72-6463 through
 26 72-6481, *and sections 2 through 4*, and amendments thereto, *or any*
 27 *application of such provision to any person or circumstance* is held to be
 28 invalid or unconstitutional by court order, ~~all provisions the invalidity~~
 29 *shall not affect other provisions or applications* of K.S.A. 2015 Supp. 72-
 30 6463 through 72-6481, *and sections 2 through 4*, and amendments thereto,
 31 ~~shall be null and void which can be given effect without the invalid~~
 32 *provision or application.*

33 (b) The provisions of this section shall be effective from and after
 34 July 1, 2015, through June 30, 2017.

35 Sec. 9. K.S.A. 2015 Supp. 74-4939a is hereby amended to read as
 36 follows: 74-4939a. On and after the effective date of this act for each fiscal
 37 year commencing with fiscal year 2005, notwithstanding the provisions of
 38 K.S.A. 74-4939, and amendments thereto, or any other statute, all moneys
 39 appropriated for the department of education from the state general fund
 40 commencing with fiscal year 2005, and each ensuing fiscal year thereafter,
 41 by appropriation act of the legislature, in the KPERS — employer
 42 contributions account and all moneys appropriated for the department of
 43 education from the state general fund or any special revenue fund for each

1 fiscal year commencing with fiscal year 2005, and each ensuing fiscal year
2 thereafter, by any such appropriation act in that account or any other
3 account for payment of employer contributions for school districts, shall
4 be distributed by the department of education to school districts in
5 accordance with this section. Notwithstanding the provisions of K.S.A. 74-
6 4939, and amendments thereto, *for school year 2015-2016*, the department
7 of education shall disburse to each school district that is an eligible
8 employer as specified in K.S.A. 74-4931(1), and amendments thereto, an
9 amount in accordance with K.S.A. 2015 Supp. 72-6465(a)(6), and
10 amendments thereto, which shall be disbursed pursuant to K.S.A. 2015
11 Supp. 72-6465, and amendments thereto. *Notwithstanding the provisions*
12 *of K.S.A. 74-4939, and amendments thereto, for school year 2016-2017,*
13 *the department of education shall disburse to each school district that is*
14 *an eligible employer as specified in K.S.A. 74-4931(1), and amendments*
15 *thereto, an amount in accordance with K.S.A. 2015 Supp. 72-6465(b)(4),*
16 *and amendments thereto, which shall be disbursed pursuant to K.S.A.*
17 *2015 Supp. 72-6465, and amendments thereto.* Upon receipt of each such
18 disbursement of moneys, the school district shall deposit the entire amount
19 thereof into a special retirement contributions fund of the school district,
20 which shall be established by the school district in accordance with such
21 policies and procedures and which shall be used for the sole purpose of
22 receiving such disbursements from the department of education and
23 making the remittances to the system in accordance with this section and
24 such policies and procedures. Upon receipt of each such disbursement of
25 moneys from the department of education, the school district shall remit,
26 in accordance with the provisions of such policies and procedures and in
27 the manner and on the date or dates prescribed by the board of trustees of
28 the Kansas public employees retirement system, an equal amount to the
29 Kansas public employees retirement system from the special retirement
30 contributions fund of the school district to satisfy such school district's
31 obligation as a participating employer. Notwithstanding the provisions of
32 K.S.A. 74-4939, and amendments thereto, each school district that is an
33 eligible employer as specified in K.S.A. 74-4931(1), and amendments
34 thereto, shall show within the budget of such school district all amounts
35 received from disbursements into the special retirement contributions fund
36 of such school district. Notwithstanding the provisions of any other statute,
37 no official action of the school board of such school district shall be
38 required to approve a remittance to the system in accordance with this
39 section and such policies and procedures. All remittances of moneys to the
40 system by a school district in accordance with this subsection and such
41 policies and procedures shall be deemed to be expenditures of the school
42 district.

43 Sec. 10. K.S.A. 2015 Supp. 72-6463, 72-6465, 72-6476, 72-6481 and

1 74-4939a are hereby repealed.

2 Sec. 11. This act shall take effect and be in force from and after its
3 publication in the statute book.