

SENATE BILL No. 251

By Committee on Ways and Means

5-18

1 AN ACT concerning education; relating to the instruction and financing
 2 thereof; making and concerning appropriations for the fiscal years
 3 ending June 30, 2018, and June 30, 2019, for the department of
 4 education; creating the Kansas school equity and enhancement act;
 5 amending K.S.A. 12-17,115 and 72-8803 and K.S.A. 2016 Supp. 10-
 6 1116a, 12-1677, 12-1770a, 12-1775a, 12-1776a, 72-978, 72-1046b, 72-
 7 1398, 72-1414, 72-1923, 72-3712, 72-3715, 72-5333b, 72-64b01, 72-
 8 64c03, 72-64c05, 72-6622, 72-6624, 72-6625, 72-6757, 72-67,115, 72-
 9 7535, 72-8187, 72-8190, 72-8230, 72-8233, 72-8236, 72-8249, 72-
 10 8250, 72-8251, 72-8302, 72-8309, 72-8316, 72-8415b, 72-8801, 72-
 11 8804, 72-8908, 72-9509, 72-9609, 72-99a02, 72-99a02, as amended by
 12 section 92 of this act, 72-99a04, 74-4939a, 74-8925, 74-99b43, 75-
 13 2319, 79-201x, 79-213, 79-2001 and 79-2925b and repealing the
 14 existing sections; also repealing K.S.A. 2016 Supp. 46-1133, 72-6482
 15 and 75-2319, as amended by section 46 of Senate Substitute for
 16 Substitute for House Bill No. 2052.
 17

18 *Be it enacted by the Legislature of the State of Kansas:*
 19 Section 1.

DEPARTMENT OF EDUCATION

20
 21 (a) There is appropriated for the above agency from the state general
 22 fund for the fiscal year ending June 30, 2018, the following:
 23 Operating expenditures (including official
 24 hospitality) (652-00-1000-0053).....\$12,515,606
 25 *Provided*, That any unencumbered balance in the operating expenditures
 26 (including official hospitality) account in excess of \$100 as of June 30,
 27 2017, is hereby reappropriated for fiscal year 2018.
 28 Special education services

29 aid (652-00-1000-0700).....\$435,980,455
 30 *Provided*, That any unencumbered balance in the special education
 31 services aid account in excess of \$100 as of June 30, 2017, is hereby
 32 reappropriated for fiscal year 2018: *Provided further*, That expenditures
 33 shall not be made from the special education services aid account for the
 34 provision of instruction for any homebound or hospitalized child unless
 35 the categorization of such child as exceptional is conjoined with the
 36 categorization of the child within one or more of the other categories of

Proposed Amendments to SB 251
 May 21, 2017
 Senate Select Committee on Education Finance
 Prepared by: Office of Revisor of Statutes
 #13
 New Special Education Money Distributed on FTE
 Basis

That, notwithstanding the provisions of K.S.A. 72-978,
 and amendments thereto, or any other statute,
 expenditures shall be made by the above agency from the
 special education services aid account in fiscal year 2018,
 in an amount of \$12,000,000 for distribution of special
 education services aid to school districts based on the
 full-time equivalent enrollment of each school district;
And provided further, That moneys received by school
 districts pursuant to the foregoing proviso shall be
 considered special education state aid and shall be
 expended by such school district for the provision of
 special education and related services by the school
 district; *And provided further*,

1 (i) There is appropriated for the above agency from the expanded
2 lottery act revenues fund for the fiscal year ending June 30, 2018, the
3 following:

4 KPERS – non-school employer
5 contribution.....\$35,430,948

6 (j) On July 1, 2017, or as soon thereafter as moneys are available, the
7 director of accounts and reports shall transfer \$89,323 from the USAC E-
8 rate program federal fund of the state board of regents to the education
9 technology coordinator fund of the department of education: *Provided*,
10 That the department of education shall provide information and data
11 regarding the number of school districts served and cost savings attained
12 by such school districts in order to assess the cost effectiveness of having
13 this education technology coordinator position: *Provided further*; That such
14 information and data shall be available by the department of education by
15 the end of the fiscal year 2018.

16 Sec. 2.

17 DEPARTMENT OF EDUCATION

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

20 Operating expenditures (including official
21 hospitality) (652-00-1000-0053).....\$12,585,839
22 *Provided*, That any unencumbered balance in the operating expenditures
23 (including official hospitality) account in excess of \$100 as of June 30,
24 2018, is hereby reappropriated for fiscal year 2019.
25 Special education services
26 aid (652-00-1000-0700).....\$447,980,455

27 *Provided*, That any unencumbered balance in the special education
28 services aid account in excess of \$100 as of June 30, 2018, is hereby
29 reappropriated for fiscal year 2019: *Provided further*; That expenditures
30 shall not be made from the special education services aid account for the
31 provision of instruction for any homebound or hospitalized child unless
32 the categorization of such child as exceptional is conjoined with the
33 categorization of the child within one or more of the other categories of
34 exceptionality: *And provided further*; That expenditures shall be made from
35 this account for grants to school districts in amounts determined pursuant
36 to and in accordance with the provisions of K.S.A. 72-983, and
37 amendments thereto: *And provided further*; That expenditures shall be
38 made from the amount remaining in this account, after deduction of the
39 expenditures specified in the foregoing proviso, for payments to school
40 districts in amounts determined pursuant to and in accordance with the
41 provisions of K.S.A. 72-978, and amendments thereto.
42 State foundation aid (652-00-1000-0820).....\$1,986,558,106
43 *Provided*, That any unencumbered balance in the general state aid account

That, notwithstanding the provisions of K.S.A. 72-978,
and amendments thereto, or any other statute,
expenditures shall be made by the above agency from the
special education services aid account in fiscal year 2019,
in an amount of \$12,000,000 for distribution of special
education services aid to school districts based on the
full-time equivalent enrollment of each school district;
And provided further, That moneys received by school
districts pursuant to the foregoing proviso shall be
considered special education state aid and shall be
expended by such school district for the provision of
special education and related services by the school
district; *And provided further*,

provisos