

As Amended by Senate Committee

Session of 2022

SENATE BILL No. 341

By Committee on Education

1-13

1 AN ACT concerning education; relating to the Kansas school equity and
2 ~~enhancement act~~ *state aid*; removing federal impact aid from the
3 determination of local foundation aid; *excluding Fort Leavenworth*
4 *school district and virtual school students from the capital*
5 *improvement state aid determination; extending the general*
6 *obligation bond limitation*; amending K.S.A. 72-5135 *and 72-5461*
7 and K.S.A. 2021 Supp. 72-5132 *and 72-5462* and repealing the existing
8 sections.
9

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

11 Section 1. K.S.A. 2021 Supp. 72-5132 is hereby amended to read as
12 follows: 72-5132. As used in the Kansas school equity and enhancement
13 act, K.S.A. 72-5131 et seq., and amendments thereto:

14 (a) "Adjusted enrollment" means the enrollment of a school district,
15 excluding the remote enrollment determined pursuant to K.S.A. 2021
16 Supp. 72-5180, and amendments thereto, adjusted by adding the following
17 weightings, if any, to the enrollment of a school district: At-risk student
18 weighting; bilingual weighting; career technical education weighting;
19 high-density at-risk student weighting; high enrollment weighting; low
20 enrollment weighting; school facilities weighting; ancillary school
21 facilities weighting; cost-of-living weighting; special education and related
22 services weighting; and transportation weighting.

23 (b) "Ancillary school facilities weighting" means an addend
24 component assigned to the enrollment of school districts pursuant to
25 K.S.A. 72-5158, and amendments thereto, on the basis of costs attributable
26 to commencing operation of one or more new school facilities by such
27 school districts.

28 (c) (1) "At-risk student" means a student who is eligible for free
29 meals under the national school lunch act, and who is enrolled in a school
30 district that maintains an approved at-risk student assistance program.

31 (2) ~~The term "At-risk student" shall~~ *does* not include any student
32 enrolled in any of the grades one through 12 who is in attendance less than
33 full time, or any student who is over 19 years of age. The provisions of this
34 paragraph shall not apply to any student who has an individualized
35 education program.

36 (d) "At-risk student weighting" means an addend component assigned

1 *lowest AVPP shown on the schedule and decreasing the state aid*
 2 *computation percentage assigned to the amount of the lowest AVPP by*
 3 *one percentage point for each \$1,000 interval above the amount of the*
 4 *lowest AVPP. Except as provided by K.S.A. 72-5463, and amendments*
 5 *thereto, the state aid percentage factor of a school district is the*
 6 *percentage assigned to the schedule amount that is equal to the amount*
 7 *of the AVPP of the school district. The state aid computation percentage*
 8 *is ~~75%~~;*

51%

9 *(D) determine the amount of payments that a school district is*
 10 *obligated to make from its bond and interest fund attributable to general*
 11 *obligation bonds approved for issuance at an election held on or after*
 12 *July 1, 2015; and*

13 *(E) multiply the amount determined under subsection (b)(2)(D) by*
 14 *the applicable state aid percentage factor.*

15 *(3) For general obligation bonds approved for issuance at an*
 16 *election held on or before June 30, 2016, the sum of the amount*
 17 *determined under subsection (b)(1)(F) and the amount determined*
 18 *under subsection (b)(2)(E) is the amount of payment the school district*
 19 *is entitled to receive from the school district capital improvements fund*
 20 *in the school year.*

21 *(4) (A) For general obligation bonds approved for issuance at an*
 22 *election held on or after July 1, 2016, the amount determined under*
 23 *subsection (b)(2)(E) is the amount of payment the school district shall*
 24 *receive from the school district capital improvements fund in the school*
 25 *year, except the total amount of payments school districts receive from*
 26 *the school district capital improvements fund in the school year for such*
 27 *bonds shall not exceed the six-year average amount of capital*
 28 *improvement state aid as determined by the state board of education.*

29 ~~(A)~~(B) *The state board of education shall determine the six-year*
 30 *average amount of capital improvement state aid by calculating the*
 31 *average of the total amount of moneys expended per year from the*
 32 *school district capital improvements fund in the immediately preceding*
 33 *six fiscal years, not to include the current fiscal year.*

34 ~~(B)~~(C) (i) *Subject to clause (ii), the state board of education shall*
 35 *prioritize the allocations to school districts from the school district*
 36 *capital improvements fund in accordance with the priorities set forth as*
 37 *follows in order of highest priority to lowest priority:*

38 *(a) Safety of the current facility and disability access to such facility*
 39 *as demonstrated by a state fire marshal report, an inspection under the*
 40 *Americans with disabilities act, 42 U.S.C. § 12101 et seq., or other*
 41 *similar evaluation;*

42 *(b) enrollment growth and imminent overcrowding as demonstrated*
 43 *by successive increases in enrollment of the school district in the*