

## **Excellence in Education Act**

### **Section Summaries**

Section 1 – Provides a citation of act; effective July 1, 2013.

Section 2 – Provides the relevant definitions for the act; effective July 1, 2013.

Section 3 – Requires the certification of the school district's budget & enrollment each school year; effective July 1, 2013.

Section 4 – Provides the enrollment provisions for calculating full-time equivalent enrollment; this includes standard enrollment, enrollment on trimester or quarterly basis, rolling average enrollment for decreasing districts, second military counts, counting kindergarteners as 1.0, and counting virtual students as .75; effective July 1, 2013.

Section 5 – Provides that base state aid is determined by multiplying the FTE enrollment of the district by the BSAPP of \$4,492; also establishes the base state aid fund in the state treasury; effective July 1, 2013.

Section 6 – Requires school districts to levy the statewide 20 mill tax levy, and provides for the department of revenue to withdraw the tax revenues from the counties and deposit it in the property value equalization fund, which is also established by this section; effective July 1, 2013.

Section 7 – Provides the calculation of the property value equalization state aid a school district is entitled to receive; also provides for the reduction in such amount when total state aid exceeds 106% of the district's BAR; effective July 1, 2013.

Section 8 – Provides authority for school districts to levy local property taxes; such levies are subject to a protest petition; effective July 1, 2013.

Section 9 – Provides the standard BAR calculation which is the preceding year's state aid adjusted for enrollment changes, property tax levy decreases, and the expiration of certain local tax levies imposed under current law; effective July 1, 2013.

Section 10 – Provides the BAR calculation for consolidated districts based on the consolidation incentives under current law; effective July 1, 2013.

Section 11 – Provides the BAR calculation for districts that are enlarged through an attachment of territory based on the enlargement incentives under current law; effective July 1, 2013.

Section 12 – Provides the BAR calculation when a school district is disorganized and the territory is allocated to more than one school district; this is based on current law; effective July 1, 2013.

Section 13 – Provides the calculation of supplemental equalization state aid a school district is entitled to receive; also establishes the supplemental equalization fund in the state treasury; also provides for when the 106% threshold is to be raised; effective July 1, 2013.

Section 14 – Provides for distribution of moneys appropriated to the SEF that are in excess of the amount necessary to fully fund the supplemental equalization state aid; distribution is prioritized so that districts at 100% of BAR receive the first distribution, then districts at 101% of BAR, and so forth; effective July 1, 2013.

Section 15 – Provides the calculation of transportation state aid based on current law; also establishes the transportation state aid fund in the state treasury; effective July 1, 2013.

Section 16 – Provides the calculation of career technical education state aid which is to be determined by the state board based on the guidelines set forth in subsection (a); also establishes the career technical education state aid fund in the state treasury; also denies CTE state aid if program is offered by a postsecondary educational institution within 30 miles of the high school; effective July 1, 2013.

Section 17 – Establishes the career technical education fund in each school district and provides for deposits to and expenses from such fund; effective July 1, 2013.

Section 18 – Establishes the career technical education incentive program authorizing the board of regents to make \$1,000 awards to school districts for each graduate who earns a certificate in an occupation identified by the Secretary of Labor as one in highest need of additional skilled employees; effective July 1, 2012.

Section 19 – Requires the state board to conduct a study of implementing individual career plans by school districts; results of the study are to be reported by January 15, 2014; effective July 1, 2013.

Section 20 – Provides the calculation of school facility state aid a school district is entitled to receive based on the new facilities weighting under current law; also establishes the school facility state aid fund in the state treasury; effective July 1, 2013.

Section 21 – Provides for the payment of all state aid payments to be made under the act; based on current law payment provisions; effective July 1, 2013.

Section 22 – Provides for when a school district receives a state aid overpayment or underpayment; based on current law provisions; effective July 1, 2013.

Section 23 – Provides for the deposit of miscellaneous revenues received by a school district; based on current law provisions; effective July 1, 2013.

Section 24 – Provides for the continuation of those local funds that are established in a statute that is being repealed; effective July 1, 2013.

Section 25 – Provides for the unrestricted transfer of money among local school district funds, except for the bond and interest fund, capital outlay fund and the special education fund; effective July 1, 2013.

Section 26 – Provides that those moneys held in a local school district fund, except for bond and interest, capital outlay and special education, that is in excess of 7.5% of the district's BAR shall be transferred to the special retirement contributions fund of the district, which is the fund used to make the district's payment of KPERS employer contributions; effective July 1, 2013.

Section 27 – Authorizes the state board to make adjustments when school districts change district boundaries; based on current law provisions; effective July 1, 2013.

Section 28 – Authorizes the state board to adopt rules & regulations necessary to implement the provisions of the act; effective July 1, 2013.

Section 29 – Provides that the act expires on June 30, 2017; effective July 1, 2013.

Section 30 – Provides that a technical college or institute of technology may establish CTE courses or programs outside of such institution's service area if no such course or program is currently offered and permission is granted by the Board of Regents to do so; effective July 1, 2013.

Section 31 – Provides for alternative teacher certification requirements; effective July 1, 2013.

Section 32 – Establishes the teacher performance incentive program to reward highly effective teachers with \$5,000 awards; effective July 1, 2013.

Section 33 – Provides the teacher evaluation criteria to be used in evaluating teachers; effective July 1, 2013.

Section 34 – Provides for funding for teacher professional development activities; effective July 1, 2013.

Section 35 – Prohibits a pupil from being taught by two consecutive teachers rated ineffective; effective July 1, 2013.

Section 36 - Amends KSA 10-1116a to conform to the act; effective July 1, 2013.

Section 37 – Amends KSA 12-1677 to conform to the act; effective July 1, 2013.

Section 38 – Amends KSA 71-201 to conform with the provisions of Section 30 on establishing CTE programs outside of the service area; effective July 1, 2013.

Section 39 – Amends KSA 71-609 to allow for funding of CTE courses and programs offered by community colleges outside of the service area; effective July 1, 2013.

Section 40 – Amends KSA 72-978 to conform to the act; effective July 1, 2013.

Section 41 – Amends KSA 72-1046b to conform to the act; effective July 1, 2013.

Section 42 – Amends KSA 72-1398 to conform to the act; effective July 1, 2013.

Section 43 – Amends KSA 72-1412 to redefine “mentor program”; effective July 1, 2013.

Section 44 – Amends KSA 72-1413 to modify the requirements for awarding mentor program grants; effective July 1, 2013.

Section 45 – Amends KSA 72-1414 to modify mentor program grant payment provisions; effective July 1, 2013.

Section 46 – Amends KSA 72-1415 to conform to the act; effective July 1, 2013.

Section 47 – Amends KSA 72-3607 to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 48 – Amends KSA 72-3712 to conform to the act; effective July 1, 2013.

Section 49 – Amends KSA 72-3715 to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 50 – Amends KSA 72-3715, as amended by Section 49, to strike the pupil count provisions and virtual school state aid provisions as those are incorporated in the act; effective July 1, 2013.

Section 51 – Amends KSA 72-4417 to provide that no tuition shall be charged to high school students enrolled in CTE programs at postsecondary educational institutions; effective July 1, 2012.

Section 52 – Amends KSA 72-4419 to conform to the act; effective July 1, 2012.

Section 53 – Amends KSA 72-4463 to require the Board of Regents to initiate development of a statewide articulation agreement for CTE programs; effective July 1, 2013.

Section 54 – Amends KSA 72-5333b to conform to the act; effective July 1, 2013.

Section 55 – Amends KSA 72-5413 to exclude “professional employee appraisal procedures” from the “terms and conditions of professional service” under the professional negotiations act, and to qualify the terms “termination” and “nonrenewal of contracts” so that they are negotiated in accordance with state law; effective July 1, 2013.

Section 56 – Amends KSA 72-6414a to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 57 – Amends KSA 72-6414b to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 58 – Amends KSA 72-6420 to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 59 – Amends KSA 72-6421 to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 60 – Amends KSA 72-6423 to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 61 – Amends KSA 72-6426 to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 62 – Amends KSA 72-6460 to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 63 – Amends KSA 72-64b01 to conform to the act; effective July 1, 2013.

Section 64 – Amends KSA 72-64c03 to conform to the act; effective July 1, 2013.

Section 65 – Amends KSA 72-6622 to conform to the act; effective July 1, 2013.

Section 66 – Amends KSA 72-6624 to conform to the act; effective July 1, 2013.

Section 67 – Amends KSA 72-6625 to conform to the act; effective July 1, 2013.

Section 68 – Amends KSA 72-6757 to conform to the act; effective July 1, 2013.

Section 69 – Amends KSA 72-67,115 to conform to the act; effective July 1, 2013.

Section 70 – Amends KSA 72-8187 to conform to the act; effective July 1, 2013.

Section 71 – Amends KSA 72-8189 to conform to the act; effective July 1, 2013.

Section 72 – Amends KSA 72-8230 to conform to the act; effective July 1, 2013.

Section 73 – Amends KSA 72-8233 to conform to the act; effective July 1, 2013.

Section 74 – Amends KSA 72-8236 to conform to the act; effective July 1, 2013.

Section 75 – Amends KSA 72-8237 to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 76 – Amends KSA 72-8250 to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 77 – Amends KSA 72-8251 to conform to the act; effective July 1, 2013.

Section 78 – Amends KSA 72-8302 to conform to the act; effective July 1, 2013.

Section 79 – Amends KSA 72-8309 to conform to the act; effective July 1, 2013.

Section 80 – Amends KSA 72-8316 to conform to the act; effective July 1, 2013.

Section 81 – Amends KSA 72-8319 to conform to the act; effective July 1, 2013.

Section 82 – Amends KSA 72-8415b to conform to the act; effective July 1, 2013.

Section 83 – Amends KSA 72-8814 to cease state aid for capital outlay from July 1, 2012 to June 30, 2017; effective July 1, 2012.

Section 84 – Amends KSA 72-8908 to conform to the act; effective July 1, 2013.

Section 85 – Amends KSA 72-9002 to update definitions related to new evaluation provisions; effective July 1, 2013.

Section 86 – Amends KSA 72-9003 to require evaluations, at a minimum, use KEEP as adopted by the state board; effective July 1, 2013.

Section 87 – Amends KSA 72-9004 to permit the termination of the contract of teachers rated ineffective for two consecutive years; effective July 1, 2013.

Section 88 – Amends KSA 72-9005 to require an in-person conference between teachers rated ineffective and such teacher's superintendent; also requires publishing summaries of evaluations on a district website; effective July 1, 2013.

Section 89 – Amends KSA 72-9509 to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 90 – Amends KSA 72-9608 to specify professional development funding priorities; effective July 1, 2013.

Section 91 – Amends KSA 72-9609 to extend SB 111 provisions for SY 2012-2013; effective July 1, 2012.

Section 92 – Amends KSA 74-32,141 to conform to the act; effective July 1, 2013.

Section 93 – Amends KSA 74-4939a to conform with the local funds transfer to the KPERS employer contributions fund in accordance with section 27; effective July 1, 2013.

Section 94 – Amends KSA 75-2319 to cease state aid on capital improvements for bond issuances approved by voters from July 1, 2012 to June 30, 2017; effective July 1, 2012.

Section 95 – Amends KSA 79-201x to conform to the act; effective July 1, 2013.

Section 96 – Repealer for sections being amended effective July 1, 2012.

Section 97 – Repealer for sections being amended or repealed effective July 1, 2013.

Section 98 – Effective date of bill is July 1, 2012.