

Kansas Register

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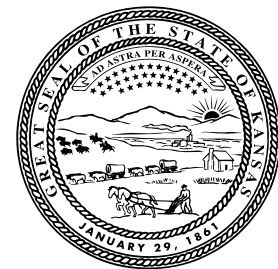
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Cover Artwork: Wheat Ready to Harvest
Photo by Todd Caywood

New State Laws

Kansas Legislature

House Substitute for Senate Bill 387, concerning education; making and concerning appropriations for the fiscal years ending June 30, 2024, June 30, 2025, and June 30, 2026, for the state department of education; establishing the education funding task force and requiring such task force to review and make recommendations regarding the state’s school finance system prior to the expiration of the Kansas school equity and enhancement act; abolishing the special education and related services funding task force; revising the special education state aid statewide excess costs calculation; requiring the state board of education to determine excess costs for each school district; requiring the state board of education to establish a special education state aid equalization distribution method and to distribute certain amounts of special education state aid pursuant to such method; requiring each school district to transfer the amount attributable to the special education and related services weighting from the supplemental general fund to the school district’s special education fund; establishing a pilot program in school years 2024-2025 and 2025-2026 to require certain school districts to submit annually to the state board of education an at-risk student accountability plan and to measure and show academic improvement in certain student cohort groups; requiring all school districts to participate in such program commencing in school year 2026-2027; holding school districts accountable to meeting the student cohort group improvement goals; revising requirements relating to school district at-risk education fund expenditures; prohibiting the state board of education from substantially revising curriculum standards in English language arts and mathematics until 75% of all students achieve a certain academic proficiency level; requiring school districts to give enrollment priority to students who reside in Kansas over students who do not reside in the state except under certain circumstances; authorizing certain nonresident students to continue enrollment in a school district of nonresidence; authorizing a school district to deem nonresident students as not in good standing prior to enrollment and an appeal process for students who are denied enrollment pursuant to such action; requiring school district student transfer policy revisions to be published on the school district’s website; exempting virtual schools from open enrollment requirements; limiting the legislative option to purchase school district buildings and authorizing the legislative coordinating council to deny the legislative option when the legislature is not in session; prohibiting school districts from refusing to convey a building or property solely because the buyer or lessee may use or intends to use the building or property for nonpublic school purposes; establishing requirements for the determination of virtual school state aid for certain students who are funded on a per credit hour basis; requiring virtual school state aid be determined using full-time equivalent enrollment; authorizing students enrolled in a virtual school to participate in activities regulated by the Kansas state high school activities association..... 786

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House Bill 2551, making and concerning appropriations for the fiscal years ending June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing and directing payment of certain claims against the state; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing..... 803

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State of Kansas

Pooled Money Investment Board**Notice of Investment Rates**

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 12-1675(b)(c)(d) and K.S.A. 12-1675a(g).

Effective 5-27-24 through 6-2-24

Term	Rate
1-89 days	5.33%
3 months	5.33%
6 months	5.27%
12 months	5.16%
18 months	5.02%
2 years	4.86%

Joel Oliver
Executive Director
Chief Investment Officer
Pooled Money Investment Board

Doc. No. 052161

State of Kansas

Department of Labor**Notice of Maximum and Minimum Weekly Benefit Amounts**

Each year, in accordance with K.S.A. 44-704 of the Kansas Employment Security Law, the maximum and minimum weekly benefit amounts payable to unemployment insurance claimants are recalculated. For SFY 2025, new claims filed on or after July 1, 2024 and before July 1, 2025, the maximum weekly benefit amount will be \$612 and the minimum weekly benefit amount will be \$153.

Amber Shultz
Secretary
Department of Labor

Doc. No. 052162

State of Kansas

**Kansas Judicial Branch
Office of Judicial Administration****Notice of Grant Funding**

The Kansas Supreme Court administers annual access to justice grant funding. Subject to available funding, access to justice grants will be made available for certain operating expenses of programs that improve access to the Kansas civil justice system for people who would otherwise be unable to effectively participate. Such programs may provide brief legal assistance to self-represented litigants, pro bono legal counsel for civil and domestic matters, or other pro bono legal or dispute resolution services, to recipients who meet qualifications under grant guidelines promulgated by the Kansas Supreme Court.

Access to justice grant application packets may be requested from the Office of Judicial Administration and are available at <https://www.kscourts.org/About-the-Courts/Programs/Grant-Programs>. Grant application packets must be returned to the address below by June 17, 2024.

Access to Justice Grant
Attn: Jeff Peter
Office of Judicial Administration
301 SW 10th Ave., Room 337
Topeka, KS 66612-1507

Please direct inquiries to Jeff Peter at 785-296-2256 or peterj@kscourts.org.

Jeff Peter
Assistant Financial Officer
Office of Judicial Administration
Kansas Judicial Branch

Doc. No. 052164

State of Kansas

Wichita State University**Notice of Intent to Lease Real Property**

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to 1.22 acres of real property located on the northwest corner of the intersection of Fountain Avenue and 21st Street North, directly adjacent to the Wichita State University campus. This location would be designated for private development committed to supporting broadband infrastructure and Internet exchanges. The university is interested in leasing such ground to any individual, organization, or entity whose presence would advance WSU's vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. WSU intends to lease such space for a mutually agreeable period of time, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with WSU's educational mission and identify anticipated benefits to the university, its students, and the surrounding community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, community benefit commitments, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU and the surrounding community, design concepts, financial stability, and proposed use. Interested tenants will be responsible for all costs associated with the development and ongoing maintenance costs of any improvements. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of the improvement, and benefit to WSU. WSU will consider serious offers and inquiries from any financially qualified individual, group, organization. If interested, please contact Property Manager Crystal Stegeman at crystal.stegeman@wichita.edu. This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

Crystal Stegeman
University Property Manager
Office of the Vice President for
Administration and Finance
Wichita State University

Doc. No. 052106

State of Kansas

Wichita State University

Notice of Intent to Lease Real Property

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to four acres of real property located on the Wichita State University's campus designated as the "Innovation Campus," for the private development and operation of a partnership building or buildings. The university is interested in leasing such ground to any individual, organization, or entity whose presence on campus would advance the university's applied learning vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. The university intends to lease such space for a mutually agreeable period of time up to sixty years, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with the university's educational mission and identify anticipated benefits to the university, its students, and the WSU community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU, design concepts, financial stability, and proposed use. Interested tenants will be required to construct adjacent and adequate surface parking that will not be included in the leased ground. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of building improvement, and benefit to the university. The university will consider serious offers and inquiries with detailed proposal terms from any financially qualified individual, group, organization. If interested, please contact Senior Vice President for Industry and Defense Programs, Dr. John Tomblin at john.tomblin@wichita.edu or Property Manager Crystal Stegeman at crystal.stegeman@wichita.edu. This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

Crystal Stegeman
University Property Manager
Office of the Vice President for
Administration and Finance
Wichita State University

Doc. No. 052107

State of Kansas

Department of Transportation

Notice to Contractors

Electronic copies of the letting proposals and plans are available on the Kansas Department of Transportation (KDOT) website at <https://kdotapp.ksdot.org/Proposal/Proposal.aspx>. The website will allow the contractor to request approval from KDOT to bid as a prime contractor and be included on the "Bid Holders List," or to be included on the "Non-Bid Holders List" as a subcontractor/

supplier. KDOT's approval is required to bid as a prime contractor. To bid as a prime contractor, KDOT needs to be notified of the intent to bid no later than the close of business on the Monday preceding the scheduled letting date. Failure to obtain prior approval to bid as a prime contractor on any projects listed below will be reason to reject your bid. The Secretary reserves the right to reject bids that do not comply with all requirements for preparing a bidding proposal as specified in the 2015 edition of the Kansas Department of Transportation Standard Specifications for State Road and Bridge Construction.

KDOT will only accept electronic Internet proposals using the Bid Express website at <https://bidx.com/ks/main> until 1:00 p.m. (Central Time) on letting day. The KDOT bid letting will be conducted remotely by audio broadcast only at 3:00 p.m. (Central Time) on letting day. For the conference call information see <https://www.ksdot.org/bureaus/burconsmain/lettinginfo.asp>. KDOT has tested the process, but in the event of an unforeseen issue, KDOT will provide updates.

Each bidder shall certify that such person, firm, association, or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This certification shall be in the form of a required contract provision provided by the state to each prospective bidder. Failure to complete the required contract provision and certify the completeness of the preceding statement when electronically signing the proposal will make the bid nonresponsive and not eligible for award consideration.

Projects for the June 20, 2024, Letting

District One – Northeast

Atchison: 3 TE-0537-01 – Santa Fe Street, from 15th Street to 9th Street); 14th Street, from Main to Laramie; and side street connections between Commercial Street and Atchison Street in Atchison, pedestrian and bicycle paths, 1.0 miles. (Federal Funds)

Douglas: 40-23 KA-3634-03 – US-40, from the K-10/US-40 junction southeast to the K-10/US-59/US-40/Iowa Street interchange; K-10, from 1.21 miles south of the I-70/KTA/K-10 junction south to the K-10/US-40 junction; grading, bridge and surfacing, 7.4 miles. (Federal Funds)

Jefferson: 59-44 KA-7333-01 – US-59, from the US-59/98th Street junction north to the Jefferson/Atchison County line, crack repair, 13.6 miles. (State Funds)

Jefferson: 92-44 KA-7353-01 – K-92, from the K-92/Lovers Lane intersection in the city of McLouth northeast to the Jefferson/Leavenworth County line, crack repair, 5.5 miles. (State Funds)

Jefferson: 4-44 KA-7354-01 – K-4, from the K-4/K-92 junction northeast to the K-4/US-59 junction, crack repair, 18.3 miles. (State Funds)

Johnson: 7-46 KA-6797-01 – K-7, bridge #332 over the BNSF Railroad located 0.59 miles east of the K-7/Old US-56 west junction, bridge repair. (Federal Funds)

Nemaha: 9-66 KA-6439-01 – K-9, from 6th Street to 3rd Street in Centralia, grading and surfacing, 0.3 miles. (Federal Funds)

(continued)

Shawnee: 70-89 KA-7350-01 – I-70, beginning 0.22 miles west of SW Valencia Road east to 0.31 miles east of SW Eagle Ridge Lane, pavement marking, 5.0 miles. (Federal Funds)

Shawnee: 24-89 KA-7340-01 – US-24, beginning at the Pottawatomie/Shawnee County line east to the west city limits of Silver Lake, beginning 0.39 miles east of Northwest Menoken Road east to 0.11 miles west of Northwest Rochester Road, crack repair, 14.2 miles. (State Funds)

Wyandotte: 105 N-0739-01 – 138th Street, from K-32 to Morse Avenue in Bonner Springs, grading and surfacing, 0.5 miles. (Federal Funds)

Statewide: 106 KA-7335-01 – US-75 in Shawnee County, beginning at the 2-lane/4-lane split north to the Osage/Shawnee County line, beginning at the Osage/Shawnee County line north to the south edge wearing surface of the Topeka Boulevard bridge, beginning at the north edge wearing surface of the Topeka Boulevard bridge north to end of hot mix asphalt surface; and K-4 in Shawnee County, beginning at the Shawnee/Wabaunsee County line northeast to the K-4/Auburn Road junction, crack repair, 25.1 miles. (State Funds)

Statewide: 32-106 KA-7355-01 – K-32 in Douglas County, from the K-32/US-24 junction east to the Leavenworth/Douglas County line; and K-32 in Leavenworth County, from the Leavenworth/Douglas County line east to the Leavenworth/Wyandotte County line, crack repair, 17.2 miles. (State Funds)

District Two – North Central

Ellsworth: 70-27 KA-7231-01 – Light tower #1, located westbound I-70, center of the rest area. Light tower #2, located eastbound I-70, center of the rest area, lighting, 0.7 miles. (State Funds)

Marion: 56-57 KA-7349-01 – US-56, from 6th Street in Lincolnville north to 0.15 miles south of 340th Road, 4-inch overlay, 4.8 miles. (State Funds)

District Three – Northwest

Ellis: 26 C-5221-01 – Bridge over Big Creek, located 6.0 miles south and miles west of Walker, bridge replacement, 0.2 miles. (Federal Funds)

Rooks: 24-82 KA-5754-01 – US-24, bridge #012 over South Fork Solomon River Drainage located 0.26 miles west of the US-183/US-24 junction, bridge replacement. (Federal Funds)

Sheridan: 23-90 KA-6019-01 – K-23, from 0.25 miles south of County Road 70 north to Walnut Avenue in Hoxie—includes bridges #016 over the South Fork Solomon River and #017 over the Sand Creek Bridge, grading, bridge and surfacing, 6.2 miles. (Federal Funds)

District Four – Southeast

Cherokee: 69-11 KA-7308-01 – US-69A, beginning at the US-69A/US-400/K-66 junction north 0.33 miles, pavement marking, 0.3 miles. (Federal Funds)

Greenwood: 54-37 KA-7068-01 – US-54, bridge #068 over the Verdigris River located 0.3 miles west of the Woodson/Greenwood County line, bridge repair. (State Funds)

Labette: 59-50 KA-7307-01 – US-59, beginning at the US-59/US-160 junction north 0.41 miles, pavement marking, 0.4 miles. (Federal Funds)

Linn: 69-54 KA-6735-01 – US-69, bridge #057 over the Marias Des Cygnes River located 0.88 miles south of the K-52/US-69 north junction, bridge repair. (State Funds)

Miami: 68-61 KA-7306-01 – K-68, beginning 0.86 miles west of the K-68/US-169/K-7 junction, east 0.4 miles, pavement marking, 0.4 miles. (Federal Funds)

Wilson: 400-103 KA-7309-01 – US-400: beginning 3.02 miles northwest of the US-400/K-47 junction, northwest 0.6 miles, pavement marking, 0.6 miles. (Federal Funds)

Wilson: 39-103 KA-6728-01 – K-39, bridge #021 over Snake Creek located 7.12 miles east of the US-400/K-39 junction, and bridge #022 over the Verdigris River located 8.48 miles east of the US-400/K-39 junction, bridge repair. (State Funds)

District Five – South Central

Barton: 4-5 KA-7320-01 – K-4, beginning 0.57 miles east of the US-281/K-4 junction east to the Rice/Barton County line, pavement marking, 16.1 miles. (Federal Funds)

Barton: 281-5 KA-7319-01 – US-281, beginning at the west city limits of Hoisington northwest to the Russell/Barton County line, pavement marking, 15.3 miles. (Federal Funds)

Barton: 4-5 KA-7321-01 – K-4, beginning at the Barton/Rush County line east to the US-281/K-4 west junction, pavement marking, 10.0 miles. (Federal Funds)

Butler: 8 C-5218-01 – Bridge over Eight Miles Creek, located 1.0 miles east and 1.3 miles north of Rose Hill, bridge replacement, 0.2 miles. (Federal Funds)

Harvey: 135-40 KA-0052-01 – I-135/36th Street interchange, 2 miles south of the I-135/US-50 south junction, grading, bridge and surfacing. (Federal Funds)

Rice: 14-80 KA-7322-01 – K-14, beginning 3.77 miles north of the US-56/K-96/K-14 junction north to the Rice/Ellsworth County line, pavement marking, 8.3 miles. (Federal Funds)

Rush: 4-83 KA-7318-01 – K-4, beginning at the K-4/US-183 junction east to the Rush/Barton County line, pavement marking, 15.1 miles. (Federal Funds)

Sumner: 160-96 KA-6941-01 – US-160, bridge #142 over the Union Pacific Railroad located 0.23 miles southwest of the US-81/US-160 west junction in Wellington, bridge repair. (State Funds)

Statewide: 106 KA-6863-01 – K-96, US-54 and K-15 in Sedgwick, Butler and Sumner counties, signing. (State Funds)

District Six – Southwest

Stevens: 95 TE-9605-01 – US-56, between South Polk Street and South Main Street in Hugoton, pedestrian and bicycle paths. (State Funds)

Calvin Reed
Secretary

Department of Transportation

Doc. No. 052144

State of Kansas

Department of Agriculture
Division of Conservation

Notice to Contractors

Sealed bids for the outlet channel repair at Horse Thief Reservoir in Hodgeman County, will be received by Pawnee Watershed Joint District No. 81 until 7:00 p.m. June 17, 2024, at PO Box 367, 20476 SE US-283 Hwy., Jetmore, KS 67854, at which time and place bids will be publicly opened and read aloud.

Description of Work

Outlet channel erosion repair includes hauling topsoil and re-grading the existing slopes for the installation of seeding, tied concrete block mats, erosion control blankets, and filter socks on both sides of the existing outlet channel. The Watershed will have the seed, fertilizer, tied concrete block mat, erosion control blanket, and filter sock delivered on-site for contractor installation. Estimated quantities include 1,490 cubic yards of topsoil hauling and placement, 3,960 cubic yards of grading/stripping/slope preparation, installation of 43,200 square feet of tied concrete block mat, installation of 11,040 square yard of erosion control blanket, installation of 1,100 feet of filter sock, and appurtenant items.

All work shall be completed in conformance with the project construction drawings, construction specifications and Stormwater Pollution Prevention Plan.

Work Timing

The work is to commence within twenty (20) calendar days after the Notice to Proceed is issued. Notice to Proceed is anticipated to be issued July 15, 2024. Completion of the work is desired within 120 days after such notice.

A copy of the Invitation to Bid, plans, and specifications can be reviewed and/or obtained from Pawnee Watershed Joint District No. 81, PO Box 367, 20476 SE US-283 Hwy., Jetmore, KS 67854; phone 620-357-6420.

Site showings will be conducted by Pawnee Watershed Joint District No. 81 from 1:00 p.m. to 3:00 p.m. June 6, 2024, at the topsoil site and outlet channel.

All bids must be accompanied by a certified check, cashier's check, or a bid bond for not less than five percent (5%) of the total bid price (including alternates), made payable to Pawnee Watershed Joint District No. 81.

Steve Frost
Executive Director
Division of Conservation
Department of Agriculture

Doc. No. 052165

State of Kansas

Department of Health and Environment

Notice of Proposed Kansas/Federal Water
Pollution Control Permits and Applications

In accordance with Kansas Administrative Regulations 28-16-57a through 63, 28-18-1 through 17, 28-18a-1 through 31 and 33, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator

of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

Las acciones propuestas con respecto a los documentos preliminares se basan en la revisión del personal, aplicando los estándares, regulaciones y limitaciones de efluentes apropiados del estado de Kansas y de la Agencia de Protección Ambiental de Estados Unidos. La acción final resultará en la emisión de una Autorización Federal del Sistema Nacional de Eliminación de Descargas de Contaminantes y un permiso de Control de Contaminación del Agua de Kansas, sujeto a ciertas condiciones, revocación y reemisión del permiso designado o terminación del permiso designado. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación al 785-296-5156 o en: KDHE.NonDiscrimination@ks.gov.

Public Notice No. KS-AG-24-145/148

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Rocking T Ranch, LLC 1399 Road BB Deerfield, KS 67838	S/2 of Section 25 & N/2 of Section 36 T24S, R35W Kearny County	Upper Arkansas River Basin

Kansas Permit No. A-UAKE-C007
Federal Permit No. KS0096113

The proposed action is to reissue an existing NPDES permit for an existing facility for 1,998 head (999 animal units) of cattle weighing less than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Far West Starter Yard Chris Schuetze 188825 24 Rd. Cimarron, KS 67835	SE/4 of Section 35 T26S, R27W Gray County	Upper Arkansas River Basin

Kansas Permit No. A-UAGY-C015
Federal Permit No. KS0097021

The proposed action is to reissue an existing NPDES permit for an existing facility for 1,800 head (1,800 animal units) of cattle weighing more than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Four Mile Feeder Blaine Busenitz 8740 NW 60th St. Whitewater, KS 67154	NW/4 of Section 04 T25S, R04E Butler County	Walnut River Basin

(continued)

Kansas Permit No. A-WABU-B017

The proposed action is to reissue an existing state permit for an existing facility for 999 head (999 animal units) of cattle weighing greater than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Roy Winkler 1147 M4 Rd. Corning, KS 66417	W/2 of Section 07 T04S, R13E Nemaha County	Missouri River Basin

Kansas Permit No. A-MONM-S028

The proposed action is to reissue an existing state permit for an existing facility for 2,400 head (960 animal units) of swine more than 55 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Public Notice No. KS-Q-24-096/104

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-g), and Federal Surface Water Criteria.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Burlington, City of PO Box 207 Burlington, KS 66839	Neosho River	Process Wastewater

Permit No. I-NE07-PO05
Federal Permit No. KS0092916

Legal Description: NW¼, Section 26, Township 21S, Range 15E, Coffey County, Kansas

Location: 38.19569, -95.73516

The proposed action consists of issuance of an existing Kansas/NPDES Water Pollution Control permit for the discharge of wastewater from the water treatment plant. This is a public water treatment plant. Raw river water from the Neosho River is treated at the intake with sodium permanganate to control mussels, including future potential issues with Zebra mussels. As of the date of the permit, mussels have been found at the intake, but not Zebra mussels. Water goes to a rapid mix unit and is treated with ferric chloride, hydrated lime, and activated carbon. Water from the rapid mix unit splits off to two reactors. Recycled clarifier sludge and 2071 polymer are added to each reactor. This permit contains limits for Total Residual Chlorine, Total Suspended Solids, and pH.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Riley County Commission 6215 Tuttle Creek Blvd. Manhattan, KS 66503	Kansas River	Treated Domestic

Kansas Permit No. M-KS38-SU04
Federal Permit No. KSR410048

Legal Description: Riley County, Kansas

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed action is to issue a new individual NPDES Municipal Separate Storm Sewer System (MS4) permit from an existing MS4 general permit. The proposed MS4 permit requires the permittee to develop, implement, and enforce a stormwater management program designed to reduce the discharge of pollutants from the MS4 to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the Clean Water Act and Kansas surface water quality statutes and regulations. The proposed permit requires the permittee to update

the Stormwater Management Program document, implement six minimum control measures and implement best management practices to reduce any identified total maximum daily load (TMDL) regulated pollutants if listed in the permit (TMDL Table). If there is an identified TMDL regulated pollutant, surface water monitoring may be required on the impaired water body to evaluate performance of the best management practices. Monitoring of industrial stormwater discharges and oversight of construction activities within the MS4 may be required if it is applicable. The proposed permit requires the submittal of an annual report that addresses all compliance requirements for the previous year.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Leavenworth, City of 100 N. 5th St. Leavenworth, KS 66048	Missouri River	Treated Domestic

Kansas Permit No. M-MO12-SN01
Federal Permit No. KSR4400011

Legal Description: Leavenworth County, Kansas

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed action is to issue a new individual NPDES Municipal Separate Storm Sewer System (MS4) permit from an existing MS4 general permit. The proposed MS4 permit requires the permittee to develop, implement, and enforce a stormwater management program designed to reduce the discharge of pollutants from the MS4 to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the Clean Water Act and Kansas surface water quality statutes and regulations. The proposed permit requires the permittee to update the Stormwater Management Program document, implement six minimum control measures and implement best management practices to reduce any identified total maximum daily load (TMDL) regulated pollutants if listed in the permit (TMDL Table). If there is an identified TMDL regulated pollutant, surface water monitoring may be required on the impaired water body to evaluate performance of the best management practices. Monitoring of industrial stormwater discharges and oversight of construction activities within the MS4 may be required if it is applicable. The proposed permit requires the submittal of an annual report that addresses all compliance requirements for the previous year.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Bonner Springs, City of 205 E. 2nd PO Box 38 Bonner Springs, KS 66012	Kansas River	Treated Domestic

Kansas Permit No. M-KS06-OO02
Federal Permit No. KS0082881

Legal Description: SE¼, NW¼, SE¼, Section 28, Township 11S, Range 23E, Wyandotte County, Kansas

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed action is to issue a new individual NPDES Municipal Separate Storm Sewer System (MS4) permit from an existing MS4 general permit. The proposed MS4 permit requires the permittee to develop, implement, and enforce a stormwater management program designed to reduce the discharge of pollutants from the MS4 to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the Clean Water Act and Kansas surface water quality statutes and regulations. The proposed permit requires the permittee to update the Stormwater Management Program document, implement six minimum control measures and implement best management practices to reduce any identified total maximum daily load (TMDL) regulated pollutants if listed in the permit (TMDL Table). If there is an identified TMDL regulated pollutant, surface water monitoring may be required on the impaired water body to evaluate performance of the best management practices. Monitoring of industrial stormwater discharges and oversight of construction activities within the MS4 may be required if it is applicable. The proposed permit requires the submittal of an annual report that addresses all compliance requirements for the previous year.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Dodge City, City of PO Box 880 Dodge City, KS 67801	Upper Arkansas River	Treated Domestic

Kansas Permit No. M-UA11-SN01
Federal Permit No. KSR440003

Legal Description: Ford County, Kansas

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed action is to issue a new individual NPDES Municipal Separate Storm Sewer System (MS4) permit from an existing MS4 general permit. The proposed MS4 permit requires the permittee to develop, implement, and enforce a stormwater management program designed to reduce the discharge of pollutants from the MS4 to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the Clean Water Act and Kansas surface water quality statutes and regulations. The proposed permit requires the permittee to update the Stormwater Management Program document, implement six minimum control measures and implement best management practices to reduce any identified total maximum daily load (TMDL) regulated pollutants if listed in the permit (TMDL Table). If there is an identified TMDL regulated pollutant, surface water monitoring may be required on the impaired water body to evaluate performance of the best management practices. Monitoring of industrial stormwater discharges and oversight of construction activities within the MS4 may be required if it is applicable. The proposed permit requires the submittal of an annual report that addresses all compliance requirements for the previous year.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Willis, City of 438 3rd St Willis, KS 66434	Middle Fork Wolf River via Hazel Creek	Treated Domestic

Kansas Permit No. M-MO31-OO01
Federal Permit No. KS0092037

Legal Description: SE¼, SE¼, SW¼, Section 3, Township 4S, Range 17E, Brown County, Kansas

Location: [39.72632, -95.50122](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential areas. The detention time at design flow is 144 days. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and E. coli. The permit contains monitoring for pH, and Ammonia.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Garden City, City of PO Box 998 Garden City, KS 67846	Upper Arkansas River	Treated Domestic

Kansas Permit No. M-UA14-SN01
Federal Permit No. KSR440006

Legal Description: Finney County, Kansas

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed action is to issue a new individual NPDES Municipal Separate Storm Sewer System (MS4) permit from an existing MS4 general permit. The proposed MS4 permit requires the permittee to develop, implement, and enforce a stormwater management program designed to reduce the discharge of pollutants from the MS4 to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the Clean Water Act and Kansas surface water quality statutes and regulations. The proposed permit requires the permittee to update the Stormwater Management Program document, implement six minimum control measures and implement best management practices to reduce any identified total maximum daily load (TMDL) regulated pollutants

if listed in the permit (TMDL Table). If there is an identified TMDL regulated pollutant, surface water monitoring may be required on the impaired water body to evaluate performance of the best management practices. Monitoring of industrial stormwater discharges and oversight of construction activities within the MS4 may be required if it is applicable. The proposed permit requires the submittal of an annual report that addresses all compliance requirements for the previous year.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Lake Quivira, City of 10 Crescent Blvd. Lake Quivira, KS 66217	Kansas River	Treated Domestic

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed action is to issue a new individual NPDES Municipal Separate Storm Sewer System (MS4) permit from an existing MS4 general permit. The proposed MS4 permit requires the permittee to develop, implement, and enforce a stormwater management program designed to reduce the discharge of pollutants from the MS4 to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the Clean Water Act and Kansas surface water quality statutes and regulations. The proposed permit requires the permittee to update the Stormwater Management Program document, implement six minimum control measures and implement best management practices to reduce any identified total maximum daily load (TMDL) regulated pollutants if listed in the permit (TMDL Table). If there is an identified TMDL regulated pollutant, surface water monitoring may be required on the impaired water body to evaluate performance of the best management practices. Monitoring of industrial stormwater discharges and oversight of construction activities within the MS4 may be required if it is applicable. The proposed permit requires the submittal of an annual report that addresses all compliance requirements for the previous year.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Mid-States Materials, LLC PO Box 236 Topeka, KS 66601	Marais des Cygnes River via Marmaton River via Turkey Creek via Opossum Hollow Creek	Process Wastewater

Kansas Permit No. I-MC46-PO01
Federal Permit No. KS0090221

Legal Description: SW¼ of Section 9, Township 25S, Range 22E, Bourbon County, Kansas

Location: [37.88261, -95.00358](#)

The proposed action consists of re-issuing the above referenced NPDES permit. The primary change was the addition of two new outfalls. This facility is engaged in a limestone quarrying operation with no washing. Outfalls 001A, 002A and 003A consists of stormwater runoff and pit water. This permit contains generic language to protect water quality.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment (KDHE) if they wish to have the comments or objections considered in the decision-making process. All written comments regarding the draft documents, application or registration notices received on or before June 29, 2024, will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-24-145/148, KS-Q-24-096/104) and name of the applicant/permittee when preparing comments.

(continued)

All comments received will be responded to at the time the Secretary of Health and Environment issues a determination regarding final agency action on each draft document/application. If response to any draft document/application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC). A request for public hearing must be submitted in writing and shall state the nature of the issues proposed to be raised during the hearing.

Comments or objections for agricultural related draft documents, permit applications, registrations or actions should be submitted to the attention of Casey Guccione, Livestock Waste Management Section at the KDHE, Bureau of Environmental Field Services (BEFS), 1000 SW Jackson, Suite 430, Topeka, KS 66612. Comments or objections for all other proposed permits or actions should be sent to Andrew Bowman at the KDHE, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612.

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the KDHE. For agricultural related draft documents or applications an appointment can be scheduled, or copies requested by contacting Jada Martin at 1000 SW Jackson St., Suite 430, Topeka, KS 66612, telephone 785-296-0076 or email at kdhe.feedlots@ks.gov. Las preguntas o comentarios por escrito deben dirigirse a Erich Glave, Director, Bureau of Environmental Field Services en KDHE: 1000 SW Jackson St., Suite 430, Topeka, KS 66612-1367; por correo electrónico: kdhe.feedlots@ks.gov; por teléfono: 785-296-6432. For all other proposed permits or actions an appointment can be scheduled, or copies requested by contacting Jamie Packard, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612, telephone 785-296-4148 or email at Jamie.Packard@ks.gov. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available at <http://www.kdhe.ks.gov/livestock>. Division of Environment offices are open from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052168

State of Kansas

Department of Health and Environment

Notice of Hearing

A public hearing is scheduled to be conducted at 2:30 p.m. Tuesday June 25, 2024, in the Azure Conference Room of the Curtis State Office Building, 1000 SW Jackson St., 4th floor, Topeka, Kansas, to discuss the 2025 Intended Use Plans for the Kansas Public Water Supply Loan Fund (KPWSLF) and the Kansas Water Pollution Control Revolving Fund (KWPCRF). These Intended Use Plans will make additions to the Project Priority List of each program, include estimates and uses of anticipated capitalization grants from EPA (including grants from the Infrastructure Investment and Jobs Act), estab-

lish criteria for loan forgiveness, and establish the procedures for ranking projects. Copies of the draft IUPs will be available online at <https://www.kdhe.ks.gov/518/Loan-Fund-Administration-Documents>.

Comments can be presented at the hearing or in writing prior to the hearing. Written comments are recommended. Written comments should be addressed to William Carr, Bureau of Water, Kansas Department of Health and Environment, 1000 SW Jackson St, Suite 420, Topeka, KS 66612 or emailed to KDHE.KansasSRF@ks.gov. Anyone needing special accommodations should contact the Kansas Department of Health and Environment at least five business days in advance of the hearing at 785-296-5514, fax 785-559-4258 or TTY 711.

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052169

Estado de Kansas

Departamento de Salud y Medio Ambiente de Kansas

Aviso de audiencia

Una audiencia pública está programada para llevarse a cabo a las 2:30 p.m. el Martes 25 de junio del 2024, en la sala de conferencias Azure del Curtis State Office Building en 1000 SW Jackson St., en el 4 piso, en Topeka, Kansas, para discutir los Planes de Uso Previsto del 2025 para el Fondo de préstamo para suministro público de agua de Kansas (Kansas Public Water Supply Loan Fund, KPWSLF) y el Fondo Rotatorio para el Control de la Contaminación del Agua de Kansas (Kansas Water Pollution Control Revolving Fund, KWPCRF). Estos Planes de Uso Previsto harán adiciones a la Lista de Prioridades de Proyectos de cada programa, incluirán estimaciones y usos de las subvenciones de capitalización anticipadas de la Agencia de Protección Ambiental de Estados Unidos (United States Environmental Protection Agency, EPA) (incluidas las subvenciones de la Ley de Inversión en Infraestructuras y Empleos), establecerán criterios para la condonación de préstamos y establecerán los procedimientos para clasificar proyectos. Copias de los proyectos de los IUPs, por sus siglas en inglés, estarán disponibles en línea en <https://www.kdhe.ks.gov/518/Loan-Fund-Administration-Documents>.

Los comentarios pueden presentarse en la audiencia o por escrito antes de la audiencia. Se recomiendan comentarios escritos. Los comentarios escritos deben dirigirse a William Carr, Bureau of Water, Kansas Department of Health and Environment, 1000 SW Jackson St, Suite 420, Topeka, KS 66612 o enviarse por correo electrónico al KDHE.KansasSRF@ks.gov. Las personas que necesiten adaptaciones especiales deben ponerse en contacto con el Departamento de Salud y Medio Ambiente de Kansas al menos cinco días hábiles antes de la audiencia llamando al 785-296-5514, fax 785-559-4258 o TTY 711.

Janet Stanek
Secretaria

Departamento de Salud y Medio Ambiente de Kansas

Doc. No. 052170

State of Kansas

**Department of Health and Environment
Division of Health Care Finance**

Public Notice

The Kansas Department of Health and Environment, Division of Health Care Finance (KDHE-DHCF) is amending the Kansas Medicaid State Plan. The hospice nursing facility room and board reimbursement rate will be increased from 95% to 100% of the Medicare reimbursement rate.

The proposed effective date for the State Plan Amendment (SPA) is July 1, 2024.

Fee-For-Service Only	Estimated Federal Financial Participation
FFY 2024	\$5,185
FFY 2025	\$19,347

To request a copy of the proposed SPA, to submit a comment, or to review comments, please contact William C. Stelzner by email at william.stelzner@ks.gov, or by mail at:

William C. Stelzner
Kansas Department of Health and Environment
Division of Health Care Finance
900 SW Jackson, Room 900N
Topeka, KS 66612

The last day for public comment is July 1, 2024.

Draft copies of the proposed SPA may also be found at a Local Health Department (LHD).

Christine Osterlund
Medicaid Director

Deputy Secretary of Agency Integration and Medicaid
Division of Health Care Finance
Department of Health and Environment

Doc. No. 052172

State of Kansas

**Department of Health and Environment
Division of Health Care Finance**

Public Notice

The Kansas Department of Health and Environment, Division of Health Care Finance (KDHE-DHCF) is amending the Kansas Medicaid State Plan. Community Health Worker (CHW) services reimbursement rates will be increased.

The proposed effective date for the State Plan Amendment (SPA) is July 1, 2024.

Fee-For-Service Only	Estimated Federal Financial Participation
FFY 2024	\$982
FFY 2025	\$6,480

To request a copy of the proposed SPA, to submit a comment, or to review comments, please contact William C. Stelzner by email at william.stelzner@ks.gov, or by mail at:

William C. Stelzner

Kansas Department of Health and Environment
Division of Health Care Finance
900 SW Jackson, Room 900N
Topeka, KS 66612

The last day for public comment is July 1, 2024.

Draft copies of the proposed SPA may also be found at a Local Health Department (LHD).

Christine Osterlund
Medicaid Director

Deputy Secretary of Agency Integration and Medicaid
Division of Health Care Finance
Department of Health and Environment

Doc. No. 052173

State of Kansas

Board of Regents Universities

Notice to Bidders

The universities of the Kansas Board of Regents encourage interested vendors to visit the various universities' purchasing offices' websites for a listing of all transactions, including construction projects, for which the universities' purchasing offices, or one of the consortia commonly utilized by the universities, are seeking information, competitive bids, or proposals. The referenced construction projects may include project delivery construction procurement act projects pursuant to K.S.A. 76-7,125 et seq.

Emporia State University – Bid postings: <https://www.emporia.edu/about-emporia-state-university/business-office/purchasing>. Additional contact info: phone: 620-341-5137, email: purchaseorders@emporia.edu. Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Cir., Emporia, KS 66801.

Fort Hays State University – Electronic bid postings: <http://www.fhsu.edu/purchasing/bids>. Additional contact info: phone: 785- 628-4251, email: purchasing@fhsu.edu. Mailing address: Fort Hays State University Purchasing Office, 601 Park St., Sheridan Hall 318, Hays, KS 67601.

Kansas State University – Bid postings: <https://bidportal.ksu.edu>. Effective August 1, 2023, all bids, quotes, or proposals must be submitted via the Kansas State University Bid Portal at <https://bidportal.ksu.edu>. Division of Financial Services/Purchasing, 2323 Anderson Ave., Kansas State University, Manhattan, KS 66506. Additional contact information, phone: 785-532- 6214, email: kspurch@k-state.edu.

Pittsburg State University – Bid postings: <https://www.pittstate.edu/office/purchasing>. Additional contact info: phone: 620-235-4167, email: swburke@pittstate.edu. Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762.

University of Kansas – Electronic bid postings: <http://www.procurement.ku.edu/>. The University of Kansas exclusively uses the online eBid tool and will no longer accept paper responses unless otherwise specified in a solicitation. Additional contact information, email: *(continued)*

purchasing@ku.edu. Mailing address: University of Kansas, Procurement Department, 1246 W. Campus Road Room 20, Lawrence, KS 66045.

University of Kansas Medical Center – Electronic bid postings: <https://www.kumc.edu/finance/supply-chain/bid-opportunities.html>. Additional contact information, phone: 913-588-1117, email: hunkemoore@kumc.edu. The University of Kansas Medical Center accepts only electronic bids.

Wichita State University – Bid postings: https://www.wichita.edu/services/purchasing/Bid_Documents/Bid_Documents.php. Additional contact information, phone: 316-978-3080, fax: 316-978-3738, email: purchasing.office@wichita.edu. Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 38, Wichita, KS 67260-0038.

Chris Robinson
Director
Purchasing and Contract Services
Kansas State University

Doc. No. 051386

State of Kansas

Department of Administration Office of Procurement and Contracts

Notice to Bidders

Sealed bids for items listed will be received by the Office of Procurement and Contracts until 2:00 p.m. on the date indicated. For more information, call 785-296-2376.

All bids are to be submitted via email only to procurement@ks.gov. For more information, please visit https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/ERP/c/SCP_PUBLIC_MENU_FL.SCP_PUB_BID_CMP_FL.GBL.

06/26/2024 EVT0009735 Legal and Consulting Services – KBOR

The above referenced bid documents can be downloaded at the following website:

https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/ERP/c/SCP_PUBLIC_MENU_FL.SCP_PUB_BID_CMP_FL.GBL

Additional files may be located at the following website (please monitor this website on a regular basis for any changes/addenda):

<https://admin.ks.gov/offices/procurement-contracts/bidding--contracts/additional-bid-opportunities>

06/25/2024 A-015094 Sustainment Repairs; Lenexa Readiness Center – Adjutant General's Department

Information regarding prequalification, projects, and bid documents can be obtained at 785-296-8899 or <http://admin.ks.gov/offices/ofpm/dcc>.

Todd Herman
Director
Office of Procurement and Contracts
Department of Administration

Doc. No. 052175

(Published in the Kansas Register May 30, 2024.)

City of Junction City, Kansas

Request for Bids

Separate sealed bids for the construction of Homer's Pond Dam (Rimrock Dam) improvements (Water Structure DGE-0057) will be received by the city of Junction City, Kansas until 10:00 a.m. June 26, 2024, at the City Clerk's office, Municipal Building, 700 N. Jefferson St., Junction City, KS 66441.

Copies of the contract documents will be available by May 29, 2024, and may be examined at Kaw Valley Engineering, Inc., 2319 N. Jackson St., Junction City, KS 66441. Contract documents may be obtained for free by email or in paper upon payment of \$75 (non-refundable) for each set. For more information, please contact Barbara Thede at 785-762-5040 or thede@kveng.com.

The owner reserves the right to reject any and all bids, and to waive any formalities in any bid.

Barbara Thede
Administrative Assistant II
Kaw Valley Engineering, Inc.

Doc. No. 052171

(Published in the Kansas Register May 30, 2024.)

Johnson County Community College

Request for Proposals

Johnson County Community College is accepting bid proposals for CSB Building Pavement and Outside Stair Improvements (RFB# 24-154). Solicitation documents may be obtained via the College's eProcurement site and public bulletin board, ProcureWare, at <https://jccc.procureware.com/home>. Call 913-469-3812 or email procurement@jccc.edu if you have questions or need assistance. Bids received through ProcureWare no later than 2:00 p.m. (Central Time) June 19, 2024 will be evaluated. Upon completion of evaluation, ProcureWare will be updated with contract award information.

Larry Allen
Senior Buyer
Campus Services
Johnson County Community College

Doc. No. 052176

(Published in the Kansas Register May 30, 2024.)

V & S Railway, LLC

Request for Proposals

V & S Railway, LLC (VSR) is requesting proposals from railroad track contractors for the labor, equipment, fuel, and incidental materials required to remove and replace approximately 4,000 cross ties (AREMA Grade 7 [7" x 9" x 8'6"]) on the Main Track consisting of 1- and 2-mile segments at the rate of approximately 1,000 ties per mile between MP 1.0 and MP 16.6 between Attica, Kansas and Medicine Lodge, Kansas (KDOT Project No. 106 RA- 8057-23).

The replacement cross ties, spikes, tie plugs and casualty rail, and OTM will be furnished by VSR. The VSR

main line is predominately 112 lb/yd CWR east of MP 12.9 and 112 lb/yd jointed rail west of MP 12.9 with scattered segments of 90 lb/yd and 115 lb/yd rail.

Copies of the Request for Proposals (RFP) may be obtained by contacting Ed Landreth, a contractor to the VSR and the designated VSR Project Manager for this project, at 505-239-9915 or EWLandreth@aol.com. Proposals are due June 14, 2024.

V & S Railway, LLC reserves the right to reject any and all bids and to waive technicalities.

Ed Landreth
Acting General Manager
V & S Railway, LLC

Doc. No. 052154

(Published in the Kansas Register May 30, 2024.)

Central Prairie Co-op

Request for Proposals

Interested parties are invited to submit a proposal to complete scope of repairs for the proposed Central Prairie Co-op – Alden, Kansas project.

Scope of Work

Provide all necessary labor, equipment, and logistical services to supply all materials called for. Complete all administrative, rehabilitation, and track construction work including rail, switches, ties, ballast, tamping, and regulating required for the Central Prairie Co-op – Alden, Kansas track rehabilitation and improvement project. The scope is defined further as follows:

1. Rehabilitation of the current track.
2. Additional 533 feet of new track.
3. In-track scale to weigh cars.
4. Rail car fall protection system.
5. Repair/replace three rail loadout spouts and install work platforms.
6. Clear brush and trees for new and existing rail.
7. Asphalt repair at road crossing.
8. Electrical connection for loadout spouts and in-track scale.

All pre-existing rail, ties, OTM, or other materials that are removed must be disposed of according to all local, state, and federal regulations.

Minimum Requirements

1. Roadway Worker Protection.
2. Comply with all K&O Railroad requirements.
3. Contractors shall comply with all parts of 49 CFR Part 214 and 219 regarding FRA Roadway Worker Safety at all times. Workers and equipment shall remain clear of the track unless they have gained Roadway Worker Protection from a qualified person.
4. Contractor, contractor employees, agents, and/or subcontractors must be enrolled and comply with the FRA 219 approved drug testing program.
5. Subcontracted work will need to be approved prior to any work starting.

Work Windows

Impact to current railroad operations must be kept to a minimum. When work must take place that causes an

active track to be taken out of service for the purposes of performing work that pertains to the project, the contractor must pre-arrange a defined work window with the K&O Railroad.

Standards

All Standards referenced by the project plans, scope of work, and specifications, as well as applicable AREMA standards must be upheld during all phases of the project. All rail shall be replaced with a standard gauge of 56-1/2".

Submittals

The following documents shall be submitted at the time listed, by the contractor as part of the project:

1. Schedule of Work: Submitted with proposal.
2. Certificate of Insurance: Submitted prior to construction.
3. Safety Plan: Submitted prior to construction.
4. Proof of Roadway Worker Training: Submitted prior to construction.
5. Rail Testing (If AREMA #1 relay is used): Submitted prior to construction.

Other Responsibilities

1. Permits – Contractor is responsible for all federal, state, and local permits for the work.
2. Utilities – Contractor is responsible for locating and protecting site utilities.
3. Site Clean-up – Contractor is responsible for proper site disposal of materials in accordance with local, state, and federal laws. Contractor is responsible for site restoration. Contractor is responsible for securing dumpster and hauling off used material. No old ties will be allowed to be stored on site in a pile.
4. Right-of-Way Access – Contractor is responsible for obtaining proper right of way entry prior to leaving Central Prairie Co-op's property and entering K&O Railroad property.
5. KDOT Grant – All requirements applicable to the contractor pursuant to the grant provided to Central Prairie Co-op from the Kansas Department of Transportation in connection with this project.

Insurance

Contractor shall purchase required insurance coverage and submit verification of Certificate of Insurance prior to construction. Contractor shall address insurance requirements by K&O Railroad and submit proof to both Central Prairie Co-op and K&O Railroad.

Materials

All materials shall meet the requirements found in the project plans and/or specifications as well as applicable AREMA requirements. Material storage is granted on Central Prairie Co-op's right of way to the contractor. However, no materials shall be stored closer than 15' from the centerline of any active track at any time. Material and equipment laydown areas and reclaimed materials stockpiling locations shall be discussed and further clarified at the pre-proposal meeting. Contractor is responsible for furnishing all required materials to complete the project.

(continued)

Non-Project Areas

Central Prairie Co-op has secured access to the project through the K&O Railroad. Other access may be obtained by the contractor if they so choose. All areas (public, private, and railroad right of way) that are used for access to the project, including parts of the railroad right of way which have no proposed work, shall be maintained and/or remediated, incidental to the project, by the contractor to the satisfaction of the property owner if any damage to these areas occurs.

Project Completion

All work pertaining to this project shall be completed by August 1, 2025. Failure to complete work by August 1, 2025, may result in the contractor's removal from the property or charges of \$2,500/day until completed to satisfaction.

Submission of a Proposal

All proposals must be submitted no later than July 5, 2024, via email to seck@cpcoop.us. All submitted proposals shall be reviewed by Central Prairie Co-op. Proposal must include all required information. Incomplete proposals shall be rejected. The structure of the proposal must be clearly understood, all proposals shall provide the following line items and provide costs as required below:

1. Provide a total sum of all line items on the proposal.
2. Mobilization and demobilization – lump sum, including freight/material delivery costs.
3. Material costs (by material, i.e., crossties, ballast, OTM, etc.)
4. Labor costs.
5. Other costs (freight, sales tax, etc.)
6. Tamp and regulate.
7. Clean up work site to completion.
8. Detailed map of construction as quoted.

Pre-Proposal Meeting

Central Prairie Co-op shall hold a pre-proposal meeting at the project site at 10:00 a.m. (Central Time) Thursday, June 13, 2024. The meeting shall be held at Central Prairie Co-op in Alden, Kansas. Contractors are required to be present at this meeting to submit a proposal or their proposal can be rejected.

Work Reporting

Weekly work reports must be filled out and submitted to Shane Eck via email at seck@cpcoop.us. Weekly reports should include updates to project schedules, materials used, materials received, any delays, or any change in the scope of work. A detailed summary report must be submitted at the completion of the project.

Shane Eck
Chief Operations Officer
Central Prairie Co-op

Doc. No. 052163

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9:00 a.m. Tuesday, June 18, 2024, in the offices of the Kansas Development Finance Authority (K DFA), 534 S. Kansas Ave.,

Suite 800, Topeka, Kansas, on the proposal for the K DFA to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond, which is then typically purchased by a lender bank who then, through the K DFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The project shall be located as shown:

Project No. 001139 Maximum Principal Amount:

\$179,480. Owner/Operator: Garret A. Dalinghaus; Description: Acquisition of 80 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes (the "Project"). The Project is being financed by the Lender for Garret A. Dalinghaus (the "Beginning Farmer") and is located at Section 11, Township 5, Range 9 in Marshall County, Kansas, approximately 5 miles south and 2 miles east of Vermillion, Kansas.

The bond, when issued, will be a limited obligation of the K DFA and will not constitute a general obligation or indebtedness of the state of Kansas or any political subdivision thereof, including the K DFA, nor will it be an indebtedness for which the faith and credit and taxing powers of the state of Kansas are pledged. The bond will be payable solely from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bond when it becomes due.

Interested individuals may participate in the public hearing in person or via conference call. Please call 844-621-3956 and use conference identification number 145 880 8929 followed by # to join the conference.

All individuals who appear at the hearing will be given an opportunity to express their views concerning the proposal to issue the bond to finance the project, and all written comments previously filed with the K DFA at its offices at 534 S. Kansas Ave., Suite 800, Topeka, KS 66603, will be considered. Additional information regarding the project may be obtained by contacting the K DFA.

Rebecca Floyd
President

Kansas Development Finance Authority

Doc. No. 052174

(Published in the Kansas Register May 30, 2024.)

City of Salina, Kansas

Summary Notice of Bond Sale

\$11,835,000*

General Obligation Internal Improvement Bonds, Series 2024-A

(General Obligation Bonds Payable
from Unlimited Ad Valorem Taxes)

Bids

Subject to the Notice of Bond Sale dated May 13, 2024 (the "Notice"), electronic bids submitted through PARITY®, or emailed to the Municipal Advisor at the

address below, will be received on behalf of the City of Salina, Kansas (the “Issuer”) at 11:00 a.m. (Central Time) June 10, 2024, for the purchase of the above-referenced bonds (the “Bonds”). The minimum bid price for the Bonds shall be as specified in the Notice.

Bond Details

The Bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The Bonds will be dated July 2, 2024, and will become due on October 1 in the years as follows:

Year	Principal Amount*	Year	Principal Amount*
2025	\$730,000	2035	\$140,000
2026	885,000	2036	140,000
2027	930,000	2037	155,000
2028	975,000	2038	155,000
2029	1,030,000	2039	160,000
2030	1,055,000	2040	170,000
2031	1,085,000	2041	175,000
2032	1,120,000	2042	185,000
2033	1,160,000	2043	195,000
2034	1,195,000	2044	195,000

* Subject to change, see the Notice

The Bonds will bear interest from the date thereof at rates to be determined when the Bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning on April 1, 2025.

Book-Entry-Only System

The Bonds shall be registered under a book-entry-only system administered through DTC.

Paying Agent and Bond Registrar

Treasurer of the State of Kansas, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied (in the manner set forth in the Notice) by a good faith deposit in the form of a cashier’s or certified check drawn on a bank located in the United States of America or a wire transfer in Federal Reserve funds immediately available for use by the Issuer in the amount equal to 2% of the principal amount of the Bonds.

Delivery

The Issuer will pay for preparation of the Bonds and will deliver the same properly prepared, executed, and registered without cost to the successful bidder on or about July 2, 2024, to DTC for the account of the successful bidder.

Assessed Valuation and Indebtedness

The Equalized Assessed Tangible Valuation for Computation of Bonded Debt Limitations for the year 2023 is \$587,121,147. The total general obligation indebtedness of the Issuer as of the Dated Date, including the Bonds being sold, is \$65,795,000.

Approval of Bonds

The Bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, Bond Counsel to the Issuer, whose approving legal opinion as to the va-

lidity of the Bonds will be furnished and paid for by the Issuer, printed on the Bonds, and delivered to the successful bidder as and when the Bonds are delivered.

Additional Information

Additional information regarding the Bonds may be obtained from the Municipal Advisor at the addresses set forth below.

Issuer – Good Faith Deposit Delivery Address

City of Salina, Kansas
 Debbie Pack, Director of Finance and Administration
 300 W. Ash St., Room 206
 Salina, KS 67402
 785-309-5735
 Fax: 785-309-5711
debbie.pack@salina.org

Municipal Advisor – Email Bid Delivery Address

Stifel, Nicolaus & Company, Incorporated
 Attn: David Arteberry
 4801 Main St., Suite 530,
 Kansas City, MO 64112
 816-203-8733
arteberryd@stifel.com

Dated May 13, 2024.

Debbie Peck
 Director of Finance and Administration
 City of Salina, Kansas

Doc. No. 052166

(Published in the Kansas Register May 30, 2024.)

City of Olathe, Kansas

Summary Notice of Sale
\$50,000,000*

**General Obligation Improvement Bonds,
 Series 2024A**

**(General Obligation Bonds Payable
 from Unlimited Ad Valorem Taxes)**

Bids

Subject to the Notice of Sale dated on or about May 23, 2024 (the “Notice”), emailed and electronic bids will be received on behalf of the Chief Financial Officer of the City of Olathe, Kansas (the “Issuer”) in the case of emailed bids, via email to jwhite@columbiacapital.com and jprichard@columbiacapital.com, and in the case of electronic bids, via www.columbiacapitalauction.com (the “Columbia Capital Auction”) on June 18, 2024 (the “Sale Date”) until 10:00 a.m. (Central Time), for the purchase of the above-referenced bonds (the “Bonds”). No bid of less than 99% of the principal amount of the Bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The Bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The Bonds will be dated July 16, 2024, and will become due on October 1 in the years as follows:

(continued)

Year	Principal Amount*	Year	Principal Amount*
2025	\$2,460,000	2035	\$1,585,000
2026	2,585,000	2036	1,650,000
2027	2,715,000	2037	1,715,000
2028	2,850,000	2038	1,785,000
2029	2,990,000	2039	1,855,000
2030	3,140,000	2040	1,930,000
2031	3,300,000	2041	2,010,000
2032	3,460,000	2042	2,090,000
2033	3,635,000	2043	2,170,000
2034	3,815,000	2044	2,260,000

* Subject to change, see the Notice.

The Bonds will bear interest from the date thereof at rates to be determined when the Bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning on October 1, 2024.

Book-Entry-Only System

The Bonds shall be registered under a book-entry-only system administered through DTC.

Paying Agent and Bond Registrar

Treasurer of the State of Kansas, Topeka, Kansas.

Good Faith Deposit

The successful bidder must submit a good faith deposit in the amount of 2% of the principal amount of the Bonds, in the form of a wire transfer in Federal Reserve funds immediately available for use by the Issuer, by 2:00 p.m. (Central Time) on the Sale Date, as further set forth in the Notice.

Delivery

The Issuer will pay for preparation of the Bonds and will deliver the same properly prepared, executed, and registered without cost to the successful bidder on or about July 16, 2024, to DTC for the account of the successful bidder.

Assessed Valuation and Indebtedness

The Equalized Assessed Tangible Valuation for Computation of Bonded Debt Limitations for the year 2023 was \$2,974,868,616. The total general obligation indebtedness of the Issuer as of the Dated Date, including the Bonds being sold and temporary notes being sold contemporaneously with the Bonds but excluding any temporary notes to be refunded with proceeds of the Bonds, is \$381,445,000.

Approval of Bonds

The Bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Kansas City, Missouri, Bond Counsel to the Issuer, whose approving legal opinion as to the validity of the Bonds will be furnished and paid for by the Issuer, printed on the Bonds, and delivered to the successful bidder as and when the Bonds are delivered.

Additional Information

Additional information regarding the Bonds may be obtained from the undersigned, or from the Financial Advisor, at the addresses set forth below.

Financial Advisor

Columbia Capital Management
 Attn: Jeff White or James Prichard
 6700 Antioch, Suite 250
 Merriam, KS 66204
 913-312-8078 or
 913-312-8072
 Fax: 913-312-8053
jwhite@columbiacapital.com or
jprichard@columbiacapital.com

Dated May 28, 2024.

City of Olathe, Kansas
 Briana Burrichter
 Chief Financial Officer
 City Hall
 100 E. Santa Fe
 Olathe, KS 66061
 913-971-8680
 Fax: 913-971-8715

Doc. No. 052167

State of Kansas

Secretary of State

Certification of New State Laws

I, Scott Schwab, Secretary of State of the State of Kansas, do certify that each of the following bills is a correct copy of the original enrolled bill now on file in my office.

Scott Schwab
 Secretary of State

(Editor's Note: Sections of the following bill were vetoed by the governor. The line-item vetoes are indicated in double-strike type. The governor's line-item veto message is printed immediately following the bill.)

(Published in the Kansas Register May 30, 2024.)

House Substitute for Senate Bill No. 387

AN ACT concerning education; making and concerning appropriations for the fiscal years ending June 30, 2024, June 30, 2025, and June 30, 2026, for the state department of education; establishing the education funding task force and requiring such task force to review and make recommendations regarding the state's school finance system prior to the expiration of the Kansas school equity and enhancement act; abolishing the special education and related services funding task force; revising the special education state aid statewide excess costs calculation; requiring the state board of education to determine excess costs for each school district; requiring the state board of education to establish a special education state aid equalization distribution method and to distribute certain amounts of special education state aid pursuant to such method; requiring each school district to transfer the amount attributable to the special education and related services weighting from the supplemental general fund to the school district's special education fund; establishing a pilot program in school years 2024-2025 and 2025-2026 to require certain school districts to submit annually to the state board of education an at-risk student accountability plan and to measure and show academic improvement in certain student cohort groups; requiring all school districts to participate in such program commencing in school year 2026-2027; holding school districts accountable to meeting the student cohort group improvement goals; revising requirements relating to school district at-risk education fund expenditures; prohibiting the state board of education from substantially revising curriculum standards in English language arts and mathematics until 75% of all students achieve a certain academic proficiency level; requiring

school districts to give enrollment priority to students who reside in Kansas over students who do not reside in the state except under certain circumstances; authorizing certain nonresident students to continue enrollment in a school district of nonresidence; authorizing a school district to deem nonresident students as not in good standing prior to enrollment and an appeal process for students who are denied enrollment pursuant to such action; requiring school district transfer policy revisions to be published on the school district’s website; exempting virtual schools from open enrollment requirements; limiting the legislative option to purchase school district buildings and authorizing the legislative coordinating council to deny the legislative option when the legislature is not in session; prohibiting school districts from refusing to convey a building or property solely because the buyer or lessee may use or intends to use the building or property for nonpublic school purposes; establishing requirements for the determination of virtual school state aid for certain students who are funded on a per credit hour basis; requiring virtual school state aid be determined using full-time equivalent enrollment; authorizing students enrolled in a virtual school to participate in activities regulated by the Kansas state high school activities association; amending K.S.A. 72-3422 and 72-5143 and K.S.A. 2023 Supp. 72-1439, 72-3123, 72-3124, 72-3126, 72-3127, 72-3216, 72-3715, 72-5153, 72-5170, 72-5193 and 72-7121 and repealing the existing sections; also repealing K.S.A. 2023 Supp. 72-3442.

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

New Section 1.

DEPARTMENT OF EDUCATION

(a) On the effective date of this act, of the \$29,810,273 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 2(a) of chapter 98 of the 2023 Session Laws of Kansas from the state general fund in the KPERS – school employer contributions – non-USDs account (652-00-1000-0100), the sum of \$714,470 is hereby lapsed.

(b) On the effective date of this act, of the \$531,880,516 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 2(a) of chapter 98 of the 2023 Session Laws of Kansas from the state general fund in the KPERS – school employer contributions – USDs account (652-00-1000-0110), the sum of \$341 is hereby lapsed.

(c) On the effective date of this act, of the \$2,558,881,605 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 4(a) of chapter 94 of the 2022 Session Laws of Kansas from the state general fund in the state foundation aid account (652-00-1000-0820), the sum of \$81,919,737 is hereby lapsed.

(d) On the effective date of this act, of the \$568,150,000 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 4(a) of chapter 94 of the 2022 Session Laws of Kansas from the state general fund in the supplemental state aid account (652-00-1000-0840), the sum of \$14,574,571 is hereby lapsed.

(e) On the effective date of this act, the \$40,000 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 2(a) of chapter 98 of the 2023 Session Laws of Kansas from the state general fund in the career technical education pilot account (652-00-1000-0940) is hereby lapsed.

(f) On the effective date of this act, the \$300,000 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 2(a) of chapter 98 of the 2023 Session Laws of Kansas from the state general fund in the juvenile transitional crisis center pilot account (652-00-1000-0210) is hereby lapsed.

(g) There is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including official hospitality) (652-00-1000-0053) \$87,297

New Sec. 2.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Operating expenditures (including official hospitality) (652-00-1000-0053) \$15,207,808

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Center for READIng (652-00-1000-0080) \$80,000

Provided, That the above agency shall expend moneys in such account to provide a project manager grant to the center for reading at Pittsburg state university to: (1) Assist in the development and support of a science of reading curricula for the state educational institutions and colleges based on the knowledge and practice standards that have been adopted by the state department of education; (2) develop and support a recommended dyslexia textbook list for in-class learning for school districts to use; (3) develop and support a recommended dyslexia resources list for in-class learning for school districts to use; (4) provide knowledge and support for a train the trainer program and professional development curriculum for school districts to use; and (5) provide knowledge and support for developing a list of qualified trainers for school districts to hire.

KPERS – school employer contributions – non-USDs (652-00-1000-0100) \$25,215,128

Provided, That any unencumbered balance in the KPERS-school employer contributions – non-USDs account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

KPERS – school employer contributions-USDs (652-00-1000-0110) \$506,277,807

Provided, That any unencumbered balance in the KPERS-school employer contributions – USDs account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

ACT and workkeys assessments program (652-00-1000-0140) \$2,800,000

Career and technical education transportation state aid (652-00-1000-0190) \$1,482,338

Education commission of the states (652-00-1000-0220) \$67,700

School safety hotline (652-00-1000-0230) \$10,000

School safety and security grants (652-00-1000-0235) \$5,000,000

~~Provided, That expenditures shall be made by the above agency from the school safety and security grants account for fiscal year 2025 for disbursements of grant moneys approved by the state board of education for the: (1) Acquisition of automated external defibrillators and routine maintenance of such devices; (2) purchase and installation of security cameras that are compatible with the firearm detection software specified in paragraph (3); and (3) notwithstanding the provisions of K.S.A. 72-1151, and amendments thereto, or any other statute, acquisition and implementation of firearm detection software that: (A) Can reduce the threat and impact of gun violence by providing a firearm detection software solution that integrates into existing security camera systems; (B) is designated as qualified anti-terrorism technology under the federal SAFETY act, 6 U.S.C. § 441 et seq.; (C) complies with industry standard information security frameworks, including ISO 27001 and SOC 2 type 2; (D) is managed through a constantly monitored operations center that is staffed by highly trained analysts to ensure rapid communication of possible threats to end users; (E) is developed in the United States without the use of any third-party or open-source data; (F) is protected by an awarded patent that includes a training database populated with frames of actual videos of firearms that were taken in relevant environments across diverse industries; (G) is utilized in at least 30 states with customers in the public and private sectors; (H) does not store, monetize or collect any biometric data or personally identifiable information; and (I) is able to detect three broad firearm classifications with a minimum of 300 subclassifications and has the ability to detect at least 2,000 permutations. Provided further, That all moneys expended for school safety and security grants for fiscal year 2025 shall be matched by the receiving school district on a \$1-for-\$1 basis from other moneys of the school district that may be used for such purpose. And provided further, That, notwithstanding the provisions of K.S.A. 75-3739, and amendments thereto, or any other statute, not less than 30 days following the effective date of this act, the above agency shall publish a list of the entities that provide firearm detection software that meets the requirements of paragraph (3).~~

School district juvenile detention facilities and Flint Hills job corps center grants (652-00-1000-0290) \$5,060,528

Provided, That any unencumbered balance in the school district juvenile detention facilities and Flint Hills job corps center grants account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: Provided further, That expenditures shall be made from the school district juvenile detention facilities and Flint Hills job corps center

(continued)

ter grants account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-1173, and amendments thereto.

School food assistance (652-00-1000-0320)\$2,510,486
Virtual math education program (652-00-1000-0330) \$2,000,000

Provided, That expenditures from the virtual math education program account shall be used by the above agency for the purpose of implementing a virtual math program to be used by school districts: *Provided further*, That the above agency is hereby authorized to select and implement a virtual math program that shall be customized to Kansas curriculum standards, be evidence-based, not impose any fee or cost upon students, provide tutoring in multiple languages, provide professional development for the implementation of the program and have been implemented in other states during the preceding eight fiscal years: *And provided further*, That any school district shall be authorized to use such program: *And provided further*, That the above agency shall recommend that all school districts use such program: *And provided further*, That all school districts shall track and report to the above agency twice during school year 2024-2025, as determined by the above agency, on the number of attendance centers and students who are and who are not using such program or other virtual math program, the number of teachers participating in the professional development provided by such program or other virtual math program and the effect of any such virtual math program on student academic proficiency: *And provided further*, That the above agency shall compile such reports and submit a summary report to the house of representatives standing committee on K-12 education budget and the senate standing committee on education during the 2025 regular session of the legislature: *And provided further*, That such report shall include all available information reported to the above agency for school year 2024-2025.

Mentor teacher (652-00-1000-0440)\$1,300,000
Educable deaf-blind and severely handicapped children’s programs aid (652-00-1000-0630)\$110,000
Special education services aid (652-00-1000-0700)\$65,500,000

Provided, That if section 5, and amendments thereto, and the amendments to K.S.A. 72-3422 and 72-5143, and amendments thereto, as provided in this act are not enacted into law, then on July 1, 2024, the \$65,500,000 appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, by this section in the special education services aid account is hereby lapsed.

Governor’s teaching excellence scholarships and awards (652-00-1000-0770)\$360,693
State foundation aid (652-00-1000-0820)\$29,601,655
Professional development state aid (652-00-1000-0860)\$1,770,000
Computer science education advancement grant (652-00-1000-0920)\$1,000,000

Provided, That expenditures shall be made by the above agency from the computer science education advancement grant account for fiscal year 2025 to provide grants to high-quality professional learning providers to develop and implement teacher professional development programs for the computer science courses as established in K.S.A. 2023 Supp. 72-3258, and amendments thereto.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law and transfers to other state agencies shall not exceed the following:

School district capital improvement fund No limit
School district capital outlay state aid fund No limit
Educational technology coordinator fund (652-00-2157) No limit

Provided, That expenditures shall be made by the above agency for the fiscal year ending June 30, 2025, from the educational technology coordinator fund of the department of education to provide data on the number of school districts served and cost savings for those districts in fiscal year 2025 in order to assess the cost effectiveness of the position of educational technology coordinator.

SparkWheel program fund (652-00-2221) No limit
Inservice education workshop fee fund (652-00-2230) No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hos-

pitality, incurred for inservice workshops and conferences: *Provided further*, That the state board of education is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of such operating expenditures incurred for inservice workshops and conferences: *And provided further*, That all fees received for inservice workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

Federal indirect cost reimbursement fund (652-00-2312) No limit
Conversion of materials and equipment fund (652-00-2420) No limit
School bus safety fund (652-00-2532) No limit
State safety fund (652-00-2538) No limit

Provided, That notwithstanding the provisions of K.S.A. 8-272, and amendments thereto, or any other statute, funds shall be distributed during fiscal year 2025 as soon as moneys are available.

Motorcycle safety fund (652-00-2633) No limit
Teacher and administrator fee fund (652-00-2723) No limit
Service clearing fund (652-00-2869) No limit
ARPA supplemental (652-00-3028) No limit
Reimbursement for services fund (652-00-3056) No limit
ESSA – student support academic enrichment – federal fund (652-00-3113) No limit
NAEP fee fund No limit
Educationally deprived children – state operations – federal fund (652-00-3131) No limit
Food assistance – federal fund (652-00-3230) No limit
Elementary and secondary school aid – federal fund (652-00-3233) No limit
Education of handicapped children fund – federal (652-00-3234) No limit
Community-based child abuse prevention – federal fund (652-00-3319) No limit
TANF children’s programs – federal fund (652-00-3323) No limit
21st century community learning centers – federal fund (652-00-3519) No limit
State assessments – federal fund (652-00-3520) No limit
Rural and low-income schools program – federal fund (652-00-3521) No limit
Language assistance state grants – federal fund (652-00-3522) No limit
State grants for improving teacher quality – federal fund (652-00-3526) No limit
State grants for improving teacher quality – federal fund – state operations (652-00-3527) No limit
Food assistance – school breakfast program – federal fund (652-00-3529) No limit
Food assistance – national school lunch program – federal fund (652-00-3530) No limit
Food assistance – child and adult care food program – federal fund (652-00-3531) No limit
Elementary and secondary school aid – federal fund – local education agency fund (652-00-3532) No limit
Education of handicapped children fund – state operations – federal fund (652-00-3534) No limit
Education of handicapped children fund – preschool – federal fund (652-00-3535) No limit
Education of handicapped children fund – preschool state operations – federal (652-00-3536) No limit
Elementary and secondary school aid – federal fund – migrant education fund (652-00-3537) No limit
Elementary and secondary school aid – federal fund – migrant education – state operations (652-00-3538) No limit
Vocational education title II – federal fund (652-00-3539) No limit
Vocational education title II – federal fund – state operations (652-00-3540) No limit
Educational research grants and projects fund (652-00-3592) ... No limit
ARPA agency state fiscal recovery fund (652-00-3756) No limit

Provided, That, notwithstanding any memorandum of agreement between the office of recovery and the above agency concerning the use of state fiscal recovery fund moneys allocated to the above agency for the Kansas connect and learn initiative, during the fiscal year ending June 30, 2025, expenditures shall be made by the above agency from

the ARPA agency state fiscal recovery fund account in the amount of \$2,500,000 for payments to school districts for the provision of special education and related services in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3422, and amendments thereto.

ARPA capital projects fund (652-00-3761) No limit
 Local school district contribution program checkoff fund (652-00-7005) No limit

Provided, That notwithstanding the provisions of K.S.A. 79-3221n, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2025, any moneys in such fund where a taxpayer fails to designate a unified school district on such taxpayer’s individual income tax return may be expended by the above agency to distribute to unified school districts.

Governor’s teaching excellence scholarships program repayment fund (652-00-7221) No limit

Provided, That all expenditures from the governor’s teaching excellence scholarships program repayment fund shall be made in accordance with K.S.A. 72-2166, and amendments thereto: *Provided further*, That each such grant shall be required to be matched on a \$1-for-\$1 basis from nonstate sources: *And provided further*, That award of each such grant shall be conditioned upon the recipient entering into an agreement requiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: *And provided further*, That all moneys received by the department of education for repayment of grants made under the governor’s teaching excellence scholarships program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the governor’s teaching excellence scholarships program repayment fund.

Private donations, gifts, grants and bequests fund (652-00-7307) No limit
 Family and children investment fund (652-00-7375) No limit

(c) There is appropriated for the above agency from the children’s initiatives fund for the fiscal year ending June 30, 2025, the following:

Children’s cabinet accountability fund (652-00-2000-2402) \$375,000

Provided, That any unencumbered balance in the children’s cabinet accountability fund account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

CIF grants (652-00-2000-2408) \$23,720,493

Provided, That any unencumbered balance in the CIF grants account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Parent education program (652-00-2000-2510) \$9,437,635

Provided, That any unencumbered balance in the parent education program account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided further*, That expenditures from the parent education program account for each such grant shall be matched by the school district in an amount that is equal to not less than 50% of the grant.

Pre-K pilot (652-00-2000-2535) \$4,200,000

Provided, That any unencumbered balance in the pre-K pilot account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Early childhood infrastructure (652-00-2000-2555) \$1,408,512

Provided, That any unencumbered balance in the early childhood infrastructure account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Imagination library (652-00-2000-2560) \$1,500,000

Provided, That any unencumbered balance in the imagination library account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided further*, That the children’s cabinet shall operate the nonprofit corporation organized under section 501(c)(3) of the internal revenue code of 1986, according to the corporation’s articles of incorporation, to receive gifts, donations, grants and other moneys and engage in fundraising projects for the benefit of the Dolly Parton’s

imagination library book gifting program to develop, implement, promote and sustain reading by the children of Kansas.

Children’s cabinet public-private partnership pilot program \$5,000,000

Provided, That all expenditures from the children’s cabinet public-private partnership pilot program account shall be provided to a community foundation-led project that funds operational support to childcare providers in rural and frontier communities and can serve as a regional model for addressing childcare supply challenges: *Provided further*, That all such expenditures from such account shall require a match of private moneys on the basis of \$1 state moneys for \$1 private moneys: *And provided further*, That it is the intent of the legislature that the appropriation to the children’s cabinet public-private partnership pilot program account made by this act is intended to be a one-time appropriation and that no moneys shall be appropriated to such account for fiscal year 2026.

(d) On July 1, 2024, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 8-1,148 or 38-1808, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$50,000 from the family and children trust account of the family and children investment fund (652-00-7375-7900) of the department of education to the SparkWheel program fund (652-00-2221-2400) of the department of education.

(e) On March 30, 2025, and June 30, 2025, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 8-267 or 8-272, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$550,000 from the state safety fund (652-00-2538-2030) to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state safety fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the state safety fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed on behalf of the department of education by other state agencies that receive appropriations from the state general fund to provide such services.

(f) On July 1, 2024, and quarterly thereafter, the director of accounts and reports shall transfer \$81,250 from the state highway fund (276-00-4100-4100) of the department of transportation to the school bus safety fund (652-00-2532-2300) of the department of education.

(g) On July 1, 2024, the director of accounts and reports shall transfer an amount certified by the commissioner of education from the motorcycle safety fund (652-00-2633-2050) of the department of education to the motorcycle safety fund (561-00-2366-2360) of the state board of regents: *Provided*, That the amount to be transferred shall be determined by the commissioner of education based on the amounts required to be paid pursuant to K.S.A. 8-272(b)(2), and amendments thereto.

(h) On July 1, 2024, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$70,000 from the USAC E-rate program federal fund (561-00-3920-3920) of the state board of regents to the education technology coordinator fund (652-00-2157-2157) of the department of education.

(i) There is appropriated for the above agency from the Kansas endowment for youth fund for the fiscal year ending June 30, 2025, the following:

Children’s cabinet administration (652-00-7000-7001) \$276,533

Provided, That any unencumbered balance in the children’s cabinet administration account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

(j) During the fiscal year ending June 30, 2025, the commissioner of education, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2025 from the state general fund for the department of education to another item of appropriation for fiscal year 2025 from the state general fund for the department of education. The commissioner of education shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(k) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2025, the following:

KPERS – school employer contribution (652-00-1700-1700) \$42,826,858

(continued)

Provided, That during the fiscal year ending June 30, 2025, the amount appropriated from the expanded lottery act revenues fund in the KPERs – school employer contribution account (652-00-1700-1700) for the department of education shall be for the purpose of reducing the unfunded actuarial liability of the Kansas public employees retirement system attributable to the state of Kansas and participating employers under K.S.A. 74-4931, and amendments thereto, in accordance with K.S.A. 74-8768, and amendments thereto.

(l) On July 1, 2024, the director of accounts and reports shall transfer all moneys in the communities in schools program fund to the SparkWheel program fund. On July 1, 2024, all liabilities of the communities in schools program fund are hereby transferred to and imposed on the SparkWheel program fund and the communities in schools program fund is hereby abolished.

New Sec. 3.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

State foundation aid (652-00-1000-0820).....\$3,027,848,697

Provided, That any unencumbered balance in the state foundation aid account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Supplemental state aid (652-00-1000-0840)\$601,800,000

Provided, That any unencumbered balance in the supplemental state aid account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Special education services aid (652-00-1000-0700)\$601,018,818

Provided, That any unencumbered balance in the special education services aid account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: Provided further, That expenditures shall not be made from the special education services aid account for the provision of instruction for any homebound or hospitalized child, unless the categorization of such child as exceptional is conjoined with the categorization of the child within one or more of the other categories of exceptionality: And provided further, That expenditures shall be made from this account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3425, and amendments thereto: And provided further, That expenditures shall be made from the amount remaining in this account, after deduction of the expenditures specified in the foregoing provisos, for payments to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3422, and amendments thereto: And provided further, That if section 5, and amendments thereto, and the amendments to K.S.A. 72-3422 and 72-5143, and amendments thereto, as provided in this act are not enacted into law, then on July 1, 2025, the sum of \$65,500,000 appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, by this section in the special education services aid account is hereby lapsed.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law and transfers to other state agencies shall not exceed the following:

State school district finance fund (652-00-7393)..... No limit

Mineral production education fund (652-00-7669-7669) No limit

New Sec. 4. (a) There is hereby established the education funding task force. The task force shall be composed of the following 11 voting members:

(1) Two members of the house of representatives appointed by the speaker of the house of representatives;

(2) one member of the house of representatives appointed by the minority leader of the house of representatives;

(3) two members of the senate appointed by the president of the senate;

(4) one member of the senate appointed by the minority leader of the senate;

(5) one member of the state board of education appointed by the state board of education;

(6) one member, who shall be a parent of a student who attends kindergarten or any of the grades one through 12 at a school district in the state, appointed by the speaker of the house of representatives;

(7) one member, who shall be a current or retired public school teacher, appointed by the president of the senate;

(8) one member, who shall be a superintendent of a rural school district, appointed by the state board of education; and

(9) one member, who shall be a superintendent of an urban school district, appointed by the state board of education.

(b) The task force shall consist of the following four ex officio members who shall be nonvoting members:

(1) The deputy commissioner of fiscal and administrative services of the state department of education or the deputy commissioner's designee;

(2) the chairperson of the Kansas children's cabinet or the chairperson's designee;

(3) the director of the division of the budget or the director's designee; and

(4) the director of special education and title services of the state department of education or the director's designee.

(c) Any superintendent who is appointed as a member of the task force pursuant to subsection (a)(8) or (a)(9) may designate another individual to attend any or all meetings of the task force as such member's designee.

(d) The education funding task force shall review the:

(1) Current school finance system in Kansas, including, but not limited to, the Kansas school equity and enhancement act;

(2) current methods for determining and disbursing special education state aid;

(3) inputs of the current school finance system, including, but not limited to, funding levels, funding sources and funding impacts;

(4) outputs of the current school finance system, including, but not limited to, academic achievement outcomes and other measures of student success;

(5) current academic reporting requirements with respect to state assessments and student achievement; and

(6) achievement goals established by the state department of education in the consolidated state plan submitted to the federal department of education pursuant to the elementary and secondary education act of 1965, as amended by the every student succeeds act, including, but not limited to, the goal to have 75% of all students and student subgroups achieve proficiency on the statewide assessments in English language arts and mathematics by 2030, which has been defined by the state board of education as requiring students to score in performance levels 3 and 4 combined on such statewide assessments.

(e) The task force shall prepare and submit a report to the legislature and the governor on or before January 11, 2027. Such report shall include recommendations regarding:

(1) The establishment of a school finance formula that will replace the Kansas school equity and enhancement act after its expiration. When making such recommendations, the task force shall pursue the following goals for such school finance formula:

(A) The formula shall be reasonably calculated to have all students meet or exceed the educational goal established in K.S.A. 72-3218(c), and amendments thereto;

(B) the formula shall provide adequate, consistent and reliable school funding;

(C) the formula shall provide equitable school funding; and

(D) the formula shall provide meaningful accountability measures;

(2) whether revisions to the current methods for determining and disbursing special education state aid are advisable or necessary; and

(3) any other recommendations related to school finance.

(f) (1) Members shall be appointed to the education funding task force on or before November 30, 2024. In even-numbered years, the chairperson of the task force shall be designated by the speaker of the house of representatives and the vice chairperson shall be designated by the president of the senate. In odd-numbered years, the chairperson of the task force shall be designated by the president of the senate and the vice chairperson shall be designated by the speaker of the house of representatives. Any vacancy in the membership of the task force shall be filled by appointment in the same manner prescribed by this section for the original appointment.

(2) A quorum of the task force shall be six voting members. All actions of the task force may be taken by a majority of members present when there is a quorum.

(3) If approved by the legislative coordinating council, members of the task force attending meetings authorized by the task force shall be paid amounts for expenses, mileage and subsistence as provided in K.S.A. 75-3223(e), and amendments thereto.

(4) The staff of the office of revisor of statutes, the legislative research department and the division of legislative administrative services shall provide such assistance as may be requested by the task force.

(5) The task force may meet at any time and at any place within the state upon the call of the chairperson.

(g) This section shall expire on July 1, 2027.

New Sec. 5. (a) Each year, prior to making any special education state aid distributions to school districts pursuant to K.S.A. 72-3422, and amendments thereto, the state board of education shall determine each school district's excess cost as follows:

(1) Determine the school district's weighted full-time equivalent student enrollment excluding the special education weighted full-time equivalent as provided on the legal maximum general fund calculation data computed by the state department of education excluding the special education and related services weighting, bilingual weighting, transportation weighting, career technical education weighting and at-risk student weighting;

(2) multiply the amount determined in paragraph (1) by the base aid for student excellence established pursuant to K.S.A. 72-5132, and amendments thereto;

(3) divide the amount obtained in paragraph (2) by the total number of unweighted full-time equivalent students enrolled in the school district on September 20;

(4) determine the total full-time equivalent enrollment of exceptional children receiving special education and related services provided by all school districts;

(5) multiply the amount of the quotient obtained in paragraph (3) by the full-time equivalent enrollment determined in paragraph (4);

(6) multiply the amount of the product obtained in paragraph (5) by the school district's local option budget authorized percent;

(7) add the amount determined in paragraph (5) to the amount determined in paragraph (6);

(8) determine the amount of federal funds received by the school district for the provision of special education and related services;

(9) determine the amount of revenue received by the school district for medicaid reimbursements and rendered under contracts with the state institutions for the provision of special education and related services by the state institution;

(10) add the amounts determined under paragraphs (7) through (9);

(11) determine the total amount of expenditures of the school district for the provision of special education and related services; and

(12) subtract the amount of the sum obtained under paragraph (10) from the amount determined under paragraph (11). The amount determined under this paragraph shall be the school district's excess cost.

(b) To determine excess costs pursuant to subsection (a) for any school district that has paid for the provision of special education and related services under an interlocal agreement or as a member of a cooperative, the state board of education shall assign the costs for the provision of special education and related services to each participating school district in an amount that bears the same relation as the amount paid by the school district in the current school year for the provision of special education and related services bears to the aggregate of all amounts paid by all school districts that are subject to such interlocal agreement or that are participating in such cooperative membership agreement.

(c) Each year, the state department of education shall:

(1) Report to each school district the school district's excess cost determined pursuant to subsection (a);

(2) publish the excess cost determinations made for each school district pursuant to subsection (a) on the state department of education's website; and

(3) on or before January 31 of each year, prepare and submit a report to the house standing committee on K-12 education budget and the senate standing committee on education, or any successor committees, that provides a computation of school district excess costs as determined pursuant to subsection (a) and the special education services aid equalization distribution schedule established by the state board of education for distributions of special education state aid pursuant to K.S.A. 72-3422(e), and amendments thereto.

(d) This section shall take effect and be in force from and after July 1, 2024.

New Sec. 6. (a) Each participating school district board of education shall submit annually to the state board of education an at-risk student accountability plan to attain at-risk student proficiency in ac-

cordance with this section and to ensure the provision of programs and services that are above and beyond regular education services to students who are eligible for at-risk programs and services. Such plan shall be submitted to the state board of education on a form and in the manner required by the state board. The purpose of each school district's at-risk student accountability plan is to:

(1) Demonstrate that the school district is using evidenced-based instruction, as defined in K.S.A. 72-5153, and amendments thereto, for the education of students who are identified as eligible to receive at-risk programs and services;

(2) measure longitudinal academic improvement in a quantitative manner;

(3) establish quantitative student academic improvement goals for certain identified student cohort groups and strive to meet such goals through the provision of evidence-based instruction that is provided to such cohort groups above and beyond regular educational services;

(4) ensure that at-risk education fund moneys are expended in accordance with the law by providing services above and beyond regular education services; and

(5) continue the process of identifying certain student cohort groups and providing evidence-based instruction above and beyond that of a regular education to such identified student cohort groups until the school district achieves the state board of education's goal to have 75% of all students achieve proficiency by scoring at performance level 3 or 4 on the state assessments for English language arts and mathematics.

(b) Each at-risk student accountability plan shall identify not fewer than one cohort group of students who are enrolled and attending grade three each school year that such cohort group is required to be identified and not fewer than one cohort group of students enrolled in and attending kindergarten or any of the grades one through eight each school year that such cohort group is required to be identified. Except as provided in this subsection, one of the student cohort groups identified by the school district for either such grade level shall be the students who are eligible for free meals pursuant to the national school lunch program. For the other grade level, the school district shall identify any other student cohort group that corresponds to one of the subgroups identified for state assessment purposes or shall identify a cohort group of students who are identified as eligible to receive at-risk educational programs and services pursuant to the same at-risk identification criteria established pursuant to K.S.A. 72-5153a, and amendments thereto. A school district shall not identify a cohort group of students pursuant to this subsection if such cohort group is comprised of 10 or fewer students. If both cohort groups of students who are eligible for free meals are comprised of 10 or fewer students, the school district shall identify another cohort group pursuant to this subsection.

(c) (1) Each participating school district board of education shall establish a four-year quantitative academic improvement goal for each identified student cohort group in accordance with this subsection and shall repeat such process every four years as provided in this section. The academic improvement goal established for a cohort group pursuant to this section shall be related to the achievement of academic proficiency in the areas of English language arts and mathematics. Once a school district establishes a four-year quantitative academic improvement goal for a cohort group on the school district's at-risk accountability plan, the school district shall not revise or revoke such goal for such cohort group in order to meet or exceed such goal.

(2) To attain the four-year quantitative academic improvement goal for each identified student cohort group, the school district board of education shall identify and implement two through four targeted supports or interventions for each identified student cohort group. Such supports or interventions shall be selected from the state board of education's list of approved at-risk educational programs established pursuant to K.S.A. 72-5153, and amendments thereto. The purpose of the targeted supports or interventions is to provide evidence-based instruction above and beyond regular education services to the identified student cohort group and evaluate whether such targeted supports or interventions have a positive impact on academic improvement. A school district board of education may select different targeted supports or interventions for each identified student cohort group and may change such targeted supports or interventions if the chosen targeted supports or interventions are not having a positive impact academic improvement.

(d) (1) Each participating school district board of education shall conduct a four-year or five-year longitudinal academic evaluation of

(continued)

each student cohort group identified on the school district's at-risk student accountability plan to evaluate whether such students improved upon attainment of academic proficiency and met or exceeded the quantitative academic improvement goal established by the school district board of education.

(2) To evaluate whether the student cohort group that is first identified in grade three pursuant to this section is achieving at a level that is sufficient to meet or exceed the quantitative academic improvement goal established for such cohort group, the school district shall select and specify in the school district's at-risk accountability plan not more than two quantitative measures to evaluate the cohort group's achievement. One of such quantitative measures used by the school district shall be the English language arts and mathematics state assessments. The school district may choose one additional quantitative measure to evaluate such cohort group's progress from the list of approved quantitative measures in paragraph (4).

(3) To evaluate whether the other student cohort group that is first identified in kindergarten or any of the grades one through eight pursuant to this section is achieving at a level that is sufficient to meet or exceed the quantitative academic improvement goal established for such cohort group, the school district shall select and specify on the school district's at-risk accountability plan not more than two quantitative measures to evaluate such cohort group's achievement. If such identified student cohort group will take the English language arts and mathematics state assessments in a school year that such cohort group is evaluated pursuant to this section, the school district shall use such state assessments to evaluate the cohort group's achievement and may choose one additional quantitative measure to evaluate such cohort group's progress from the list of approved quantitative measures in paragraph (4). If such identified student cohort group will not take the English language arts and mathematics state assessments in a school year that such cohort group is evaluated, the school district shall use one or two quantitative measures to evaluate such cohort group's progress from the list of approved quantitative measures in paragraph (4).

(4) Subject to the requirements of paragraphs (2) and (3), the quantitative measures that a school district may use to evaluate whether an identified student cohort group is achieving at a level that is sufficient to meet or exceed the quantitative academic improvement goal established for such cohort group shall only include the following:

- (A) The English language arts and mathematics state assessments;
- (B) a formative assessment approved by the state board of education;
- (C) a summative assessment approved by the state board of education; or
- (D) ACT or ACT workkeys assessments.

(e) If the identified student cohort group meets or exceeds the quantitative academic improvement goal established for such cohort group at the end of the four-year period, the school district board of education shall repeat the process established pursuant to this section by identifying another student cohort group, establishing a four-year quantitative academic improvement goal for such cohort group and conducting a four-year or five-year longitudinal academic evaluation of such cohort group in accordance with this section.

(f) If the identified student cohort group does not meet or exceed the quantitative academic improvement goal established for such cohort group at the end of the four-year period:

(1) The state board of education shall deem such school district as not meeting at-risk improvement requirements on the school district's at-risk student achievement report published on the state board's website pursuant to subsection (j) until such school district meets the quantitative academic improvement goal established by the school district board of education for the subsequent cohort group identified pursuant to subsection (b) that replaces the cohort group that did not meet or exceed the four-year longitudinal academic improvement goal;

(2) the school district board of education shall continue to evaluate the longitudinal academic performance of such student cohort group for one additional school year in accordance with this section; and

(3) the school district board of education shall repeat the process established pursuant to this section by identifying another student cohort group pursuant to subsection (b), establishing a four-year quantitative academic improvement goal for such cohort group and conducting a four-year or five-year longitudinal academic evaluation of such cohort group in accordance with this section.

(g) (1) Commencing in school year 2030-2031, if an identified student cohort group does not meet or exceed the quantitative academic improvement goal established for such cohort group at the end of the

one additional school year that the school district is authorized to evaluate such cohort group pursuant to subsection (f)(2), notwithstanding the provisions of K.S.A. 72-5131 et seq., and amendments thereto, the school district's at-risk student weighting and high-density at-risk student weighting entitlements in the school year following such one additional school year shall be determined and adjusted by the state board as follows:

(A) If only one student cohort group identified on the school district's at-risk accountability plan fails to meet or exceed the quantitative academic improvement goal established by the school district board of education at the end of the one additional school year that the school district is authorized to evaluate such cohort group pursuant to subsection (f)(2), the state board of education shall:

(i) Determine the BASE aid amount that was in effect in the final year of the five-year evaluation period of such cohort group;

(ii) determine the difference between the BASE aid amount in the current school year pursuant to K.S.A. 72-5132, and amendments thereto, and the BASE aid amount determined pursuant to subsection (g) (1)(A)(i);

(iii) multiply the amount determined pursuant to subsection (g)(1)(A)(ii) by 0.50;

(iv) add the amount determined pursuant to subsection (g)(1)(A)(i) to the amount determined pursuant to subsection (g)(1)(A)(iii); and

(v) multiply the sum determined pursuant to subsection (g)(1)(A)(iv) by the school district's at-risk student weighting and high-density at-risk student weighting determined pursuant to K.S.A. 72-5151, and amendments thereto. The computed amount is the amount of state aid attributable to the at-risk student weighting and high-density at-risk weighting that the school district shall be entitled to receive in the current school year; or

(B) if both student cohort groups identified on the school district's at-risk accountability plan fail to meet or exceed the quantitative academic improvement goals established by the school district board of education at the end of the one additional school year that the school district is authorized to evaluate such cohort groups pursuant to subsection (f)(2), the state board of education shall:

(i) Determine the BASE aid amount that was in effect in the final year of the five-year evaluation period of such cohort groups; and

(ii) multiply the amount determined pursuant to subsection (g)(1)(B)(i) by the school district's at-risk student weighting and high-density at-risk student weighting determined pursuant to K.S.A. 72-5151, and amendments thereto. The computed amount is the amount of state aid attributable to the at-risk student weighting and high-density at-risk student weighting that the school district shall be entitled to receive in the current school year; and

(2) commencing in school year 2030-2031, the state board of education shall determine a school district's at-risk student weighting and high-density at-risk student weighting entitlements pursuant to this subsection for the school year following the one additional school year that the school district is authorized to evaluate a cohort group pursuant to subsection (f)(2) and in which the cohort group identified on the school district's at-risk accountability plan fails to meet or exceed the quantitative academic improvement goal established by the school district board of education at the end of the five-year evaluation period of such cohort group.

(h) Each participating school district board of education shall continue to follow the school district's at-risk student accountability plan and update the plan annually or as may be necessary to repeat the process established pursuant to this section every four years by identifying another student cohort group, establishing a four-year quantitative academic improvement goal for such cohort group and conducting a four-year or five-year longitudinal academic evaluation of such cohort group in accordance with this section. Such process shall continue until the school district achieves the state board of education's goal to have 75% of all students who took the statewide assessments during the preceding school year achieve academic proficiency by scoring at performance level 3 or 4 on the statewide assessments in both English language arts and mathematics.

(i) (1) For school years 2024-2025 and 2025-2026, the provisions of subsections (a) through (h) shall be implemented as a pilot program by 10 school districts selected by the state board of education for participation in such pilot program. When selecting the 10 school districts that will participate in such pilot program, the state board of education shall select a diverse array of school districts with consideration given to a school district's size, location, student demographics and level of staff participation and prior training in the science of reading.

(2) Commencing in school year 2026-2027, the provisions of subsections (a) through (h) shall be implemented by all school districts, including the school districts that participated in the pilot program. A school district that participated in the pilot program may identify new student cohort groups in such school year.

(j) (1) Each school district board of education shall submit annually to the state board of education an at-risk student achievement report on a form and in the manner established by the state board that includes:

(A) Subject to the provisions of subsection (i), the school district's at-risk student accountability plan to attain student proficiency established in accordance with this section that includes the cohort groups identified by the board of education of the school district and the quantitative academic improvement goals established for such cohort groups;

(B) subject to the provisions of subsection (i), the current progress of the school district's plan to attain at-risk student proficiency and an estimation of whether the school district expects to meet or exceed the longitudinal academic improvement goals established by the school district board of education pursuant to this section;

(C) the expenditures made from the school district's at-risk education fund, which shall be submitted:

(i) In school years 2024-2025 and 2025-2026 by the school districts that are participating in the pilot program established pursuant to subsection (i); and

(ii) in school year 2026-2027 and each school year thereafter, by all school districts;

(D) the at-risk educational programs, services and resources and the provisional at-risk educational programs that the school district is using to support student achievement for students identified as eligible to receive at-risk program services and the targeted supports and interventions from the state board of education's list of approved at-risk educational programs that the school district is using to provide evidence-based instruction above and beyond regular education services to achieve the longitudinal academic improvement goals established for each cohort group;

(E) the number of students identified as eligible to receive at-risk or provisional at-risk educational programs and services who were served or provided assistance under the school district's approved at-risk program; and

(F) the data and research that the school district utilized to determine what programs and services are needed to implement the district's approved at-risk program.

(2) Each school district may provide a supplemental narrative to accompany the school district's at-risk student achievement report to provide information regarding annual progress reports or reasons why the school district was able to meet or not meet the longitudinal academic improvement goals established for each cohort group identified on the school district's at-risk student accountability plan pursuant to this section.

(3) To achieve uniform reporting of the number of students who are provided at-risk programs and services above and beyond that of a regular education, school districts shall report the information required pursuant to this subsection in a uniform manner required by the state board.

(k) Commencing in school year 2026-2027, the state board of education shall publish the plans and reports submitted by all school districts on the state board of education's website through the link on the state department of education's website homepage titled "accountability reports" with such reports published under a link titled "school district at-risk student accountability plans and reports." Commencing in school year 2026-2027, each school district board of education shall publish the school district's report on the school district's website and provide a link to the state department of education's website where all such reports are displayed.

(l) On or before January 31 each year, the state department of education shall prepare and present a summary of the reports submitted pursuant to subsection (j) to the house of representatives standing committee on K-12 education budget and the senate standing committee on education or any successor committees.

(m) As used in this section, "longitudinal" means the repeated examination and progress monitoring of the same individuals of a particular cohort group of students over a period of time.

(n) The provisions of this section shall take effect and be in force from and after July 1, 2024.

New Sec. 7. (a) Except as otherwise provided in subsection (b), in each school year, if a school district has open seats remaining after completion of the nonresident student transfer application process

established pursuant to K.S.A. 72-3123, and amendments thereto, the board of education of the school district may consider applications for enrollment submitted by students who are residents of another state. The board of education of the school district shall give priority to non-resident students who reside in Kansas over those students who reside in another state prior to considering applications submitted by students who are residents of another state.

(b) If a student who is a resident of another state has a parent or person acting as parent employed by a school district in this state, the board of education of such school district may permit such student to enroll in and attend the school district as if the student is a resident of the school district.

Sec. 8. On and after July 1, 2024, K.S.A. 2023 Supp. 72-1439 is hereby amended to read as follows: 72-1439. (a) Within 30 days after the board of education of a school district adopts a resolution to dispose of a school district building pursuant to K.S.A. 72-3216, and amendments thereto, such board of education shall submit written notice of its intention to dispose of such building to the legislature. Such notice shall be filed with the chief clerk of the house of representatives and the secretary of the senate and shall contain the following:

(1) A description of the school district's use of such building immediately prior to the decision to dispose of such building;

(2) the reason for such building's disuse and the decision to dispose of such building;

(3) the legal description of the real property to be disposed of; and

(4) a copy of the resolution adopted by the board of education.

(b) (1) If the notice required under subsection (a) is received by the legislature during a regular legislative session, then the legislature shall have 45 days to adopt a concurrent resolution in accordance with subsection (c) stating the legislature's intention for the state to acquire such building.

(2) If the notice required under subsection (a) is received when the legislature is not in regular session, then *not more than 45 days after such notice is received by the legislature, the legislative coordinating council may deny the legislative option authorized pursuant to this section for the state to acquire the school district building. If the legislative coordinating council denies the legislative option for the state to acquire the school district building pursuant to this paragraph, the provisions of subsections (c) and (d) shall not apply, and the school district may proceed with disposing of such building in accordance with state law. If the legislative coordinating council does not deny the legislative option for the state to acquire the school district building within such 45-day period, then the legislature shall have 45 days from the commencement of the next regular session to adopt a concurrent resolution in accordance with subsection (c) stating the legislature's intention for the state to acquire such building.*

~~(3) If the legislature does not adopt a concurrent resolution in accordance with subsection (c) within the 45-day period, then the school district may proceed with the disposition of such school district building in accordance with state law.~~

(c) The legislature may adopt a concurrent resolution stating the legislature's intention that the state acquire the school district building. Such concurrent resolution shall include:

(1) The name of the school district that owns such building;

(2) the information contained in the written notice as described in subsection (a)(1) through (3); and

(3) the state agency that intends to acquire such building and the intended use of such building upon acquisition.

(d) Upon adoption of a concurrent resolution in accordance with subsection (c), the state agency named in such resolution shall have 180 days to complete the acquisition of such school district building and take title to the real property. Upon request of the state agency acquiring the school district building, the legislative coordinating council may extend the 180-day period for a period of not more than 60 days. The board of education of the school district shall not sell, gift, lease or otherwise convey such building or any of the real property described in the written notice or take any action or refrain from taking any action that would diminish the value of such property during the 180-day period or any extension thereof. ~~If the state agency does not take title to the property within the 180-day period or any extension thereof, then the school district may proceed with disposition of such school district building in accordance with state law and any written agreements entered into between such state agency and the school district.~~

~~(e) If the legislature does not adopt a concurrent resolution in accordance with subsection (c) within the 45-day period or if the state agency does not~~
(continued)

take title to the property within the 180-day period or any extension thereof pursuant to subsection (d), the board may dispose of the property in such manner and upon such terms and conditions as the board deems to be in the best interest of the school district. Conveyances of school buildings and other school properties pursuant to this section shall be executed by the president of the board and attested by the clerk.

(f) ~~For purposes of As used in this section, the term:~~

(1) "Building" means any building that was used in any prior school year as an attendance center for students enrolled in kindergarten or any of the grades one through 12.

(2) "State agency" means any state agency, department, authority, institution, division, bureau or other state governmental entity.

Sec. 9. K.S.A. 2023 Supp. 72-3123 is hereby amended to read as follows: 72-3123. (a) Beginning in school year 2024-2025, ~~any child of school age pursuant to K.S.A. 72-3118, and amendments thereto, may attend a school operated by a school district where such child does not reside if such school district has open seats as determined pursuant to this section.~~

~~(b)~~—the board of education of any school district shall permit nonresident students to enroll in and attend the schools of the district if such school district has open seats as determined pursuant to this section.

~~(e)(b)~~ Each school district shall determine capacity in each school of the school district for the following school year as follows:

(1) For kindergarten and grades one through eight, the classroom student-teacher ratio in each grade level; and

(2) for grades nine through 12, the student-teacher ratio for each school building or program in each school building, including, but not limited to, advanced placement or international baccalaureate programs.

~~(d)(c)~~ (1) On or before May 1 of each year, each school board shall determine for each grade level in each school building of the school district for the next succeeding school year the:

(A) Capacity as determined pursuant to subsection ~~(e)(b)~~;

(B) number of students expected to attend school in the school district; and

(C) number of open seats available to nonresident students.

(2) On or before June 1 of each year, each school district shall publish on such school district's website the number of open seats available to nonresident students in each grade level for each school building of the school district for the next succeeding school year.

(3) From ~~June~~ January 1 through June ~~30~~ 15, each school district shall accept applications from nonresident students who are seeking to enroll in and attend the school district in the next succeeding school year. Applications shall be on a form and in a manner determined by the school district.

(4) If the number of applications for a grade level in a school building is less than the number of available seats for such grade level in such school building, the nonresident students shall be accepted for enrollment and attendance at such school district. If the number of applications for a grade level in a school building is greater than the number of available seats for such grade level in such school building, the school district shall randomly select nonresident students using a confidential lottery process. Such process shall be completed on or before July 15 of each year.

(5) The school district shall provide to the parent or person acting as parent of a nonresident student who was not accepted for or denied enrollment at such school district the reason for the nonacceptance or denial and an explanation of the nonresident student selection process on or before July 30 of each year.

(6) If a school district denies an application of a nonresident student due to the school district deeming the nonresident student as not in good standing, the parent or person acting as parent of such student may appeal such denial to the school district board of education.

~~(e)(d)~~ (1) Subject to capacity, school districts shall give priority to any sibling of a nonresident student who ~~was~~ is enrolled in and attending such school district or who is accepted to enroll in and attend such school district. Priority shall be given when the nonresident student is first accepted and, if necessary, at any other time the school district considers transfer applications. Any such sibling shall not be subject to the open seat lottery.

(2) Subject to capacity, school districts shall give priority to any nonresident student who is a military student as defined in K.S.A. 72-5139, and amendments thereto. Priority shall be given when the military student is first accepted and, if necessary, at any other time the

school district considers transfer applications. Any such military student shall not be subject to the open seat lottery.

(3) Any child who is in the custody of the department for children and families and who is living in the home of a nonresident student who transfers may attend school in the receiving school district.

(4) Any nonresident student who has a parent or person acting as parent employed by a school district shall be permitted to enroll in and attend such school district as if the student is a resident of the school district. Any such student shall not be subject to the open-seat lottery established pursuant to subsection ~~(d)(c)~~ when enrolling in and attending the school district where the parent or person acting as parent is employed.

(5) Any child who is experiencing homelessness shall be permitted to enroll in and attend the school district of origin or the school district of residence.

~~(f)(e)~~ A school district shall not:

(1) Charge tuition or fees to any nonresident student who transfers to such school district pursuant to this section except fees that are otherwise charged to every student enrolled in and attending school in the district; or

(2) accept or deny a nonresident student transfer based on ethnicity, national origin, gender, income level, disabling condition, proficiency in the English language, measure of achievement, aptitude or athletic ability.

~~(g)(f)~~ (1) A nonresident student who has been accepted for enrollment and attendance at a receiving school district on or after June 1, 2024, shall be permitted to continue such enrollment and attendance in such school district until such student graduates from high school, unless such student is deemed as no longer in good standing pursuant to subsection (g).

(2) A nonresident student who was enrolled in and attended a school district of nonresidence during school year 2023-2024 shall be permitted to continue such enrollment and attendance in such school district until such student graduates from high school, unless such student is deemed as no longer in good standing pursuant to subsection (g).

(3) A nonresident student who was enrolled in and attended a school district of residence during school year 2023-2024 shall be permitted to continue such enrollment and attendance in such school district until such student graduates from high school, unless such student is deemed as no longer in good standing pursuant to subsection (g).

(g) A receiving school district may deem a nonresident student as not in good standing in accordance with such school district's nonresident transfer policy, including any nonresident student who has not previously attended or been enrolled in the receiving school district. If a school district deems a nonresident student as not in good standing, such school district may deny such student's enrollment or continued enrollment in the school district. Prior to making any determination to deem a nonresident student as not in good standing, a district shall consider a student's status as a homeless child and the resulting factors of homelessness on such student's standing.

(h) A student may always enroll at any time in the school district where such student resides.

(i) Except for a child in the custody of the department for children and families or a child who is experiencing homelessness, a nonresident student shall not transfer more than once per school year to one or more receiving school districts pursuant to the provisions of this section.

~~(j)~~ Neither a resident school district nor a receiving school district shall ~~not~~ be required to provide transportation to nonresident students unless otherwise required by applicable law. If space is available on school district transportation vehicles, a school district may provide nonresident students an in-district bus stop where transportation may be provided by such school district to and from such bus stop and the school for such nonresident students. A school district shall ensure that transportation for nonresident homeless students is provided comparably to that of housed students.

(k) Each school district board of education shall submit annually to the state department of education the school district's policy adopted pursuant to K.S.A. 2023 Supp. 72-3126, and amendments thereto, the number of nonresident student transfers approved and denied by such board in each grade level and whether the denials were based on capacity or in accordance with the policy adopted pursuant to K.S.A. 2023 Supp. 72-3126, and amendments thereto. The state department of education shall collect and report such data on such department's website and make such data available to the legislative division of post audit.

(l) (1) Each year, the state department of education, as part of the department's enrollment audit, shall audit the nonresident student capacity and enrollment.

(2) In calendar year 2027, *subject to a request made by the house standing committee on K-12 education budget or the senate standing committee on education, or any successor committees*, the legislative post audit committee shall direct the legislative division of post audit to conduct an audit of nonresident student transfers pursuant to this section. *If requested*, such audit shall be reported to the legislative post audit committee on or before January 15, 2028, and subsequently presented to the house standing committee on K-12 education budget and the senate standing committee on education, or any successor committees.

(m) Nothing in this section shall be construed to exempt any nonresident student who transfers to a receiving school district pursuant to this section from the policies and requirements of the activities association referred to in K.S.A. 72-7114, and amendments thereto.

(n) The provisions of this section shall not apply to any:

(1) School located on a military installation as defined in K.S.A. 72-8268, and amendments thereto; or

(2) *virtual school as defined in K.S.A. 72-3712, and amendments thereto.*

Sec. 10. K.S.A. 2023 Supp. 72-3124 is hereby amended to read as follows: 72-3124. (a) The board of education of any school district shall allow any ~~nonresident student who is not a resident of the district~~ to enroll in and attend school in such district pursuant to K.S.A. 72-3123, and amendments thereto. The board of education of such district may furnish or provide transportation to any nonresident student who is enrolled in and attending school in the district. If the district agrees to furnish or provide transportation to a nonresident student, such transportation shall be furnished or provided until the end of the school year. Prior to providing or furnishing transportation to a nonresident student, the receiving school district shall notify the board of education of the sending school district that transportation will be furnished or provided for such student.

(b) Nonresident students shall be counted as regularly enrolled in and attending school in the receiving school district for the purpose of computations under the Kansas school equity and enhancement act, K.S.A. 72-5131 et seq., and amendments thereto, except computation of transportation weighting under such act, and for the purposes of the statutory provisions contained in article 64 of chapter 72 of the Kansas Statutes Annotated, and amendments thereto. Such nonresident student shall not be charged for the costs of attendance at school.

Sec. 11. K.S.A. 2023 Supp. 72-3126 is hereby amended to read as follows: 72-3126. (a) (1) On or before January 1, 2024, each board of education of a school district shall adopt a policy to determine the number of nonresident students that the school district has the capacity to accept in each grade level for each school of the school district pursuant to K.S.A. 72-3123, and amendments thereto. Such policies shall clearly specify the reasons that the board may use to deny continued enrollment of a nonresident student who is not in good standing. Such reasons for a denial of continued enrollment may include, but shall not be limited to, the nonresident student's record of school absenteeism and repeated suspensions or expulsions.

(2) A school district's policy adopted pursuant to this section shall consider the adverse impact of homelessness on a student's attendance and any resulting suspensions or expulsions before making a determination on the continued enrollment of a student who is homeless. A district shall consider the obstacles a homeless student faces to arrive at school on time or each day due to housing instability, lack of transportation or lack of other basic resources that can hinder consistent attendance.

(b) Prior to adopting such policy, the board of education shall call and hold a hearing on the proposed policy. The board of education shall provide notice of such hearing, which shall include the time, date and place of the public hearing to be held on the proposed policy. Such notice shall be published at least once each week for two consecutive weeks in a newspaper of general circulation in the school district and shall also be posted on the school district's website.

(c) At such hearing, a representative of the board shall present the board's proposal for the policy and the board shall hear testimony regarding the proposed policy. Following the public hearing, after consideration of the testimony and evidence presented or submitted at such public hearing, the board shall determine whether to adopt or revise the proposed policy at a subsequent public meeting of the board.

(d) ~~The school district shall publish the policy adopted pursuant to subsection (a) shall be published and any subsequent revisions to such policy on the school district's website through a link on the school district's website homepage titled "open enrollment information."~~

(e) The provisions of this section shall not apply to any school located on a military installation as defined in K.S.A. 72-8268, and amendments thereto.

Sec. 12. K.S.A. 2023 Supp. 72-3127 is hereby amended to read as follows: 72-3127. ~~(a)~~ As used in K.S.A. 72-3122 through 72-3125, and amendments thereto, and K.S.A. 2023 Supp. 72-3126 and section 7, and amendments thereto:

(4)(a) "Homeless child" means a child who lacks a fixed, regular and adequate nighttime residence and whose primary nighttime residence is:

(A)(1) A supervised publicly or privately operated shelter designed to provide temporary living accommodations, including welfare hotels, congregate shelters and transitional housing for the mentally ill;

(B)(2) an institution that provides a temporary residence for individuals intended to be institutionalized; or

(C)(3) a public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for humans.

(2)(b) "Nonresident student" ~~or "nonresident transfer student"~~ means a ~~student~~ *child of school age pursuant to K.S.A. 72-3118, and amendments thereto*, who resides in Kansas and is enrolled and in attendance at or seeking to enroll and attend a school located in a school district where such student is not a resident.

(3)(c) "Parent" means and includes natural parents, adoptive parents, stepparents and foster parents.

(4)(d) "Person acting as parent" means:

(A)(1) A guardian or conservator; or

(B)(2) a person, other than a parent, who:

(i)(A) Is liable by law to maintain, care for or support the child;

(ii)(B) has actual care and control of the child and is contributing the major portion of the cost of support of the child;

(iii)(C) has actual care and control of the child with the written consent of a person who has legal custody of the child; or

(iv)(D) has been granted custody of the child by a court of competent jurisdiction.

(5)(e) "Receiving school district" means a school district of nonresidence of a student who attends school in such school district.

(6)(f) "School district" means a school district organized and operating under the laws of this state.

(7)(g) "Sending school district" means a school district of residence of a student who attends school in a school district not of the student's residence.

(8)(h) "Sibling" means a brother or sister of the whole or half blood, adoptive brother or sister, a stepbrother or stepsister or a foster brother or foster sister.

~~(b) This section shall take effect and be in force from and after July 1, 2023.~~

Sec. 13. On and after July 1, 2024, K.S.A. 2023 Supp. 72-3216 is hereby amended to read as follows: 72-3216. (a) (1) Subject to paragraph (2), every unified school district shall maintain, offer and teach kindergarten and grades one through 12 and shall offer and teach at least 30 units of instruction for students enrolled in grades nine through 12 in each high school operated by the board of education. The units of instruction, to qualify for the purpose of this section, shall have the prior approval of the state board of education.

(2) Any unified school district which has discontinued kindergarten, any grade or unit of instruction under authority of K.S.A. 72-13,101, and amendments thereto, and has entered into an agreement with another unified school district for the provision of kindergarten or any such grade or unit of instruction has complied with the kindergarten, grade and unit of instruction requirements of this section.

(b) The board of education shall adopt all necessary rules and regulations for the government and conduct of its schools, consistent with the laws of the state.

(c) The board of education may divide the district into subdistricts for purposes of attendance by pupils.

(d) (1) The board of education shall have the title to and the care and keeping of all school buildings and other school property belonging to the district. The board may open any or all school buildings for community purposes and may adopt rules and regulations governing use of school buildings for those purposes. School buildings and other school properties no longer needed by the school district may be disposed of by the board upon the affirmative recorded vote of not less than a majority of the members of the board at a regular meeting. Subject to the provisions of K.S.A. 2023 Supp. 72-1439, and amendments

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thereto, the board may dispose of the property in such manner and upon such terms and conditions as the board deems to be in the best interest of the school district. Conveyances of school buildings and other school properties shall be executed by the president of the board and attested by the clerk.

(2) *When disposing of any school district property pursuant to this section or K.S.A. 2023 Supp. 72-1439, and amendments thereto, a board of education of a school district shall not refuse to sell, lease or convey any interest in a building or property to a prospective buyer or lessee solely because the prospective buyer or lessee may use or intends to use the building or property as a nonpublic school building.*

(e) The board shall have the power to acquire personal and real property by purchase, gift or the exercise of the power of eminent domain in accordance with K.S.A. 72-1144, and amendments thereto.

Sec. 14. On and after July 1, 2024, K.S.A. 72-3422 is hereby amended to read as follows: 72-3422. (a) Each year, the state board of education shall determine the amount of state aid for the provision of special education and related services each school district shall receive for the ensuing school year. The amount of such state aid shall be computed by the state board as provided in this section.

(b) (1) The state board shall determine the total amount of special education state aid to be provided to school districts for the provision of special education and related services as follows:

(1)(A) Determine the total amount of general fund and local option budgets of all school districts weighted full-time equivalent student enrollment as provided on the legal maximum general fund calculation data computed by the state department of education excluding the special education and related services weighting, bilingual weighting, transportation weighting, career technical education weighting and at-risk student weighting;

(2)(B) subtract from the amount determined in subsection (a)(1) the total amount attributable to assignment of transportation weighting, bilingual weighting, career technical education weighting, special education weighting and at-risk student weighting to the enrollment of all school districts multiply the amount determined in paragraph (1)(A) by the base aid for student excellence established pursuant to K.S.A. 72-5132, and amendments thereto;

(3)(C) divide the remainder amount obtained in subsection (a)(2) paragraph (1)(B) by the total number of unweighted full-time equivalent pupils students enrolled in all school districts on September 20;

(4)(D) determine the total full-time equivalent enrollment of exceptional children receiving special education and related services provided by all school districts;

(5)(E) multiply the amount of the quotient obtained in subsection (a)(3) paragraph (1)(C) by the full-time equivalent enrollment determined in subsection (a)(4) paragraph (1)(D);

(6)(F) multiply the amount of the product obtained in paragraph (1)(E) by the statewide average local option budget authorized percent;

(G) add the amount determined in paragraph (1)(E) to the amount determined in paragraph (1)(F);

(H) determine the amount of federal funds received by all school districts for the provision of special education and related services;

(7)(I) determine the amount of revenue received by all school districts for medicaid reimbursements and rendered under contracts with the state institutions for the provisions of special education and related services by the state institution;

(8)(J) add the amounts determined under subsections (a)(6) and (a)(7) to the amount of the product obtained under subsection (a)(5) paragraphs (1)(G) through (1)(I);

(9)(K) determine the total amount of expenditures of all school districts for the provision of special education and related services;

(10)(L) subtract the amount of the sum obtained under subsection (a)(8) paragraph (1)(J) from the amount determined under subsection (a)(9) paragraph (1)(K); and

(11) multiply the remainder obtained under subsection (a)(10) by 92% (M) multiply the amount determined under paragraph (1)(L) by 92%.

(2) Subject to appropriation acts of the legislature, the computed amount is the total amount of state aid that shall be received for the provision of special education and related services ~~aid~~ by school district is entitled to receive districts for the ensuing school year.

(b)(c) Except as provided in subsection (e), each school district shall receive:

(1) Reimbursement for actual travel allowances paid to special teachers at not to exceed the rate specified under K.S.A. 75-3203, and amendments thereto, for each mile actually traveled during the school year in connection with duties in providing special education or related

services for exceptional children. Such reimbursement shall be computed by the state board by ascertaining the actual travel allowances paid to special teachers by the school district for the school year and shall be in an amount equal to 80% of such actual travel allowances;

(2) reimbursement in an amount equal to 80% of the actual travel expenses incurred for providing transportation for exceptional children to special education or related services;

(3) reimbursement in an amount equal to 80% of the actual expenses incurred for the maintenance of an exceptional child at some place other than the residence of such child for the purpose of providing special education or related services. Such reimbursement shall not exceed \$600 per exceptional child per school year; and

(4) (A) except for those school districts that receive reimbursement under subsection ~~(e)~~ (c)(4)(D) or ~~(d)~~ (c)(4)(E), after subtracting the amounts of reimbursement under subsections ~~(a)(1)(c)(1)~~, ~~(a)(2)(c)(2)~~ and ~~(a)(3)(c)(3)~~ from the total amount appropriated for special education and related services under this act, an amount which bears the same proportion to the remaining amount appropriated as the number of full-time equivalent special teachers who are qualified to provide special education or related services to exceptional children ~~and that are employed by the school district for approved special education or related services bears to the total number of such qualified full-time equivalent special teachers employed by all school districts for approved special education or related services.~~

(B) Each special teacher who is qualified to assist in the provision of special education or related services to exceptional children shall be counted as ²/₅ full-time equivalent special teacher who is qualified to provide special education or related services to exceptional children.

(C) For purposes of this subsection ~~(b)(4) paragraph~~, a special teacher, qualified to assist in the provision of special education and related services to exceptional children, who assists in providing special education and related services to exceptional children at either the state school for the blind or the state school for the deaf and whose services are paid for by a school district pursuant to K.S.A. 76-1006 or 76-1102, and amendments thereto, shall be considered a special teacher of such school district.

(e)(D) Each school district ~~which that~~ has paid amounts for the provision of special education and related services under an interlocal agreement shall receive reimbursement under subsection ~~(b)(4) this paragraph~~. The amount of such reimbursement for the school district shall be the amount ~~which that~~ bears the same relation to the aggregate amount available for reimbursement for the provision of special education and related services under the interlocal agreement, as the amount paid by such school district in the current school year for provision of such special education and related services bears to the aggregate of all amounts paid by all school districts in the current school year who have entered into such interlocal agreement for provision of such special education and related services.

(e)(E) Each contracting school district ~~which that~~ has paid amounts for the provision of special education and related services as a member of a cooperative shall receive reimbursement under subsection ~~(b)(4) this paragraph~~. The amount of such reimbursement for the school district shall be the amount ~~which that~~ bears the same relation to the aggregate amount available for reimbursement for the provision of special education and related services by the cooperative, as the amount paid by such school district in the current school year for provision of such special education and related services bears to the aggregate of all amounts paid by all contracting school districts in the current school year by such cooperative for provision of such special education and related services.

(d) For fiscal year 2025, and each fiscal year thereafter, the legislature shall appropriate from the state general fund in the special education services aid account of the state department of education an amount that is equal to or greater than \$601,018,818.

(e) (1) In fiscal year 2025, and each fiscal year thereafter, the state department of education shall distribute from the special education services aid account of the state general fund an amount equal to \$528,018,516, to school districts pursuant to the statutory distribution schedule established pursuant to subsection (c).

(2) For fiscal year 2025, and each fiscal year thereafter, the state board of education shall establish a special education services aid equalization distribution schedule that prioritizes equalizing special education services aid distributions to school districts. When establishing or revising the special education services aid equalization distribution schedule, the state board of education shall give consideration to the discrepancies between each school district's excess cost as determined pursuant to section 5, and amendments thereto. The

purpose of such special education services aid equalization distribution schedule shall be to provide for a more equitable distribution of special education state aid among school districts based on each school district's excess costs.

(3) Notwithstanding the provisions of subsection (c), for fiscal year 2025, and each fiscal year thereafter, the state department of education shall:

(A) Determine the total amount appropriated for such fiscal year from the state general fund in the special education services aid account of the state department of education;

(B) subtract \$528,018,516 from the amount determined pursuant to paragraph (3)(A); and

(C) distribute the amount of the difference determined under paragraph (3)(B) to school districts pursuant to the special education services aid equalization distribution schedule established by the state board of education pursuant to paragraph (2).

(e)(f) No time spent by a special teacher in connection with duties performed under a contract entered into by the Kansas juvenile correctional complex, the Larned juvenile correctional facility or the Topeka juvenile correctional facility and a school district for the provision of special education services by such state institution shall be counted in making computations under this section.

(f)(g) (1) There is hereby established in every school district a fund which shall be called the special education fund, which fund shall consist of all moneys deposited therein or transferred thereto according to law. Notwithstanding any other provision of law, all moneys received by the school district from whatever source for special education shall be credited to the special education fund established by this section, except that: (1) (A) Amounts of payments received by a school district under K.S.A. 72-3423, and amendments thereto, and amounts of grants, if any, received by a school district under K.S.A. 72-3425, and amendments thereto, shall be deposited in the general fund of the district and transferred to the special education fund; and (2) (B) moneys received by a school district pursuant to lawful agreements made under K.S.A. 72-3412, and amendments thereto, shall be credited to the special education fund established under the agreements.

(g)(2) The expenses of a school district directly attributable to special education shall be paid from the special education fund and from special funds established under K.S.A. 72-3412, and amendments thereto.

(h)(3) Obligations of a school district pursuant to lawful agreements made under K.S.A. 72-3412, and amendments thereto, shall be paid from the special education fund established by this section.

Sec. 15. On and after July 1, 2024, K.S.A. 2023 Supp. 72-3715 is hereby amended to read as follows: 72-3715. (a) In order to be included in the full-time equivalent enrollment of a virtual school, a student shall be in attendance at the virtual school on:

(1) A single school day on or before September 19 of the school year; and

(2) on a single school day on or after September 20; but before October 4 of the school year.

(b) A school district that offers a virtual school shall determine the full-time equivalent enrollment of each student enrolled in the virtual school on September 20 of the school year as follows:

(1) Determine the number of hours the student was in attendance on a single school day on or before September 19 of the school year;

(2) determine the number of hours the student was in attendance on a single school day on or after September 20 but before October 4 of the school year;

(3) add the numbers obtained under subsections (b)(1) and (b)(2);

(4) divide the sum obtained under subsection (b)(3) by 12. The quotient is the full-time equivalent enrollment of the student.

(c) The school days on which a district determines the full-time equivalent enrollment of a student under subsections (b)(1) and (2) shall be the school days on which the student has the highest number of hours of attendance at the virtual school. ~~Not~~ Not more than six hours of attendance may be counted in a single school day. Attendance may be shown by a student's on-line activity or entries in the student's virtual school journal or log of activities.

(d) Subject to the availability of appropriations and within the limits of any such appropriations, each school year, a school district that offers a virtual school shall receive virtual school state aid. The state board of education shall determine the amount of virtual school state aid a school district is to receive as follows:

(1) Determine the ~~number~~ full-time equivalent enrollment of students enrolled in virtual school ~~on a full-time basis~~, excluding those students who are over 19 years of age who qualify for virtual school state aid pur-

suant to paragraph (2) and those students who are 19 years of age or younger who qualify for virtual school state aid pursuant to paragraph (4) (3), and multiply the total ~~number~~ full-time equivalent enrollment of such students by \$5,600;

(2) ~~determine the full-time equivalent enrollment of students enrolled in virtual school on a part-time basis, excluding those students who are over 19 years of age and those students who are 19 years of age or younger who qualify for virtual school state aid pursuant to paragraph (4), and multiply the total full-time equivalent enrollment of such students by \$2,800;~~

(3) for students enrolled in a virtual school who are over 19 years of age on or before September 20, the state board of education shall:

(A) Determine the number of one-hour credit courses reported on the Kansas collection KCAN report that such students have passed, ~~not to exceed six credit courses per school year, and to meet the minimum graduation requirements established by the state board of education or the local school district board of education;~~

(B) validate such course completion using official student transcripts; and

(C) multiply the total number of such courses by \$709, not to exceed six credit courses per school year;

(4)(3) for students who are 19 years of age or younger who enroll in a virtual school as a dropout diploma completion virtual student, the state board shall:

(A) Determine the number of one-hour credit courses reported on the Kansas collection KCAN report that such students have passed, ~~not to exceed six credit courses per school year, to meet the minimum graduation requirements established by the state board of education or the local school district board of education;~~

(B) validate such course completion using official student transcripts; and

(C) multiply the total number of such courses by \$709, not to exceed six credit courses per school year; and

(5)(4) add the amounts calculated under subsections (d)(1) through (4)(4) (d)(3). The resulting sum is the amount of virtual school state aid the school district shall receive.

(e) The state board shall not deduct any virtual school state aid that is otherwise due to a school district pursuant to subsection (d)(2) or (d)(3) for any courses that were completed by students in the school year that precedes the year in which virtual school state aid is determined pursuant to this section. If the state board of education deducts any virtual school state aid that is otherwise due to a school district pursuant to subsection (d)(2) or (d)(3), such deduction shall only be made with respect to individual courses completed.

(f) (1) There is hereby established in every school district the virtual school fund. Such fund shall consist of all moneys deposited therein or transferred thereto according to law. The expenses of a school district directly attributable to virtual schools offered by a school district may be paid from the virtual school fund. The cost of an advance placement course provided to a student by a virtual school shall be paid by the virtual school. Moneys deposited in or otherwise transferred to the virtual school fund shall only be expended for those costs directly attributable to the provision of virtual instruction.

(2) Any balance remaining in the virtual school fund at the end of the budget year shall be carried forward into the virtual school fund for succeeding budget years. Such fund shall not be subject to the provisions of K.S.A. 79-2925 through 79-2937, and amendments thereto.

(3) In preparing the budget of such school district, the amounts credited to ~~and~~, the amount on hand in the virtual school fund, and the amount expended ~~therefrom~~ from the virtual school fund shall be included in the annual budget for the information of the residents of the school district. Interest earned on the investment of moneys in any such fund shall be credited to that fund.

(f)(g) For the purposes of this section, a student enrolled in a virtual school who is not a resident of the state of Kansas shall not be counted in the full-time equivalent enrollment of the virtual school. The virtual school shall record the permanent address of any student enrolled in such virtual school.

(g)(h) The state board of education shall publish on the state board's website the audit methodology used to determine and verify virtual school state aid entitlements pursuant to subsection (d)(2) and (d)(3).

(i) As used in this section;

(1) "dropout diploma completion virtual student" means any student who is 19 years of age or younger who has:

(A)(1) A ratio of earned credits to expected credits for the student's cohort year of less than 75% when enrolling in a virtual school;

(B) (i)(2) (A) dropped out of high school such that the student has not attended any school of a school district for 60 consecutive days or

(continued)

more during the current school year and the student is not reasonably anticipated to recommence enrollment or attendance at any school of a school district during the current school year;

(B) dropped out of high school such that the student has not attended any school of a school district for 60 consecutive days or more during the preceding school year, the student did not finish such preceding school year and the student is not reasonably anticipated to recommence enrollment or attendance at any school of a school district during the current school year; or

(C) been exempted from compulsory student attendance by written consent of the parent pursuant to K.S.A. 72-3120, and amendments thereto; and

(3) not been counted in the enrollment of a virtual school as a full-time or part-time virtual student during the school year in which such student enrolls as a dropout diploma completion virtual student.

(2) "Full-time" means attendance in a virtual school for no less than six hours as determined pursuant to subsection (b).

(3) "Part-time" means attendance in a virtual school for less than six hours as determined pursuant to subsection (b).

Sec. 16. On and after July 1, 2024, K.S.A. 72-5143 is hereby amended to read as follows: 72-5143. (a) In each school year, the board of education of a school district shall adopt, by resolution, a local option budget equal to 15% of the school district's total foundation aid.

(b) If the board of education of a school district desires local option budget authority above the amount required under subsection (a), the board may adopt, by resolution, a local option budget in an amount that does not exceed the statewide average for the preceding school year as determined by the state board pursuant to subsection (j). The adoption of a resolution pursuant to this section shall require a majority vote of the members of the board. Such resolution shall be effective upon adoption and shall require no other procedure, authorization or approval.

(c) If the board of a school district desires local option budget authority above the amount authorized under subsection (b), the board may adopt, by resolution, such budget in an amount not to exceed the state prescribed percentage. The adoption of a resolution pursuant to this subsection shall require a majority vote of the members of the board. The resolution shall be published at least once in a newspaper having general circulation in the school district. The resolution shall be published in substantial compliance with the following form:

Unified School District No. _____, _____ County, Kansas.

RESOLUTION

Be It Resolved that:

The board of education of the above-named school district shall be authorized to adopt a local option budget in each school year in an amount not to exceed ____% of the amount of total foundation aid. The local option budget authorized by this resolution may be adopted, unless a petition in opposition to the same, signed by not less than 10% of the qualified electors of the school district, is filed with the county election officer of the home county of the school district within 40 days after publication of this resolution. If a petition is filed, the county election officer shall submit the question of whether adoption of the local option budget shall be authorized to the electors of the school district at an election called for the purpose or at the next general election, as is specified by the board of education of the school district.

CERTIFICATE

This is to certify that the above resolution was duly adopted by the board of education of unified school district No. _____, _____ County, Kansas, on the ____ day of _____, ____.

Clerk of the board of education.

All of the blanks in the resolution shall be filled appropriately. If a sufficient petition is not filed, the board may adopt a local option budget. If a sufficient petition is filed, the board may notify the county election officer of the date of an election to be held to submit the question of whether adoption of a local option budget shall be authorized. Any such election shall be noticed, called and held in the manner provided by K.S.A. 10-120, and amendments thereto. If the board fails to notify the county election officer within 30 days after a sufficient petition is filed, the resolution shall be deemed abandoned and no like resolution shall be adopted by the board within the nine months following publication of the resolution.

(d) Unless specifically stated otherwise in the resolution, the authority to adopt a local option budget shall be continuous and per-

manent. The board of any school district that is authorized to adopt a local option budget may adopt a budget in an amount less than the amount authorized, provided the board adopts a local option budget in an amount equal to or greater than the amount required under subsection (a).

(e) The board of any school district may initiate procedures to renew or increase the authority to adopt a local option budget at any time during a school year after the tax levied pursuant to K.S.A. 72-5147, and amendments thereto, is certified to the county clerk under any existing authorization.

(f) (1) Except as provided in paragraph (2), the board of any school district authorized to adopt a local option budget prior to July 1, 2017, under a resolution that authorized the adoption of such budget in accordance with the provisions of K.S.A. 72-6471, prior to July 1, 2017, may continue to operate under such resolution for the period of time specified in the resolution if such resolution adopted a local option budget equal to or greater than the amount required in subsection (a), or may abandon the resolution and operate under the provisions of this section. Any such school district shall operate under the provisions of this section after the period of time specified in any previously adopted resolution has expired.

(2) Any resolution adopted prior to July 1, 2017, pursuant to K.S.A. 72-6433(e)(2), prior to its repeal, that authorized the adoption of a local option budget and that was not subsequently submitted to and approved by a majority of the qualified electors of the school district voting at an election called and held thereon shall expire on June 30, 2018, and shall have no force and effect during school year 2018-2019 or any subsequent school year.

(g) Any resolution adopted pursuant to this section may revoke or repeal any resolution previously adopted by the board. If the resolution does not revoke or repeal previously adopted resolutions, all resolutions that are in effect shall expire on the same date. The maximum amount of the local option budget of a school district under all resolutions in effect shall not exceed the state prescribed percentage in any school year.

(h) For school year 2019-2020 and each school year thereafter, the board of any school district that desires to increase its local option budget authority for the immediately succeeding school year shall submit written notice of such intent to the state board by April 1 of the current school year. Such notice shall include the local option budget authority, expressed as a percentage of the school district's total foundation aid, to be adopted for the immediately succeeding school year. The board of a school district shall not adopt a local option budget in excess of the authority stated in a notice submitted pursuant to this subsection.

(i) (1) There is hereby established in each school district that adopts a local option budget a supplemental general fund, which shall consist of all amounts deposited therein or credited thereto according to law.

(2) (A) Of the moneys deposited in or otherwise credited to the supplemental general fund of a school district pursuant to K.S.A. 72-5147, and amendments thereto, an amount that is proportional to that amount of such school district's total foundation aid attributable to the at-risk student weighting as compared to such district's total foundation aid shall be transferred to the at-risk education fund of such school district and shall be expended in accordance with K.S.A. 72-5153, and amendments thereto.

(B) Of the moneys deposited in or otherwise credited to the supplemental general fund of a school district pursuant to K.S.A. 72-5147, and amendments thereto, an amount that is proportional to that amount of such school district's total foundation aid attributable to the bilingual weighting as compared to such district's total foundation aid shall be transferred to the bilingual education fund of such school district and shall be expended in accordance with K.S.A. 72-3613, and amendments thereto.

(C) Of the moneys deposited in or otherwise credited to the supplemental general fund of a school district pursuant to K.S.A. 72-5147, and amendments thereto, an amount that is proportional to that amount of such school district's total foundation aid attributable to the special education weighting as compared to such school district's total foundation aid shall be transferred to the special education fund of such school district and expended in accordance with K.S.A. 72-3422, and amendments thereto.

(3) Subject to the limitations imposed under paragraph (4), amounts in the supplemental general fund may be expended for any purpose for which expenditures from the general fund are authorized or may be transferred to any categorical fund of the school district. Amounts in the supplemental general fund attributable to any percentage over 25% of total foundation aid determined for the current school year may be

transferred to the capital improvements fund of the school district and the capital outlay fund of the school district if such transfers are specified in the resolution authorizing the adoption of a local option budget in excess of 25%.

(4) Amounts in the supplemental general fund may not be expended for the purpose of making payments under any lease-purchase agreement involving the acquisition of land or buildings that is entered into pursuant to the provisions of K.S.A. 72-1149, and amendments thereto.

(5) (A) Except as provided in subparagraph (B), any unexpended moneys remaining in the supplemental general fund of a school district at the conclusion of any school year in which a local option budget is adopted shall be maintained in such fund.

(B) If the school district received supplemental state aid in the school year, the state board shall determine the ratio of the amount of supplemental general state aid received to the amount of the local option budget of the school district for the school year and multiply the total amount of the unexpended moneys remaining by such ratio. An amount equal to the amount of the product shall be transferred to the general fund of the school district or remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of any such remittance, the state treasurer shall deposit the same in the state treasury to the credit of the state school district finance fund.

(j) Each year, the state board shall determine the statewide average percentage of local option budgets legally adopted by school districts for the preceding school year.

(k) The provisions of this section shall be subject to the provisions of K.S.A. 72-5144, and amendments thereto.

(l) As used in this section:

(1) "Authorized to adopt a local option budget" means that a school district has adopted a resolution pursuant to subsection (c).

(2) "State prescribed percentage" means 33% of the total foundation aid of the school district in the current school year.

(3) "Total foundation aid" means the same as such term is defined in K.S.A. 72-5132, and amendments thereto.

Sec. 17. On and after July 1, 2024, K.S.A. 2023 Supp. 72-5153 is hereby amended to read as follows: 72-5153. (a) There is hereby established in every school district an at-risk education fund that shall consist of all moneys deposited therein or transferred thereto according to law. The expenses of a school district directly attributable to providing at-risk student assistance or programs shall be paid from the at-risk education fund.

(b) Any balance remaining in the at-risk education fund at the end of the budget year shall be carried forward into the at-risk education fund for succeeding budget years. Such fund shall not be subject to the provisions of K.S.A. 79-2925 through 79-2937, and amendments thereto. In preparing the budget of such school district, the amounts credited to and the amount on hand in the at-risk education fund, and the amount expended therefrom shall be included in the annual budget for the information of the residents of the school district. Interest earned on the investment of moneys in any such fund shall be credited to that fund.

(c) Expenditures from the at-risk education fund of a school district shall only be made for the following purposes:

(1) At-risk and provisional at-risk educational programs that are provided above and beyond regular educational services to students who are identified as at-risk;

(2) personnel providing educational services in conjunction with such programs;

(3) support for instructional classroom personnel designed to provide training for evidence-based best practices for at-risk educational programs; or

(4) services contracted for by the school district to provide such at-risk and provisional at-risk educational programs.

(d) (1) The state board shall identify and approve evidence-based best practices for at-risk educational programs and instruction of students receiving at-risk program services, approve and provide a list of at-risk educational programs that provide best practices and evidence-based instruction to students who are identified as eligible to receive at-risk programs and services that school districts shall use to provide at-risk educational programs to students who are identified as eligible to receive at-risk programs and services above and beyond that of a regular education. Such best practices list of approved at-risk educational programs shall include, but not be limited to, programs and services provided by state-based national nonprofit organizations that:

(A) Focus on students who are identified as students eligible to receive at-risk program services or who face other identifiable barriers to success;

(B) provide evidence-based instruction and support services to such students inside and outside the school setting; and

(C) evaluate outcomes data for students, including, but not limited to, school attendance, academic progress, graduation rates, pursuit of postsecondary education or career advancement.

(2) The state board shall review and update such best practices online at-risk best practices list as necessary and as part of its five-year accreditation system review process.

(3) ~~The state board shall provide a list of approved at-risk educational programs to each school district. The department shall publish the such list of approved at-risk educational programs on the department's website with a link to such list prominently displayed on the department's website homepage.~~

(4)(3) (A) No expenditure shall be made from a school district's at-risk education fund for any program or service that is not included on the list of approved at-risk educational programs, unless such program is a provisional at-risk educational program included on the list of approved at-risk educational programs unless the expenditure is made for a provisional at-risk educational program.

(B) Expenditures shall only be made for a provisional at-risk educational program for a period not to exceed three years after implementation of such provisional at-risk educational program by a school district. The state board shall review any such provisional at-risk educational program, and if such program satisfies the state board's requirements as an evidence-based best practice, then such program shall be included in the list of approved at-risk educational programs. The state board of education may authorize a school district to make expenditures from the school district's at-risk education fund to commence and implement a provisional at-risk educational program. The state board shall approve any provisional at-risk educational program prior to the implementation of the provisional at-risk educational program by a school district. Any provisional at-risk educational program approved by the state board and implemented by a school district shall be subject to school district review while such program is implemented in the school district to evaluate whether the program is producing or likely to produce measurable success. If any provisional at-risk educational program is determined by the state board to provide evidence-based instruction, the state board shall include such program or service on the list of approved at-risk educational programs.

(C) If the state board removes any program or service from the state board's list of approved at-risk educational programs and services, a school district that is implementing any such program or service may apply to the state board to continue to make expenditures from the school district's at-risk education fund for such program or service. When considering any such application, the state board shall require such school district to demonstrate that any of the following improvements are directly attributable to the program or service:

(i) Academic improvement in either mathematics or English language arts; or

(ii) an improvement in attendance, college and career readiness measures or the educational climate through a measurable decrease in detentions, expulsions, tardiness or other behavioral issues that hinder student learning.

(5)(4) The purpose of at-risk and provisional School districts shall provide at-risk educational programs and services is to provide students identified as eligible to receive at-risk programs and services with additional educational opportunities, interventions and evidence-based instructional services above and beyond regular educational services.

(6) ~~Delivery of at-risk and provisional at-risk programs or services by a school district may include, but shall not be limited to, the following:~~

(A) ~~Extended school year;~~

(B) ~~before school programs and services;~~

(C) ~~after school programs and services;~~

(D) ~~summer school;~~

(E) ~~extra support within a class;~~

(F) ~~tutorial assistance; and~~

(G) ~~class within a class.~~

(e) Each year the board of education of each school district shall prepare and submit to the state board a report on the at-risk and provisional at-risk educational programs provided by the school district for students identified as eligible to receive at-risk program services. Such report shall include:

(1) ~~The number of students identified as eligible to receive at-risk or provisional at-risk educational program services who were served or provided assistance;~~

(continued)

(2) the type of at-risk and provisional at-risk educational programs and services provided, including the number of students provided assistance under the district's approved at-risk program;

(3) the data and research the school district utilized in determining what programs and services were needed to implement the approved at-risk program;

(4) the district shall track and report the longitudinal performance of students that are continuously receiving at-risk programs and services in the district's approved at-risk program and, if applicable, shall include data regarding state assessment scores, Kansas English language proficiency assessment results, four-year graduation rates, progress monitoring, norm-referenced test results, criterion-based test results, individualized education program goals, attendance and average ACT composite scores; and

(5) any other information required by the state board.

(f) In order to achieve uniform reporting of the number of students provided service or assistance by school districts in at-risk student programs, school districts shall report the number of students served or assisted in the manner required by the state board.

(g) As used in this section:

(1) "At-risk educational program" means an at-risk program or service that is identified and approved by the state board as an evidence-based best practice pursuant to subsection (d);

(2) "evidence-based instruction" means an education delivery system based on peer-reviewed research that consistently produces better student outcomes over a five-year period than would otherwise be achieved by the same students who are receiving at-risk program services; and

(3) "provisional at-risk educational program" means an evidence-based at-risk educational program or service identified or developed by a school district as producing or likely to produce measurable success that has been submitted to the state board for review pursuant to subsection (d) "Above and beyond" means an at-risk educational program or evidence-based instruction or practice that is provided in excess of regular educational services and based on the needs of students identified as eligible to receive at-risk educational programs and services and may provide a collateral benefit to students who are not so identified without any additional cost.

(2) "At-risk educational program" means an at-risk program or service that is identified and approved by the state board as providing evidence-based instruction to students who are identified as eligible to receive at-risk educational programs and services above and beyond regular educational services.

(3) "Evidence-based instruction" means an education delivery practice based on peer reviewed research that consistently produces better student outcomes over a one-year period than would otherwise be achieved by the same students who are identified as eligible to receive at-risk educational programs and services.

(4) "Provisional at-risk educational program" means an education delivery practice that is identified or developed by a school district as a program or service that is:

(A) Provided to students who are identified as eligible to receive at-risk educational programs and services above and beyond regular educational services;

(B) producing or likely to produce better student outcomes;

(C) subject to school district review to evaluate whether such program provides evidence-based instruction; and

(D) is placed on the state board of education's list of approved at-risk educational programs if the provisional at-risk educational program is shown to provide evidence-based instruction to students who are identified as eligible to receive at-risk educational programs and services.

Sec. 18. On and after July 1, 2024, K.S.A. 2023 Supp. 72-5170 is hereby amended to read as follows: 72-5170. (a) (1) In order to accomplish the mission for Kansas education, the state board shall design and adopt a school district accreditation system based upon improvement in performance that equals or exceeds the educational goal set forth in K.S.A. 72-3218(c), and amendments thereto, and is measurable. The state board shall hold all school districts accountable through the Kansas education systems accreditation rules and regulations, or any successor accreditation system and accountability plan adopted by the state board. The state board also shall ensure that all school districts and the public schools operated by such districts have programs and initiatives in place for providing those educational capacities set forth in K.S.A. 72-3218(c), and amendments thereto. On or before January 15 of each year, the state board shall prepare and submit a report on the school district accreditation system to the governor and the legislature.

(2) The accountability measures established pursuant to paragraph (1) shall be applied both at the district level and at the school level. Such accountability measures shall be reported by the state board for each school district and each school. All reports prepared pursuant to this section shall be published in accordance with K.S.A. 2023 Supp. 72-1181, and amendments thereto.

(3) If a school district is not fully accredited and a corrective action plan is required by the state board, such corrective action plan, and any subsequent reports prepared by the state board regarding the progress of such school district in implementing and executing such corrective action plan, shall be published on the state department of education's internet website and such school district's internet website in accordance with K.S.A. 2023 Supp. 72-1181, and amendments thereto.

(4) If a school district is not accredited, the superintendent, or the superintendent's designee, shall appear before the committee on education of the house of representatives and the committee on education of the senate during the regular legislative session that occurs during the same school year in which when such school district is not accredited. Such school district shall provide a report to such committees on the challenges and obstacles that are preventing such school district from becoming accredited.

(b) The state board shall establish curriculum standards that reflect high academic standards for the core academic areas of mathematics, science, reading, writing and social studies. The curriculum standards shall be reviewed at least every seven years. *The state board shall not substantially revise or update the English language arts or mathematics curriculum standards that are in effect on July 1, 2024, in a manner that would necessitate the development of new statewide assessments in English language arts or mathematics until the state board's long-term goal for all students submitted to the United States department of education in the consolidated state plan is achieved such that 75% of all students score in performance levels 3 and 4 combined on the statewide assessments in English language arts and mathematics by 2030.* Nothing in this subsection shall be construed in any manner so as to impinge upon any school district's authority to determine its own curriculum.

(c) The state board shall provide for statewide assessments in the core academic areas of mathematics, science, reading, writing and social studies. The board shall ensure compatibility between the statewide assessments and the curriculum standards established pursuant to subsection (b). Such assessments shall be administered at three grade levels, as determined by the state board. The state board shall determine performance levels on the statewide assessments, the achievement of which represents high academic standards in the academic area at the grade level to which the assessment applies. The state board should specify high academic standards both for individual performance and school performance on the assessments.

(d) Each school year, on such date as specified by the state board, each school district shall submit the Kansas education system accreditation report to the state board in such form and manner as prescribed by the state board.

(e) Whenever the state board determines that a school district has failed either to meet the accreditation requirements established by rules and regulations or standards adopted by the state board or provide curriculum based on state standards and courses required by state law, the state board shall so notify the school district. Such notice shall specify the accreditation requirements that the school district has failed to meet and the curriculum that it has failed to provide. Upon receipt of such notice, the board of education of such school district is encouraged to reallocate the resources of the school district to remedy all deficiencies identified by the state board.

(f) Each school in every school district shall establish a school site council composed of the principal and representatives of teachers and other school personnel, parents of students attending the school, the business community and other community groups. School site councils shall be responsible for providing advice and counsel in evaluating state, school district, and school site performance goals and objectives and in determining the methods that should be employed at the school site to meet these goals and objectives. Site councils may make recommendations and proposals to the school board regarding budgetary items and school district matters, including, but not limited to, identifying and implementing the best practices for developing efficient and effective administrative and management functions. Site councils also may help school boards analyze the unique environment of schools, enhance the efficiency and maximize limited resources, including outsourcing arrangements and cooperative opportunities as a means to address limited budgets.

Sec. 19. On and after July 1, 2024, K.S.A. 2023 Supp. 72-5193 is hereby amended to read as follows: 72-5193. Article 6 of the constitution of the state of Kansas states that the legislature shall provide for intellectual, educational, vocational and scientific improvement by establishing and maintaining public schools; provide for a state board of education having general supervision of public schools, educational institutions and the educational interests of the state, except those delegated by law to the state board of regents; and make suitable provision for finance of the educational interests of the state. It is the purpose and intention of the legislature to provide a financing system for the education of kindergarten and grades one through 12 that provides students with the capacities set forth in K.S.A. 72-3218, and amendments thereto. Such financing system shall be sufficiently flexible for the legislature to consider and utilize financing methods from all available resources in order to satisfy the constitutional requirements under Article 6. Such financing methods shall include, but are not limited to, the following:

(a) Federal funding to unified school districts or public schools, including any grants or federal assistance;

(b) subject to appropriations by the legislature, appropriations of state moneys for the improvement of public education, including, but not limited to, the following:

(1) Financing to unified school districts through the Kansas school equity and enhancement act, K.S.A. 72-5131 et seq., and amendments thereto;

(2) financing to unified school districts through any provisions that provide state aid, such as capital improvements state aid, capital outlay state aid and any other state aid paid, distributed or allocated to school districts on the basis of the assessed valuation of school districts;

(3) employer contributions to the Kansas public employees retirement system for public schools;

(4) appropriations to the Kansas children's cabinet for programs serving students enrolled in unified school districts in meeting the goal specified in K.S.A. 72-3218, and amendments thereto;

(5) appropriations to any programs that provide early learning to four-year-old children with the purpose of preparing them for success in public schools;

(6) appropriations to any programs, such as jobs for America's graduates, boys and girls club and ~~communities in schools sparkwheel~~, that provide individualized support to students enrolled in unified school districts and assist with achievement of the goal specified in K.S.A. 72-3218, and amendments thereto;

(7) transportation financing, including any transfers from the state general fund and state highway fund to the state department of education to provide technical education transportation, special education transportation or school bus safety;

(8) financing to other facilities providing public education to students, such as the Kansas state school for the blind, the Kansas state school for the deaf, school district juvenile detention facilities and the Flint Hills job corps center;

(9) appropriations relating to the Kansas academy of mathematics and science;

(10) appropriations relating to teaching excellence, such as scholarships, awards, training or in-service workshops;

(11) appropriations to the state board of regents to provide technical education incentives to unified school districts and tuition costs to postsecondary institutions that provide career technical education to secondary students; and

(12) appropriations to any postsecondary educational institution that provides postsecondary education to a secondary student without charging tuition to such student;

(c) any provision that authorizes the levying of local taxes for the purpose of financing public schools; and

(d) any transfer of funds or appropriations from one object or fund to another approved by the legislature for the purpose of financing public schools.

Sec. 20. On and after July 1, 2024, K.S.A. 2023 Supp. 72-7121 is hereby amended to read as follows: 72-7121. (a) Any student who meets the requirements of this section shall be permitted to participate in any activities offered by a school district that are regulated, supervised, promoted and developed by the activities association referred to in K.S.A. 72-7114, and amendments thereto. A student shall be permitted to participate in any such activities if such student:

(1) Is a resident of the school district;

(2) is enrolled and attending a *virtual school as defined in K.S.A. 72-3712, and amendments thereto*, or a nonpublic elementary or secondary school;

(3) complies with the requirements of K.S.A. 72-6262, and amendments thereto, prior to participation in any such activity;

(4) meets any applicable age and eligibility requirements set forth by the activities association referred to in K.S.A. 72-7114, and amendments thereto, that are not otherwise in conflict with this section;

(5) pays any fees required by the school district for participation in such activity if such fees are generally imposed upon all other students who participate in such activity; and

(6) seeks participation at the appropriate school of the school district that corresponds to where such student resides within the school district's respective school attendance boundaries established by the board of education of the school district.

(b) (1) Any student attending a home school who seeks to participate in an activity in the student's resident school district shall be deemed to meet any academic eligibility requirements established by the activities association for participation in an activity if:

(A) The student is maintaining satisfactory progress towards achievement or promotion to the next grade level; and

(B) the parent, teacher or organization that provides instruction to the student submits an affidavit or transcript to the activities association indicating the student meets the academic eligibility requirements of subparagraph (A).

(2) Upon submission of an affidavit, the student attending a home school shall be deemed to meet any academic eligibility requirements established by the activities association and shall retain such academic eligibility during the activity season for which such affidavit is submitted.

(c) *Except as provided in subsection (d), a student attending a virtual school as defined in K.S.A. 72-3712, and amendments thereto, who seeks to participate in an activity in the student's resident school district shall not be required to enroll in or attend a minimum number of courses at such school district.*

(d) The board of education of a school district may require a student who participates in an activity pursuant to this section to enroll in a particular course or complete a particular course as a condition of participation, if such requirement is imposed upon all other students who participate in such activity.

~~(d)(e)~~ Except as provided in subsection (b), any student who seeks to participate in an activity pursuant to this section shall be subject to any tryout or other participation requirements that are otherwise applicable to all other students for participation in the activity.

~~(e) This section shall take effect on and after July 1, 2023.~~

Sec. 21. K.S.A. 2023 Supp. 72-3123, 72-3124, 72-3126, 72-3127 and 72-3442 are hereby repealed.

Sec. 22. On and after July 1, 2024, K.S.A. 72-3422 and 72-5143 and K.S.A. 2023 Supp. 72-1439, 72-3216, 72-3715, 72-5153, 72-5170, 72-5193 and 72-7121 are hereby repealed.

Sec. 23. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 052178

State of Kansas

Office of the Governor

Message from the Governor Regarding House Substitute for Senate Bill 387

It's always been my highest priority to ensure our students have the resources needed to be successful inside and outside the classroom and that we're preparing the next generation of Kansans to contribute to our growing economy and ever-changing workforce. For far too long, our state was failing at this endeavor because we failed to invest in our schools and students appropriately. Instead, students were subjected to four-day school weeks and crowded classrooms, preventing them from receiving the educational experience they deserved and are constitutionally entitled to.

(continued)

Over the last six years, I've worked with the Legislature to fix a severely underfunded K-12 education system that lacked the resources needed to effectively prepare students for lifelong success. When I became Governor, my first order of business was to end the cycle of school finance litigation caused by years of underfunding. Reckless leadership and mismanagement of the state's finances made it impossible for the state to adequately fund our schools. Since then, we've seen how investment in our education system pays significant dividends for our entire state. Students now have more opportunities than ever to explore their educational and professional interests. Our commitment to fully funding public education better supports teachers, paraprofessionals, and administrators. More than anything, our increased investment has paid off as student test scores continue to increase across multiple measures.

House Substitute for Senate Bill 387 represents a continued commitment to our students and our schools. This bill fully funds public education for a sixth consecutive year, providing additional funding for the BASE State Aid in accordance with the *Gannon* mandate. Additionally, this bill provides \$75 million in new special education funding, enacting the first year of a phased-in approach for the state to meet its statutory obligation to fully fund special education. This funding will provide critical support to districts that have been shouldering the burden of the state's decade-long failure to meet its statutory obligation and ultimately its promise to the next generation of Kansans. With these additional funds, districts will be able to properly invest in special education educators and better support students with Individualized Education Plans. Investing in special education serves all students as it reduces the amount of general education funds that must be transferred to cover special education costs. This means districts can now consider increasing teacher salaries, expanding career and technical education opportunities, and supporting enhanced literacy instruction. While this funding is a critical first step, it is just a first step. We must continue to increase special education funding in future years. I appreciate the Legislature's willingness to collaborate on this funding increase and look forward to their continued commitment to our special education students and educators.

I am proud to sign House Substitute for Senate Bill 387, continuing my deep commitment to fully funding our schools and supporting our students. This bill exemplifies how, when we work together, we can find solutions that improve the experiences of Kansas students, invest in our educators, and benefit the entire state.

Therefore, pursuant to Article 2, Section 14(b) of the Constitution of the State of Kansas, I hereby return House Substitute for Senate Bill 387 with my signature approving the bill, except for the item enumerated below.

School Safety and Security Grants Proviso

- *The portion of Sec. 2(a) that reads as follows has been line-item vetoed:*

Provided, That expenditures shall be made by the above agency from the school safety and security grants account for fiscal year 2025 for disbursements of grant

moneys approved by the state board of education for the: (1) Acquisition of automated external defibrillators and routine maintenance of such devices; (2) purchase and installation of security cameras that are compatible with the firearm detection software specified in paragraph (3); and (3) notwithstanding the provisions of K.S.A. 72-1151, and amendments thereto, or any other statute, acquisition and implementation of firearm detection software that: (A) Can reduce the threat and impact of gun violence by providing a firearm detection software solution that integrates into existing security camera systems; (B) is designated as qualified anti-terrorism technology under the federal SAFETY act, 6 U.S.C. § 441 et seq.; (C) complies with industry standard information security frameworks, including ISO 27001 and SOC 2 type 2; (D) is managed through a constantly monitored operations center that is staffed by highly trained analysts to ensure rapid communication of possible threats to end users; (E) is developed in the United States without the use of any third-party or open-source data; (F) is protected by an awarded patent that includes a training database populated with frames of actual videos of firearms that were taken in relevant environments across diverse industries; (G) is utilized in at least 30 states with customers in the public and private sectors; (H) does not store, monetize or collect any biometric data or personally identifiable information; and (I) is able to detect three broad firearm classifications with a minimum of 300 subclassifications and has the ability to detect at least 2,000 permutations: *Provided further*, That all moneys expended for school safety and security grants for fiscal year 2025 shall be matched by the receiving school district on a \$1-for-\$1 basis from other moneys of the school district that may be used for such purpose: *And provided further*, That, notwithstanding the provisions of K.S.A. 75-3739, and amendments thereto, or any other statute, not less than 30 days following the effective date of this act, the above agency shall publish a list of the entities that provide firearm detection software that meets the requirements of paragraph (3).

The provision included in this section would significantly alter the current School Safety and Security Grant program—which currently provides critical financial support to schools improving their physical safety and employing school resource officers—into a no-bid contract by inserting requirements that eliminate nearly all potential competition. If enacted, schools would not be able to use these funds to invest in other school safety efforts, like purchasing updated communications systems, hiring more security staff, and making investing in physical infrastructure. While the goal of this provision to provide schools with the opportunity to secure new weapon detection systems is laudable, districts should be provided with the flexibility to use these funds to address needs that are of utmost priority to student safety. Absent this provision being enacted into law, I urge the Kansas State Department of Education to allow these funds to be granted to districts for the purchase of automated external defibrillators and the other allowable uses that were previously approved for this program. We must continue to work together to ensure

our students have a safe, conducive environment for their learning. To do that, we should not hamstring districts by limiting this funding opportunity to services provided by one company.

Dated May 15, 2024.

Laura Kelly
Governor

Doc. No. 052179

(Editor's Note: Sections of the following bill were vetoed by the governor. The line-item vetoes are indicated in double-strike type. The governor's line-item veto message is printed immediately following the bill.)

(Published in the Kansas Register May 30, 2024.)

House Bill No. 2551

AN ACT making and concerning appropriations for the fiscal years ending June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for state agencies; authorizing and directing payment of certain claims against the state; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; amending K.S.A. 2023 Supp. 82a-955, as amended by section 193 of 2024 Senate Bill No. 28, and repealing the existing section.

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

Section 1. (a) For the fiscal years ending June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, fees, receipts, disbursements, procedures and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) The agencies named in this act are hereby authorized to initiate and complete the capital improvement projects specified and authorized by this act or for which appropriations are made by this act, subject to the restrictions and limitations imposed by this act.

(c) This act shall be known and may be cited as the omnibus appropriation act of 2024 and shall constitute the omnibus reconciliation spending limit bill for the 2024 regular session of the legislature for purposes of K.S.A. 75-6702(a), and amendments thereto.

(d) The appropriations made by this act shall not be subject to the provisions of K.S.A. 46-155, and amendments thereto.

Sec. 2. (a) The department of corrections is hereby authorized and directed to pay the following amount from the El Dorado correctional facility - facilities operations account of the state general fund for lost property to the following claimant:

Allen Todd #88097
Lansing Correctional Facility
P.O. Box 2
Lansing, KS 66043\$16.24

(b) The department of corrections is hereby authorized and directed to pay the following amount from the Hutchinson correctional facility - facilities operations account of the state general fund for lost property to the following claimants:

Kendall Golston #104039
Hutchinson Correctional Facility
P.O. Box 1568
Hutchinson, KS 67504.....\$43.08

Keeshaun Milo #121121
Hutchinson Correctional Facility
P.O. Box 1568
Hutchinson, KS 67504.....\$118.12

Orlando Lucio #100545
Hutchinson Correctional Facility
P.O. Box 1568
Hutchinson, KS 67504.....\$23.43

(c) The department of corrections is hereby authorized and directed to pay the following amount from the Lansing correctional facility - facilities operations account of the state general fund for lost property to the following claimant:

Terrance Godfrey #115774
El Dorado Correctional Facility
P.O. Box 311
El Dorado, KS 67042\$24.60

(d) The department of corrections is hereby authorized and directed to pay the following amount from the Larned state correctional facility - facilities operations account of the state general fund for lost property to the following claimant:

Tanner Stone #115392
Larned State Correctional Facility
1318 KS Hwy #264
Larned, KS 67550.....\$20.06

Sec. 3. (a) The Larned state hospital is hereby authorized and directed to pay the following amount from its operating expenditures account of the state general fund for damage to a motor vehicle to the following claimant:

Anthony Mott
1301 KS Hwy #264
Larned, KS 67550.....\$1,508.91

(b) The Larned state hospital is hereby authorized and directed to pay the following amount from its operating expenditures account of the state general fund for lost property to the following claimant:

Valdie Barnett
1301 KS Hwy #264
Larned, KS 67550.....\$5.42

Sec. 4. The Kansas department of wildlife and parks is hereby authorized and directed to pay the following amount from the parks fee fund for damage to a motor vehicle to the following claimant:

Martin Goodwin
2040 W 31st St., Ste G148
Lawrence, KS 66046\$2,000.00

Sec. 5. The department of revenue is hereby authorized and directed to pay the following amounts from the motor-vehicle fuel tax refund fund for claims not filed within the statutory filing period prescribed in K.S.A. 79-3458, and amendments thereto, to the following claimants:

Raymond C. Becker
468 Hwy 20 W
Lancaster, KS 66041.....\$745.85

Matt Freund
12 Lakeside Dr.
Goddard, KS 67052\$99.48

Geiger Ready Mix Co. Inc.
4318 Speaker Rd.
Kansas City, KS 66106\$39,665.57

Geiger Trucking Co. Inc.
P.O. Box 50
Leavenworth, KS 66048\$4,667.60

Harvey County RD & Bridge
P.O. Box 687
Newton, KS 67114\$149.99

Philip L. Perry
16506 Fairview Rd.
Oskaloosa, KS 66066\$21.96

Gordon Stucky
3311 SE 12th St.
Newton, KS 67114.....\$171.07

Donald Umscheid
8905 Rockenham Rd.
St. George, KS 66535\$17.16

Mike Wilson
2060 80th St.
Uniontown, KS 66779\$44.28

(continued)

Sec. 6. (a) Except as otherwise provided by sections 2 through 5, and amendments thereto, the director of accounts and reports is hereby authorized and directed to draw warrants on the state treasurer in favor of the claimants specified in sections 2 through 5, and amendments thereto, upon vouchers duly executed by the state agencies directed to pay the amounts specified in such sections to the claimants or their legal representatives or duly authorized agents, as provided by law. (b) The director of accounts and reports shall secure prior to the payment of any amount to any claimant, other than amounts authorized to be paid pursuant to section 5 as motor-vehicle fuel tax refunds or as transactions between state agencies as provided by sections 2 through 5, and amendments thereto, a written release and satisfaction of all claims and rights against the state of Kansas and any agencies, officers and employees of the state of Kansas regarding their respective claims.

Sec. 7.

BOARD OF NURSING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2024, by section 23(a) of chapter 82 and section 65 of chapter 97 of the 2023 Session Laws of Kansas and section 14(a) of 2024 Senate Bill No. 28 on the board of nursing fee fund (482-00-2716-0200) of the board of nursing is hereby increased from \$3,722,944 to \$3,752,944.

Sec. 8.

LEGISLATIVE COORDINATING COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Legislative coordinating council operations
(422-00-1000-0100)\$250,000

Provided, That in addition to the other purposes for which expenditures may be made from such account for fiscal year 2024 as authorized by section 33(a) of chapter 82 of the 2023 Session Laws of Kansas, section 23(a) of 2024 Senate Bill No. 28, this or other appropriation act of the 2024 regular session of the legislature, expenditures shall be made from such account by the above agency to issue a request for proposal by June 1, 2024, for a constituent relationship management software service to be used by all statewide elected officials to assist in decreasing response time for both staff and constituents, to encrypt data in transit to ensure constituent privacy, track casework through completion and include integrations with existing systems: *Provided further*, That such request for proposal shall be issued in conjunction with the request for proposal authorized by section 25(a) of 2024 Senate Bill No. 28: ~~And provided further, That such request for proposal and subsequent contract shall be issued by and managed by the legislative coordinating council. And provided further, That the legislative coordinating council shall ensure that all statewide elected officials shall have use of such constituent relationship management software service.~~ *Provided, however*, That the total expenditure for such service shall not exceed \$1,000,000.

Sec. 9.

LEGISLATIVE COORDINATING COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Legislative coordinating council operations
(422-00-1000-0100)\$750,000

Provided, That in addition to the other purposes for which expenditures may be made from such account for fiscal year 2025 as authorized by section 24(a) of 2024 Senate Bill No. 28, this or other appropriation act of the 2024 regular session of the legislature, expenditures shall be made from such account for the legislative coordinating council, in consultation with all statewide elected officials, to review all proposals for a constituent relationship management software service submitted pursuant to the provisions of section 8: *Provided further*, That the request for proposal issued pursuant to the provisions of section 8 shall close on July 31, 2024: ~~And provided further, That the legislative coordinating council shall approve or reject a contract for such services, on or before August 31, 2024, with the expectation that the service, if approved, shall be implemented on or before December 1, 2024, for use by statewide elected officials.~~ *Provided, however*, That the total expenditure for such constituent relationship management software service shall not exceed \$1,000,000.

Sec. 10.

LEGISLATURE

(a) During the fiscal year ending June 30, 2025, in addition to the other purposes for which expenditures may be made by the above

agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2025, as authorized by section 26 of Senate Bill No. 28, this or any other appropriation act of the 2024 regular session of the legislature, expenditures shall be made from such moneys to create an interim study committee to review a market rate study on employees of the state board of regents' universities and Washburn university: *Provided*, That such interim study committee shall also review the comprehensive studies conducted pursuant to section 145(k) of 2024 Senate Bill No. 28.

Sec. 11.

GOVERNOR'S DEPARTMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Domestic violence prevention grants (252-00-1000-0600)\$3,000,000

Sec. 12.

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Operating expenditures (082-00-1000-0103).....\$554,442
Office of inspector general (082-00-1000-0300).....\$350,000

~~(b) During the fiscal year ending June 30, 2025, notwithstanding the provisions of section 32(g) of 2024 Senate Bill No. 28, no expenditures shall be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2025 by section 32 of 2024 Senate Bill No. 28, this or other appropriation act of the 2024 regular session of the legislature to implement or enforce the provisions of section 32(g) of 2024 Senate Bill No. 28 until the attorney general certifies to the legislature that the supreme court of the United States has issued a final order or opinion for all litigation concerning the obligations manufacturers participating in the 340B drug pricing program, 42 U.S.C. § 256b, have under state and federal law with respect to the use of contract pharmacies by the entities described in 42 U.S.C. § 256b(a)(4).~~

~~Sec. 13—~~

ATTORNEY GENERAL

~~(a) During the fiscal year ending June 30, 2026, notwithstanding the provisions of section 33 of 2024 Senate Bill No. 28, no expenditures shall be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026 by section 33 of 2024 Senate Bill No. 28, this or other appropriation act of the 2024 or 2025 regular session of the legislature to implement or enforce the provisions of section 33 of 2024 Senate Bill No. 28 until the attorney general certifies to the legislature that the supreme court of the United States has issued a final order or opinion for all litigation concerning the obligations manufacturers participating in the 340B drug pricing program, 42 U.S.C. § 256b, have under state and federal law with respect to the use of contract pharmacies by the entities described in 42 U.S.C. § 256b(a)(4).~~

Sec. 14.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Professional employer organization fee fund No limit

~~Sec. 15—~~

STATE TREASURER

~~(a) On July 1, 2024, notwithstanding any provision of section 12(a) of chapter 97 of the 2023 Session Laws of Kansas to the contrary, during fiscal year 2025, expenditures may be made from or obligation incurred against the build Kansas matching grant fund to award matching grant funds to local communities that qualify as eligible entities for any federal grant program moneys related to water, transportation, energy, cybersecurity or broadband infrastructure requiring state or local community matching funds: *Provided*, That a grant funding application requested by eligible entities from the build Kansas matching grant fund shall be submitted to the Kansas infrastructure hub prior to submission to the build Kansas advisory committee: *Provided further*, That as soon as practicable, the build Kansas advisory committee shall meet and review each request and shall report such committee's advice to the state~~

treasurer and the eligible entity submitting the grant application. *And provided further*, That the provisions of section 12(a) of chapter 97 of the 2023 Session Laws of Kansas requiring written documentation to the state treasurer that such eligible entity's grant funding application has been approved by the federal government pursuant to the infrastructure investment and jobs act shall apply to the grants authorized by this subsection for any other federal infrastructure grants awarded that are related to water, transportation, energy, cybersecurity or broadband infrastructure. *And provided further*, That, after the eligible entity submits such application to the Kansas infrastructure hub, advises and consults with the build Kansas advisory committee and receives notification of federal approval, the state treasurer shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant. *And provided further*, That, if during fiscal year 2025, the build Kansas advisory committee determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to finance grant applications approved pursuant to the provisions of section 12(a) of chapter 97 of the 2023 Session Laws of Kansas and finance grants awarded to an eligible entity's infrastructure project funded pursuant to this subsection, the provisions of section 12(a) of chapter 97 of the 2023 Session Laws of Kansas concerning requesting approval from the state finance council for a transfer of funding shall apply. *And provided further*, That the geographical distribution based on the department of commerce's Kansas economic development districts provisions of section 12(a) of chapter 97 of the 2023 Session Laws of Kansas shall apply to the grants authorized by this subsection.

Sec. 16.—

STATE TREASURER

(a) On July 1, 2025, notwithstanding any provision of section 13(a) of chapter 97 of the 2023 Session Laws of Kansas to the contrary, during fiscal year 2026, expenditures may be made from or obligation incurred against the build Kansas matching grant fund to award matching grant funds to local communities that qualify as eligible entities for any federal grant program moneys related to water, transportation, energy, cybersecurity or broadband infrastructure requiring state or local community matching funds. *Provided*, That a grant funding application requested by eligible entities from the build Kansas matching grant fund shall be submitted to the Kansas infrastructure hub prior to submission to the build Kansas advisory committee. *Provided further*, That as soon as practicable, the build Kansas advisory committee shall meet and review each request and shall report such committee's advice to the state treasurer and the eligible entity submitting the grant application. *And provided further*, That the provisions of section 13(a) of chapter 97 of the 2023 Session Laws of Kansas requiring written documentation to the state treasurer that such eligible entity's grant funding application has been approved by the federal government pursuant to the infrastructure investment and jobs act shall apply to the grants authorized by this subsection for any other federal infrastructure grants awarded that are related to water, transportation, energy, cybersecurity or broadband infrastructure. *And provided further*, That, after the eligible entity submits such application to the Kansas infrastructure hub, advises and consults with the build Kansas advisory committee and receives notification of federal approval, the state treasurer shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant. *And provided further*, That, if during fiscal year 2026, the build Kansas advisory committee determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to finance grant applications approved pursuant to the provisions of section 13(a) of chapter 97 of the 2023 Session Laws of Kansas and finance grants awarded to an eligible entity's infrastructure project funded pursuant to this subsection, the provisions of section 13(a) of chapter 97 of the 2023 Session Laws of Kansas concerning requesting approval from the state finance council for a transfer of funding shall apply. *And provided further*, That the geographical distribution based on the department of commerce's Kansas economic development districts provisions of section 13(a) of chapter 97 of the 2023 Session Laws of Kansas shall apply to the grants authorized by this subsection.

Sec. 17.—

STATE TREASURER

(a) On July 1, 2026, notwithstanding any provision of section 14(a) of chapter 97 of the 2023 Session Laws of Kansas to the contrary, during fiscal year 2027, expenditures may be made from or obligation incurred against the build Kansas matching grant fund to award matching grant funds to local communities that qualify as eligible entities for any federal grant program moneys related to water, transportation, energy,

cybersecurity or broadband infrastructure requiring state or local community matching funds. *Provided*, That a grant funding application requested by eligible entities from the build Kansas matching grant fund shall be submitted to the Kansas infrastructure hub prior to submission to the build Kansas advisory committee. *Provided further*, That as soon as practicable, the build Kansas advisory committee shall meet and review each request and shall report such committee's advice to the state treasurer and the eligible entity submitting the grant application. *And provided further*, That the provisions of section 14(a) of chapter 97 of the 2023 Session Laws of Kansas requiring written documentation to the state treasurer that such eligible entity's grant funding application has been approved by the federal government pursuant to the infrastructure investment and jobs act shall apply to the grants authorized by this subsection for any other federal infrastructure grants awarded that are related to water, transportation, energy, cybersecurity or broadband infrastructure. *And provided further*, That, after the eligible entity submits such application to the Kansas infrastructure hub, advises and consults with the build Kansas advisory committee and receives notification of federal approval, the state treasurer shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant. *And provided further*, That, if during fiscal year 2027, the build Kansas advisory committee determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to finance grant applications approved pursuant to the provisions of section 14(a) of chapter 97 of the 2023 Session Laws of Kansas and finance grants awarded to an eligible entity's infrastructure project funded pursuant to this subsection, the provisions of section 14(a) of chapter 97 of the 2023 Session Laws of Kansas concerning requesting approval from the state finance council for a transfer of funding shall apply. *And provided further*, That the geographical distribution based on the department of commerce's Kansas economic development districts provisions of section 14(a) of chapter 97 of the 2023 Session Laws of Kansas shall apply to the grants authorized by this subsection.

Sec. 18.—

STATE TREASURER

(a) On July 1, 2027, notwithstanding any provision of section 15(a) of chapter 97 of the 2023 Session Laws of Kansas to the contrary, during fiscal year 2028, expenditures may be made from or obligation incurred against the build Kansas matching grant fund to award matching grant funds to local communities that qualify as eligible entities for any federal grant program moneys related to water, transportation, energy, cybersecurity or broadband infrastructure requiring state or local community matching funds. *Provided*, That a grant funding application requested by eligible entities from the build Kansas matching grant fund shall be submitted to the Kansas infrastructure hub prior to submission to the build Kansas advisory committee. *Provided further*, That as soon as practicable, the build Kansas advisory committee shall meet and review each request and shall report such committee's advice to the state treasurer and the eligible entity submitting the grant application. *And provided further*, That the provisions of section 15(a) of chapter 97 of the 2023 Session Laws of Kansas requiring written documentation to the state treasurer that such eligible entity's grant funding application has been approved by the federal government pursuant to the infrastructure investment and jobs act shall apply to the grants authorized by this subsection for any other federal infrastructure grants awarded that are related to water, transportation, energy, cybersecurity or broadband infrastructure. *And provided further*, That, after the eligible entity submits such application to the Kansas infrastructure hub, advises and consults with the build Kansas advisory committee and receives notification of federal approval, the state treasurer shall expend matching grant funds to the eligible entity that has been awarded such grant subject to the provisions of the grant. *And provided further*, That, if during fiscal year 2028, the build Kansas advisory committee determines that the unencumbered balance in the build Kansas matching grant fund is insufficient to finance grant applications approved pursuant to the provisions of section 15(a) of chapter 97 of the 2023 Session Laws of Kansas and finance grants awarded to an eligible entity's infrastructure project funded pursuant to this subsection, the provisions of section 15(a) of chapter 97 of the 2023 Session Laws of Kansas concerning requesting approval from the state finance council for a transfer of funding shall apply. *And provided further*, That the geographical distribution based on the department of commerce's Kansas economic development districts provisions of section 15(a) of chapter 97 of the 2023 Session Laws of Kansas shall apply to the grants authorized by this subsection.

(continued)

Sec. 19.

HEALTH CARE STABILIZATION FUND BOARD OF GOVERNORS

(a) Notwithstanding the provisions of K.S.A. 40-3401, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2025, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds of the above agency for fiscal year 2025 as authorized by section 41 of 2024 Senate Bill No. 28, this or other appropriation act of the 2024 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal year 2025 to deem a maternity center as a "healthcare provider" for the purposes of the healthcare provider insurance availability act, K.S.A. 40-3401 et seq., and amendments thereto, if such maternity center: (1) Has been granted accreditation by the commission for accreditation of birth centers; or (2) is a maternity center as defined in K.S.A. 65-503, and amendments thereto.

Sec. 20.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Judiciary operations (677-00-1000-0103)\$1,016,431

Sec. 21.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Judiciary operations (677-00-1000-0103)\$6,823,960

Sec. 22.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) On July 1, 2024, the amount of \$56,748,405 authorized by section 50(c) of 2024 Senate Bill No. 28 to be transferred by the director of accounts and reports from the Kansas endowment for youth fund to the children's initiatives fund is hereby increased to \$61,748,405: *Provided, however,* That if 2024 Senate Bill No. 387 or other legislation that appropriates \$5,000,000 for the department of education from the children's initiatives fund for the fiscal year ending June 30, 2025, for a children's cabinet public-private partnership pilot program is not passed by the legislature during the 2024 regular session and enacted into law, then: (1) The director of accounts and reports shall not increase the transfer to \$61,748,405; and (2) on July 1, 2024, the provisions of this subsection are hereby declared to be null and void and shall have no force and effect.

Sec. 23.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, for the capital improvement project or projects specified, the following:

Debt service refunding – 2016H (173-00-1000-0464)\$19,985,062

Provided, That during the fiscal year ending June 30, 2024, expenditures shall be made from the debt service refunding – 2016H account by the above agency, in consultation with the Kansas development finance authority, solely for the purpose of paying the costs, including transaction costs, of prepaying, redeeming, defeasing or purchasing, on the open market or through a tender offer or other transaction, all of the outstanding maturities of the Kansas development finance authority refunding revenue bonds (state of Kansas projects), series 2016H: *Provided further,* That all such transactions shall be on the terms of and pursuant to all necessary and appropriate agreements by, between or among the above agency, the Kansas development finance authority and such other agencies or parties as deemed necessary by the above agency or the Kansas development finance authority to complete such transactions: *And provided further,* That any 2016H bonds that are purchased on the open market or through a tender offer or other transaction shall promptly be retired: *And provided further,* That the director of the budget, in consultation with the Kansas development finance authority, shall determine any amount required to be paid for arbitrage rebate and yield restriction liability related to such transaction on all of the outstanding maturities of the Kansas development finance authority refunding revenue bonds (state of Kansas projects), series 2016H: *And provided further,* That the director of the budget shall certify the amount of such arbitrage rebate and yield restriction liability to the director of accounts and reports and upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer such certified amount from the state

general fund to the 2016H state of Kansas projects rebate account (176-7261- 7259) of the Kansas development finance authority: *And provided further,* That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Debt service refunding – 2020S (173-00-1000-8564)\$4,673,600

Provided, That during the fiscal year ending June 30, 2024, expenditures shall be made from the debt service refunding – 2020S account by the above agency, in consultation with the Kansas development finance authority, solely for the purpose of paying the costs, including transaction costs, of prepaying, redeeming, defeasing or purchasing, on the open market or through a tender offer or other transaction, all of the outstanding maturities of the Kansas development finance authority taxable refunding revenue bonds (state of Kansas projects), series 2020S: *Provided further,* That all such transactions shall be on the terms of and pursuant to all necessary and appropriate agreements by, between or among the above agency, the Kansas development finance authority and such other agencies or parties as deemed necessary by the above agency or the Kansas development finance authority to complete such transactions: *And provided further,* That any 2020S bonds that are purchased on the open market or through a tender offer or other transaction shall promptly be retired: *Provided, however,* That no expenditures shall be made from this account for the debt service refunding transaction of series 2020S bonds until such transaction is approved by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session.

(b) On the effective date of this act, the \$19,985,062 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 152(a) of 2024 Senate Bill No. 28 from the state general fund in the debt service refunding – 2016H account (173-00-1000-0464), is hereby lapsed: *Provided,* That on the effective date of this act, the provisions of the proviso under section 152(a) of 2024 Senate Bill No. 28 for the debt service refunding – 2016H account (173-00-1000-0464) of the state general fund are hereby declared to be null and void and shall have no force and effect.

(c) On the effective date of this act, the \$4,673,600 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 152(a) of 2024 Senate Bill No. 28 from the state general fund in the debt service refunding – 2020S account (173-00-1000-8564), is hereby lapsed: *Provided,* That on the effective date of this act, the provisions of the proviso under section 152(a) of 2024 Senate Bill No. 28 for the debt service refunding – 2020S account (173-00-1000-8564) of the state general fund are hereby declared to be null and void and shall have no force and effect.

(d) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, for the capital improvement project or projects specified, the following:

Debt service refunding – 2016H (173-00-1000-0464)\$6,293,376

Provided, That any unencumbered balance in the debt service refunding – 2016H account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided further,* That during fiscal year 2025, the provisions of the provisos in subsection (a) concerning any reappropriated balance shall apply to the expenditure of such reappropriated balance from such account.

Any unencumbered balance in the debt service refunding – 2020S account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: *Provided further,* That during fiscal year 2025, the provisions of the provisos in subsection (a) concerning any reappropriated balance shall apply to any expenditure of such reappropriated balance from such account.

(e) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Emil Joseph Kapaun memorial fund..... No limit

(f) On July 1, 2024, the provisions of the proviso under section 153(a) of 2024 Senate Bill No. 28 for the debt service refunding – 2020S account (173-00-1000-8564) of the state general fund are hereby declared to be null and void and shall have no force and effect.

~~(g) During the fiscal year ending June 30, 2025, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2025 by section 56 of 2024 Senate Bill No. 28, this or any other appropriation act of the 2024 regular session of the legislature, expenditures shall be made by the above agency from such moneys for the purpose of preparing a report pertaining to the affordability of the state employee health plan member's share of costs for diagnostic and supplemental breast examinations for the members. *Provided*, That the above agency shall include in the report information about the number of members of the state employee health plan who have received a screening mammogram during fiscal year 2022, fiscal year 2023, and fiscal year 2024, and of those members, the number who (1) Received a recommendation for further diagnostic or supplemental breast examination; (2) received such additional breast examination services; and (3) did not receive such additional breast examination services because the member could not afford the member's share of costs. *Provided further*, That the above agency shall include in the report an analysis of whether the current array of coverage options for members, including tax-advantaged accounts and voluntary benefits, are adequate to provide affordable access to diagnostic and supplemental breast examinations for members. *And provided further*, That the above agency shall submit the report to the president of the senate and the speaker of the house of representatives on or before March 1, 2025. *And provided further*, That prior to submission, the report shall be approved by a majority of the members of the Kansas state employees health care commission and may include any written response from any member of the commission that voted against approving the report.~~

Sec. 24.

OFFICE OF INFORMATION TECHNOLOGY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Kansas information security office (335-00-1000-0060).....\$375,000

Sec. 25.

STATE BOARD OF TAX APPEALS

(a) On the effective date of this act, of the \$255,007 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 59(a) of 2024 Senate Bill No. 28 from the state general fund in the operating expenditures account (562-00-1000-0103), the sum of \$250,000 is hereby lapsed.

Sec. 26.

STATE BOARD OF TAX APPEALS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Operating expenditures (562-00-1000-0103).....\$118,837

Sec. 27.

KANSAS LOTTERY

(a) On the effective date of this act, the aggregate of the amounts authorized by section 63(a) of 2024 Senate Bill No. 28 to be transferred from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) during the fiscal year ending June 30, 2024, is hereby increased from \$72,490,000 to \$75,490,000.

Sec. 28.

KANSAS LOTTERY

(a) For the fiscal years ending June 30, 2025, and June 30, 2026, the director of the budget, in consultation with the director of legislative research, shall certify, by June 25 of each such fiscal year, the aggregate of all amounts certified by the executive director of the Kansas lottery that have been transferred from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) that is in excess of, or is less than, \$71,490,000 and shall transmit such certification to the director of accounts and reports: *Provided, however*, That for each such fiscal year, the amount certified shall not include sports wagering revenues deposited in the lottery operating fund: *Provided further*, That, notwithstanding the provisions of K.S.A. 74-8711, and amendments thereto, or any other statute, upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount of excess revenues certified by the director of the budget for each such fiscal year from the state gaming revenues fund to the attracting professional sports to Kansas fund (300-00-2942) of the department of commerce: *And provided, however*, That if

the amount certified by the director of the budget for each such fiscal year is less than \$71,490,000, then no transfer to the attracting professional sports to Kansas fund shall be made.

Sec. 29.

KANSAS RACING AND GAMING COMMISSION

(a) During the fiscal years ending June 30, 2025, and June 30, 2026, notwithstanding the provisions of K.S.A. 74-8823, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2025 and 2026, as authorized by section 66 of 2024 Senate Bill No. 28, this or any other appropriation act of the 2024 or 2025 regular session of the legislature, expenditures shall be made from such moneys during fiscal year 2025 and fiscal year 2026 by the above agency to use the amounts of moneys remitted pursuant to the provisions of K.S.A. 74-8823(a)(5), and amendments thereto, and credited to the state racing fund (553-00-5131-5000) to cover the costs of the above agency to enforce and oversee the operation of historical horse race machines: *Provided*, That when the above agency, in consultation with the director of the budget, determines that the amount of such remittances has covered such costs, the director of the budget shall certify such information to the director of accounts and reports: *Provided further*, That of the remaining moneys remitted pursuant to the provisions of K.S.A. 74-8823(a)(5), and amendments thereto, the director of accounts and reports shall credit 1/3 of the amount of such moneys to the Kansas horse breeding development fund (553-00-2516-2300) and 2/3 of the amount of such moneys to the horse fair racing benefit fund (553-00-2296-3000): *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sec. 30.

DEPARTMENT OF COMMERCE

(a) On the effective date of this act, of the \$6,250,000 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 77(a) of chapter 82 of the 2023 Session Laws of Kansas from the state general fund in the APEX account (300-00-1000), the sum of \$6,250,000 is hereby lapsed.

~~(b) On the effective date of this act, the director of accounts and reports shall transfer \$2,950,000 from the American rescue plan state relief - federal fund (300-00-3756) of the department of commerce to the state general fund.~~

Sec. 31.

DEPARTMENT OF COMMERCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Eisenhower foundation educational facility \$5,000,000

Provided, That expenditures shall be made from such account to construct a new facility on the campus of the Eisenhower presidential library to expand K-12 educational programming on-site: *Provided further*, That all expenditures from such account shall require a match of nonstate or private moneys on the basis of \$2 of nonstate or private moneys to \$1 of state moneys: *And provided further*, That for the fiscal year ending June 30, 2025, the director of the budget shall determine, in consultation with the above agency, the amount of moneys from any federal law that appropriates moneys to the state for aid for coronavirus relief that are eligible to be used for the educational facility, may be expended at the discretion of the state in compliance with the office of management and budget's uniform administrative requirements, cost principles and audit requirements for federal awards, and are unencumbered: *Provided further*, That, of such identified moneys, the director of the budget shall determine the remaining moneys available in special revenue funds: *And provided further*, That if the above agency, in consultation with the director of the budget, determines that federal moneys to the state for aid for coronavirus relief are available during fiscal year 2025 to be used for such educational facility, the director of the budget shall certify the amount of such federal coronavirus relief moneys from each fund to the director of accounts and reports, and upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall immediately transfer an aggregate amount of up to \$5,000,000 as available from such funds to the special revenue fund of the above agency and as disig-

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nated by the secretary of commerce for the purpose of funding such educational facility: *And provided further*, That on the effective date of such transfer, of the \$5,000,000 appropriated for the above agency for the fiscal year ending June 30, 2025, by this section from the state general fund in the Eisenhower foundation educational facility account, the aggregate amount transferred is hereby lapsed: *And provided further*, That at the same time as the director of the budget transmits certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sports hall of fame support \$200,000

Provided, That the department of commerce and the Kansas sports hall of fame shall submit a progress report to the senate committee on ways and means and the house of representatives committee on appropriations on or before January 31, 2025.

(b) On July 1, 2024, the director of accounts and reports shall transfer \$5,000,000 from the state general fund to the attracting powerful economic expansion payroll incentive fund (300-00-2943) established by K.S.A. 2023 Supp. 74-50,316, and amendments thereto.

(c) On July 1, 2024, the director of accounts and reports shall transfer \$7,000,000 from the state general fund to the attracting powerful economic expansion new employee training and education fund (300-00-2944) established by K.S.A. 2023 Supp. 74-50,318, and amendments thereto.

(d) On July 1, 2024, the director of accounts and reports shall transfer \$1,200,000 from the state general fund to the attracting powerful economic expansion residency incentive fund (300-00-2945) established by K.S.A. 2023 Supp. 74-50,323, and amendments thereto.

~~(e) On July 1, 2024, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 2023 Supp. 74-8793, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$2,000,000 from the attracting professional sports to Kansas fund (300-00-2942) of the department of commerce to the existing horse racing facility remodel fund of the department of commerce.~~

(f) On July 1, 2024, the provisions of section 68(l) of 2024 Senate Bill No. 28 are hereby declared to be null and void and shall have no force and effect and the sports hall of fame support fund is hereby abolished.

Sec. 32.

DEPARTMENT OF COMMERCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Sports hall of fame support \$200,000

(b) On July 1, 2025, the provisions of section 69(b) of 2024 Senate Bill No. 28 are hereby declared to be null and void and shall have no force and effect.

Sec. 33.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas sheltered workshop transition fund No limit

Sec. 34.

DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF PUBLIC HEALTH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (including official hospitality) – health (264-00-1000-0270) \$10,000

Provided, however, That if 2024 House Bill No. 2749 is not passed by the legislature during the 2024 regular session and enacted into law, then on the effective date of this act, the \$10,000 appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, by this section in the operating expenditures (including official hospitality) – health account, is hereby lapsed.

Adult inpatient behavioral health services \$5,000,000

~~*Provided*, That expenditures shall be made from the adult inpatient behavioral health services account in the amount of \$5,000,000 for pro-~~

~~viding adult and adolescent inpatient behavioral and mental health services at ascension Via Christi St. Joseph campus and NMC health and such expenditures shall be distributed based on the number of behavioral and mental health beds available at each facility.~~

HIV testing (264-00-1000)..... \$121,500

Sec. 35.

DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF PUBLIC HEALTH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

HIV testing (264-00-1000)..... \$48,600

Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025: (1) Immunization programs (264-00-1000-1400); and (2) adult inpatient behavioral health services account: *Provided*, That during fiscal year 2025, the provisions of the provisos in section 34(a) shall apply to any expenditure from the adult inpatient behavioral health services account of the state general fund.

(b) On July 1, 2024, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 77(a) of 2024 Senate Bill No. 28 on the aid to local units – primary health projects account (264-00-1000-0460) for distribution for community-based primary care grants and services provided by the community care network of Kansas is hereby decreased from \$20,750,690 to \$18,750,690.

Sec. 36.

DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF HEALTH CARE FINANCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Other medical assistance (264-00-1000-3026) \$10,500,000

Sec. 37.

DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF HEALTH CARE FINANCE

(b) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Other medical assistance (264-00-1000-3026) \$29,381,327

Provided, That expenditures shall be made from the other medical assistance account during fiscal year 2025 to provide coverage for dental exams, x-rays and cleanings.

Sec. 38.

DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF ENVIRONMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Small town infrastructure (264-00-1000)..... \$6,000,000

Provided, That expenditures shall be made by the above agency from the small town infrastructure account in the amount of \$1,233,100 for the purpose of providing grants specific to wastewater treatment systems: *Provided further*, That expenditures shall be made by the above agency from the small town infrastructure account in the amount of \$4,766,900 for the purpose of providing grants specific to drinking water systems.

Sec. 39.

KANSAS DEPARTMENT FOR AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

KanCare caseloads (039-00-1000-0610) \$4,000,000

Non-KanCare caseloads (039-00-1000-0611) \$190,000

Behavioral health services (039-00-1000-3004)..... \$47,000

~~*Provided*, That expenditures shall be made by such agency from such account in an amount of \$47,000 for drug abuse and addiction prevention services for youth at the Kansas City full circle program, inc;~~

Sec. 40.

KANSAS DEPARTMENT FOR AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

State operations (039-00-1000-0801).....\$196,800

Provided, however, That if 2024 House Bill No. 2784 is not passed by the legislature during the 2024 regular session and enacted into law, then on the effective date of this act, the \$196,800 appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, by this section in the state operations account, is hereby lapsed.

Regional beds (039-00-1000-3003).....\$26,500,000

Provided, however, That during fiscal year 2025, no expenditures shall be made from this account for the Sedgwick county regional psychiatric hospital until such expenditure is approved by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session.

CDDO support (039-00-1000-4001).....\$500,000

KanCare caseloads (039-00-1000-0610)\$14,000,000

Non-KanCare caseloads (039-00-1000-0611)\$1,812,000

Larned state hospital – operating expenditures account (410-00-1000-0103)\$9,941,339

Osawatomie state hospital – operating expenditures account (410-00-1000-0100).....\$15,465,013

Behavioral health services (039-00-1000-3004).....\$6,235,000

~~*Provided,* That expenditures shall be made by such agency from such account in an amount of \$250,000 for the EmberHope Youthville program to expand family on-site visitation services and support family engagement with residents of the psychiatric residential treatment facility. *Provided further,* That expenditures shall be made by such agency from such account in an amount of \$185,000 for drug abuse and addiction prevention services for youth at the Kansas City full circle program, inc.~~

~~Valley hope substance use disorder.....\$2,500,000~~

~~*Provided,* That expenditures shall be made from the valley hope substance use disorder account for infrastructure to expand valley hope located in Atchison, Kansas. *Provided, however,* That as a condition of receiving moneys from such account and subject to the provisions of section 41, valley hope shall provide that 10% of the total capacity of beds in the Atchison facility shall be used for medicaid eligible substance abuse treatment inpatient beds.~~

Indigent support.....\$3,500,000

Provided, That expenditures shall be made from the indigent support account for providing support to the substance use disorder providers who provide services to individuals who have no insurance or other medical coverage: *Provided further,* That the above agency shall develop guidelines for providers to apply for the funds and establish a review team for the application for funds to determine that such funds are being appropriately used to provide services to such indigent individuals.

Mental health intervention team pilot (039-00-1000).....\$4,500,000

Provided, That any unencumbered balance in the mental health intervention team pilot account (652-00-1000-0150) of the department of education in excess of \$100 as of June 30, 2024, is hereby reappropriated to the mental health intervention team pilot account (039-00-1000) of the above agency for fiscal year 2025: *Provided further,* That expenditures shall be made by the above agency from such account during fiscal year 2025 in an amount of \$1,500,000 for qualified schools: *And provided further,* That expenditures shall be made by the above agency from such account during fiscal year 2025, including moneys appropriated in section 83(a) of 2024 Senate Bill No. 28, to establish the mental health intervention team program as provided by the provisions of this proviso:

(1) *And provided further,* That such school district program shall be a continuation of the mental health intervention team pilot program first established pursuant to section 1 of chapter 57 of the 2018 Session Laws of Kansas and K.S.A. 72-9943, and amendments thereto, and continued and expanded through subsequent appropriation acts of the legislature: *And provided further,* That the purposes of the mental health intervention team program are to: Provide greater access to behavioral health services for students enrolled in kindergarten or any of the grades one through 12 and establish a coherent structure between school districts and mental health intervention team providers to optimize scarce behavioral health resources and workforce; identify students, communicate with families and link students and their families

to the statewide behavioral health systems and resources within the network of mental health intervention team providers; alleviate the shortage of staff with specialized degrees or training such as school counselors, psychologists and social workers and reduce the competition for such staff between school districts and other private and governmental service providers to provide broader-based and collaborative services to students, especially in rural districts that do not have enough students to justify a full-time staff position; provide and coordinate mental health services to students throughout the calendar year, not only during school hours over nine months of the school year; and reduce barriers that families experience to access mental health services and maintain consistency for a child to attend recurring sessions and coordination between the child’s classroom schedule and the provision of such services: *And provided further,* That the program shall focus on the following students: Any student who has been adjudicated as a child in need of care and is in the custody of the secretary for children and families or has been referred for a families first program or family preservation program; and any other student who is in need of mental health support services: *And provided further,* That the secretary for aging and disability services shall appoint a mental health intervention team program manager and, within the limits of appropriations therefor, such additional staff as necessary to support such manager: *And provided further,* That the above agency shall oversee and implement the mental health intervention team program in accordance with the requirements of this proviso and the policies and procedures established by the above agency pursuant to this proviso: *And provided further,* That during fiscal year 2025, the board of education of a school district may apply to the above agency to establish or maintain a mental health intervention team program within such school district: *And provided further,* That the application shall be in such form and manner as the above agency requires and submitted at a time determined and specified by such agency: *And provided further,* That each application submitted by a school district shall specify the mental health intervention team provider that the school intends to coordinate with to provide school-based services to students who need assistance during the applicable school year: *And provided further,* That the school district shall provide notice to the mental health intervention team provider as soon as they are able of their intent to partner for the following school year: *And provided further,* That the above agency shall establish an application review committee that shall include representatives from mental health intervention team providers and the department of education: *And provided further,* That if a school district and mental health intervention team provider are approved to establish or maintain a mental health intervention team program, the school district shall enter into a memorandum of understanding with a partnering mental health intervention team provider: *And provided further,* That if the school district chooses to partner with more than one mental health intervention team provider, the school district shall enter into a separate memorandum of understanding with each such mental health intervention team provider: *And provided further,* That the above agency may establish requirements for a memorandum of understanding, including contractual provisions that are required to be included in each memorandum of understanding and that are optional and subject to agreement between the school district and the mental health intervention team provider: *And provided further,* That each memorandum of understanding shall be submitted to the above agency for final approval: *And provided further,* That the above agency may authorize another category of provider other than a mental health intervention team provider to serve as a partnering provider under the mental health intervention team program pursuant to this proviso: *And provided further,* That such category of provider shall provide the required services and otherwise meet the requirements of a partnering mental health intervention team provider under this proviso: *And provided further,* That if the above agency authorizes another category of provider other than a mental health intervention team provider, such agency shall provide notification of this decision to the mental health intervention team provider that provides services in that county: *And provided further,* That, subject to appropriations therefor, a school district and mental health intervention team provider that have been approved by the above agency to establish or maintain a mental health intervention team program shall be eligible to receive a mental health intervention team program grant and a mental health intervention team provider pass-through grant: *Provided, however,* That the amount of a school district’s mental health intervention team program grant shall be determined in each school year by calculating the total amount of the salary and fringe benefits paid by the school district to each

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school liaison: *And provided further*, That the amount of a school district's mental health intervention team provider pass-through grant shall be an amount equal to 35% of the amount of the school district's mental health intervention team grant: *And provided further*, That moneys provided to a school district for the mental health intervention team provider pass-through grant shall be paid to any mental health intervention team provider that partners with the school district: *And provided further*, That if the amount of appropriations are insufficient to pay in full the amount of all grants school districts are entitled to receive for the school year, the above agency shall prorate the amount appropriated among all districts: *And provided further*, That the above agency shall be responsible for the allocation and distribution of grants in accordance with appropriation acts: *And provided further*, That the above agency may make grant payments in installments and may provide for payments in advance or by way of reimbursement and may make any necessary adjustments for any overpayment to a school district: *And provided further*, That the above agency shall not award any grant to a school district unless such district has entered into a memorandum of understanding with a partnering mental health intervention team provider in accordance with this proviso: *And provided further*, That any remaining appropriations that were not allocated to the mental health intervention team program shall provide funding in the form of grants from the above agency to the association of mental health intervention team providers of Kansas to fund training for school districts participating in the mental health intervention team program pursuant to this proviso: *And provided further*, That the above agency shall seek advice from mental health intervention team providers prior to awarding any grant under this subsection: *And provided further*, That the above agency may waive the requirement that a school district employ a school liaison and may instead authorize a mental health intervention team provider that partners with the school district to employ a school liaison: *And provided further*, That such waiver shall only be granted by the above agency in limited circumstances: *And provided further*, That a school district that is granted a waiver pursuant to this proviso shall continue to be eligible to receive the mental health intervention team program grant and the mental health intervention team provider pass-through grant authorized pursuant to this proviso: *And provided further*, That the amount of the mental health intervention team program grant shall be determined in the same manner as provided under this proviso as though the school liaison was employed by such school district: *And provided further*, That upon receipt of any moneys awarded pursuant to the mental health intervention team program grant to any such school district, the school district shall direct payment of such amount to the mental health intervention team provider that employs the school liaison: *And provided further*, That on or before January 13, 2025, the above agency shall prepare and submit a report on the mental health intervention team program for the preceding school year to the house of representatives standing committees on appropriations, social services budget and health and human services, or their successor committees, and the senate standing committees on ways and means, ways and means subcommittee on human services and public health and welfare, or their successor committees: *And provided further*, That such report shall provide a summary of the program, including, but not limited to, the school districts that applied to participate or continued participating under the program, the mental health intervention team providers, the grant amount each such school district received and the payments made by school districts from the mental health intervention team program fund of each school district: *And provided further*, That the staff required for the establishment and maintenance of a mental health intervention team program shall include a combination of one or more behavioral health liaisons employed by the school district and one or more case managers and therapists licensed by the behavioral sciences regulatory board who are employed by the partnering mental health intervention team provider: *And provided further*, That all staff working together under a school district's program shall be known as the mental health intervention team of the school district: *And provided further*, That the school district and the mental health intervention team provider shall cooperate and work together to identify needs specific to the students in the school district, and the families of such students and shall develop an action plan to implement a school-based program that is tailored to such needs: *And provided further*, That a school district that participates in the program shall employ one or more school liaisons who will help students in need and coordinate services between the school district, the student, the student's family and the mental health intervention team provider: *And provided further*, That a school liaison shall have a bachelor's degree in any field of study: *And provided further*,

That a school liaison's roles and responsibilities include, but are not limited to: Identifying appropriate student referrals for the team to engage with; act as a liaison between the school district and the mental health intervention team provider and be the primary point of contact for communications between the school district and the mental health intervention team provider; assist with mental health intervention team provider staff understanding of the school district's system and procedures including the school calendar, professional development, drills and crisis plan protocols; triage prospective student referrals and help decide how to prioritize interventions; help the mental health intervention team provider and other school personnel understand the roles and responsibilities of the mental health intervention team; facilitate communications and connections between families of identified students and the mental health intervention team provider's staff; coordinate a student's treatment schedule with building administrators and classroom teachers, to optimize clinical therapist's productivity; troubleshoot problems that arise and work with the mental health intervention team provider to resolve such problems; track and compile outcomes to monitor the effectiveness of the program; maintain and update the department of education mental health intervention team database as directed by the above agency and required by this section; follow up with child welfare contacts if a student has moved schools to get the child's educational history; be an active part of the school intervention team and relay information back to mental health intervention team provider staff, including student observations, intervention feedback from teachers, communications with family and other relevant information; work with school administration to identify and provide confidential space for a mental health intervention team provider therapist; assist in planning continuity of care through summer services; and submit an annual report to the above agency on how the liaison complied with the required roles and responsibilities: *And provided further*, That within the scope of employment by a school district, an individual employed as a school liaison shall primarily perform roles and responsibilities that are related to the school liaison position as described in this section: *And provided further*, That once the initial referral has been completed for a student, all relevant information shall be entered into the database within 14 calendar days: *And provided further*, That a mental health intervention team provider that partners with a school district shall employ one or more therapists licensed by the behavioral sciences regulatory board who will collaborate with the school district to assist students in need and provide services to such students under the program: *And provided further*, That a therapist's roles and responsibilities under the program include, but are not limited to: Assist the school liaison with the identification of appropriate student referrals to the program; triage student referrals with the school liaison to prioritize treatment interventions for identified students; work with the school liaison to connect with families or child welfare contacts to obtain consent to commence treatment; conduct a clinical assessment of the identified student and make appropriate treatment recommendations; engage with the student, family or child welfare contacts in clinical interventions as identified on the treatment plan and provide individual and family therapy; administer scales or tests to detect areas of concern with depression, anxiety, self-harm or other areas as identified; make referrals to other treatment modalities as appropriate; communicate educationally appropriate information to the school liaison, such as interventions and strategies for use by classroom and school staff; gather outcome data to monitor the effectiveness of the program; coordinate with the case manager to identify ways to support the student and family; provide therapy services as determined by the students' treatment plan; and maintain the treatment plan and necessary treatment protocols required by the mental health intervention team provider: *And provided further*, That a mental health intervention team provider that partners with a school district shall employ one or more case managers who will collaborate with the school district to assist students in need and to coordinate services under the program: *And provided further*, That a case manager's roles and responsibilities under the program include, but are not limited to: Work with the school liaison and clinical therapist to identify students and triage priorities for treatment; provide outreach to students, families and child welfare contacts to help engage in treatment; participate in the treatment planning process; communicate with the school liaison and other school district personnel about student needs, interventions and progress; help maintain communication between all entities, including the family, student, school, clinical therapist, child welfare contacts and the community; maintain the treatment plan and necessary treatment protocols required by the mental health intervention team provider; make referrals

to appropriate community resources; help reconnect students and families when they are not following through with the treatment process; help families negotiate barriers to treatment; and engage with the student in the classroom, the home or the community to help build skills wherever needed: *And provided further*, That each school district that receives moneys for the mental health intervention team program grant or the mental health intervention team provider pass-through grant awarded pursuant to this proviso shall credit the moneys to a mental health intervention team program fund created by such school district: *And provided further*, That moneys in such fund shall be used by a school district to: Pay for the expenditures that are attributable to the salary and fringe benefits of any school liaison employed by the school district pursuant to the mental health intervention team program; and provide payment to each partnering mental health intervention team provider in an amount equal to the mental health intervention team provider pass-through grant received by the school district: *And provided further*, That the school district shall keep separate accounting records for the school liaison expenditures and the pass-through grants to mental health intervention team providers: *And provided further*, That the above agency shall publish on its website an aggregated report of outcomes achieved, numbers served and associated information by the mental health intervention team program: *And provided further*, That the above agency shall establish a crisis hotline, available 24 hours a day, seven days a week, that individuals receiving services from the mental health intervention team program may access outside of the hours that such individuals are receiving services: *And provided further*, That such hotline shall be established for the purposes of providing information sharing and communications regarding crisis coordination and emergency response services;

(2) *And provided further*, That such qualified school district program shall be established and implemented by the board as established in this paragraph: *And provided further*, That the board shall be appointed by the secretary as follows: (A) A school psychologist employed by a qualified school; (B) a school administrator employed by a qualified school; (C) a mental health professional employed by a community mental health center; (D) a mental health professional employed by a federally qualified health center; (E) a representative of the state board of education; (F) a representative of the above agency; and (G) a parent or guardian of a qualified school student: *And provided further*, That the board shall establish a plan, including specified criteria, for the allocation of moneys to qualified schools for the establishment and maintenance of mental health intervention teams: *And provided further*, That such teams will provide timely support and resources to students facing mental health issues in order to promote a healthier learning environment: *And provided further*, That the board shall review the criteria for school district funding as provided in paragraph (1) and determine which such criteria will work best for the qualified schools: *And provided further*, That such criteria may include student population size, demonstrated need for mental health support and the availability of qualified staff: *And provided further*, That any qualified school seeking funding for mental health intervention teams shall submit a proposal for funding to the board: *And provided further*, That the board shall evaluate each proposal based on the criteria established by the board: *And provided further*, That board shall make recommendations to the secretary on the allocation of funding and the secretary shall allocate funding for qualified schools based on such recommendations: *And provided further*, That the board shall oversee the implementation of the qualified school's mental health intervention teams: *And provided further*, That the board shall review the criteria for school district reporting, monitoring and evaluating as provided in paragraph (1) and determine which such criteria will work best for the qualified schools: *And provided further*, That the board shall establish such reporting, monitoring and evaluating to ensure that the mental health intervention teams effectively meet the needs of students and adhere to best practices in mental health care, program service delivery: *And provided further*, That on or before January 13, 2025, the above agency shall prepare and submit a report summarizing the mental health intervention team program for qualified schools to the house of representatives standing committees on appropriations, social services budget and health and human services, or their successor committees, and the senate standing committees on ways and means, ways and means subcommittee on human services and public health and welfare, or their successor committees: *And provided further*, That the board shall provide resources, training and support to qualified schools and such school's mental health intervention teams, including access to professional development opportunities, educational materials and networking opportunities with other qualified schools and mental health organizations; and

(3) *And provided further*, That as used in this proviso: (A) "Mental health intervention team provider" means a center organized pursuant to article 40 of chapter 19 of the Kansas Statutes Annotated, and amendments thereto, a mental health clinic organized pursuant to article 2 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, or a federally qualified health center as defined by section 1905(l)(2) (B) of the federal social security act: *And provided further*, That "mental health intervention team provider" includes other provider categories as authorized by the above agency to serve as a partnering provider under the mental health intervention team program pursuant to this proviso: *And provided further*, That a provider under this proviso shall provide services, including: Support for students available 24 hours a day, seven days a week; person-centered treatment planning; and outpatient mental health services; (B) "school district" means a school district as defined in K.S.A. 72-5132, and amendments thereto; and (C) "qualified school" means any nonpublic school that provides education to elementary or secondary students and is accredited by the state board or a national or regional accrediting agency that is recognized by the state board for the purpose of satisfying the teaching performance assessment for professional licensure or is working in good faith toward such accreditation.

(b) There is appropriated from the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

State licensure fee fund (039-00-2373-2370).....	No limit
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Provided, That expenditures shall be made from the state licensure fee fund for fiscal year 2025 for the purpose of providing oversight of supplemental healthcare services agencies through annual registration and quarterly reporting: *Provided further*, That the above agency shall require a supplemental healthcare services agency to register with the above agency by completing a form established by such agency and pay a registration fee of not to exceed \$2,035: *And provided further*, That all fees received pursuant to this subsection shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state licensure fee fund: *And provided further*, That the above agency shall require a report from each registered supplemental healthcare services agency on a quarterly basis for each healthcare facility that participates in medicare or medicaid with which the supplemental healthcare services agency contracts: *And provided further*, That the report shall include a detailed list of the average amount that the supplemental healthcare services agency charged the healthcare facility for each individual agency employee category and the supplemental healthcare services agency paid to employees in each individual employee category: *And provided further*, That as used in this subsection, "supplemental healthcare services agency" means a person, firm, corporation, partnership or association engaged in for-hire business of providing or procuring temporary employment in healthcare facilities for healthcare personnel, including a temporary nursing staffing agency, or operates a digital website or digital smartphone application that facilitates the provision of the engagement of healthcare personnel and accepts requests for healthcare personnel through a digital website or digital smartphone application: *Provided, however*, That a "supplemental healthcare services agency" shall not include an individual who engages on their own behalf or to provide services on a temporary basis to healthcare facilities or a home health agency: *And provided further*, That as used in this subsection, "temporary nursing staffing agency" means a person, firm, corporation, partnership or association doing business within the state that supplies, on a temporary basis, registered nurses or licensed practical nurses to a hospital, nursing home or other facility requiring such services.

(c) On the effective date of this act, the provisions of the proviso under section 83(b) of 2024 Senate Bill No. 28 for the state licensure fee fund (039-00-2373-2370) are hereby declared to be null and void and shall have no force and effect.

(d) During the fiscal year ending June 30, 2025, notwithstanding the provisions of article 20 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2025 as authorized by section 83 and 155 of 2024 Senate Bill No. 28, this or any other appropriation act of the 2024 regular session of the legislature:

(continued)

(1) Expenditures may be made from such moneys during fiscal year 2025 for the secretary for aging and disability services to: (A) Waive a requirement of the rules and regulations adopted under article 20 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto, if the secretary finds that the waiver of the regulatory requirement is in the public interest and will not detrimentally affect the life, safety, health or welfare of any person receiving care or treatment in a center, facility or hospital licensed under article 20 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto, or an individual receiving services from a provider licensed under article 20 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto: *Provided*, That for the purposes of paragraph (1)(A), "provider" includes a: (i) Day service provider who provides day support services for development in self-help, social, recreational skills and work skills for adults with intellectual or developmental disabilities that is licensed by the above agency; or (ii) separate and distinct dedicated division of a provider of day support services for development in self-help, social, recreational skills and work skills for adults with intellectual or developmental disabilities licensed by the above agency; and (B) make an order conditioning or restricting a license issued under article 20 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto, using the notice and hearing procedure requirements pursuant to K.S.A. 39-2013, and amendments thereto; and (2) expenditures shall be made from such moneys during fiscal year 2025 for the secretary for aging and disability services to: (A) Advise the licensee of the opportunity to be heard in accordance with the Kansas administrative procedure act and to appeal such order in accordance with the provisions of the Kansas judicial review act when issuing the written notice of assessment pursuant to K.S.A. 39-2016, and amendments thereto; and (B) advise any licensee against whom a civil penalty has been assessed, that such licensee may appeal such assessment to the secretary within 10 days after receiving a written notice of assessment by filing a written notice of appeal with the office of administrative hearings specifying why such civil penalty should not be assessed: *Provided*, That such appeal shall not operate to stay the payment of the civil penalty: *Provided further*, That if the initial order issued by the office of administrative hearings finds in favor of the appellant and the secretary affirms the initial order, any civil penalties collected shall be refunded to the appellant licensee: *And provided further*, That either party may appeal the final order in accordance with the Kansas judicial review act.

(e) During the fiscal year ending June 30, 2025, notwithstanding the provisions of K.S.A. 75-37,105, and amendments thereto, or any other statute, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2025 by section 83 of 2024 Senate Bill No. 28, this or any other appropriation act of the 2024 regular session of the legislature, expenditures may be made by the above agency from such moneys to implement, in coordination with the department of administration division of personnel services, a program for the awarding of hiring, recruiting or retention bonuses to state employees who are employed at any state hospital or institution under the supervision of the secretary for aging and disability services: *Provided*, That the amount of such bonuses shall not exceed \$10,000 per state employee.

Sec. 41.

KANSAS DEPARTMENT FOR AGING AND DISABILITY SERVICES

(a) ~~During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026, as authorized by section 84 of 2024 Senate Bill No. 28, this or any other appropriation act of the 2024 or 2025 regular session of the legislature, expenditures shall be made from such moneys during fiscal year 2026 by the above agency to request from valley hope certification that valley hope is providing 10% of the total capacity of beds in the Atchison facility for medicaid eligible substance abuse treatment inpatient beds. *Provided*, That if valley hope fails to provide such certification on or before January 1, 2026, valley hope shall reimburse the above agency \$2,500,000. *Provided further*, That if valley hope fails to reimburse the above agency, the above agency is hereby authorized to take legal action to collect such moneys, including filing for a lien to be attached on any real property owned by valley hope in the state of Kansas in the amount of any outstanding moneys required to be reimbursed pursuant to section 40 and this section.~~

Sec. 42.

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:
Youth services aid and assistance (629-00-1000-7020)\$4,928,600

Sec. 43.

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:
Youth services aid and assistance (629-00-1000-7020)\$36,198,287
State operations (including official hospitality) (629-00-1000-0013)\$1,800,000

Provided, That expenditures shall be made by the above agency from such account in an amount of \$1,800,000 for a matching funds grant with a charitable organization exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code to provide toiletry kits for public elementary and secondary schools.

Sec. 44.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

KPERS – school employer contributions – non-USDs (652-00-1000-0100)\$1,631,443

(b) On the effective date of this act, of the \$531,880,516 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 2(a) of chapter 98 of the 2023 Session Laws of Kansas from the state general fund in the KPERS – school employer contributions – USDs account (652-00-1000-0110), the sum of \$7,914,323 is hereby lapsed.

(c) On the effective date of this act, of the \$2,558,881,605 appropriated for the above agency for the fiscal year ending June 30, 2024, by section 4(a) of chapter 94 of the 2022 Session Laws of Kansas from the state general fund in the state foundation aid account (652-00-1000-0820), the sum of \$13,488,000 is hereby lapsed.

Sec. 45.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

KPERS – school employer contributions – non-USDs (652-00-1000-0100)\$2,887,068
Supplemental state aid (652-00-1000-0840)\$8,000,000

(b) On July 1, 2024, of the \$506,277,807 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 2(a) of 2024 Senate Bill No. 387 from the state general fund in the KPERS – school employer contributions – USDs account (652-00-1000-0110), the sum of \$7,533,362 is hereby lapsed.

(c) On July 1, 2024, of the \$2,825,725,000 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 3(a) of chapter 98 of the 2023 Session Laws of Kansas from the state general fund in the state foundation aid account (652-00-1000-0820), the sum of \$23,066,474 is hereby lapsed.

~~(d) During the fiscal year ending June 30, 2025, notwithstanding any memorandum of agreement between the office of recovery and the above agency concerning the use of state fiscal recovery fund moneys, expenditures shall be made by the above agency from the ARPA agency state fiscal recovery fund (652-00-3756) or from any other federal elementary and secondary school emergency relief moneys appropriated for the above agency for fiscal year 2025 in an amount of \$1,000,000 for a youth career exploration program.~~

Sec. 46.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Supplemental state aid (652-00-1000-0840)\$23,200,000

(b) On July 1, 2025, of the \$3,027,848,697 appropriated for the above agency for the fiscal year ending June 30, 2026, by section 3(a) of 2024 Senate Bill No. 387 from the state general fund in the state foundation aid account (652-00-1000-0820), the sum of \$30,551,210 is hereby lapsed.

Sec. 47.

STATE LIBRARY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Blind information access program (434-00-1000-0500).....\$70,000

Sec. 48.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Charles Curtis home purchase \$300,000

Provided, That if the amount expended by the above agency to purchase the Charles Curtis home is less than \$300,000 based on the market value appraisals required by K.S.A. 76-2050, and amendments thereto, then the amount in excess of the purchase price for the Charles Curtis home shall lapse.

Sec. 49.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Kansas state university college of aviation jet \$1,200,000

Provided, That expenditures shall be made from this account for fiscal year 2025 for the shared lease or ownership, insurance, maintenance and operations of a jet-type aircraft for student training purposes.

Central immersive training hub..... \$3,950,000

Provided, That all expenditures shall be made by the above agency from the central immersive training hub account for the central immersive training hub at the Kansas state university Salina campus.

~~(b) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, for the capital improvement project or projects specified, the following:~~

~~Dairy facility debt service \$2,635,000~~

~~(c) In addition to the other purposes for which expenditures may be made by Kansas state university from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2025, as authorized by sections 100 and 164 of 2024 Senate Bill No. 28, this or other appropriation act of the 2024 regular session of the legislature, expenditures may be made by Kansas state university from such moneys for fiscal year 2025 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to construct, renovate, develop and equip a dairy facility at the Manhattan campus of Kansas state university. Provided, That such capital improvement project is hereby approved for Kansas state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute. Provided further, That Kansas state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project. Provided, however, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$34,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction and renovation of such project and, for a period of not more than one year following completion of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds. And provided further, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants. And provided further, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from the state general fund. And provided further, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas. And provided further, That Kansas state university shall make provisions for the maintenance of the dairy facility. And provided further, That issuance of bonds for such capital improvement project shall be matched by Kansas state university on a 15% of the total project amount basis from other moneys of Kansas state university.~~

Sec. 50.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Emporia state model investment account (379-00-1000-0400) \$9,000,000

Provided, That any unencumbered balance in the Emporia state model investment account in excess of \$100 as of June 30, 2024, is hereby reappropriated for fiscal year 2025.

Sec. 51.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Institute for emerging technologies center for graphene..... \$500,000

Provided, That all expenditures from such account shall require a match of federal moneys on the basis of \$6 of federal moneys to \$1 of state moneys.

Sec. 52.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Kansas law enforcement training center operating expenditures..... \$12,000,000

Sec. 53.

WICHITA STATE UNIVERSITY

(a) In addition to the other purposes for which expenditures may be made by Wichita state university from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 or fiscal year 2025, as authorized by this or other appropriation act of the 2023 or 2024 regular session of the legislature, expenditures may be made by Wichita state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2024 or fiscal year 2025 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project for the construction and equipment of the NIAR technology and innovation building on the innovation campus of Wichita state university. Provided, That such capital improvement project is hereby approved for Wichita state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute. Provided further, That Wichita state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project. Provided, however, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$20,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds. And provided further, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants. And provided further, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds. And provided further, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas. And provided further, That Wichita state university shall make provisions for the maintenance of the building.

(b) On the effective date of this act, the provisions of section 162(f) of chapter 82 of the 2023 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 54.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Need-based aid scholarship and recruitment (561-00-1000-0580) \$2,500,000

(continued)

Rural family physician residency program expansion grant.....\$10,000,000

Provided, That all expenditures from the rural family physician residency program expansion grant account for fiscal year 2025 shall require a match of nonstate or private moneys on the basis of \$2 of nonstate or private moneys to \$1 of state moneys: Provided further, That expenditures shall be made from such account for the expansion of an existing program located in a county with a population of between 40,000 and 60,000 as of the 2020 census that is designed to place rural family physicians in Kansas.

Kansas nursing initiative grant program (561-00-1000-4130)\$1,000,000

Provided, however, That during fiscal year 2025, as a condition of receiving such grant, any such recipient shall agree to be employed as a nurse in a health care facility in Kansas on a full-time basis for a period of 12 months for each year a grant was received or on a part-time basis for a period equivalent to 12 months, as determined by the above agency, for each year a grant was received, and shall not be employed by a supplemental healthcare services agency, as defined in section 40(b): Provided, That if the above agency determines a recipient is in violation of the provisions of this proviso, the above agency shall require such recipient reimburse the above agency in the amount of the grant.

Nursing student scholarship program (561-00-1000-4100)\$1,000,000

Provided, however, That during fiscal year 2025, as a condition of receiving such scholarship, any such recipient shall agree to be employed as a nurse in a health care facility in Kansas on a full-time basis for a period of 12 months for each year a scholarship was received or on a part-time basis for a period equivalent to 12 months, as determined by the above agency, for each year a scholarship was received, and shall not be employed by a supplemental healthcare services agency, as defined in section 40(b): Provided, That if the above agency determines a recipient is in violation of the provisions of this proviso, the above agency shall require such recipient reimburse the above agency in the amount of the scholarship.

Kansas education opportunity scholarships.....\$1,700,000
Hero’s act scholarships.....\$1,000,000
EMERGE program assistance.....\$1,100,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas national guard EMERGE program repayment fund
No limit

(c) On the effective date of this act, the Kansas ethnic minority scholarship discontinued attendance fund of the state board of regents is hereby redesignated as the Kansas education opportunity scholarship discontinued attendance fund of the state board of regents.

(d) On July 1, 2024, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,000,000 from the state general fund to the Kansas adult learner grant program fund (561-00-2857-2857) of the state board of regents.

~~(e) During fiscal year 2025, notwithstanding the provisions of the Kansas promise scholarship act, K.S.A. 74-32,271 through 74-32,278, and amendments thereto, or any other statute, in addition to the other purposes for which expenditures may be made by the above agency from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2025 for such agency as authorized by section 116 of chapter 82 of the 2023 Session Laws of Kansas, section 116 of 2024 Senate Bill No. 28, this or other appropriation act of the 2024 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal year 2025 to allow Kansas students attending heartland welding academy, Wichita technical institute or Peaslee tech located in Kansas to be eligible to be awarded a scholarship pursuant to such program during the fiscal year ending June 30, 2025, if such student is attaining a certification in advanced manufacturing or building trades at such school or academy: Provided, That such expenditures from such program pursuant to this subsection shall be based on the number of qualifying students in the same proportional share as other qualifying students at not-for-profit independent institutions of higher education as described in K.S.A. 74-32,120, and amendments thereto.~~

(f) During fiscal year 2025, notwithstanding the provisions of the Kansas promise scholarship act, K.S.A. 74-32,271 through 74-32,278, and amendments thereto, or any other statute, in addition to the other purposes for which expenditures shall be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for the above agency for fiscal year 2025, as authorized by section 116 of chapter 82 of the 2023 Session Laws of Kansas, section 116 of 2024 Senate Bill No. 28, this or any other appropriation act of the 2024 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal year 2025 to provide such scholarships to students who are otherwise eligible for the Kansas promise scholarship, agree to work in Kansas on a full-time basis for a period of 24 consecutive months, or on a part-time basis for a consecutive period equivalent to 24 months, as determined by the above agency, and are pursuing allied health professions, including, but not limited to, nursing professionals, laboratory technicians and assistants, respiratory therapists, occupation therapists and mental health professionals: Provided, That if the above agency determines a recipient is in violation of the provisions of this proviso, the above agency shall require such recipient reimburse the above agency in the amount of the scholarship.

Sec. 55.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Need-based aid scholarship and recruitment (561-00-1000-0580)\$2,500,000
Hero’s act scholarships.....\$1,750,000
EMERGE program assistance.....\$2,200,000

Sec. 56.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Facilities operations (521-00-1000-0303).....\$4,000,000
Regional inpatient juvenile substance use treatment\$2,500,000

Provided, That all moneys in the regional inpatient juvenile substance use treatment account shall be used for Mirror Incorporated to create a regional inpatient juvenile substance use treatment center in south central Kansas with the capacity of at a minimum forty beds.

(b) On the effective date of this act, of the amount of moneys appropriated and reappropriated for the above agency for the fiscal year ending June 30, 2024, by section 118(a) of chapter 82 of the 2023 Session Laws of Kansas from the state general fund in the evidence-based programs account (521-00-1000-0050), the sum of \$7,500,000 is hereby lapsed.

Sec. 57.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Facilities operations (521-00-1000-0303).....\$21,900,625

(b) Any unencumbered balance in the Kansas penitentiary museum content development account in excess of \$100 as of June 30, 2024, is hereby reappropriated for the fiscal year 2025: Provided, That expenditures shall be made from the Kansas penitentiary museum content development account in consultation with the Lansing historical society in pursuit of establishing the Kansas penitentiary museum.

(c) Any unencumbered balance in the Lansing future prison museum stabilization account in excess of \$100 as of June 30, 2024, is hereby reappropriated for the fiscal year 2025: Provided, That all expenditures made from the Lansing future prison museum stabilization account shall be for assessing and making stabilization repairs in areas of the Lansing correctional facility to be used for a future prison museum.

(d) Any unencumbered balance in the Lansing correctional facility career campus account (521-00-1000) in excess of \$100 as of June 30, 2024, is hereby reappropriated for the fiscal year 2025.

(e) During the fiscal year ending June 30, 2025, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund of funds for fiscal year 2025 by section 119 or 173 of 2024 Senate Bill No. 28, this or any other appropriation act of the 2024 regular session of the legislature, expenditures shall be made by the above agency from such moneys during fiscal year 2025 for the purposes

es of executing an exclusive agreement with the Lansing historical society for the administration and operation of a museum located on the Lansing correctional facility grounds for historical preservation and education: *Provided*, That such agreement shall include provisions granting the Lansing historical society the exclusive right of running tours in the old Lansing correctional facility and outlining roles, responsibilities and restrictions regarding such tours.

(f) Any unencumbered balance in the regional inpatient juvenile substance use treatment account in excess of \$100 as of June 30, 2024, is hereby reappropriated for the fiscal year 2025: *Provided*, That during fiscal year 2025, the provisions of the provisos in section 56(a) shall apply to any expenditure from the regional inpatient juvenile substance use treatment account of the state general fund.

Sec. 58.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2024, the following:

Operating expenditures (034-00-1000-0053).....\$22,715

Sec. 59.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Operating expenditures (034-00-1000-0053).....\$22,715
Shooting team grants.....\$50,000

Provided, That expenditures shall be made from the shooting team grants account for the adjutant general to provide grants to shooting teams from the Kansas air national guard or the Kansas army national guard for ammunition, equipment and travel expenses for marksmanship matches: *Provided further*, That an eligible team shall have participated in: (1) The 2024 adjutant general’s combat marksmanship match; and (2) a national guard marksmanship regional or national competition: *And provided further*, That upon application from eligible teams, at least one grant shall be awarded to a Kansas air national guard team and at least one grant shall be awarded to a Kansas army national guard team: *Provided, however*, That, if no team from one branch of the Kansas national guard meets the requirements of this proviso, the adjutant general may award all grants to teams from the other branch of Kansas national guard that meet such requirements: *And provided, however*, That the adjutant general shall not award a single team all moneys in the shooting team grants account.

Sec. 60.

KANSAS HIGHWAY PATROL

(a) During the fiscal year ending June 30, 2025, in addition to the other purposes for which expenditures may be made by the above agency from the Kansas highway patrol operations fund (280-00-2034-1100) for fiscal year 2025 as authorized by section 125 of 2024 Senate Bill No. 28, this or other appropriation act of the 2024 regular session of the legislature, expenditures shall be made from the Kansas highway patrol operations fund to establish a license plate reader system pilot program, including fixed and mobile license plate readers: *Provided*, That the department of transportation shall install such license plate reader units in consultation with the Kansas highway patrol.

(b) On July 1, 2024, the amount of \$18,206,594.25 authorized by section 125(d) of 2024 Senate Bill No. 28 to be transferred by the director of accounts and reports from the state highway fund (276-00-4100-4100) of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol on July 1, 2024, October 1, 2024, January 1, 2025, and April 1, 2025, is hereby increased to \$18,706,594.25.

(c) On July 1, 2024, the expenditure limitation established by section 125(a) of 2024 Senate Bill No. 28 on the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol is hereby increased from \$72,826,377 to \$74,826,377.

(d) On July 1, 2024, the amount of \$575,181 authorized by section 175(e) of 2024 Senate Bill No. 28 to be transferred by the director of accounts and reports from the state highway fund (276-00-4100-4100) of the department of transportation to the scale replacement and rehabilitation and repair of buildings capital improvement account (280-00-2034-1115) of the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol is hereby increased to \$875,181.

(e) On July 1, 2024, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 175(c) of 2024 Senate Bill No. 28 on the scale replacement and rehabilitation and repair of buildings

capital improvement account (280-00-2034-1115) of the Kansas highway patrol operations fund is hereby increased from \$575,181 to \$875,181.

(f) During the fiscal year ending June 30, 2025, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the scale replacement and rehabilitation and repair of buildings capital improvement account (280-00-2034-1115) of the Kansas highway patrol operations fund as authorized by section 175(c) of 2024 Senate Bill No. 28, this or any other appropriation act of the 2024 regular session of the legislature, expenditures shall be made by the above agency from such moneys in an amount of not exceed \$300,000 to conduct a comprehensive assessment concerning reconfiguration of Kansas highway patrol assets in Salina, including, but not limited to, a contemporary training center, dispatch center and troop C headquarters: *Provided*, That the above agency shall submit a report on the findings of such assessment, including, but not limited to, site selection, design, construction and associated costs, to the house of representatives committee on appropriations, the senate committee on ways and means and the joint committee on state building construction on or before January 13, 2025.

Sec. 61.

ATTORNEY GENERAL – KANSAS BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Lease space Wichita state university campus \$2,031,450
Operating expenditures (083-00-1000-0083).....\$48,621

Sec. 62.

EMERGENCY MEDICAL SERVICES BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 128(a) of 2024 Senate Bill No. 28 for the emergency medical services operating fund (206-00-2326-4000) of the emergency medical services board is hereby increased from \$2,029,012 to \$2,249,936.

Sec. 63.

KANSAS DEPARTMENT OF AGRICULTURE

(a) During the fiscal year ending June 30, 2025, notwithstanding the provisions of K.S.A. 2-1907c, and amendments thereto, or any other statute, in addition to other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for the above agency for fiscal year 2025 by section 134 of 2024 Senate Bill No. 28, this or other appropriation act of the 2024 regular session of the legislature, expenditures shall be made by the above agency for fiscal year 2025 to provide disbursements from the division of conservation to conservation districts that have submitted the amount of money allocated by county commissioners to such conservation district by November 1, 2023: *Provided further*, That such disbursements from the division of conservation to each conservation district shall be made on a \$2 division of conservation moneys basis to a \$1 county moneys basis to match the funds allocated by the commissioners of each county to each conservation district: *And provided further*, That the division of conservation shall submit an expenditure request to the secretary of agriculture for an amount not less than the sum of such certified allocations of each county to each conservation district, but in no event shall such request exceed the sum of \$50,000 per conservation district: *And provided further*, That the amounts disbursed by the division of conservation to each conservation district based on the matching formula provided by this subsection shall be made as soon as practicable after July 1, 2024, and such disbursements to each conservation district shall not exceed \$50,000 per conservation district: *Provided, however*, That the disbursement of moneys provided for in this subsection shall be prorated in proportion to county allocations to each conservation district in the event that the secretary of agriculture determines that appropriations are insufficient for the complete matching of funds.

Sec. 64.

KANSAS DEPARTMENT OF AGRICULTURE

(a) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 2-1907c, and amendments thereto, or any other statute, in addition to other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for the above agency for fiscal year 2026 by this or other appropriation act of the 2024

(continued)

or 2025 regular session of the legislature, expenditures shall be made by the above agency for fiscal year 2026 to provide disbursements to conservation districts on a \$2 division of conservation moneys basis to a \$1 county moneys basis to match the funds allocated by the commissioners of each county to each conservation district: *Provided*, That on or before November 1, 2024, conservation districts shall submit to the division of conservation a certification of the amount of money allocated by county commissioners for conservation district activities for the ensuing calendar year: *Provided further*, That the division of conservation shall submit an expenditure request to the secretary of agriculture for an amount not less than the sum of such certified allocations of each county to each conservation district, but in no event shall such request exceed the sum of \$50,000 per conservation district: *And provided further*, That the amounts disbursed by the division of conservation to each conservation district based on the matching formula provided by this subsection shall be made as soon as practicable after July 1, 2025, and such disbursements to each conservation district shall not exceed \$50,000 per conservation district: *Provided, however*, That the disbursement of moneys provided for in this subsection shall be prorated in proportion to county allocations to each conservation district in the event that the secretary of agriculture determines that appropriations are insufficient for the complete matching of funds.

Sec. 65.

DEPARTMENT OF TRANSPORTATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas air service development incentive program fund No limit

Provided, That all expenditures from the Kansas air service development incentive program fund shall be to support commercial service airports in Kansas: *Provided further*, That the Kansas department of transportation shall establish requirements for the program, taking into consideration: (1) Recent or imminent regional economic development opportunities, including, but not limited to, new business entering the market area or business growth in the market area; (2) viable air service opportunities, including, but not limited to, airline support service or market data support service; (3) air service routes serving a market area that meets the needs of such economic development opportunities, including, but not limited to, routes establishing a pipeline to areas with workforce talent or serving a customer base or main business function; and (4) local match requirements, including, but not limited to, opportunities to use state or local moneys to leverage federal air service development grant funds: *And provided further*, That local entities representing commercial service airports may apply for grants from such fund: *And provided further*, That the Kansas department of transportation shall form a selection committee to evaluate such applications: *And provided further*, That not more than \$1,000,000 shall be awarded for a single commercial service airport: *And provided further*, That all grant moneys awarded to a local entity shall be deposited in an interest-bearing escrow account: *And provided further*, That, when awarded a grant, such local entity shall execute a minimum revenue guarantee (MRG) agreement with an airline: *And provided further*, That such MRG agreement shall describe the thresholds that trigger draw-downs of grant moneys: *And provided further*, That the Kansas department of transportation shall verify all expenses before authorizing any drawdown of grant moneys from such escrow account.

(b) On July 1, 2024, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund (276-00-4100-4100) to the Kansas air service development incentive program fund.

(c) On July 1, 2024, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 142(b) of 2024 Senate Bill No. 28 on the agency operations account (276-00-4100-0403) of the state highway fund (276-00-4100-4100) of the department of transportation is hereby increased from \$334,537,478 to \$334,568,918.

Sec. 66. K.S.A. 2023 Supp. 82a-955, as amended by section 193 of 2024 Senate Bill No. 28, is hereby amended to read as follows: 82a-955. (a) On July 1, 2024, the director of accounts and reports shall transfer \$45,000,000 from the state general fund to the state water plan fund and July 1, 2025, the director of accounts and reports shall transfer \$35,000,000 from the state general fund to the state water plan fund. It is the intent of the legislature

to provide for the transfer of \$35,000,000 from the state general fund to the state water plan fund on July 1, 2026, and July 1, 2027.

(b) (1) *Except as provided in paragraph (2)*, the state water plan fund shall continue to be appropriated and expended for the purposes prescribed in K.S.A. 82a-951, and amendments thereto, except that if an appropriation is made for any fiscal year as intended in subsection (a), on July 1 of such fiscal year, or as soon thereafter on such dates as moneys are available:

(A) \$5,000,000 shall be transferred from the state water plan fund to the water technical assistance fund established in K.S.A. 2023 Supp. 82a-956, and amendments thereto; and

(B) \$12,000,000 shall be transferred from the state water plan fund to the water projects grant fund established in K.S.A. 2023 Supp. 82a-957, and amendments thereto.

(2) On July 1, 2024, the director of accounts and reports shall transfer \$7,500,000 from the state water plan fund to the water technical assistance fund and \$19,500,000 from the state water plan fund to the water projects grant fund.

(3) The provisions of this section shall expire on July 1, 2028. On July 1, 2028, the director of accounts and reports shall transfer all moneys in the water technical assistance fund and the water projects grant fund to the state water plan fund and all liabilities of the water technical assistance fund and the water projects grant fund shall be imposed upon the state water plan fund. On July 1, 2028, the water technical assistance fund and the water projects grant fund shall be abolished.

(c) (1) (A) Notwithstanding any restrictions in K.S.A. 82a-951, and amendments thereto, the Kansas water authority may recommend to the legislature the appropriation of up to 10% of the unencumbered balance of the state water plan fund to be used to supplement salaries of existing state agency full-time equivalent employees and for funding new full-time equivalent positions created to implement the state water plan. Moneys from such appropriation may be used to supplement existing positions, but such moneys shall not be used to replace state general fund moneys, any fee fund moneys or other funding for positions existing on July 1, 2023.

(B) Eligible full-time equivalent positions that moneys may be used for pursuant to this paragraph include engineers, geologists, hydrologists, environmental scientists, attorneys, resource planners, grant specialists and any other similar positions.

(2) If at least two conservation districts present a joint proposal to the Kansas water authority for a position or positions to provide shared services to all districts involved in such proposal, the Kansas water authority may recommend that moneys be used to supplement the salary or salaries of such position or positions pursuant to paragraph (1).

(3) The Kansas water authority shall encourage funding requests from state and local entities that cooperate with qualified nonprofit entities on projects that provide a direct benefit to water quantity and quality, including water infrastructures that are both natural and constructed, and include matching funds from non-state sources.

(4) The Kansas water authority may direct the Kansas water office to provide funding pursuant to K.S.A. 2023 Supp. 82a-956 or 82a-957, and amendments thereto, for the improvement of water infrastructure in an unincorporated area related to or serving a national park site or state historic site if the request for funding is made by a nonprofit organization or state agency that is willing to administer the moneys and oversee the project, and the Kansas water authority deems such applicant capable of successfully managing the project. Upon receipt of such a request, the Kansas water office may award moneys in any fiscal year prior to July 1, 2028, with such awarding of moneys to be made at the discretion of the Kansas water office.

(5) The Kansas water authority shall encourage the creation of grant programs for stockwatering conservation projects. Such grant programs shall prioritize the use of fees collected pursuant to K.S.A. 82a-954(a)(3), and amendments thereto.

(d) All reporting requirements established in K.S.A. 82a-951, and amendments thereto, shall continue and such reporting requirements shall apply to the water technical assistance fund established in K.S.A. 2023 Supp. 82a-956, and amendments thereto, and the water projects grant fund established in K.S.A. 2023 Supp. 82a-957, and amendments thereto.

Sec. 67. *Severability*. If any provision or clause of this act or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Sec. 68. Appeals to exceed expenditure limitations. (a) Upon written application to the governor and approval of the state finance council, expenditures from special revenue funds may exceed the amounts specified in this act.

(b) This section shall not apply to the expanded lottery act revenues fund, the state economic development initiatives fund, the children’s initiatives fund, the state water plan fund or the Kansas endowment for youth fund, or to any account of any of such funds.

Sec. 69. If any fund or account name described by words and the numerical accounting code that follows such fund or account name do not match, it shall be conclusively presumed that the legislature intended that the fund or account name described by words is the correct fund or account name, and such fund or account name described by words shall control over a contradictory or incorrect numerical accounting code.

Sec. 70. K.S.A. 2023 Supp. 82a-955, as amended by section 193 of 2024 Senate Bill No. 28, is hereby repealed.

Sec. 71. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 052180

State of Kansas

Office of the Governor

Message from the Governor Regarding House Bill 2551

I appreciate the Legislature’s bipartisan work to craft House Bill 2551 which funds many important initiatives and services, including enhanced funding for essential human services programs, further investment in a new State regional psychiatric hospital in Sedgwick County, and new monies for essential programs at our institutions of higher education. The Omnibus budget also includes enhanced funding for water infrastructure projects, continuing my commitment to address our state’s water resource needs in a meaningful way.

It’s important to note that this bill significantly overspends my proposed Governor’s Budget Amendments and provides for millions of dollars in ongoing spending at a time when the Legislature is considering tax relief proposals that would seriously decrease the annual revenues the state generates. Moving forward, I encourage the Legislature to be more fiscally responsible and thoughtful in crafting appropriations bills that carefully consider the impacts of ongoing funding decisions. While many of these appropriations are worthwhile and will provide important services to Kansas communities, we must be mindful of our state’s long-term fiscal health. We do not want to overextend the state’s resources.

I also encourage the Legislature to continue to put forth proposals that have been vetted and approved through the regular appropriations process. The transparency and public input afforded by the state budget process is imperative in ensuring that Kansan’s tax dollars are used appropriately and effectively. Proposals added at the last-minute, without sufficient vetting, set a dangerous precedent for how state dollars should be used.

I look forward to continuing to work with the Legislature on bi-partisan, fiscally responsible budgets that provide Kansas communities the resources they need without risking opportunities for future investments.

Therefore, pursuant to Article 2, Section 14(b) of the Constitution of the State of Kansas, I hereby return House

Bill 2551 with my signature approving the bill, except for the items enumerated below.

Legislative Coordinating Council – Constituent Relationship Management Project Authority

- The portion of Sec. 8(a) that reads as follows has been line-item vetoed:

And provided further, That such request for proposal and subsequent contract shall be issued by and managed by the legislative coordinating council: And provided further, That the legislative coordinating council shall ensure that all statewide elected officials shall have use of such constituent relationship management software service:

- The portion of Sec. 9(a) that reads as follows has been line-item vetoed:

And provided further, That the legislative coordinating council shall approve or reject a contract for such services, on or before August 31, 2024, with the expectation that the service, if approved, shall be implemented on or before December 1, 2024, for use by statewide elected officials:

I appreciate the Legislature’s willingness to appropriate funds for new Constituent Relationship Management software for statewide elected officials. This technology is an important tool in ensuring that Kansans can engage with their elected officials. However, it is not appropriate for the Legislature to manage the procurement process for a service that will be used by the Executive branch. Vetoing these provisions will allow the offices of statewide officials to directly manage the procurement process and work with their selected vendor to implement this new software.

Attorney General – Additional FTEs

- The portion of Sec. 12(a) that reads as follows has been line-item vetoed:
o Office of inspector general (082-00-1000-0300) \$350,000

One of the top priorities of my administration when I first came to office was to analyze the Medicaid program to ensure the program was using taxpayer dollars efficiently. I believe in the oversight of any program that utilizes taxpayer funding. However, this funding mechanism should have been vetted through the regular legislative budget process, especially since it expands the size of government. I encourage the Attorney General to resubmit this request for consideration in the next budget cycle.

Attorney General – 340B Program Litigation

- Sec. 12(b) and Sec. 13 have been line-item vetoed in their entirety.

When Congress enacted the 340B program over thirty years ago, it was intended to allow safety net providers to stretch their resources as much as possible. In turn, patients, particularly the uninsured, have been able to (continued)

access needed medication at little to no cost. Since then, the 340B program has grown tremendously and has become a lifeline to our rural healthcare system and communities.

While it is true that certain aspects of this program are currently being litigated in multiple jurisdictions, there are currently no cases before the Supreme Court related to the 340B program. Moreover, it is unclear when these conflicting cases will reach the Supreme Court, if ever. This proviso is pre-mature and contradictory to the protections outlined in Senate Bill 28.

**State Treasurer –
BUILD Kansas Reform**

- *Sec. 15, Sec. 16, Sec. 17, and Sec. 18 have been line-item vetoed in their entirety.*

The Build Kansas fund is an important tool for drawing down federal infrastructure dollars for Kansas communities. Currently, the program is limited to providing state matching funds to local governments for grant opportunities provided by the federal Bipartisan Infrastructure Law (BIL). The reforms proposed in House Bill 2551 would open the matching funds to any federal grant related to infrastructure.

I remain committed to bringing as many federal dollars to Kansas as possible. However, it is not ideal to open the Build Kansas Fund to additional federal grant opportunities when communities are still working through existing BIL programs. I will consider changes to the Build Kansas program as part of the next budget cycle once we have a better understanding of the results of the current iteration of the BUILD Kansas program and Kansas communities' ability to access federal funds.

**Department of Administration –
State Employee Health Plan Mammography
Coverage Report**

- *Sec. 23(g) has been line-item vetoed in its entirety.*

Access to diagnostic and supplemental breast examinations for our state employees is crucial and should be covered under the state employee healthcare plan. While I appreciate the Legislature's desire for a report on this issue, the state employees potentially impacted by this provision need this service as soon as possible. The State Employees Health Care Commission (HCC) has the ability to recommend that this coverage is included in the state employee healthcare plan, and I encourage the HCC to make this policy decision and add diagnostic and supplemental breast examinations as a component that is covered under the state employee healthcare plan.

**Department of Commerce –
Unallowable Transfer of Federal Funding
for Airport Authority Payment**

- *Sec. 30(b) has been line-item vetoed in its entirety.*

This provision would have transferred federal funds to the State General Fund, which is unallowable under federal rules. Additionally, the agency's State General Funds were already lapsed for this purpose, so this pro-

vision would have unnecessarily reduced the agency's resources.

**Department of Commerce –
Duplicative Transfer to Horse Racing Remodel Fund**

- *Sec. 31(e) has been line-item vetoed in its entirety.*

The transfer enacted by this language is duplicative of a transfer already approved in Senate Bill 28. This veto will ensure that a single transfer is made to the Horse Racing Remodel Fund so that the appropriate funding amount is directed to the fund.

**Kansas Department of Health and Environment –
Adult Inpatient Behavioral Health Services**

- *The portion of Sec. 34(a) that reads as follows has been line-item vetoed:*

Provided, That expenditures shall be made from the adult inpatient behavioral health services account in the amount of \$5,000,000 for providing adult and adolescent inpatient behavioral and mental health services at ascension Via Christi St. Joseph campus and NMC health and such expenditures shall be distributed based on the number of behavioral and mental health beds available at each facility.

Access to behavioral health treatment is critical for all areas of the state. This veto will allow this funding to be allocated to eligible entities across the state pursuant to the provisions outlined in Senate Bill 28.

**Kansas Department for Aging and Disability Services –
No-Bid Appropriations**

- *The portion of Sec 39(a) that reads as follows has been line-item vetoed:*

Provided, That expenditures shall be made by such agency from such account in an amount of \$47,000 for drug abuse and addiction prevention services for youth at the Kansas City full circle program, inc.

- *The portion of Sec. 40(a) that reads as follows has been line-item vetoed:*

*Provided, That expenditures shall be made by such agency from such account in an amount of \$250,000 for the EmberHope Youthville program to expand family on-site visitation services and support family engagement with residents of the psychiatric residential treatment facility: *Provided further, That expenditures shall be made by such agency from such account in an amount of \$185,000 for drug abuse and addiction prevention services for youth at the Kansas City full circle program, inc.**

Every year, my budget includes substantial funding for behavioral health services for those who have little to no access to treatment. I am and will always be supportive of access to care for the most vulnerable. However, I cannot allow state funding to go to specific entities that have not undergone a competitive procurement process. This practice of allocating funding to specified organizations or businesses is unfair and I encourage the legislature to allow all eligible entities the opportunity to access state funds through competitive processes.

Kansas Department for Aging and Disability Services – Valley Hope

- *The portion of Sec. 40(a) that reads as follows has been line-item vetoed:*
 - Valley hope substance use disorder.... \$2,500,000

Provided, That expenditures shall be made from the valley hope substance use disorder account for infrastructure to expand valley hope located in Atchison, Kansas: *Provided, however*, That as a condition of receiving moneys from such account and subject to the provisions of section 41, valley hope shall provide that 10% of the total capacity of beds in the Atchison facility shall be used for medicaid eligible substance abuse treatment inpatient beds.

- *Sec. 41 has been line-item vetoed in its entirety.*

I appreciate the Legislature’s intent to ensure that substance use disorder treatment providers serve all Kansans, including those on the Medicaid program. However, it is unclear if the identified provider could meet the Medicaid bed requirements included in this language. If the provider determines they can maintain a negotiated number of Medicaid beds they should resubmit this request for consideration in next year’s budget process.

Kansas State Department of Education – Duplicative Youth Career Exploration Program Funding

- *Sec. 45(d) has been line-item vetoed in its entirety.*

The Kansas State Board of Education has already approved \$500,000 years 2025 and 2026 for a youth career exploration program. Thus, this provision is unwarranted. Additionally, federal elementary and secondary school emergency relief funds have been provided to the State Board of Education to allocate, not the Legislature.

Kansas State University – Dairy Facility Bonding Authority and Debt Service

- *Sec. 49(b) and Sec. 49(c) have been line-item vetoed in their entirety.*

These sections would have provided bonding authority and debt service payments for the creation of a new Dairy Facility at Kansas State University. While this may be a worthwhile project, the University did not request it nor was it considered through the normal budgeting process. Stakeholders should work with the University to bring this proposal back through the Board of Regent’s standard budget process for consideration next year.

Board of Regents – Kansas Promise Scholarship

- *Sec. 54(e) has been line-item vetoed in its entirety.*

Expanding access to the Kansas Promise Scholarship program to additional educational institutions should be considered through the normal legislative process, rather than through budget provisos that choose winners and losers. The Legislature chose to provide these funds to three intentionally chosen institutions. If the Legislature desires to turn the Kansas Promise Scholarship into a form of support for private, for-profit institutions, it should attempt to enact this policy through the normal

process and allow input from stakeholders. I continue to have concerns about the precedent that would be set by providing state funding to for-profit private institutions that are not accountable to the state or taxpayers.

Dated May 16, 2024.

Laura Kelly
Governor

Doc. No. 052181

State of Kansas

Secretary of State

Permanent Administrative Regulations

Article 21. – VOTING EQUIPMENT

7-21-1. Storage of voting equipment. (a) As used in this article of this agency’s regulations, “voting equipment” shall mean an electronic or electromechanical voting system and electronic poll books, as defined in K.S.A. 25-4401 and amendments thereto, and optical scanning equipment, as defined in K.S.A. 25-4601 and amendments thereto, and all associated communication equipment, supervisor or administrator devices, ballot activation devices, and storage media.

(b) Each county election officer shall store all voting equipment in a secured facility to prevent unauthorized entry and to ensure that the voting equipment cannot be tampered with or damaged.

(1) The county election officer shall ensure that only election officials or persons authorized by election officials have access to the secured facility.

(A) Access shall be restricted through the use of badges, unique key locks, or an electronic keypad connected to a security monitoring system. The optimal access control system uniquely identifies each person entering the secured facility, authorizes entry, and automatically logs the date and time of entry.

(B) At no time shall a single individual enter the secured facility alone. Access to the secured facility must include a minimum of two people not affiliated with the same political party. Election staff must always accompany and remain with vendors who require access to voting equipment stored in the secured facility.

(2) The secured facility shall be equipped with monitored entry detection and fire alarm protection as well as temperature control features.

(3) The secured facility’s interior may be monitored by video cameras if the video cameras are routinely tested to ensure they are functioning.

(c) The county election officer shall maintain the following records associated with the secured facility:

(1) access logs that list the name, date, time and purpose for each individual entering and exiting the secured facility;

(2) a list of all inspections of the secured facility and functionality checks of any monitoring systems, that include the date, time, inspector’s name, and findings;

(3) a current inventory of all voting equipment stored in the secure facility indicating the date any voting

(continued)

equipment was permanently removed from or added to storage in the secured facility;

(4) a check-out and return log containing the date and time when each piece of voting equipment was released from and returned to the secured facility and the reason for its removal;

(5) a usage history for each piece of voting equipment listing the elections in which it was used; and

(6) a repair history for each piece of voting equipment that contains the date and nature of each repair or upgrade.

The county election officer may destroy those records enumerated in (c)(1) to (4) after 22 months and must retain those records enumerated in (c)(5) and (6) as long as the associated piece of voting equipment is in the possession of the county election officer.

(d) When voting equipment is delivered to polling places for use on election day, the voting equipment shall be secured with access limited to authorized personnel from the time the equipment leaves the storage facility until its return. (Authorized by and implementing K.S.A. 2023 Supp. 25-4415 and K.S.A. 25-4614; effective Jan. 1, 1972; amended July 7, 2028; amended June 14, 2024.)

7-21-2. Voting equipment security. Each county election officer shall adopt written procedures to secure the voting equipment. Each county election officer shall review these procedures annually. On or before April 1st of each year, each county election official shall certify to the secretary of state that the annual review and update has been completed. These procedures shall include the following requirements: (a) All computers or other devices used to prepare ballots or to program elections and voting equipment used for voting shall never be connected to the internet. All networking adapters or other communication devices inside or connected to the computer or other device shall be disabled except in the case of a server/client election management system environment. In such server/client environments, networking adapters must only be used to facilitate connections between the air-gapped election management system server and the client devices used to access that server.

(b) Each computer or other device used to prepare ballots or to program elections shall be equipped with software, firmware, or an operating system used only for preparing ballots and programming elections. The software, firmware, or operating system shall be certified by the secretary of state. Each computer used to prepare ballots or to program elections shall also contain software relating to system security, including virus protection.

(c) Each computer or other device shall be accessible only to authorized county election personnel and shall require user authentication for access. Each staff person with access shall have unique login credentials. The election programming computer shall be stored in a secure room with controlled access. This also includes maintaining access logs, locks and seals to control and document access to the secured room.

(d) For each user-initiated event that occurs on a computer or other device used to prepare ballots or to program elections, a log record shall be made of the nature of the event, the date and time of the event, and the person initiating the event.

(e) The election results reported from polling places

to the county election office shall be sent only by hand-delivery or phone. Election results reported from the county election office to the secretary of state shall be sent only by fax, phone, hand-delivery, encrypted electronic transfer, or other secured transmission methods approved by the secretary of state. (Authorized by and implementing K.S.A. 2023 Supp. 25-4415 and K.S.A. 25-4614; effective Jan. 1, 1972; amended July 7, 2008; amended June 14, 2024.)

Article 23.— VOTER REGISTRATION

7-23-2. Registration records. (a) The county election officer shall continuously maintain all voter registration records.

(b) To ensure the reliability of all voters’ registration, the county election officer shall keep a separate registration list for each precinct and township in the county and shall update each list before each election.

(c) The county election officer shall keep each application for registration in the office of the county election officer. Any person or organization conducting a voter registration effort shall transmit completed registration application forms to the county election officer regularly as specified by the county election officer.

(d) For purposes of requesting an official application for voter registration, a request “in writing” means any written request, including a single written request or a request accompanied by other requests on the same paper. (Authorized by K.S.A. 25-2304 and 25-2309; implementing K.S.A. 25-2309; effective Jan. 1, 1972; amended Feb. 21, 1994; amended Jan. 3, 1997; amended June 14, 2024.)

7-23-4. Notice of places and dates of registration. The notice regarding registration required by K.S.A. 25-2310, and amendments thereto, shall be published one time, at least 10 days before the date the registration books will be open additional hours, as provided in K.S.A. 25-2311, and amendments thereto. If late hours are not required, the notice shall be published one time, at least 10 days before the date the registration books will be closed. The publication notice shall be made in the following form:

NOTICE OF PLACES AND DATES OF REGISTRATION

In compliance with the provisions of K.S.A. 25-2310, notice is hereby given that the books for registration of voters will be open at the following places during regular business hours:

Persons who apply for services at voter registration agencies may register at the following places during regular business hours:

*Beginning on the ____ day of _____, 20____, additional hours of registration will be provided at the following places:

At _____ p.m. on the _____ day of _____, 20____, the books for registration of voters will close and will remain closed until the _____ day of _____, 20____.

A citizen of the United States who is 18 years of age or older, or will have attained the age of 18 years at the next election, must register before he or she can vote. Registration is open until the close of business on the 21st day before the election.

When a voter has been registered according to law, the voter shall remain registered until the voter changes name by marriage, divorce or other legal proceeding or changes residence. The voter may reregister in person, by mail or other delivery, when registration is open or the voter may reregister on election day.

Application forms shall be provided by the county election officer or the secretary of state upon request. The application shall be signed by the applicant under penalty of perjury.

In Witness Whereof I have hereunto set my hand and seal this ____ day of _____, 20____.

(SEAL) _____ County Election Officer

* If late hours are not required, omit this paragraph.

(Authorized by K.S.A. 2023 Supp. 25-2310; implementing K.S.A. 2023 Supp. 25-2310 and 25-2311; effective Jan. 1, 1972; amended Jan. 1, 1974; amended May 1, 1978; amended Sept. 24, 1990; amended Jan. 3, 1997; amended Feb. 24, 2012; amended June 14, 2024.)

Article 24. — SUPPLIES FOR VOTING PLACES

7-24-2. Chain of custody documents. Chain of custody documents for election supplies, including ballots and poll books, shall be made and given in the following manner: (a) All chain of custody documents for election supplies, including ballots and poll books, shall be on forms provided by the county election officer so that photocopies are clearly legible. The county election officer shall make provisions for each of the kinds and types of election supplies received by the supervising judge. The forms shall clearly state the in-person early voting location or polling place including all precincts assigned to the polling place.

(b) At the time the supervising judge receives election supplies, including ballots and poll books, a chain of custody document shall be made, signed, and dated by the supervising judge.

(c) Upon the return of the election supplies required by law to be returned to the county election officer, a chain of custody document shall be made, signed and dated by the county election officer, or the duly authorized deputy, for the supplies returned.

(d) Items that shall be included on chain of custody documents are poll books, ballots, party affiliation lists, USB drives, ballot containers, provisional ballot envelopes, returned mail ballots, and miscellaneous supplies.

(e) A chain of custody document, on a form approved by the secretary of state, shall be completed for every remote ballot drop box used in any election.

(f) A chain of custody document, on a form approved by the secretary of state, shall be completed each time the U.S. postal service delivers returned ballots or undeliverable ballots. (Authorized by and implementing K.S.A. 25-2707; effective Jan. 1, 1972; amended March 23, 2001; amended June 14, 2024.)

Article 25. — ABSTRACTS OF VOTES CAST

7-25-1. Certification. A certificate of validity shall be made for each copy of the three abstracts of votes cast at each voting place for every election. This certificate shall be printed upon or permanently appended to each abstract. The certificate shall be as follows:

CERTIFICATE FOR ABSTRACT OF VOTES CAST

We, the undersigned, who are all the judges and clerks of the election board of _____

(Voting Place)

on the ____ day of _____, 20____, do hereby certify that the candidates whose names appear in the appended abstracts received the number of votes cast as written opposite their names, and that the votes cast on questions submitted are as therein indicated.

Judges

Clerks

NOTE: Provide as many signature lines as there are judges and clerks. Voting place must be shown by township or precinct and ward for partisan elections. (Authorized by and implementing K.S.A. 25-3006; effective Jan. 1, 1972; amended March 23, 2001; amended June 14, 2024.)

Article 26. — CERTIFICATES OF NOMINATION AND ELECTION

7-26-1. Certificate of nomination. Every certificate of nomination issued by a county election officer shall be in the following form:

CERTIFICATE OF NOMINATION

I, _____, County Election Officer of _____ County, Kansas, do hereby certify that at the Primary Election in said county on the ____ day of _____, 20____, _____ received the highest number of votes cast by the _____ party for the office of _____ as appears in the official canvass made by the County Board of Canvassers, at its meeting held on the ____ day of _____, 20____, and is therefore entitled to a place on the official ballot as such candidate of said party at the General Election to be held on _____, 20____.

In Testimony Whereof, I have hereunto set my hand and caused to be affixed my official seal, this ____ day of _____, 20____.

SEAL _____ County Election Officer

The above certificate may be adapted for city and school elections by omitting any reference to party nomination. (Authorized by and implementing K.S.A. 25-3110; effective Jan. 1, 1972; amended March 23, 2001; amended June 14, 2024.)

7-26-2. Certificate of election. Every certificate of election issued by a county election officer shall be in the following form:

CERTIFICATE OF ELECTION

State of Kansas
County of _____

I, _____, County Election Officer of _____ County, Kansas, do hereby certify that at the General Election held on the ____ day of _____, 20____, _____ was duly elected to the office of _____ as appears from the official canvass by the County Board of Canvassers made on the ____ day of _____, 20____.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed my official seal, this ____ day of _____, 20____.

SEAL _____ County Election Officer
(continued)

(Authorized by and implementing K.S.A. 25-3110; effective Jan. 1, 1972; amended March 23, 2001; amended June 14, 2024.)

Article 27.—PARTY AFFILIATION

7-27-1. Maintenance of party affiliation lists. Party affiliation lists shall be maintained according to the following requirements: (a) (1) Before each primary and general election, each county election officer shall certify to the secretary of state the number of members of each party in each precinct of the election officer's county as shown by the party affiliation list and a total number for each party for the county. Before each primary election, the county election officer shall prepare an alphabetical list of electors by surname for each precinct, showing each elector's name, address, and party affiliation.

(2) After each primary election at which national, state, county, township, and, where applicable, city candidates are nominated, the county election officer shall prepare a new party affiliation list for each precinct. The party affiliation list shall include the names of all electors who voted in the primary election, and the names of all electors who have declared their party affiliation as provided by statute.

(b) If at any time a registered voter declares or changes that voter's party affiliation, that declaration or change shall be made on the party affiliation list. Whenever a voter's name is removed from the registration list as provided by K.S.A. 25-2316c, and amendments thereto, that voter's name shall also be removed from the party affiliation list.

(c) The party affiliation list shall be maintained on the voter registration database. (Authorized by K.S.A. 25-3302; implementing K.S.A. 25-3302 and K.S.A. 2023 Supp. 25-3303; effective Jan. 1, 1972; amended Jan. 1, 1974; modified, L. 1978, ch. 451, May 1, 1978; amended Oct. 18, 1993; amended Oct. 1, 2004; amended June 14, 2024.)

Article 28.—SUFFICIENCY OF PETITIONS

7-28-1. Determination. In determining the sufficiency of signatures or names on a petition if the specific statute governing the petition does not provide guidance in determining the validity of signatures, the following requirements shall apply: (a) If the last name in the signature on the petition is not spelled identically to the last name in the registration books, the signature shall be considered improper and insufficient.

(b) If a signature contains initials that are consistent with the names or initials as they appear in the registration books and if the last name in the signature on the petition is identical to the last name in the registration books and the address is identical, the signature shall be considered proper and sufficient.

(c) If a signature contains a nickname or abbreviation that is commonly accepted for a given name as it appears in the registration books, including "Wm." or "Bill" for William, and if the last name is identical and the address is identical, the signature shall be considered proper and sufficient.

(d) Prefixes to names including "Mr.," "Mrs.," "Miss," and "Dr.," shall be disregarded.

(e) Notwithstanding any of the requirements in subsections (a) through (d) of this regulation, if there is evidence leading the election officer to believe that any signature is not genuine, the signature shall be considered improper and insufficient.

(f) In all cases not provided for by these requirements, a signature shall be considered proper and sufficient if it bears such a similarity that it reasonably appears to be the same signature as that contained in the registration books.

(g) Each county election office employee who reviews the sufficiency of signatures on a petition must receive training approved by the secretary of state before determining the validity of a signature. (Authorized by and implementing K.S.A. 25-3604; effective Jan. 1, 1972; amended May 1, 1978; amended March 23, 2001; amended June 14, 2024.)

Article 36.—ABSENTEE AND ADVANCE VOTING

7-36-1. Absentee and advance voting ballot envelopes. (a) In addition to the requirements of K.S.A. 25-1120 and 25-1121, each absentee and advance voting ballot envelope to be signed by a voter shall contain the following statement: "NOTICE TO VOTER: Your (absentee/advance voting) ballot will be separated from this signed (absentee/advance voting) ballot envelope in order to guarantee the confidentiality of your vote."

(b) Absentee and advance voting ballot envelopes shall be preserved in accordance with K.S.A. 25-2708. The envelopes shall be placed in separate envelopes or sacks, appropriately labeled and sealed. Access to the envelopes shall be subject to the provisions of K.S.A. 25-2708 and K.S.A. 25-3107. (Authorized by K.S.A. 25-1131 and K.S.A. 25-1225; implementing K.S.A. 25-1120 and K.S.A. 25-1219; effective Feb. 21, 1994; amended, T-7-7-3-95, July 3, 1995; amended Aug. 25, 1995; amended June 14, 2024.)

7-36-2. Advance voting voter; classification as permanent. A voter shall not be classified as a permanent advance voting voter by the county election officer unless the voter, or a person on the voter's behalf, has completed in its entirety an application for permanent advance voting voter status. The completed application shall specify the character of the voter's permanent disability or illness and shall be approved by the county election officer. (Authorized by K.S.A. 2023 Supp. 25-1122 and K.S.A. 25-1131; implementing K.S.A. 2023 Supp. 25-1122; effective Feb. 21, 1994; amended, T-7-7-3-95, July 3, 1995; amended Aug. 25, 1995; amended June 14, 2024.)

7-36-3. Advance voting voter; assistance. Assisting an elector pursuant to K.S.A. 25-1124 shall include, but not be limited to, the following acts: (a) transmitting an unmarked advance voting ballot to an elector;

(b) aiding the elector in marking the advance voting ballot;

(c) transmitting the marked ballot to the county election officer by moving the envelope containing the marked ballot to a U.S. postal service container, county remote secure ballot container, secure ballot container at a polling place, or the county election office; or

(d) any combination of the above acts. (Authorized by K.S.A. 25-1131; implementing K.S.A. 2023 Supp. 25-1124;

effective Feb. 21, 1994; amended, T-7-7-3-95, July 3, 1995; amended Aug. 25, 1995; amended June 14, 2024.)

7-36-6. Advance voting list with voting place. (a) Each county election officer shall adopt procedures to prevent a voter from casting both an advance by mail or in-person voting ballot and a regular ballot during in-person advance voting and at the voter's polling place on election day.

(b) The procedures shall include, but not be limited to, the following acts:

(1) During early advance voting (in person and by mail), transferring data nightly from electronic poll books to state voter registration software to update voter history for in-person and newly issued and returned mail ballots.

(2) Before election day, updating paper rosters and/or electronic poll books by adding the names of voters who voted in person and/or returned advance voting mail ballots after the poll books were prepared. (Authorized by K.S.A. 25-1131; implementing K.S.A. 25-1126; effective Feb. 21, 1994; amended, T-7-7-3-95, July 3, 1995; amended Aug. 25, 1995; amended June 14, 2024.)

Article 38.—NATIONAL VOTER REGISTRATION ACT

7-38-1. National voter registration act; systematic list maintenance; national change of address files. (a) Once each calendar year, the chief state election official shall complete a check of the United States postal service national change of address files using the list of registered voters maintained in the state's central voter registration voter database.

(b) If the county election officer chooses to participate in the national change of address program instead of conducting mass or targeted mailings, the chief state election official shall send the name of each registered voter for whom records from the national change of address files indicate a change of address to the county election officer of the county where the voter is registered, as indicated on the central voter registration database.

(c) A county election officer shall send a confirmation mailing as prescribed by K.S.A. 25-2316c and amendments thereto to any registered voter for whom records from the national change of address files indicate a change of address. The confirmation mailing shall be sent when the county election officer receives the information described in subsection (b). If the records indicate a change of address within the county where the voter is registered, the county election officer shall change the voter's address to the new address before sending the confirmation mailing. (Authorized by and implementing K.S.A. 25-2354; effective Jan. 3, 1997; amended March 23, 2001; amended June 14, 2024.)

Article 47.—ELECTION AUDITS

7-47-1. Postelection audit implementation. The requirements of this regulation shall not apply to local question elections or mail-ballot elections pursuant to K.S.A. 25-431 through 25-441 and amendments thereto.

(a) As used in K.S.A. 25-3009 and amendments thereto,

the term "unofficial election night returns" shall include ballots cast and counted on election day, ballots cast in advance and counted on election day, and ballots cast by means of the uniformed and overseas citizens absentee voting act (UOCAVA) procedures and counted on election day. This term shall not include any ballots cast that are challenged or marked as provisional or any ballots that are cast in advance and received after election day.

(b) Each county election officer shall complete the training provided by the secretary of state. As specified in K.S.A. 25-3009 and amendments thereto, each county election officer shall provide training to the election board conducting the postelection audit. The training shall include the identification of voter intent specific to the vote-casting technologies in use across Kansas.

(c)(1) An auditable race and precinct shall be a race and precinct meeting the requirements in K.S.A. 25-3009, and amendments thereto, for an audit to be conducted. The random selection of races and precincts shall take place in a public setting, and the procedure to randomize the selection of races and precincts shall be determined solely by each county election officer and the secretary of state but must use a physical random method and not an electronic random number generator. Upon completion of the audit, each election board shall transmit to the secretary of state and the county election office the results of the audit no later than 48 hours before the meeting of the county board of canvassers.

(2) In even-year elections, within 24 hours of the closing of the final polling location in Kansas, the list of randomly selected races to be audited shall be transmitted by the secretary of state to each county election officer. Each county election officer shall examine each race in the order specified until an auditable race is determined. Each county election officer shall then randomly select one percent of the total county precincts from the subset of auditable precincts. If no contested race exists, the election board shall audit the first race listed.

(3) In odd-year elections, each county election officer shall randomly select the races and then each precinct to be audited.

(d) Ballot images may not be used for the manual audit. (Authorized by and implementing K.S.A. 2023 Supp. 25-3009 and K.S.A. 2023 Supp. 25-2912; effective, T-7-6-26-19, June 26, 2019; effective Sept. 27, 2019; amended Oct. 13, 2023; amended, T-7-3-5-24, March 5, 2024; amended June 14, 2024.)

Scott Schwab
Secretary of State

Doc. No. 052177

State of Kansas

State Election Board

Permanent Administrative Regulations

Article 1.—APPORTIONMENT OF ELECTION EXPENSES

6-1-1. Direct expenses. (a) The direct expenses which shall be apportioned by the county election officer among
(continued)

the subdivisions of government for which elections are conducted shall be those which would not have been incurred but for the conduct of such election, and shall include:

- (1) Publication of legal notices;
- (2) printing of ballots;
- (3) preparation, programming and testing of voting equipment, optical scanning equipment, and electronic poll books;
- (4) transportation of voting equipment, optical scanning equipment, and electronic poll books to and from polling places;
- (5) security of voting equipment, optical scanning equipment, and electronic poll books while being moved to and from polling places;
- (6) postage and envelopes, including those for advance by-mail ballots;
- (7) rental and security of polling places, clean-up and similar expenses incurred in the provision of voting places;
- (8) cost of poll books, summary sheets, clerical supplies used at polling places;
- (9) transportation of ballots, delivery of supplies to voting places;
- (10) election judges and clerks for election day and advance in-person voting;
- (11) cost of post-election audits; and
- (12) cost of recounts, if not reimbursed by the candidate.

(b) The cost of printing of ballots shall be apportioned equally among the subdivisions of government for which ballots are printed, without regard to the length of such respective ballots.

(c) The costs of voting places and election board mem-

bers shall be borne equally by the subdivisions of government for which elections are conducted at such voting places.

(d) Where voting places are required for one or more, but less than all subdivisions of government, because the geographical areas of all subdivisions are not coextensive, the direct costs of such voting places shall be apportioned only among the subdivisions for which elections are conducted. (Authorized by K.S.A. 25-2203; implementing K.S.A. 25-2201; effective, E-73-18, July 1, 1973; effective Jan. 1, 1974; amended June 14, 2024.)

6-1-2. Indirect costs. (a) The indirect costs which shall not be reimbursed to nor apportioned by the county election officer among the subdivisions of government for which elections were conducted shall include:

- (1) Costs of regular and temporary county election office employees;
- (2) Charges for the use of voting equipment, optical scanning equipment, and electronic poll books;
- (3) Preparation and/or furnishing of maps;
- (4) Costs of rental of office equipment for use in election offices; and
- (5) Costs for hospitality including food, beverages, and gifts for election workers.

(b) The cost of preparing and programming voting equipment, optical scanning equipment, and electronic poll books are not indirect costs. (Authorized by K.S.A. 25-2203; implementing K.S.A. 25-2201; effective, E-73-18, July 1, 1973; effective Jan. 1, 1974; amended June 14, 2024.)

Scott Schwab
Secretary of State
State Election Board Chair

Doc. No. 052182

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended, and revoked administrative regulations with a future effective date and the *Kansas Register* issue in which the regulation can be found. A complete listing and the complete text of all currently effective regulations required to be published in the *Kansas Administrative Regulations* can be found at https://www.sos.ks.gov/publications/pubs_kar.aspx.

AGENCY 7: SECRETARY OF STATE

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7-47-1	Amended (T)	V. 43, Issue 11

AGENCY 26: DEPARTMENT FOR AGING AND DISABILITY SERVICE

Reg. No.	Action	Register
26-52-1	New (T)	V. 43, Issue 9
26-52-2	New (T)	V. 43, Issue 9
26-52-3	New (T)	V. 43, Issue 9
26-52-4	New (T)	V. 43, Issue 9
26-52-5	New (T)	V. 43, Issue 9
26-52-6	New (T)	V. 43, Issue 9
26-52-7	New (T)	V. 43, Issue 9
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26-52-26	New (T)	V. 43, Issue 9
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26-52-31	New (T)	V. 43, Issue 9
26-52-32	New (T)	V. 43, Issue 9

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

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28-4-170	Revoked	V. 43, Issue 21
28-4-171	Revoked	V. 43, Issue 21
28-4-172	Revoked	V. 43, Issue 21
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28-4-175	Revoked	V. 43, Issue 21
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28-4-811	Revoked	V. 43, Issue 21
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28-4-813	Revoked	V. 43, Issue 21
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28-4-820	Revoked	V. 43, Issue 21
28-4-821	Revoked	V. 43, Issue 21
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28-4-823	Revoked	V. 43, Issue 21
28-4-824	Revoked	V. 43, Issue 21
28-4-825	Revoked	V. 43, Issue 21

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30-47-105	New	V. 43, Issue 21
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30-47-107	New	V. 43, Issue 21
30-47-108	New	V. 43, Issue 21
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AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 *Kansas Register*. A list of regulations filed from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 *Kansas Register*. A list of regulations filed from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 *Kansas Register*. A list of regulations filed from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 *Kansas Register*. A list of regulations filed from 2008 through November 2009 can be found in the Vol. 28, No. 53, December 31, 2009 *Kansas Register*. A list of regulations filed from December 1, 2009, through December 21, 2011, can be found in the Vol. 30, No. 52, December 29, 2011 *Kansas Register*. A list of regulations filed from December 22, 2011, through November 6, 2013, can be found in the Vol. 32, No. 52, December 26, 2013 *Kansas Register*. A list of regulations filed from November 7, 2013, through December 31, 2015, can be found in the Vol. 34, No. 53, December 31, 2015 *Kansas Register*. A list of regulations filed from 2016 through 2017, can be found in the Vol. 36, No. 52, December 28, 2017 *Kansas Register*. A list of regulations filed from 2018 through 2019, can be found in the Vol. 38, No. 52, December 26, 2019 *Kansas Register*. A list of regulations filed from 2020 through 2021, can be found in the Vol. 40, No. 52, December 30, 2021 *Kansas Register*. A list of regulations filed from 2022 through 2023 can be found in the Vol. 42, No. 52, December 28, 2023 *Kansas Register*.

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