

HOUSE BILL No. 2019

By Special Committee on Education

1-18

1 AN ACT concerning school districts; relating to interdistrict agreements
2 and the termination thereof; amending K.S.A. 72-8233 and repealing
3 the existing section.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 72-8233 is hereby amended to read as follows: 72-
7 8233. (a) In accordance with the provisions of this section, the boards of
8 education of any two or more unified school districts may make and enter
9 into agreements providing for the attendance of pupils residing in one
10 school district at school in kindergarten or any of the grades one through
11 12 maintained by any such other school district. The boards of education
12 may also provide by agreement for the combination of enrollments for
13 kindergarten or one or more grades, courses or units of instruction.

14 (b) Prior to entering into any agreement under authority of this
15 section, the board of education shall adopt a resolution declaring that it
16 has made a determination that such an agreement should be made and that
17 the making and entering into of such an agreement would be in the best
18 interests of the educational system of the school district. Any such
19 agreement is subject to the following conditions:

20 (1) *Subject to the provisions of subsection (g)*, the agreement may be
21 for any term not exceeding a term of five years.

22 (2) The agreement shall be subject to change or termination by the
23 legislature.

24 (3) Within the limitations provided by law, the agreement may be
25 changed or terminated by mutual agreement of the participating boards of
26 education.

27 (4) The agreement shall make provision for transportation of pupils
28 to and from the school attended on every school day, for payment or
29 sharing of the costs and expenses of pupil attendance at school, and for
30 the authority and responsibility of the participating boards of education.

31 (c) Provision by agreements entered into under authority of this
32 section for the attendance of pupils at school in a school district of
33 nonresidence of such pupils shall be deemed to be compliance with the
34 kindergarten, grade, course and units of instruction requirements of law.

35 (d) The board of education of any school district which enters into
36 an agreement under authority of this section for the attendance of pupils

1 at school in another school district may discontinue kindergarten or any
2 or all of the grades, courses and units of instruction specified in the
3 agreement for attendance of pupils enrolled in kindergarten or any such
4 grades, courses and units of instruction at school in such other school
5 district. Upon discontinuing kindergarten or any grade, course or unit of
6 instruction under authority of this subsection, the board of education may
7 close any school building or buildings operated or used for attendance by
8 pupils enrolled in such discontinued kindergarten, grades, courses or units
9 of instruction. The closing of any school building under authority of this
10 subsection shall require a majority vote of the members of the board of
11 education and shall require no other procedure or approval.

12 (e) Pupils attending school in a school district of nonresidence of
13 such pupils in accordance with an agreement made and entered into under
14 authority of this section shall be counted as regularly enrolled in and
15 attending school in the school district of residence of such pupils for the
16 purpose of computations under the school district finance and quality
17 performance act.

18 (f) Pupils who satisfactorily complete grade 12 while in attendance
19 at school in a school district of nonresidence of such pupils in accordance
20 with the provisions of an agreement entered into under authority of this
21 section shall be certified as having graduated from the school district of
22 residence of such pupils unless otherwise provided for by the agreement.

23 (g) (1) *Except as provided in paragraph (2), any agreement*
24 *entered into pursuant to this section shall terminate on June 30, 2014.*

25 (2) *An agreement entered into pursuant to this section may have a*
26 *termination date that occurs after June 30, 2014, provided, the boards of*
27 *education that are parties to such agreement have agreed, in writing, to a*
28 *plan of consolidation for their respective school districts. In no event*
29 *shall the termination date of any agreement entered into pursuant to this*
30 *section occur after June 30, 2017.*

31 (h) *The provisions of this section shall expire on and after June 30,*
32 *2017.*

33 Sec. 2. K.S.A. 72-8233 is hereby repealed.

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