1	AN ACT relating to independent school districts.
2	Be it enacted by the General Assembly of the Commonwealth of Kentucky:
3	→SECTION 1. A NEW SECTION OF KRS CHAPTER 160 IS CREATED TO
4	READ AS FOLLOWS:
5	For the purposes of Sections 1 to 6 of this Act:
6	(1) "Altered originating school district" or "altered originating district" means the
7	originating district as it exists after the new independent district is removed from
8	its boundaries and which shall continue as the same legal entity as the
9	originating district;
10	(2) "Interim school board" or "interim board" means the local board of education
11	of the new independent district that is elected pursuant to Section 2 of this Act or
12	any successor board elected, either of which are serving prior to the deadline to
13	be fully operational established in subsection (4)(i) of Section 4 of this Act;
14	(3) "New independent school district" or "new independent district" means an
15	independent school district that is created pursuant to Section 2 of this Act;
16	(4) "Originating school district" or "originating district" means an existing school
17	district from which a new independent district is created pursuant to Section 2 of
18	this Act; and
19	(5) "Qualifying city" means an incorporated city:
20	(a) That has no independent school district currently in existence within the
21	city's boundaries;
22	(b) With boundaries that do not contain the entirety of the county in which the
23	city is located; and
24	(c) Has a population based on the most recent decennial census conducted by
25	the United States Bureau of the Census of at least five thousand (5,000)
26	people.
27	→SECTION 2. A NEW SECTION OF KRS CHAPTER 160 IS CREATED TO

1	REA	AD AS FOLLOWS:
2	<u>(1)</u>	The citizens of a qualifying city may petition to require an election on
3		establishing a new independent school district within the boundaries of the
4		qualifying city.
5	<u>(2)</u>	A petition for an election establishing a new independent district shall be signed
6		by the number of constitutionally qualified voters of the qualifying city, equal to
7		twenty-five percent (25%) of the votes cast in the city at the last preceding regular
8		election. The petition may consist of one (1) or more separate units, and shall be
9		filed with the county clerk. The petition shall be in accordance with the
10		following:
11		(a) Before a petition for an election may be presented for signatures, an intent
12		to circulate the petition, including a copy of the unsigned petition, shall be
13		filed with the county clerk by any person or group of persons seeking the
14		establishment of a new independent district;
15		(b) After a petition for an election has received no fewer than the number of
16		qualifying signatures required by this subsection, the signed petition shall
17		be filed with the county clerk;
18		(c) The petition for an election, in addition to the signature and legibly printed
19		name of each voter, shall also include the voter's residence address, year of
20		birth, and the correct date upon which the voter's name was signed;
21		(d) No signer of the petition for election may withdraw his or her name or have
22		it taken from the petition after the petition has been filed. If the name of any
23		person has been placed on the petition for election without that person's
24		authority, the person may appear before the county clerk before the election
25		is ordered and upon proof that the person's name was placed on the petition
26		without his or her authority, the person's name and personal information
27		required in paragraph (c) of this subsection shall be eliminated by the

I		county clerk. When the person's name and personal information has been
2		eliminated, he or she shall not be counted as a petitioner;
3	<u>(e)</u>	A petition for election under this subsection shall state:
4		1. "We the undersigned registered voters hereby petition for an election
5		on the following question: 'Are you in favor of the establishment of a
6		new independent school district in (name of city) to serve the residents
7		of the city and be governed by a local board of education with
8		authority to tax for educational purposes?'"; and
9		2. The projected date of the election;
10	<u>(f)</u>	No petition for an election shall be circulated for more than six (6) months
11		prior to its filing;
12	<u>(g)</u>	Substantial compliance with the wording designated under this subsection
13		for the petition is sufficient to validate the actual wording of the petition;
14		<u>and</u>
15	<u>(h)</u>	In order for the election to be held on the day fixed by law for a regular
16		election, the petition shall be filed not later than the first Tuesday following
17		the first Monday in June preceding the day fixed by law for holding the
18		regular election.
19	(3) Afte	er a petition for an election has been filed in conformity with this section, the
20	<u>cou</u>	nty clerk shall direct that the questions in subsections (8)(a) and (b)1. of this
21	<u>sect</u>	ion shall be placed on the ballot for the next regular election to be held in that
22	city.	<u>.</u>
23	(4) (a)	Upon the determination by the county clerk that a petition for election has
24		satisfied the requirements of subsection (2) of this section, the county clerk
25		shall begin to accept petitions for nomination for the provisional election of
26		members of the interim board of education that would be established upon
27		the creation of the new independent school district as provided in subsection

1		(3) of this section.
2		(b) The eligibility requirements, number of members, and election requirements
3		applied to other independent school districts under KRS Chapter 160 shall
4		apply to the interim board provisional election as though the proposed new
5		independent district were already in existence.
6	<u>(5)</u>	The general election laws, including penalties for violations, shall apply to the
7		election for the proposed new independent district and the provisional election of
8		an interim board of the proposed new independent district required in this
9		section, except where these laws are inconsistent with this section.
10	<u>(6)</u>	No election establishing a new independent district shall be held in the same city
11		more than once in every three (3) years.
12	<u>(7)</u>	Not later than the fourth Tuesday preceding an election at which the proposition
13		under this subsection is to be submitted to the voters, any committee that in good
14		faith advocates or opposes the establishment of the new independent district may
15		file a petition with the county clerk asking that the petitioners be recognized as
16		the committee entitled to nominate challengers for the question in subsection
17		(8)(a) of this section to serve at the election at which the proposition is to be voted
18		on. The requirements and procedures regarding for challengers under this
19		paragraph shall be the same as provided in KRS 117.315(4), (5), and (6) and
20		117.316, 117.317, and 117.318.
21	<u>(8)</u>	The proposition required by this section shall submit two (2) questions to the
22		voters:
23		(a) The first question shall be on the establishment of the new independent
24		school district. The question to be voted upon shall be stated without
25		emblems and voters shall designate a "Yes" or a "No" vote. The form of the
26		proposition shall be: "Are you in favor of the establishment of a new
27		independent school district in (name of city) to serve the residents of the city

1	and be governed by a local board of education with authority to raise taxes
2	for educational purposes?"; and
3	(b) The second question shall be on the provisional membership of the interim
4	board of education of the new independent district and shall be subject to
5	the following:
6	1. The form the of proposition for the provisional election of the interim
7	board members shall be: "If a new independent school district is
8	established, who should serve as the members of the interim board of
9	education for the district?" The five (5) candidates receiving the most
10	votes shall be provisionally elected to the board, dependent on
11	subparagraph 2. of this paragraph; and
12	2. If the majority of votes cast in the election on establishing a new
13	independent district required in paragraph (a) of this subsection are:
14	a. ''No'', then the provisional election of the members of the board
15	of education shall be void; or
16	b. "Yes", then the provisional election of the members of the board
17	of education shall be binding and the board shall serve as an
18	<u>interim board.</u>
19	(9) The ballot containing an election establishing a new independent school district
20	and a provisional election of a board of education for the proposed independent
21	school district shall have the proposition of the establishment of the district
22	appear on the ballot before the provisional election of a board of education. The
23	two propositions shall appear on the ballot in proximity to each other.
24	(10) The results of the election shall be certified by the county board of elections. The
25	certificate of the result shall be immediately filed with the county clerk and the
26	certificate, or an attested copy thereof, shall be prima facie evidence of the result
27	of the election.

1	<u>(11)</u>	The proposition in subsection (8) of this section shall be subject to the same
2		recount, contest, canvass, and recanvass provisions and procedures as set forth in
3		<u>KRS 242.120.</u>
4	<u>(12)</u>	(a) Any members elected under subsection (8)(b) of this section shall assume
5		office upon certification of the election results and serve on the interim
6		board until January 1 following the next regular election in an even year.
7		(b) Notwithstanding KRS 160,200, upon the end of the term of any members
8		elected under subsection (8)(b) of this section, as set out in paragraph (a) of
9		this subsection, the three (3) members elected during the regular election in
10		an even year with the most votes shall then take office and serve four (4)
11		year terms. The remaining members elected during that election shall serve
12		an initial two (2) year term, with subsequent terms being for four (4) years.
13		→ SECTION 3. A NEW SECTION OF KRS CHAPTER 160 IS CREATED TO
14	REA	AD AS FOLLOWS:
15	<u>(1)</u>	Upon the certification of an election result that creates a new independent school
16		district and establishes the district's interim board of education under Section 2
17		of this Act, the interim board shall have all the powers, authorities, and
18		responsibilities of any other board of education, except for the transitional
19		provisions provided in this section and Section 4, 5, and 6 of this Act. Any
20		vacancy in membership of an interim board shall be filled in the same manner as
21		<u>KRS 160.190.</u>
22	<u>(2)</u>	The board of education of the originating district shall continue serving as the
23		board of education of the altered originating district. The board of education of
24		the altered originating district shall conduct the process for dividing the district
25		into new election divisions under KRS 160.210. If in dividing the altered
26		originating district, if one (1) or more of its members reside in one (1) division, or
27		if one (1) of its members reside in the new independent district, then

1		representation of over- and under-represented divisions shall be determined by lot
2		and the members shall represent those divisions until their terms expire.
3		Thereafter, members from those divisions shall be nominated and elected as
4		provided in KRS 160.200, 160.220, 160.230, 160.240, and 160.250.
5	<u>(3)</u>	Upon the certification of an election result that creates a new independent district
6		and establishes the district's interim board under Section 2 of this Act, the
7		Kentucky Department of Education shall conduct a calculation of the total assets
8		and liabilities held by the originating district from which the territory of the new
9		independent district was established and shall be made based on the election date
10		the new independent district. The calculation shall comply with the following:
11		(a) The calculation shall be an amount in dollars for both total assets and total
12		<u>liabilities;</u>
13		(b) The department shall develop a list of assets and liabilities and the values
14		assigned to each. Classes of individual items may collectively be given an
15		assigned value based on an average valuation;
16		(c) The assets shall exclude:
17		1. Any federal funds or grant funds given to the originating district when
18		division would violate the conditions of the funds; and
19		2. Any property purchased with those funds when division would violate
20		the condition of the funds;
21		(d) The liabilities shall include all the debt service of the originating district,
22		including debt for construction or the purchase of equipment for the
23		originating district;
24		(e) The Kentucky Department of Education shall then calculate the projected
25		tax assessments for both the new independent school district and the altered
26		originating district. Based on the proportion of the new independent school
27		district's and altered originating district's projected tax assessments to the

I	<u>or</u>	iginating district's overall tax assessments, the department shall assign an
2	an	nount in dollars of both assets and liabilities. These shall be the initial
3	<u>as</u>	signed value of assets and liabilities for each district;
4	<u>(f) Ui</u>	ntil the transfer of assets and liabilities outlined in subsection (8) of this
5	<u>se</u>	ction, and excluding any required funds transferred in Section 4 of this
6	<u>A</u>	ct, the altered originating district shall maintain control and use of all the
7	as	sets and shall be responsible for their maintenance. An amount of assets
8	as	signed to the new independent district in paragraph (e) of this subsection
9	<u>sh</u>	all be restricted and shall only be used, disposed of, or expended to
10	<u>pr</u>	ovide essential education services for currently enrolled students. The
11	ali	tered originating district's use of these funds shall require approval of the
12	<u>de</u>	partment. Any new debt acquired by the altered originating district shall
13	<u>no</u>	ot be assigned to the new independent district; and
14	(g) Pr	rior to the deadline for new independent district to be fully operational
15	es	tablished in subsection (4)(h) of Section 4 of this Act, as the altered
16	<u>or</u>	iginating district continues to make any payments on debts of the
17	<u>or</u>	iginating district, the amounts shall be attributed in the same proportional
18	<u>m</u> e	anner as in paragraph (e) of this subsection.
19	(4) The inte	erim board of education of the new independent district and the board of
20	education	on of the altered originating district shall conduct negotiations to agree to
21	the divis	sion of the originating district's assets and liabilities. Each district shall be
22	<u>entitled</u>	to an amount of assets assigned by the department under subsection (3)
23	of this s	ection. The negotiation shall resolve:
24	(a) TI	he disposition of any of the originating district's real properties and
25	<u>bu</u>	uildings that are located within the boundaries of the new independent
26	<u>di</u> :	strict;
27	(b) Th	he division of any monies held by or owed to the originating district;

1		(b) The specific debts each district shall receive individually or shall share
2		between the districts;
3		(c) The division, in bulk or individually, of the originating district's desks,
4		books, computers, projectors, televisions, phones, school buses,
5		automobiles, furniture, equipment, supplies, and other tangible personal
6		property owned by the originating school district; and
7		(d) The continuation, modification, assignment, or termination of
8		nonemployment contracts agreed to by the originating district.
9	<u>(5)</u>	The boards of education shall conclude negotiations and enter an agreed division
10		of the originating district's assets and debts by the first November 1 following the
11		establishing of the new independent district. The agreement may provide a
12		timeline for the general transfer of assets and debts and may also provide for a
13		timeline for the transfer of specific assets. If any matter remains unresolved after
14		the deadline established in this subsection, the matters shall be presented to the
15		commissioner of education or designee for resolution pursuant to subsection (6)
16		of this section. Any proposed agreement to the division of the originating district's
17		assets shall be agreed to by a majority vote of each district's board of education.
18	<u>(6)</u>	On issues the boards cannot come to agreement under subsections (4) or (5) of
19		this section, a board may appeal to the commissioner of education or designee to
20		determine an equitable resolution of the disagreement. In any determination, the
21		decision shall prioritize the successful operation of both districts. The matter
22		shall be decided within thirty (30) days of the submission. The commissioner or
23		designee shall notify the districts of the decision. The decisions may be appealed
24		to the state board at the next regular meeting.
25	<u>(7)</u>	If, after the November 1 deadline in subsection (5) of this section and any thirty
26		(30) day review period for the commissioner in subsection (6) of this section, any
27		disagreement between the boards remains unresolved, the Kentucky Department

1	of Education shall assess a fine to the districts in the amount of the dispute in
2	question with the fine divided proportionally in the same manner as in subsection
3	(3)(e) of this section and shall be placed in the support education excellence in
4	Kentucky fund.
5	(8) By the second June 30 following the establishment of the new independent school
6	district, the transfer of all assets and debts identified in the agreement made in
7	subsection (5) of this section or resolved under subsection (6) of this section shall
8	be determined and completed.
9	(9) The altered originating district shall continue to exercise taxing authority over
10	both the altered originating district and the new independent district and shall
11	collect revenues in the same manner as the originating district. For the tax year
12	in which the deadline to be fully operational established in subsection (4)(h) of
13	Section 4 of this Act occurs, the amounts collected by the altered originating
14	district shall first be divided by two (2). The quotient shall then be distributed
15	proportionally between the two districts in the same manner as in subsection
16	(3)(e) of this section. Upon the close of that tax year, the new independent district
17	shall be responsible for collecting the taxes within the boundaries of the district
18	as otherwise provided by law.
19	→ SECTION 4. A NEW SECTION OF KRS CHAPTER 160 IS CREATED TO
20	READ AS FOLLOWS:
21	(1) When a new independent school district is established under Section 2 of this Act
22	the mayor of the qualifying city in which it is established shall call the interim
23	local board of education to meet within ten (10) days.
24	(2) At the first meeting, the interim board shall only:
25	(a) Take the oath of office;
26	(b) Elect a chair and vice-chair;
27	(c) Discuss potential policies of the interim board;

1		(d) Discuss the appointment of a superintendent, secretary, and treasurer under
2		KRS Chapter 160; and
3		(e) Determine whether the board shall seek assistance from the commissioner
4		of education pursuant to subsection (3) of this section.
5	<u>(3)</u>	An interim board may request technical assistance from the Kentucky
6		Department of Education by submitting a request to the commissioner of
7		education. Upon receiving a request, the commissioner shall direct department
8		staff to provide technical assistance to the board in developing the transition
9		required in subsection (4) of this section.
10	<u>(4)</u>	In transitioning the new independent district into a fully functional district, the
11		interim board and new independent district shall conform with the following:
12		(a) Develop, adopt, maintain, and comply with the transition plan required
13		under Section 6 of this Act;
14		(b) By January 1 after its establishment, the interim board shall develop an
15		interim budget for the operations of the new independent district for the
16		remainder of the fiscal year that will only include the costs of critical
17		operations of the board, such as salaries, supplies, offices, and other
18		expenses necessary for the board to function. The chair of the board shall
19		submit the interim budget to the commissioner of education for approval.
20		Within five (5) days, the commissioner shall approve or disapprove the
21		proposed budget. If the proposed budget is disapproved, the interim board
22		may resubmit an amended budget or appeal the commissioner's decision to
23		the state board of education at its next regular meeting. Once a budget has
24		been approved, the department shall require the altered originating district
25		to transfer the approved amounts to the new independent district in regular
26		installments. If the altered originating district fails to transfer the funds, the
27		amounts shall be deducted from the funds transferred to the altered

1		originating district from the support education excellence in Kentucky fund.
2		These amounts shall be deducted from the new independent district's assets
3		assigned in subsection (3) of Section 3 of this Act;
4	<u>(c)</u>	In a timely manner, the interim board shall:
5		1. Appoint a superintendent on an interim basis for the new independent
6		district to assist the board in executing the transition. Any contract
7		between an interim superintendent and an interim board shall not
8		extend past the deadline for the new independent district to be fully
9		operational established in paragraph (h) of this subsection, but may
10		subsequently be renewed by the board;
11		2. Appoint a secretary and a treasurer for the board; and
12		3. Select counsel for the board;
13	<u>(d)</u>	Upon the direction of the interim board, the interim superintendent shall
14		hire district staff critical for the operations of the interim board, such as a
15		district finance officer. Notwithstanding any statute to the contrary, any
16		hiring or dismissal made by the superintendent prior to the deadline
17		established in paragraph (h) of this subsection shall be subject to the
18		ratification of the interim board;
19	<u>(e)</u>	By May 1 following the creation of the new independent district, the interim
20		board shall develop a budget for the operations of the district for the
21		following fiscal year. The chair of the board shall submit the budget to the
22		commissioner of education for approval. The budget under this paragraph
23		shall be subject to the same provisions as the interim budget in paragraph
24		(b) of this subsection but shall include additional district staff required for
25		the continued development of district operations;
26	<u>(f)</u>	By the second January 1 following the establishment of the new
27		independent district, the interim board shall:

1	1. Identify the schools that the board intends to establish within the
2	district at the start of the next school year, the grades and programs to
3	be placed within those schools, and the number of staff and the staff
4	positions that will be placed at those schools; and
5	2. Develop a special budget designed to build up the district's operations
6	necessary to provide a minimum school term as defined in KRS
7	158.070 during the following school year. The budget under this
8	paragraph shall be subject to the same provisions as the interim
9	budget in paragraph (b) of this subsection but shall include funds
10	needed prior to the beginning of the next school year for:
11	a. The hiring of principals and other school staff required for
12	preparations;
13	b. District and school facilities and additional supplies or tangible
14	personal property not provided for in the agreement in
15	subsection (4) of Section 3 of this Act; and
16	c. Contract services that are needed to support district and school
17	operations;
18	(g) Notwithstanding KRS 160.345, upon the authorization by the interim board:
19	1. The interim superintendent shall select and hire the principals for the
20	district's schools, subject to the ratification of the board; and
21	2. The principals shall begin hiring school staff for the following school
22	year, with the hiring subject to the ratification of the superintendent;
23	<u>and</u>
24	(h) The second July 1 following the establishment of the new independent
25	school district shall serve as the deadline for the district to be fully
26	operational and the interim board shall ensure the district is prepared to
27	provide full services to the students of the district for the coming school

1		<u>year.</u>
2	<u>(5)</u>	A local board of a new independent district may request a waiver of the timeline
3		established in subsection (4) of this section to the commissioner of education or
4		designee. However, no waiver shall be granted to alter the deadline established in
5		subsection (4)(h) of this section. The commissioner or designee shall approve or
6		deny the request within five (5) days of the submission. A denial may be appealed
7		to the state board at its next regular meeting.
8	<u>(6)</u>	If during the transition established in this section the interim board identifies a
9		statute or administrative regulation that inhibits the district's ability to be fully
10		operational as required under subsection (4)(h) of this section, the board may
11		submit a request to the Kentucky Board of Education to temporarily waive the
12		statute or administrative regulation. The request shall identify the specific statute
13		or administrative regulation, the rationale for the needed waiver, and the
14		duration the waiver is needed. The Kentucky Board of Education shall consider
15		the request at its next regular meeting and, if approved, the state board shall
16		identify the duration of the waiver, which shall not extend past the conclusion of
17		the first operational school year.
18	<u>(7)</u>	The interim board may enter a contract with another school district to provide
19		support services for the new independent district, including financial
20		management and payroll services. However, the contract shall not extend beyond
21		the deadline established in subsection (4)(h) of this section. However, the contract
22		may subsequently be renewed by the board.
23	<u>(8)</u>	Notwithstanding any other provision of this Act, if, prior to the deadline
24		established in subsection (4)(h) of this section, the interim board determines by a
25		four-fifths (4/5) vote that the establishment of the new independent district is not
26		financially viable, then the chair of the interim board shall submit notice of the
27		vote to the board of the altered originating district and the commissioner of

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education. The commissioner shall establish the timeline and the process for the

2	new independent district and interim board to cease functions and merge back
3	into the originating school district.
4	→ SECTION 5. A NEW SECTION OF KRS CHAPTER 160 IS CREATED TO
5	READ AS FOLLOWS:
6	(1) Upon the deadline to become fully functional in subsection (4)(h) of Section 4 of
7	this Act, the district shall be prepared to provide services to the students of the
8	district and the interim board shall no longer serve as an interim, but shall
9	exercise the full authorities of a local board of education, except for the
10	provisions of this section and Section 6 of this Act.
11	(2) For any debts assessed to the new independent district pursuant to subsection (4)
12	of Section 3 of this Act, any tax levied by the originating district that was
13	authorized for the purposes of paying a specific debt or interest shall continue to
14	be levied and collected within the boundaries of the independent district by the
15	district's board in accordance with the laws under which the levies were
16	originally made until all the associated obligations of the originating district have
17	been retired.
18	(3) Notwithstanding the requirements under KRS 160.345, the new independent
19	district shall not be required to implement school-based decision making in the
20	district for the first operational school year, but shall adopt a process to seek the
21	advice of parents and school faculty during that year. The district shall be subject
22	to KRS 160.345 with the start of the second operational year.
23	→SECTION 6. A NEW SECTION OF KRS CHAPTER 160 IS CREATED TO
24	READ AS FOLLOWS:
25	(1) The interim board shall develop, adopt, and maintain a transition plan for the
	new independent district that shall guide the transition process for the new
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 $Page \ 15 \ of \ 18$ XXXX \ 2/26/2024 \ 11:02 \ AM \ Jacketed

1	<i>(</i> 2 <i>)</i>	The interim board may request assistance in developing and maintaining the plan
2		from the commissioner of education who shall provide expertise and guidance
3		from the Kentucky Department of Education for the interim board's plan.
4	<u>(3)</u>	The transition plan shall include, at a minimum:
5		(a) The details required in subsection (4) of Section 4 of this Act;
6		(b) An assessment detailing the new independent district's number of school-
7		aged residents and projections for the first operational school year's total
8		enrollment and enrollment by grade;
9		(c) The schools, grades, and programs the district shall offer;
10		(d) The facilities that the district will maintain to house those schools, grades,
11		and programs that includes a facilities plan for the first operational year;
12		(e) The transportation services the district shall provide to students that
13		includes a transportation plan for the first operational year;
14		(f) The food services the district shall provide to students that includes a food
15		services plan for the first operational year;
16		(g) The process the district shall follow in conforming to the Individuals with
17		Disabilities Education Act, the Americans with Disabilities Act, and the
18		Rehabilitation Act of 1973;
19		(h) The staffing plan for the district that includes teacher and staff assignments
20		to specific schools for the first operational year;
21		(i) The procedures and advisory bodies established to seek parent and school
22		faculty feedback during the first operational year as required under Section
23		5 of this Act;
24		(j) Notwithstanding the requirements in KRS 158.070 for a school district
25		calendar committee, establish the school calendar for the first operational
26		school year;
27		(k) A district technology plan that provides for the technological needs of the

Page 16 of 18

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1	district and schools throughout the interim and the first operational school
2	<u>year;</u>
3	(l) Transition services for high school students to ensure that students remain
4	on track to graduate during the transition and the first operational school
5	year; and
6	(m) During the first operational school year, whether or how the new
7	independent district will offer the following
8	1. Preschool and kindergarten;
9	2. Career and technical education;
10	3. Student health services; and
11	4. Family resource and youth service centers.
12	→SECTION 7. A NEW SECTION OF KRS CHAPTER 157 IS CREATED TO
13	READ AS FOLLOWS:
14	(1) For the purposes of this section, "altered originating school district" and "new
15	independent school district" mean the same as in Section 1 of this Act.
16	(2) Notwithstanding the provisions of this chapter to the contrary, when a new
17	independent school district is created pursuant to Section 3 of this Act, the
18	calculation of the funds due from the support education excellence in Kentucky
19	fund to both the new independent school district and the altered originating
20	school district for the first operational school year shall:
21	(a) For the purposes of average daily attendance, be based on both districts'
22	projected enrollment and the originating district's average daily attendance
23	from the prior school year; and
24	(b) For the purposes of aggregate daily attendance of students transported, be
25	based on both district's projected enrollment and a transportation plan
26	submitted to the Kentucky Department of Education by both districts.
2.7	(3) The calculations required in subsection (2) of this section shall be adjusted by the

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1 Kentucky D	epartment of	Education	ın	Januarv	ot	tne	tırst	operational	school
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- 2 <u>year to reflect the first semester's actual data. Subsequent years of operation shall</u>
- 3 <u>be calculated as otherwise provided by this chapter.</u>