

**APPENDIX B,
continued**

PRELIMINARY

Journal of the Senate

FORTY-EIGHTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Thursday, March 24, 2016, 10:00 a.m.

The Senate was called to order by President Susan Wagle.

The roll was called with 40 senators present.

Senator Wagle introduced guest chaplain Kent Otott, Executive Director, North Central Kansas Teens For Christ, Concordia who delivered the following invocation:

Our Most Gracious God, at this very moment, I want to lift up the ladies and gentlemen here today as they begin to conduct business which will affect the people of the State of Kansas. We know by Your Word the people in this chamber are in their positions because of You and the desires of their constituents. Whether the people in this room acknowledge You or not, You will be the One they humbly bow before one day to give an account of their decisions. So guide their hearts, oh God, and allow them to be sensitive to Your desires. Two verses from the Book of James will serve us all well today, "Draw near to God and He will draw near to you. Cleanse your hands, you sinners; and purify your hearts, you double-minded." and "Humble yourselves in the presence of the Lord, and He will exalt you." James 4: 8,10 (NASB) As many will go home to celebrate the Resurrection of Your Son this weekend, give them rest and a splendid time with their families and friends who have missed them during this long, arduous session. As we close our time together in prayer, may you strengthen the people of the great State of Kansas. Bless their businesses, farms, families, and those who are serving in our Armed Forces. Be with those who protect our cities, serve our citizens and educate our children. These things I ask in the name of Your Risen Son, Jesus Christ! Amen!

The Pledge of Allegiance was led by President Wagle.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to Committee as indicated:

Judiciary: **HB 2713**

CHANGE OF REFERENCE

An objection having been made to **HB 2571** appearing on the Consent Calendar, the President directed the bill be removed and placed on the calendar under the heading of General Orders.

The President withdrew **S Sub HB 2479; HB 2558** from the Calendar under the heading of **General Orders**, and referred the bills to the Committee on **Ways and Means**.

COMMITTEE OF THE WHOLE

On motion of Senator Bruce, the Senate resolved itself into Committee of the Whole, for consideration of bills on the calendar under the heading of General Orders with Senator Knox in the chair.

On motion of Senator Knox the following report was adopted:

The committee report on **HB 2655** recommending **S Sub HB 2655** be adopted, be amended by motion of Senator Lynn: on page 12, in line 43, by striking "2015" and inserting "2016"

and **S Sub HB 2655** be passed as amended.

A motion by Senator Francisco to further amend **S Sub HB 2655** failed and the following amendment was rejected: on page 2, in line 16, by striking "4" and inserting "3";

On page 3, in line 1, by striking "3" and inserting "2"; in line 10, by striking "4" and inserting "3"; by striking all in lines 27 through 43;

On page 4, by striking all in lines 1 through 30;

On page 7, in line 33, by striking "3 and 4" and inserting "2 and 3";

On page 8, in line 17, by striking "3 through 5" and inserting "2 through 4";

On page 16, in line 13, by striking "3 through 5" and inserting "2 through 4"; in line 15, by striking "3 through 5" and inserting "2 through 4"; in line 19, by striking "3 through 5" and inserting "2 through 4";

And by renumbering sections accordingly

Upon the showing of five hands a roll call vote was requested.

On roll call, the vote was: Yeas 8; Nays 30; Present and Passing 1; Absent or Not Voting 1.

Yeas: Faust-Goudeau, Francisco, Haley, Hawk, Hensley, Holland, Kelly, Pettey.

Nays: Abrams, Arpke, Bowers, Bruce, Denning, Donovan, Fitzgerald, Holmes, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pilcher-Cook, Powell, Pyle, V. Schmidt, Tyson, Wagle, Wilborn, Wolf.

Present and Passing: Baumgardner.

Absent or Not Voting: Smith.

CHANGE OF REFERENCE

The President withdrew **S Sub HB 2479** from the Committee on **Ways and Means**, and referred to the calendar under the heading of **General Orders**.

The President withdrew **HB 2558** from the Committee on **Ways and Means**, and referred to the calendar under the heading of **General Orders**.

MESSAGE FROM THE HOUSE

The House nonconcurrs in Senate amendments to **S Sub HB 2018**, requests a conference and has appointed Representatives Gonzalez, Pauls and Highberger as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 19** and has

appointed Representatives Barker, Macheers and Carmichael as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **Sub SB 22** and has appointed Representatives Barker, Macheers and Carmichael as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 407** and has appointed Representatives Barker, Macheers and Carmichael as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 408** and has appointed Representatives Barker, Macheers and Carmichael as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 449** and has appointed Representatives Hawkins, Dove and Ward as conferees on the part of the House.

The following bills have been stricken from the Calendar under House Rule 1507: **SB 17; H Sub SB 18; H Sub SB 58; SB 97; H Sub SB 106, H Sub SB 125, H Sub SB 136; SB 159, SB 361, SB 365, SB 370, SB 375, SB 382, SB 405, SB 426**

The House adopts the Conference Committee report to agree to disagree on **SB 318**, and has appointed Representatives Hedke, Corbet and Kuether as second conferees on the part of the House.

The House adopts the Conference Committee report on **SB 367**.

The House concurs in Senate amendments to **HB 2134**, and requests return of the bill.

The House concurs in Senate amendments to **HB 2387**, and requests return of the bill.

The House concurs in Senate amendments to **HB 2447**, and requests return of the bill.

MESSAGES FROM THE GOVERNOR

Sub SB 103; SB 358, SB 369 approved on March 23, 2016

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 318** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

DENNIS HEDKE

KEN CORET

ANNIE KUETHER

Conferees on part of House

ROB OLSEN

MIKE PETERSEN

MARCI FRAANCISCO

Conferees on part of Senate

On motion of Senator Olson the Senate adopted the conference committee report on

SB 318, and requested a new conference be appointed.

The President appointed Senators Olson, Petersen and Francisco as a second Conference Committee on the part of the Senate on **SB 318**.

ORIGINAL MOTION

On motion of Senator Bruce, the Senate acceded to the request of the House for a conference on **S Sub HB 2018**.

The President appointed Senators Smith, Knox and Pettey as conferees on the part of the Senate.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

On motion of Senator Bruce an emergency was declared by a 2/3 constitutional majority, and **HB 2655** was advanced to Final Action and roll call.

S Sub HB 2655, AN ACT concerning education; relating to the financing and instruction thereof; making and concerning appropriations for the fiscal year ending June 30, 2017, for the department of education; relating to the classroom learning assuring student success act; amending K.S.A. 2015 Supp. 72-6463, 72-6465, 72-6474, 72-6476, 72-6481 and 74-4939a and repealing the existing sections.

On roll call, the vote was: Yeas 32; Nays 5; Present and Passing 3; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Fitzgerald, Holmes, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

Nays: Faust-Goudeau, Hensley, Holland, Kelly, Pettey.

Present and Passing: Francisco, Haley, Hawk.

The bill passed, as amended.

EXPLANATION OF VOTE

Madam President: I vote yes on **Sen Sub for HB 2655**. I believe the legislature should quickly respond to the Supreme Court's equity decision and, more importantly, because it will allow the legislature to focus on developing a new education finance package, one that is based upon input from all of the stakeholders. This will ensure that all Kansas children continue to receive the opportunity to be on the path to being successful by pursuing their chosen occupation through a suitable public education.—
STEVEN ABRAMS

Senators Arpke, Fitzgerald, King, Masterson and Petersen request the record to show they concur with the "Explanation of Vote" offered by Senator Abrams on **S Sub HB 2655**.

Madam President: I vote yes on **Sen Sub for HB 2655** to avoid disruption of public education and to keep the schools open. The Supreme Court, in Gannon, ruled that existing school funding legislation concerning local option budget and capital outlay equalization was unconstitutional and could be enjoined, and in so instructing us to comply. In addition, unless we enacted a law that complied with these equalization concerns by June 30, 2016 all Kansas Public Schools would be closed. Having reviewed the evidence and testimony put on the record for the proceedings, I believe that this bill

at all levels of scrutiny satisfies the Court's demand on the legislature. This will allow the schools to open on time as scheduled, avoiding any unnecessary disruption to public education.—TOM ARPKE

Senators Fitzgerald and Masterson request the record to show they concur with the "Explanation of Vote" offered by Senator Arpke on **S Sub HB 2655**.

Madam President: I vote yes on **Sen Sub for HB 2655** because of the evidence presented. There were three solutions identified. The first two, **SB 512** and **HB 2371**, were fashioned after the prior formulas that the Supreme Court suggested would be one obvious choice. But, not a single school district supported the plan. The members of the respective committees that heard evidence on the bill did not believe it was the best option for Kansas schools. **Sen Sub for HB 2655**, however, was supported, in person, by two school districts and another school district sent a letter in support. Moreover, it includes a "hold harmless" provision that means no school district loses funds. All the school districts that testified – even the opponents of this bill – acknowledged that the hold harmless provision is necessary in light of the legislature's obligation to respond to the Court's remedial order while the school districts' budgeting processes are occurring. The Department of Education witnesses confirmed this view, too. I believe that this bill is the best option among those that I have seen and the evidence that I have reviewed.—JIM DENNING

Senators Arpke, Fitzgerald, Lynn, Masterson, Melcher, Smith, Wagle and Wolf request the record to show they concur with the "Explanation of Vote" offered by Senator Denning on **S Sub HB 2655**.

Madam President: I vote to "PASS" on the **Senate Substitute for House Bill 2655**. I want to support a bill to address the issue of funding equity because I understand how important it is to address the Kansas Supreme Court's concern about equity and keep our schools open. However this bill claims to have its intent "to ensure that public school students receive a constitutionally adequate education through a fair allocation of resources among the school districts and that the distribution of these funds does not result in unreasonable wealth-based disparities among districts." It also claims "Furthermore, the evidence before the legislature confirms that the total amount of school funding meets or exceeds the Supreme Court's standard for adequacy." Although the intent of S Sub for HB 2655 may also be for the legislature to respond to the court order, there are serious questions about how well it addresses the issue of equity and if it is constitutional. In no way can the legislature, with this bill, confirm that the total amount of school funding meets or exceeds the Supreme Court's standard for adequacy. I urge us to consider a bill that adds \$38 million to fund the current equalization formulas and would most likely pass constitutional muster.—MARCI FRANCISCO

Senators Faust-Goudeau and Hawk request the record to show they concur with the "Explanation of Vote" offered by Senator Francisco on **S Sub HB 2655**.

Madam President: **Senate Substitute for HB 2655**: I pass. A "yes" vote would have conveyed that I believe the plan to be a good one. I don't. A "no" vote would have conveyed that I have no problem with schools having to shut down. I do have a problem with that scenario. It is my hope that my pass expresses my belief that **Senate Substitute for HB 2655** is not equitable because it is just a continuation of the unconstitutional block grant (SB7), yet I want to get a proposal to the court for its

consideration in order to assure continued attempts to keep schools open.—TOM HAWK

Madam President: I vote yes on **Sen Sub for HB 2655** because Dale Dennis, of the Department of Education, expressly told me that this plan allowed sufficient flexibility to address any potential equity issues that may arise in the future. Based upon the testimony that he (and others) provided, I feel confident that this plan satisfies the Court's equity concerns and, if inequities arise in the future, sufficient funds will be within Mr. Dennis' discretion to resolve any potential disparity that may occur after enactment.—TY MASTERSON

Senator Arpke requests the record to show he concurs with the "Explanation of Vote" offered by Senator Masterson on **S Sub HB 2655**.

Madam President: I vote yes on **Senate Substitute for HB 2655** because I firmly believe that the Preamble and Section 2 reflect my view of the evidence that was presented to the committees, and my intention is that this bill will keep our schools open.—LARRY POWELL

Senators Arpke and Masterson request the record to show they concur with the "Explanation of Vote" offered by Senator Powell on **S Sub HB 2655**.

Protest of Senator Hensley against Senate Substitute for House Bill No. 2655
March 24, 2016

Madam President: I hereby exercise my right under Article 2, Section 10, of the Kansas Constitution to protest Senate Substitute for House Bill No. 2655.

After submission of a bill at the rail on Monday, March 21, assignment of a bill number (Senate Bill No. 515) on Tuesday, getting the bill in print by early evening and a rushed committee hearing on Wednesday that provided no meaningful opportunity for testimony from the many districts impacted by the passage of this bill, this body now rushes to judgment to enact this bill (Senate Substitute for House Bill No. 2655) that demonstrably harms equity rather than curing the equity defects found by the Kansas Supreme Court. The bill does nothing to actually equalize purchasing power between districts due to differences in local wealth. Furthermore, it is a freeze of equalization payments at the current levels accomplished through the artifice of a "hold harmless" provision that benefits wealthier school districts at the expense of poorer districts. It also harms equity by effectively expanding LOB authority only for districts wealthy enough to afford local property tax increases. This Supposed Equity Bill is the very definition of a constitutionally inequitable bill.

Given the time constraints imposed on the Legislature by the Supreme Court's decision, which was itself precipitated by this body's unconstitutional actions, prudence would have dictated that the Legislature take as its guiding star a system that has been repeatedly found by the District Court Panel and the Supreme Court to be constitutionally equitable; namely, the old equalization formulas. Those formulas, in combination, pass the Supreme Court's equity test; this bill does not. The bill continues to create "winners and losers" as the attached chart and spreadsheet graphically demonstrate by comparing the bill's effects to the old equalization formulas previously found constitutional. My school district, Topeka USD 501, testified against this bill in the house and presented the spreadsheet and chart below along with their written testimony yesterday. The data was not presented to the Senate Committee and I

want the entire Senate to have the benefit of reviewing this information.

When compared to the old equalization formulas, the bill's disastrous effects on equity become apparent. The bill essentially switches the Local Option Budget (LOB) equalization formula to a less generous equalization formula than was previously authorized. While the capital outlay equalization formula might have been approved *for capital outlay* it was not approved for LOB. LOB is a much larger component in classroom funding. This is the direct result of this body attempting to construct a formula based not on educational reasons for the funding, but rather based on the amount of money politically deemed available in the State's checkbook. The bill prorates down the amount of LOB equalization to fit current dollars. Such a proration has been specifically found to be unconstitutional by the Supreme Court in *Gannon I*.

In addition, the hold harmless provisions in the bill (called "school district equalization state aid" in the bill) allow wealthier districts to retain more resources and thus retain the ability to provide more educational opportunity. This allows the wealthier districts to keep the advantage given to them by the block grants enacted under 2015 House Substitute for Senate Bill No. 7 and their wealth. This runs directly counter to the purpose of equalization aid which is supposed to "equalize" purchasing power. The bill instead ensures that the wealthier districts retain their advantages over less wealthy districts and thus fails the equity test.

Additionally, the bill's system allows wealthy districts to game the equalization system in a way that less wealthy districts cannot. For example, Shawnee Mission USD 512, a district that regularly touts their ability to pass increased local school mill levies, could raise their mill levy to completely backfill the \$3,040,285 amount they lose in LOB equalization aid under the Supposed Equity Bill's LOB equalization formula. In addition, they would then receive an additional \$3,040,285 in "hold harmless" money, thereby allowing them to *increase* spending by \$3 million dollars over the block grant. On the other hand, Kansas City USD 500 also loses \$2,502,864 in equalization aid. However, Kansas City is much less likely to get taxpayer approval for an increased local school mill levy to backfill this loss. The "hold harmless" money Kansas City receives will be only \$1,240,706, resulting in a *decrease* in LOB funding to Kansas City by \$1,262,158 over the amount granted under the block grant bill. This does not result in substantially similar educational opportunity through similar tax effort.

The bill also continues the cannibalization of equalization funds that the courts have repeatedly been found to be unconstitutional. By ensuring that any gains in capital outlay equalization are then deducted against any "hold harmless" money the district would receive, it harms the districts that receive capital outlay equalization compared to districts that do not.

Additionally, local school mill levies continue to range from 7.87 mills in Meade to 44.4 mills in South Haven for providing the same educational opportunity. This might have been acceptable to the Court had we used their safe harbor and simply re-adopted and funded the old formulas, however, since we did not, the new scheme must pass the equity test. Under the bill's system, districts will be incentivized to shift more funding locally to backfill the loss of LOB aid due to the less generous LOB formula. This will only exacerbate the range of tax effort required to obtain "similar educational opportunity." It violates the Supreme Court mandate that "School districts must have reasonably equal access to substantially similar educational opportunity through similar tax effort." This tax effort difference is not even close to "similar."

The Topeka Public Schools are already being forced to consider proposals to raise their LOB mill levy in order to make up for losses incurred through the operation of the block grants. The bill means that Topeka taxpayers will face even higher potential local tax increases just to stay even. For districts like Topeka and other less wealthy districts, the bill can only be viewed as yet another package of concessions for wealthier, more politically powerful districts that continues to arbitrarily reassign winners and losers. This merely furthers the inequity in funding for classrooms across the state; it does not cure it as required by the Supreme Court.

The bill is the product of politics and not a consideration of the actual cost to educate Kansas school children. Clearly, the bill does not, by design or in its likely implementation, provide for “reasonably equal access to substantially similar educational opportunity through similar tax effort.” An attempted repackaging of the same resources previously found to violate the Kansas Constitution through a bill that perpetuates wealth-based disparities between the districts rather than curing them cannot reasonably be viewed as a constitutional response to the Supreme Court’s mandate. By passing the bill, this body once again fails in its constitutional duty under Article 6 to provide an equitable education to all Kansas school children.

In addition, if this bill is subsequently found to be unconstitutional by the Supreme Court, the majority party of this Legislature will have brought us dangerously closer to the Court’s June 30 deadline to comply with the *Gannon* decision. If the majority party is truly concerned about keeping schools open next fall, they should have appropriated \$38 million in the fiscal year 2017 budget bill which passed the Legislature over a month ago. Appropriating \$38 million would have been and remains a far more certain solution in meeting the equity test in *Gannon* than the uncertainty resulting from the passage of this bill. —ANTHONY HENSLEY

Senators Faust-Goudeau, Haley, Hawk, Holland, Kelly, and Pettey request the record to show they concur with the “Constitutional Protest” offered by Senator Hensley on **S Sub HB 2655**.

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			RETURN TO OLD FORMULAS Supreme Court Safe Harbor		
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
					Calculated
USD#	County Name	USD Name	SF16-126 Col A	SF16-116 Col 4	(A + B)
239	Sedgewick	Wichita	8,508,756	5,132,809	3,641,369
505	Wyandotte	Kansas City	1,262,158	870,843	2,233,001
497	Douglas	Lawrence	656,369	1,496,590	2,152,959
501	Shawnee	Topeka Public Schools	828,524	1,092,306	1,861,830
437	Shawnee	Ashton Washburn	776,669	1,061,108	1,837,777
269	Sedgewick	Derby	822,104	768,829	1,591,333
305	Saline	Salina	581,848	587,798	1,148,646
457	Finney	Garden City	389,038	771,212	1,064,251
231	Johnson	Gardner Edgerton	531,373	374,719	907,092
265	Sedgewick	Malze	628,126	127,546	749,672
483	Ford	Dodge City	438,813	318,811	737,625
253	Lyon	Emporia	557,911	168,711	726,622
165	Sedgewick	Goddard	417,364	291,761	710,124
368	Miami	Paola	231,930	478,744	710,674
345	Shawnee	Searman	354,791	168,313	521,654
913	Reynolds	Buhler	238,318	279,682	517,980
304	Wyandotte	Bornier Springs	281,149	231,413	512,564
489	Ellis	Hays	0	487,968	487,968
214	Grant	Ulysses	0	487,259	487,259
209	Wyandotte	Piper-Kansas City	183,149	327,890	494,239
450	Shawnee	Shawnee Heights	387,760	167,357	475,116
250	Crawford	Pittsburg	130,319	330,234	460,553
480	Butler	El Dorado	78,838	367,866	446,703
263	Sedgewick	Marysue	246,570	199,731	446,301
416	Miami	Lansburg	149,730	263,758	413,488
453	Leavenworth	Leavenworth	226,875	188,708	415,584
202	Wyandotte	Turner-Kansas City	228,981	199,808	378,587
375	Butler	Circle	72,689	288,346	360,835
262	Sedgewick	Valley Center Pub Sch	178,871	167,394	338,265
458	Leavenworth	Basehor-Linwood	183,164	140,731	323,896
467	Russell	Russell County	70,824	276,112	346,936
260	Franklin	Ottawa	199,433	111,368	311,386
331	Kingman	Kingman - Norwick	113,499	270,826	384,325
428	Barbon	Great Bend	129,100	175,120	304,620
413	Neosho	Charute Public Schools	202,962	96,191	299,153
435	Dickinson	Abene	178,379	115,150	293,529
418	McPherson	McPherson	148,145	139,870	277,814
308	Reynolds	McPherson Public Schools	163,186	113,387	276,533
480	Seward	Liberal	0	281,877	281,877

S Sub for HB 2655
New LOB Formula and Hold Harmless

D	E	F	G	H	I
Gain/Loss in LOB Aid	Gain/Loss in Capital Outlay Aid	New Formula Gain/Loss in Aid	Hold Harmless Payment	Total Aid Gain/Loss in Aid	Difference Between Old Formulas and S Sub for HB2655
		Calculated		Calculated	Calculated
SP18-128 Col 4	SP18-117 Col 8	{ D + E }	SP18-133 Col 4	{ F + G }	{ H - I }
-6,049,648	4,508,786	-1,539,862	1,536,892	0	-2,841,585
-2,502,864	1,262,158	-1,240,706	1,240,706	0	-2,231,031
-2,377,894	859,389	-1,721,096	1,721,096	0	-2,251,899
-1,804,935	829,524	-973,413	875,411	0	-1,861,830
-621,735	776,689	153,954	0	153,954	-1,883,841
-735,024	822,154	87,080	0	87,080	-1,504,453
-1,248,914	540,848	-689,066	688,064	0	-1,148,646
-525,525	292,838	-232,687	302,317	0	-1,068,244
-705,254	582,373	-173,881	173,881	0	-907,082
-1,185,813	629,125	-556,688	556,684	0	-749,672
-788,687	419,603	-369,084	369,283	0	-737,385
-683,905	587,801	-96,104	76,505	0	-728,612
-680,851	417,394	-263,457	263,457	0	-710,154
-47,738	281,900	184,162	0	184,162	-326,482
-714,134	354,751	-359,383	258,383	0	-521,054
-381,795	238,318	-93,476	93,478	0	-317,980
-427,970	281,183	-146,825	146,826	0	-312,354
-317,905	0	-317,905	317,906	0	-487,958
0	0	0	0	0	-487,258
-289,147	182,148	-106,997	108,997	0	-488,239
-596,577	307,760	-289,218	289,218	0	-475,716
-282,583	130,319	-152,264	152,264	0	-468,553
-259,181	78,638	-180,544	180,544	0	-443,703
-53,372	246,570	193,198	0	193,198	-425,103
-172,834	149,710	-23,125	23,125	0	-413,468
-587,539	226,875	-360,664	360,684	0	-412,584
-484,713	218,881	-265,733	268,733	0	-378,587
-293,716	72,089	-221,627	221,627	0	-360,435
-299,711	176,871	-122,841	122,841	0	-329,163
-279,884	183,164	-95,680	95,889	0	-323,896
297,888	70,624	328,012	0	328,012	-318,724
-382,488	199,433	-183,055	183,085	0	-312,386
-35,949	113,499	77,551	0	77,551	-305,974
-434,153	129,180	-305,033	305,033	0	-304,620
-514,215	202,962	-316,253	116,253	0	-298,103
-184,899	178,373	-6,527	6,127	0	-299,523
-688,878	148,145	-540,733	540,733	0	-277,814
-762,972	163,146	-599,826	599,826	0	-278,533
-485,280	0	-485,280	495,190	0	-361,677

			RETURN TO OLD FORMULAS Supreme Court Safe Harbor		
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
			Calculated		
USE#	County Name	LOA Name	SF15-126 Col 4	SF15-116 Col 4	(A + B)
459	Lawrence	Lawrence	109,147	147,390	256,537
409	Anderson	Anderson Public Schools	112,164	128,622	240,786
466	Scott	Scott County	21,888	218,133	240,021
445	Montgomery	Coffeyville	55,281	253,880	309,161
383	Wiley	Marion-Hastan-Cigden	0	226,958	226,958
261	Sedgewick	Haysville	-24,683	249,573	224,890
496	Hamilton	Syracuse	35,893	237,949	273,842
491	Douglas	Enon	109,827	89,278	199,105
405	Nixa	Lyons	79,841	208,528	279,367
230	Johnson	Spring Hill	0	181,581	181,581
205	Butler	Bloomington	57,613	124,168	181,781
348	Douglas	Bethel City	120,087	60,705	180,792
368	Butler	Rose Hill Public Schools	104,536	74,905	179,441
114	Doniphan	Riverside	0	188,397	188,397
482	Butler	Augusta	193,229	-18,809	174,420
431	Barton	Horsington	48,885	339,358	388,243
212	Johnson	De Soto	485,480	-331,295	154,185
483	Seward	Kismet-Plains	0	161,612	161,612
373	Harvey	Newton	236,165	-76,132	160,033
257	Adair	Ada	89,125	66,862	156,087
325	Barton	Elmerwood Public Schools	45,148	343,455	388,603
417	Moore	Moore County	56,732	95,380	152,112
486	McPherson	Dwight Valley	110,105	38,343	148,448
310	Stafford	St. John-Hudson	0	148,413	148,413
268	Sedgewick	Clearwater	89,239	48,853	138,092
386	Butler	Douglas Public Schools	47,344	100,131	147,475
270	Reno	Plainsville	0	146,454	146,454
267	Sedgewick	Berwick	154,108	-12,291	141,817
385	Butler	Andover	445,363	-303,642	141,721
470	Cowley	Arkansas City	31,508	78,133	109,641
273	Mitchell	Beal	36,722	52,895	89,617
287	Franklin	West Franklin	56,831	89,784	146,615
388	Woods	Woods	2,648	122,461	125,109
306	Labette	Labette County	91,923	31,683	123,606
308	Cheyenne	Baxter Springs	83,323	42,585	125,908
218	Monroe	Elkhart	151,571	82,327	233,898
293	Greene	Quenston Public Schools	36,503	104,802	141,305
340	Jefferson	Jefferson West	63,272	48,212	111,484
437	Gray	Ingalls	7,871	130,357	138,228

S Sub for HB 2655
New LOB Formula and Hold Harmless

D	E	F	G	H	I
Gain/Loss in LOB Aid	Gain/Loss in Capital Outlay Aid	New Formula Gain/Loss in Aid	Hold Harmless Payment	Total Aid Gain/Loss in Aid	Difference Between Old Formulas and S Sub for HB2655
		Calculated {D+E}		Calculated {F+G}	Calculated {H-I}
SF26-126 Col 4	SF16-117 Col 4	{D+E}	SF16-133 Col 4	{F+G}	{H-I}
-301,893	309,147	-192,746	192,746	0	-238,527
-223,242	512,164	-111,078	111,078	0	-246,766
-137,092	21,880	-113,212	113,212	0	-249,023
-388,723	58,231	-334,470	334,470	0	-289,143
-1,836,208	0	-1,536,208	1,536,208	0	-226,458
-421,672	-24,683	-447,355	447,355	0	-217,923
-19,072	35,896	26,794	0	26,794	-213,021
-164,977	106,827	-59,150	59,150	0	-283,105
59,028	70,841	89,889	0	89,889	-189,498
-293,948	0	-293,948	293,948	0	-181,581
-56,881	57,613	732	0	732	-181,049
-258,148	120,067	-138,082	138,082	0	-180,772
-178,795	104,969	-73,159	73,159	0	-179,502
12,411	0	12,411	0	12,411	-179,986
-380,181	197,229	-186,912	186,912	0	-178,421
166,216	-48,885	215,103	0	215,103	-173,143
-2,022,965	495,483	-1,527,483	1,527,485	0	-156,185
0	0	0	0	0	-161,452
-888,770	236,161	-653,610	653,610	0	-139,828
-193,235	83,321	-99,514	99,514	0	-156,183
190,625	45,148	235,771	0	235,771	-152,992
-194,849	56,732	-138,118	138,118	0	-151,211
-248,289	110,105	-138,133	138,133	0	-148,447
0	0	0	0	0	-148,423
-194,202	99,239	-94,764	94,764	0	-148,092
-5,2383	47,534	-5,144	5,144	0	-148,075
0	0	0	0	0	-146,454
-486,981	154,108	-332,273	332,273	0	-141,937
-1,224,162	445,569	-778,593	778,593	0	-141,727
-383,893	51,508	-332,335	332,335	0	-139,781
-293,131	76,722	-216,409	216,409	0	-139,417
-147,913	96,631	-90,282	90,282	0	-136,423
-33,810	2,649	-31,167	31,162	0	-125,109
-215,981	91,923	-123,578	123,578	0	-123,968
-80,859	23,323	-42,465	0	42,465	-123,454
80,515	151,571	212,086	0	212,086	-122,792
-18,582	36,595	18,943	0	18,943	-121,154
-343,711	-62,272	-402,439	82,439	0	-112,485
24,186	7,671	31,858	0	31,858	-112,571

			RETURN TO OLD FORMULAS Supreme Court Safe Harbor		
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
			Calculated		
USD#	County Name	USD Name	SP18-128 Col 8	SP18-118 Col 4	(A + B)
382	Pratt	Pratt	498,265	2,893	111,928
388	Ellis	Ellis	63,507	201,209	284,916
335	Wabash	Mission Valley	52,513	58,913	109,426
308	Reno	Nickerson	54,188	52,922	107,109
353	Sumner	Willington	164,853	-58,743	106,711
432	Ellis	Victoria	0	108,522	108,522
252	Lyon	Southern Lyon County	91,297	52,988	109,245
282	Elk	West Elk	21,952	79,890	100,842
325	Wiggins	Phillipsburg	82,130	51,746	87,896
368	Harvey	Burton	40,219	139,219	179,479
503	Lafayette	Parsons	64,319	42,912	87,291
282	Franklin	Wellsville	71,910	19,316	87,228
484	Wilson	Fredonia	21,189	65,945	81,235
473	Dickinson	Chapman	-17,436	97,535	80,099
397	Marion	Centre	68,406	69,540	134,646
113	Nemaha	Prairie Hills	73,930	4,477	77,427
347	Edwards	Kinsley-Offerta	37,583	38,993	76,578
286	Chautauque	Chautauque Co Community	6,395	68,962	75,357
511	Harper	Attica	11,279	72,673	83,349
358	Sumner	Oxford	45,956	141,459	127,414
101	Neosho	Erie-Salesburg	42,938	26,176	69,115
268	Sedgwick	Cheney	49,452	18,739	68,171
467	Dickinson	Herrington	0	66,614	66,614
412	Marion	Dezham-Hillsboro-Lehigh	56,680	6,415	65,995
447	Montgomery	Cherryvale	44,627	18,011	62,628
509	Sumner	South Haven	5,665	105,539	115,253
434	Osage	Santa Fe Trail	34,679	26,102	60,772
439	Harvey	Sedgwick Public Schools	12,600	47,653	60,253
267	Leavenworth	Pt Leavenworth	3,823	69,289	72,312
465	Cowley	Winfield	164,626	-103,386	59,239
320	Pottawatomie	Wamego	61,788	-3,896	57,892
376	Rice	Stardig	49,189	7,369	57,123
483	Rush	Ohio-Bison	0	57,129	57,129
333	Cloud	Concordia	67,847	-13,962	53,885
414	Cherokee	Wheaton	-6,466	57,750	51,284
289	Franklin	Central Heights	39,934	10,257	49,311
395	Rush	LaCrosse	7,523	41,347	48,372
357	Sumner	Beale Prairie	38,894	8,396	47,280
248	Crowford	Grand	30,793	15,867	46,660

S Sub for HB 2655						
New LOB Formula and Hold Harmless						
D	E	F	G	H	I	
Gain/Loss in LOB Aid	Gain/Loss in Capital Outlay Aid	New Formula Gain/Loss in Aid	Hold Harmless Payment	Total Aid Gain/Loss in Aid	Difference Between Old Formulas and S Sub for HB2655	
		Calculated		Calculated	Calculated	
SP18-126 Col A	SP18-117 Col 4	{D + E}	SP18-128 Col 4	{F + G}	{H - C}	
-373,782	109,266	-264,517	264,517	0	-111,928	
91,079	63,307	154,386	0	154,386	-103,130	
-136,898	52,513	-84,385	84,383	0	-108,421	
-272,752	54,188	-218,563	218,523	0	-107,308	
-389,058	164,859	-224,199	194,865	0	-108,731	
0	0	0	0	0	-103,522	
-133,607	50,257	-83,350	83,350	0	-103,243	
36,898	20,962	-15,478	15,478	0	-160,842	
-92,480	32,150	-60,280	80,280	0	87,898	
51,543	40,250	91,772	0	91,772	87,708	
-218,717	44,890	-174,417	174,417	0	87,291	
-206,772	71,910	-134,862	134,862	0	-87,228	
-140,675	20,189	-120,285	120,285	0	-81,333	
-216,638	-17,436	-244,053	244,053	0	-80,099	
-8,485	45,106	36,621	0	36,621	-78,025	
-383,134	72,850	-310,184	310,184	0	-77,427	
-111,390	37,583	-73,807	73,807	0	-76,378	
-16,048	6,395	-9,653	9,653	0	-75,317	
-2,823	11,276	8,754	0	8,754	-74,596	
-87,172	45,356	-113,128	0	-113,128	-74,287	
-185,509	42,036	-122,621	122,621	0	-69,113	
-136,423	49,462	-86,971	86,971	0	-88,171	
-47,154	0	-47,154	47,154	0	-86,024	
-196,307	58,680	-127,627	127,627	0	-65,096	
-192,525	44,627	-147,898	58,948	0	-62,628	
44,582	9,885	54,267	0	54,267	-60,336	
-212,642	34,670	-177,972	177,972	0	-60,772	
-48,448	12,680	-35,869	35,869	0	-60,263	
9,108	3,423	12,132	0	12,132	-60,180	
-571,881	164,826	-407,256	407,256	0	-59,239	
-327,696	81,798	-245,708	245,708	0	-57,892	
-126,574	49,189	-77,386	77,388	0	-57,152	
0	0	0	0	0	-57,129	
282,490	87,867	194,593	194,593	0	-53,803	
-122,514	-6,456	-128,970	128,970	0	-51,304	
-130,682	39,054	-91,628	91,628	0	-49,111	
90,382	7,023	83,358	83,358	0	-48,372	
-118,036	38,884	-79,145	79,145	0	-47,283	
-170,289	30,793	-139,496	139,490	0	-46,563	

RETURN TO OLD FORMULAS Supreme Court Safe Harbor					
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
					Calculated
USD#	County Name	USD Name	SP18-128 Col 8	SP18-118 Col 4	(A + B)
326	Phillips	Logan	0	46,483	46,483
327	Ellsworth	Ellsworth	31,457	14,956	46,373
249	Crawford	Frontenac Public Schools	21,442	22,298	44,739
245	Coffey	LeRoy-Gridley	0	44,382	44,382
372	Shawnee	Sikee Lake	43,833	-1,857	42,974
341	Jefferson	Oskage Public Schools	9,280	33,842	43,122
499	Cherokee	Galena	20,348	19,515	42,914
430	Osage	Osage City	24,133	18,822	42,575
323	Wortawatomie	Rock Creek	0	42,188	42,188
336	Jackson	Hulon	60,919	-24,850	41,869
343	Jefferson	Perry Public Schools	23,623	16,745	40,368
504	Labelle	Crawsaw	17,712	22,083	39,797
713	Clark	Minerals	0	39,679	39,679
464	Leavenworth	Tonganoxie	-29,938	62,349	35,348
367	Miami	Oswatimie	28,675	42,349	35,728
308	Butler	Remington-Whitewater	23,397	10,562	34,159
421	Osage	Lyndon	29,992	3,809	33,801
356	Sumner	Conway Springs	49,413	-17,639	31,773
398	Marion	Peabody-Burns	0	30,713	30,713
285	Chautauque	Cedar Vale	0	30,380	30,380
471	Cowley	Deeter	16,970	12,332	29,302
273	Rooks	Stockton	0	27,489	27,489
468	Marion	Marion-Florence	0	26,642	26,642
297	Chevyenne	St. Francis Comm Sch	0	20,922	20,922
306	Joline	Southeast Of Sakoe	0	20,414	20,414
312	Rees	Haven Public Schools	65,328	-47,629	18,829
413	McPherson	Canon-Gales	13,823	4,217	18,080
212	Norton	Northern Valley	24,486	1,896	15,943
248	Crawford	Northeast	43,287	-29,258	14,028
386	Greenwood	Moffison-Virgil	10,160	3,376	13,536
305	Laporte	Cherokee-St. Paul	24,411	-10,882	13,529
373	Gray	Montezuma	9,554	2,754	12,158
242	Wallace	Weskan	0	11,306	11,306
309	Sumner	Argonia Public Schools	0	10,634	10,634
108	Washington	Washington Co. Schools	3,008	5,883	8,353
411	Marion	Gnessel	9,414	-1,721	7,693
438	Pratt	Dynline Schools	31,208	-25,338	5,570
312	Portawatomie	Onaga-Havensville-Wheaton	31,340	-27,330	4,009
448	McPherson	Huron	24,032	-21,078	2,954

S Sub for HB 2655						
New LOB Formula and Hold Harmless						
D	E	F	G	H	I	
Gain/Loss in LOB Aid	Gain/Loss in Capital Outlay Aid	New Formula Gain/Loss in Aid	Hold Harmless Payment	Total Aid Gain/Loss in Aid	Difference Between Old Formulas and S Sub for HB2655	
		Calculated		Calculated		Calculated
SP16-126 Col A	SP18-117 Col A	{D + E}	SP16-133 Col A	{F + G}		{H - C}
-86,844	0	-86,844	86,844	0		-86,844
-287,355	31,827	-255,527	255,527	0		-86,373
-111,824	21,842	-89,982	89,982	0		-84,737
0	0	0	0	0		-84,281
-257,098	83,831	-173,267	173,267	0		-83,974
-111,833	8,299	-103,534	103,541	0		-83,137
-102,278	28,348	-73,930	73,940	0		-82,914
-131,903	24,158	-107,745	107,857	0		-82,578
-164,492	0	-164,492	164,492	0		-82,188
-239,384	65,919	-173,465	173,465	0		-81,069
-289,101	23,622	-265,478	265,478	0		-80,368
-56,487	17,712	-38,775	38,775	0		-79,797
-84,689	0	-84,689	84,689	0		-79,699
-122,088	-28,998	-149,086	149,033	0		-79,048
-113,890	78,675	-35,215	35,255	0		-78,726
-201,860	33,597	-168,263	168,263	0		-78,159
-106,689	29,891	-76,798	76,798	0		-77,801
-115,100	49,413	-65,687	65,687	0		-77,773
-125,290	0	-125,290	125,290	0		-77,713
-3,358	0	-3,358	3,358	0		-77,380
-31,423	18,970	-12,453	12,453	0		-77,302
-80,629	0	-80,629	80,629	0		-77,449
-134,098	0	-134,098	134,098	0		-76,882
-92,622	0	-92,622	92,622	0		-76,822
-255,425	0	-255,425	255,425	0		-76,414
-383,783	16,528	-367,255	367,224	0		-76,829
-386,088	13,823	-372,265	372,248	0		-76,080
-89,530	14,468	-75,062	75,064	0		-75,562
-144,293	42,287	-102,006	101,268	0		-74,928
-186,897	10,190	-176,707	176,797	0		-74,536
-108,229	24,423	-83,806	83,808	0		-74,429
-101,086	9,554	-91,532	91,492	0		-74,308
-17,197	0	-17,197	17,197	0		-74,596
-73,925	0	-73,925	73,925	0		-73,834
-186,153	3,958	-182,195	182,145	0		-73,993
-83,801	8,414	-75,387	75,387	0		-73,693
-281,378	31,188	-250,190	250,191	0		-73,573
-143,165	31,280	-111,885	111,825	0		-73,008
-230,421	24,032	-206,389	206,389	0		-72,954

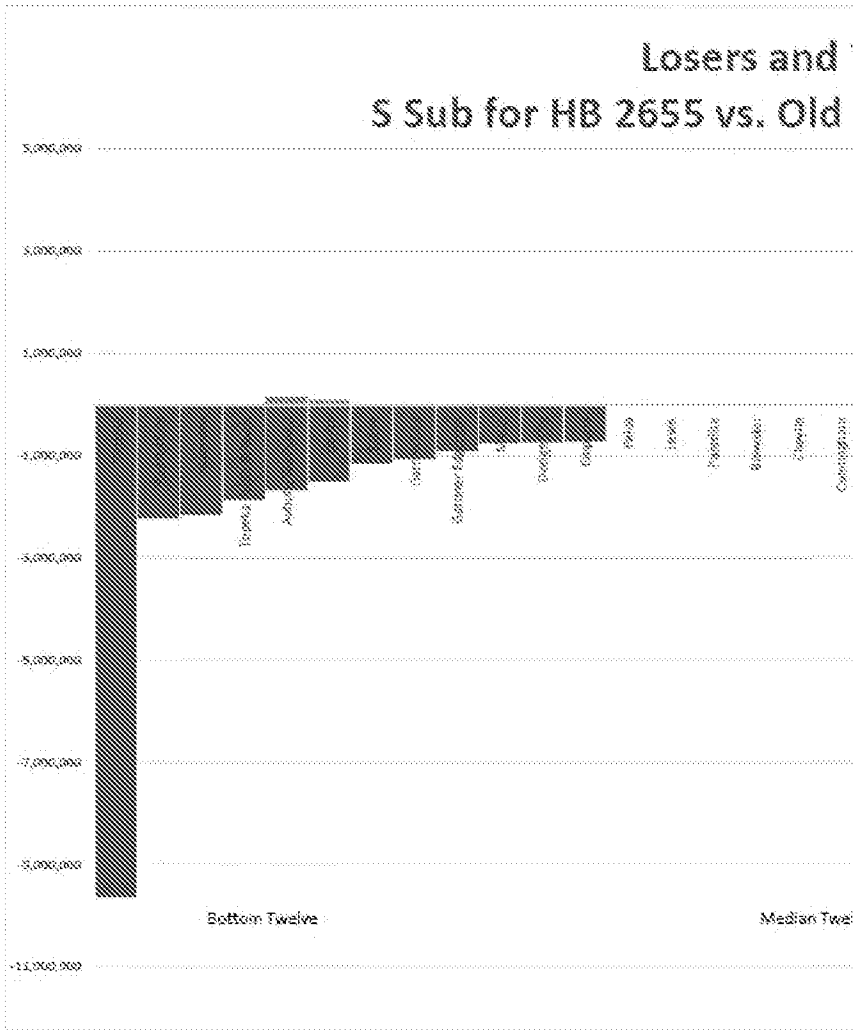
			RETURN TO OLD FORMULAS Supreme Court Safe Harbor		
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
					Calculated
USD#	County Name	USD Name	GF18-128 Col 8	SF18-118 Col 4	(A + B)
389	Oxkinson	Solonon	22,974	-30,377	2,197
224	Washington	Clifton-Clyde	0	1,379	1,379
240	Clark	Astoria	0	1,352	1,352
213	Norton	Norton Community Schools	36,424	-38,203	1,221
230	Stevens	Nugton Public Schools	0	1,168	1,168
388	Greenwood	Eureka	10,316	-9,350	966
392	Osborne	Osborne County	18,840	-18,950	481
454	Deage	Burlingame Public School	0	473	473
468	Lane	Healy Public Schools	0	0	0
275	Logan	Tringolks	0	0	0
291	Wheeler	Garnett Public Schools	0	0	0
478	Kiowa	Hawland	0	0	0
476	Gray	Copeland	0	0	0
292	Wheeler	Wheatland	0	0	0
106	Ness	Western Plains	0	0	0
268	Hooks	Palco	0	0	0
502	Edwards	Lewis	0	0	0
399	Russell	Paradise	0	0	0
314	Thomas	Brewster	0	0	0
109	Cheyenne	Cheyen	0	0	0
332	Kingman	Cunningham	0	0	0
403	Rice	Chase-Raymond	0	0	0
217	Worton	Rolla	0	0	0
209	Stevens	Moscow Public Schools	0	0	0
241	Wallace	Wallace County Schools	0	0	0
216	Kearny	Deerfield	0	0	0
351	Stafford	Muskoville	0	0	0
482	Lane	Dighton	0	0	0
459	Ford	Bucklin	0	0	0
255	Barber	South Barber	0	0	0
200	Greene	Greene County Schools	0	0	0
303	Ness	Ness City	0	0	0
227	Hodgeman	Hodgeman County Schools	0	0	0
310	Reno	Fairfield	0	0	0
307	Haskell	Estancia	0	0	0
300	Comanche	Comanche County	0	0	0
444	Rice	Little River	0	0	0
111	Osage	Doughan West Schools	0	0	0
422	Kiowa	Kiowa County	0	0	0

RETURN TO OLD FORMULAS Supreme Court Safe Harbor					
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
					Calculated
USD#	County Name	USD Name	SF18-128 Col 8	SF18-118 Col 4	[A + B]
281	Graham	Graham County	0	0	0
208	Trego	Wakeeney	0	0	0
236	Meade	Meade	0	0	0
274	Logan	Oakley	0	0	0
251	Lyon	North Lyon County	0	0	0
452	Stanton	Stanton County	0	0	0
374	Haskell	Sublette	0	0	0
254	Barber	Barber County North	0	0	0
112	Hesworth	Central Plains	0	0	0
215	Kearny	Lakin	0	0	0
244	Coffey	Burlington	0	0	0
362	Linn	Prairie View	0	0	0
363	Piney	McLouth	0	0	0
321	Pottawatomie	Saw Valley	0	0	0
436	Montgomery	Ceney Valley	21,028	-24,213	-2,185
342	Jefferson	McLouth	21,281	-24,344	-2,263
390	Greenwood	Hamilton	0	-2,897	-2,897
235	Bourbon	Uniontown	0	-3,103	-3,103
381	Ford	Spearsville	13,059	-17,426	-4,373
284	Chase	Chase County	0	-4,647	-4,647
460	Norway	Hesson	46,316	-51,316	-5,000
364	Riley	Blue Valley	0	-6,899	-6,899
412	Sheridan	Hoste Community Schools	0	-11,397	-11,397
332	Jefferson	Jefferson County North	20,071	-32,219	-12,148
429	Doniphan	Troy Public Schools	13,545	-26,388	-12,844
115	Nemaha	Nemaha Central	0	-35,619	-35,619
498	Marshall	Valley Heights	24,965	-41,096	-16,132
479	Anderson	Crest	0	-17,919	-17,919
338	Jefferson	Valley Falls	23,067	-40,674	-17,607
109	Republic	Republic County	0	-17,794	-17,794
461	Wilson	Newdisha	46,331	-65,813	-19,482
365	Anderson	Garnett	82,132	-101,643	-19,512
449	Leavenworth	Easton	28,298	-48,502	-19,703
107	Jewell	Rock Hill	0	-21,459	-21,459
349	Stafford	Stafford	6,937	-28,705	-21,767
317	Jackson	Royal Valley	41,950	-66,459	-24,509
462	Cowley	Central	17,380	-42,565	-24,785
378	Riley	Riley County	45,573	-70,468	-24,895
380	Sumner	Caldwell	10,773	-35,350	-24,577

			RETURN TO OLD FORMULAS Supreme Court Safe Harbor		
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
			Calculated		
USD#	County Name	USD Name	SF15-129 Col 4	SF15-118 Col 4	(A + B)
428	Republic	Pike Valley	8,614	-38,283	-29,671
436	Rawnee	Rawnee Heights	0	-30,949	-30,949
481	Dickinson	Rural Vista	0	-32,301	-32,301
483	Cherokee	Columbus	34,756	-68,225	-33,550
587	Wilson	Albions-Midway	0	-39,888	-39,888
635	Jackson	North Jackson	5,723	-48,855	-43,132
636	Brown	South Brown County	89,756	-85,243	-4,513
811	Beauregard	Pretty Prairie	12,863	-98,709	-85,846
240	Ottawa	Twin Valley	29,667	-77,876	-48,209
334	Cloud	Southern Cloud	0	-49,647	-49,647
254	Decatur	Cherlin	0	-49,921	-49,921
440	Harvey	Halstead	24,949	-78,072	-53,123
272	Michoud	Wacoona	0	-53,812	-53,812
239	Ottawa	North Ottawa County	-29,753	-25,092	-54,846
105	Rawlins	Rawlins County	5,221	-60,309	-55,087
218	Thomas	Coby Public Schools	44,736	-101,803	-57,067
380	Marshall	Vernon	30,491	-88,929	-58,437
492	Sutler	Flinthills	5,625	-64,096	-58,471
418	Brown	Miawatha	0	-58,914	-58,914
316	Thomas	Golden Plains	0	-62,813	-62,813
438	Osage	Marais Des Cygnes Valley	0	-64,595	-64,595
237	Smith	Smith Center	11,998	-78,380	-66,382
102	Gray	Crossman-Bridgn	18,267	-87,888	-69,621
467	Wichita	Leoti	0	-69,661	-69,661
229	Wabatonze	MHP Creek Valley	9,206	-80,562	-71,356
299	Lincoln	Selvan Grove	0	-72,558	-72,558
110	Phillips	Thunder Ridge Schools	1,237	-77,117	-75,880
468	Cowley	Udall	14,687	-90,872	-76,185
225	Steady	Forder	0	-76,428	-76,428
361	Harper	Anthony-Harper	0	-80,374	-80,374
344	Linn	Pleasanton	18,628	-100,193	-81,565
307	Schene	El-Saline	33,772	-117,643	-83,871
243	Coffey	Lebo-Waverly	8,487	-100,949	-92,462
446	Montgomery	Independence	70,276	-163,323	-93,047
424	McPherson	Moundridge	0	-108,769	-108,769
378	Clay	Clay Center	-78,661	-128,669	-207,330
364	Marshall	Marysville	0	-132,249	-132,249
377	Atchison	Atchison Co Comm Schools	4,289	-142,827	-138,538
223	Washington	Sarnes	0	-140,293	-140,293

S Sub for HB 2655					
New LOB Formula and Hold Harmless					
D	E	F	G	H	I
Gain/Loss in LOB Aid	Gain/Loss in Capital Outlay Aid	New Formula Gain/Loss in Aid	Hold Harmless Payment	Total Aid Gain/Loss in Aid	Difference Between Old Formulas and S Sub for HB2655
		Calculated		Calculated	Calculated
SF16-119 Col 4	SF16-117 Col 4	{ D + E }	SF16-135 Col 4	{ F + G }	{ H - C }
-132,881	8,814	-143,467	143,467	0	29,371
-85,280	0	-85,280	85,280	0	30,849
-141,353	0	-141,353	141,353	0	32,301
-287,299	34,756	-352,494	352,494	0	33,259
-39,898	0	-39,898	39,898	0	39,898
-160,826	3,723	-157,103	157,103	0	45,132
-292,307	33,758	-212,752	212,752	0	45,487
-194,188	12,863	-191,324	191,324	0	46,845
-258,174	28,697	-238,809	238,609	0	48,009
-119,683	0	-119,683	119,683	0	48,047
-49,928	0	-49,928	49,928	0	49,928
-291,933	24,940	-266,992	266,992	0	53,135
-167,993	0	-167,993	167,993	0	53,812
-222,723	-29,713	-252,476	252,476	0	54,846
-218,938	5,221	-213,715	213,715	0	55,087
-357,878	44,730	-413,148	413,148	0	57,075
-367,333	37,891	-329,841	229,801	0	58,337
-171,172	5,625	-164,747	154,747	0	59,471
-197,162	0	-197,162	197,162	0	58,324
-162,331	0	-162,331	162,331	0	62,819
-155,879	0	-155,879	155,879	0	64,505
-274,629	11,969	-262,658	262,658	0	65,411
-285,031	18,287	-266,764	266,764	0	68,337
-157,678	0	-157,678	157,678	0	68,661
-291,693	9,298	-281,477	281,477	0	71,356
72,538	0	72,538	72,538	0	72,538
-205,051	1,217	-203,812	203,813	0	75,880
-208,638	14,667	-191,751	191,751	0	75,585
89,090	0	-89,090	89,090	0	75,428
80,378	0	80,378	80,378	0	80,378
-192,875	16,629	-174,247	174,247	0	81,569
-251,817	33,772	-219,044	219,044	0	83,806
-270,079	8,487	-261,609	261,609	0	82,482
-627,054	70,275	-558,737	556,737	0	93,048
-121,593	0	-121,593	121,593	0	108,769
-309,089	-78,161	-448,351	448,351	0	120,330
-173,758	0	-173,758	173,758	0	132,249
-438,626	4,289	-430,337	430,337	0	138,338
-175,837	0	-175,837	175,837	0	140,253

S Sub for HB 2655						
New LOB Formula and Hold Harmless						
D	E	F	G	H	I	
Gain/Loss in LOB Aid	Gain/Loss in Capital Outlay Aid	New Formula Gain/Loss in Aid	Hold Harmless Payment	Total Aid Gain/Loss in Aid	Difference Between Old Formulas and S Sub for HB2655	
		Calculated		Calculated	Calculated	
SP18-126 Col 4	SP18-117 Col 4	{ D + E }	SP18-133 Col 4	{ F + G }	{ H - C }	
-428,972	-38,319	-468,290	468,290	0	180,833	
-158,179	0	-158,179	158,179	0	181,713	
-369,680	11,868	-357,812	357,812	0	153,408	
-327,143	18,763	-308,380	307,895	0	162,061	
-389,698	-74,248	-463,946	463,946	0	168,080	
-568,624	-27,703	-596,327	591,335	0	107,928	
-485,907	59,573	-426,334	426,335	0	187,791	
-1,393,278	-154,691	-1,547,977	1,517,877	0	38,652	
-400,148	0	-400,148	400,148	0	-400,148	
-9,573,381	557,013	-9,016,368	9,016,343	0	498,892	
-660,605	27,233	-633,372	638,392	0	540,133	
-3,040,285	0	-3,040,285	3,040,285	0	1,737,588	
-2,407,372	0	-2,407,372	2,407,372	0	2,407,372	
		0				
-62,808,792	23,489,840	-39,318,952	61,792,847	2,373,894	-35,628,324	



CONSIDERATION OF APPOINTMENTS

In accordance with Senate Rule 56, the following appointments, submitted by the Governor to the Senate for confirmation were considered.

Senator Bruce moved the following appointments be confirmed as recommended by the Committees on Federal and State Affairs, Financial Institutions and Insurance Judiciary and Public Health and Welfare.

By the Governor

On the appointment to the:

State Board of Indigents Defense Services:

Paul Beck, Term ends January 15, 2019

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

The appointment was confirmed.

By the Governor

On the appointment to the:

University of Kansas Hospital Authority:

Robba Moran, Term ends March 15, 2018

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

The appointment was confirmed.

By the Governor

On the appointment to the:

Kansas Human Rights Commission:

Melvin Neufeld, Term ends January 15, 2020

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

The appointment was confirmed.

By the Governor

On the appointment to the:

Kansas Human Rights Commission:

Harold Schorn, Term ends January 15, 2018

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

The appointment was confirmed.

By the Governor

On the appointment to the:

University of Kansas Hospital Authority:

Mark Uhlig, Term ends March 15, 2020

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

The appointment was confirmed.

By the Governor

On the appointment to the:

State Lottery Commission:

James Washington, Term ends March 15, 2020

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

The appointment was confirmed.

By the Governor

On the appointment to the:

State Banking Board:

Brian Weisel, Term ends March 15, 2018

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

The appointment was confirmed.

On motion of Senator Bruce, the Senate recessed until 2:00 p.m..

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senator Melcher introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1785—

A RESOLUTION congratulating and commending Lauren Browning on receiving a 2016 Prudential Spirit of Community Award for exemplary volunteer service.

WHEREAS, Lauren Browning, an esteemed resident of Overland Park, Kansas, and a student at Blue Valley Southwest High School, has achieved national recognition for exemplary volunteer service by receiving a 2016 Prudential Spirit of Community Award; and

WHEREAS, This prestigious award, presented by Prudential Financial in partnership with the National Association of Secondary School Principals, honors young volunteers across America who have demonstrated extraordinary commitment to serving their communities; and

WHEREAS, Lauren Browning began painting faces at community events when she was nine years old to benefit children with cancer. She now oversees an organization called "Faces of Hope," which currently has 10 trained volunteers who paint as many as 3,500 faces a year. Lauren and her staff paint, for free, at numerous community events throughout the year, with an emphasis on events that benefit the fight against childhood cancer. They also paint faces at private functions in exchange for donations to cancer-related charities, sometimes raising as much as \$500 in a single day; and

WHEREAS, The success of the State of Kansas, the strength of our communities and the overall vitality of American society depend, in great measure, upon the dedication of young people like Lauren Browning who use their considerable talents and resources to serve others: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend Lauren Browning on receiving a 2016 Spirit of Community Award and recognize her outstanding record of volunteer service, peer leadership and community spirit. We extend our best wishes for her continued leadership and success; and

Be it further resolved: That the Secretary of the Senate shall send an enrolled copy of this resolution to Lauren Browning.

On emergency motion of Senator Melcher **SR 1785** was adopted unanimously.

CONSIDERATION OF MOTIONS TO CONCUR AND NONCONCUR

Senator Longbine moved the Senate concur in House amendments to **H Sub SB 55**.

H Sub SB 55, AN ACT concerning health care facilities; relating to correction orders; civil penalties; amending K.S.A. 2015 Supp. 39-945 and 39-946 and repealing the existing sections.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt,

Smith, Tyson, Wagle, Wilborn, Wolf.

The Senate concurred.

Senator Petersen moved the Senate concur in House amendments to **Sub SB 99**.

Sub SB 99, AN ACT concerning the uniform act regulating traffic; relating to height, weight and length of vehicles and loads; exceptions to maximums; amending K.S.A. 8-1905 and 8-1909 and K.S.A. 2015 Supp. 8-1904 and repealing the existing sections.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

The Senate concurred.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to SB 367 submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 3, in line 1, by striking "two months" and inserting "one month"; in line 2, by striking "four" and inserting "three"; in line 6, after the period by inserting "When the court extends the term of probation for a juvenile offender, the court services officer or community correctional services officer responsible for monitoring such juvenile offender shall record the reason given for extending probation. Court services officers shall report such records to the office of judicial administration, and community correctional services officers shall report such records to the department of corrections. The office of judicial administration and the department of corrections shall report such recorded data to the Kansas juvenile justice oversight committee on a quarterly basis.";

On page 6, by striking all in line 36; following line 39, by inserting:

"(F) the requirement for youth residential facilities to maintain sight and sound separation between children in need of care that have an open juvenile offender case and children in need of care that do not have an open juvenile offender case;"

On page 7, in line 2, after "identify" by inserting "evidence-based"; in line 23, by striking "and"; in line 26, by striking "attorney" and inserting "attorneys"; also in line 26, after "training" by inserting "; and

(8) data received from the office of judicial administration and the department of corrections, pursuant to section 1, and amendments thereto, pertaining to extensions of probation for juvenile offenders and an analysis of such data to identify how probation extensions are being used and conclusions regarding the effectiveness of such extensions";

On page 58, in line 29, by striking "a" and inserting "an evidence-based";

On page 59, in line 32, by striking "7" and inserting "6";

On page 65, in line 31, before "secretary" by inserting "office of judicial administration and the"; also in line 31, by striking all after "corrections"; by striking all in line 32;

On page 66, in line 27, by striking "a" and inserting "an"; in line 28, by striking "felony";

On page 108, by striking all in lines 31 through 43;

On page 109, by striking all in lines 1 through 22 and inserting:

"Sec. 61. K.S.A. 75-3722, as amended by section 111 of 2016 House Substitute for Senate Bill No. 161, is hereby amended to read as follows: 75-3722. (a) An allotment system will be applicable to the expenditure of the resources of any state agency, under rules and regulations established as provided in K.S.A. 75-3706, and amendments thereto, only if in the opinion of the secretary of administration on the advice of the director of the budget, the use of an allotment plan is necessary or beneficial to the state. In making this determination the secretary of administration shall take into consideration all pertinent factors including:

- (1) Available resources;
- (2) current spending rates;
- (3) work loads;
- (4) new activities, especially any proposed activities not covered in the agency's request to the governor and the legislature for appropriations;
- (5) the minimum current needs of each agency;
- (6) requests for deficiency appropriations in prior fiscal years;
- (7) unexpended and unencumbered balances; and
- (8) revenue collection rates and prospects.

(b) Whenever for any fiscal year it appears that the resources of the general fund or any special revenue fund are likely to be insufficient to cover the appropriations made against such general fund or special revenue fund, the secretary of administration, on the advice of the director of the budget, shall, in such manner as he or she may determine, inaugurate the allotment system so as to assure that expenditures for any particular fiscal year will not exceed the available resources of the general fund or any special revenue fund for that fiscal year.

(c) (1) The allotment system shall not apply to the legislature or to the courts or their officers and employees, or to payments made from the juvenile justice improvement fund, established in section 13, and amendments thereto, for the development and implementation of evidence-based community programs and practices for juvenile offenders and their families. During the fiscal year ending June 30, 2017, the allotment system provided by this section shall not apply to any item of appropriation for employer contributions for the state of Kansas and participating employers who are eligible employers as specified in K.S.A. 74-4931(1), (2) and (3), and amendments thereto, under the Kansas public employees retirement system pursuant to K.S.A. 74-4939, and amendments thereto.

(2) Agencies affected by decisions of the secretary of administration under this section shall be notified in writing at least 30 days before such decisions may become effective and any affected agency may, by written request addressed to the governor within 10 days after such notice, ask for a review of the decision by the finance council. The finance council shall hear appeals and render a decision within 20 days after the governor receives requests for such hearings. ";

On page 119, in line 10, after "75-3722" by inserting ", as amended by section 111 of 2016 House Substitute for Senate Bill No. 161,"; in line 12, by striking the fourth comma;

On page 1, in the title, in line 2, after "75-3722" by inserting ", as amended by section 111 of 2016 House Substitute for Senate Bill No.161,";

And your committee on conference recommends the adoption of this report.

RAMON GONZALEZ

BLAINE FINCH

BOOG HIGHBERGER

Conferees on part of House

GREG SMITH

FORREST KNOX

PAT PETTEY

Conferees on part of Senate

Senator Smith moved the Senate adopt the Conference Committee Report on **SB 367**.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

The Conference Committee Report was adopted.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2563** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, by striking all in lines 6 through 34;

By striking all on page 2;

On page 3, by striking all in lines 1 and 2; following line 2, by inserting:

"Section 1. K.S.A. 2015 Supp. 8-197 is hereby amended to read as follows: 8-197.

(a) The provisions of K.S.A. 8-197 to 8-199, inclusive, and amendments thereto, shall be a part of and supplemental to the provisions of article 1 of chapter 8 of the Kansas Statutes Annotated, and amendments thereto, and as used in such sections, the words and phrases defined by K.S.A. 8-126, and amendments thereto, shall have the meanings respectively ascribed to them therein.

(b) As used in K.S.A. 8-197 through 8-199, and amendments thereto:

(1) (A) "Nonhighway vehicle" means:

(i) Any motor vehicle which cannot be registered because it is not manufactured for the purpose of using the same on the highways of this state and is not provided with the equipment required by state statute for vehicles of such type which are used on the highways of this state;

(ii) any motor vehicle, other than a salvage vehicle, for which the owner has not provided motor vehicle liability insurance coverage or an approved self insurance plan under K.S.A. 40-3104, and amendments thereto, and has not applied for or obtained registration of such motor vehicle in accordance with article 1 of chapter 8 of the Kansas Statutes Annotated, and amendments thereto;

(iii) any all-terrain vehicle;

(iv) any work-site utility vehicle;

(v) any micro utility truck; ~~or~~

(vi) recreational off-highway vehicle; or

(vii) any travel trailer which cannot be registered because it is not manufactured for the purpose of using the travel trailer on the highways of this state and is not provided with the equipment required by state statute for travel trailers which are used on the highways of this state; and

(B) "nonhighway vehicle" shall not include an implement of husbandry, as defined in K.S.A. 8-126, and amendments thereto.

(2) "Salvage vehicle" means:

(A) Any motor vehicle, other than a late model vehicle, which is of a type required to be registered in this state, but which cannot be registered because it has been wrecked or damaged to the extent that: The equipment required by state statute on any such vehicle used on the highways of this state is not present or is not in good condition or proper adjustment, as prescribed by state statute or any rules and regulations adopted pursuant thereto, or such vehicle is in an inoperable condition or a condition that would render the operation thereof on the highways of this state a hazard to the public safety; and in either event, such vehicle would require substantial repairs to rebuild or restore such vehicle to a condition which will permit the registration thereof;

(B) a late model vehicle which is of a type required to be registered in this state and which has been wrecked or damaged to the extent that the total cost of repair is 75% or more of the fair market value of the motor vehicle immediately preceding the time it was wrecked or damaged and such condition was not merely exterior cosmetic damage to such vehicle as a result of windstorm or hail; ~~or~~

(C) a motor vehicle, which is of a type required to be registered in this state that the insurer determines is a total loss and for which the insurer takes title; or

(D) a travel trailer which is of a type required to be registered in this state, but which cannot be registered because it has been wrecked or damaged to the extent that: (i) The equipment required by state statute on any such travel trailer used on the highways of this state is not present or is not in good condition or proper adjustment, as prescribed by state statute or any rules and regulations; or (ii) such travel trailer is in an inoperable condition or a condition that would render the operation on the highways of this state a hazard to the public safety; and in either event, such travel trailer would require substantial repairs to rebuild or restore to a condition which will permit the registration of the travel trailer;

(3) "salvage title" means a certificate of title issued by the division designating a motor vehicle or travel trailer a salvage vehicle;

(4) "rebuilt salvage vehicle" means any motor vehicle or travel trailer previously issued a salvage title;

(5) "rebuilt salvage title" means a certificate of title issued by the division for a vehicle previously designated a salvage vehicle which is now designated a rebuilt salvage vehicle;

(6) "late model vehicle" means any motor vehicle which has a manufacturer's model year designation of or later than the year in which the vehicle was wrecked or damaged or any of the six preceding years;

(7) "fair market value" means the retail value of a motor vehicle as:

(A) Set forth in a current edition of any nationally recognized compilation, including an automated database of retail value; or

(B) determined pursuant to a market survey of comparable vehicles with regard to condition and equipment; and

(8) "cost of repairs" means the estimated or actual retail cost of parts needed to repair a vehicle plus the cost of labor computed by using the hourly labor rate and time allocations for automobile repairs that are customary and reasonable. Retail costs of parts and labor rates may be based upon collision estimating manuals or electronic computer estimating systems customarily used in the automobile industry. The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing or reinstalling tires, sound systems, or any sales tax on parts or materials to rebuild or reconstruct the vehicle.

Sec. 2. K.S.A. 2015 Supp. 8-198 is hereby amended to read as follows: 8-198. (a) A nonhighway or salvage vehicle shall not be required to be registered in this state, as provided in K.S.A. 8-135, and amendments thereto, but nothing in this section shall be construed as abrogating, limiting or otherwise affecting the provisions of K.S.A. 8-142, and amendments thereto, which make it unlawful for any person to operate or knowingly permit the operation in this state of a vehicle required to be registered in this state.

(b) Upon the sale or transfer of any nonhighway vehicle or salvage vehicle, the purchaser thereof shall obtain a nonhighway certificate of title or salvage title, whichever is applicable, in the following manner:

(1) If the transferor is a vehicle dealer, as defined in K.S.A. 8-2401, and amendments thereto, and a certificate of title has not been issued for such vehicle under this section or under the provisions of K.S.A. 8-135, and amendments thereto, such transferor shall make application for and assign a nonhighway certificate of title or a salvage title, whichever is applicable, to the purchaser of such nonhighway vehicle or salvage vehicle in the same manner and under the same conditions prescribed by K.S.A. 8-135, and amendments thereto, for the application for and assignment of a certificate of title thereunder. Upon the assignment thereof, the purchaser shall make application for a new nonhighway certificate of title or salvage title, as provided in subsection (c) or (d).

(2) Except as provided in ~~subsection (b) of~~ K.S.A. 8-199**(b)**, and amendments thereto, if a certificate of title has been issued for any such vehicle under the provisions of K.S.A. 8-135, and amendments thereto, the owner of such nonhighway vehicle or salvage vehicle may surrender such certificate of title to the division of vehicles and make application to the division for a nonhighway certificate of title or salvage title, whichever is applicable, or the owner may obtain from the county treasurer's office a

form prescribed by the division of vehicles and, upon proper execution thereof, may assign the nonhighway certificate of title, salvage title or the regular certificate of title with such form attached to the purchaser of the nonhighway vehicle or salvage vehicle. Upon receipt of the nonhighway certificate of title, salvage title or the regular certificate of title with such form attached, the purchaser shall make application for a new nonhighway certificate of title or salvage title, whichever is applicable, as provided in subsection (c) or (d).

(3) If the transferor is not a vehicle dealer, as defined in K.S.A. 8-2401, and amendments thereto, and a certificate of title has not been issued for the vehicle under this section or a certificate of title was not required under K.S.A. 8-135, and amendments thereto, the transferor shall make application to the division for a nonhighway certificate of title or salvage title, whichever is applicable, as provided in this section, except that in addition thereto, the division shall require a bill of sale or such transferor's affidavit, with at least one other corroborating affidavit, that such transferor is the owner of such nonhighway vehicle or salvage vehicle. If the division is satisfied that the transferor is the owner, the division shall issue a nonhighway certificate of title or salvage title, whichever is applicable, for such vehicle, and the transferor shall assign the same to the purchaser, who shall make application for a new nonhighway certificate of title or salvage title, whichever is applicable, as provided in subsection (c) or (d).

(c) Every purchaser of a nonhighway vehicle, whether assigned a nonhighway certificate of title or a regular certificate of title with the form specified in ~~paragraph (2) of subsection (b)(2)~~ attached, shall make application to the county treasurer of the county in which such person resides for a new nonhighway certificate of title in the same manner and under the same conditions as for an application for a certificate of title under K.S.A. 8-135, and amendments thereto. Such application shall be in the form prescribed by the director of vehicles and shall contain substantially the same provisions as required for an application under ~~subsection (c)(1) of K.S.A. 8-135(c)(1)~~, and amendments thereto. In addition, such application shall provide a place for the applicant to certify that the vehicle for which the application for a nonhighway certificate of title is made is a nonhighway vehicle and other provisions the director deems necessary. Each application for a nonhighway certificate of title shall be accompanied by a fee of \$10, and if the application is not made to the county treasurer within the time prescribed by K.S.A. 8-135, and amendments thereto, for making application for a certificate of title thereunder, an additional fee of \$2.

(d) (1) Except as otherwise provided by this section, the owner of a vehicle that meets the definition of a salvage vehicle shall apply for a salvage title before the ownership of the motor vehicle or travel trailer is transferred. In no event shall such application be made more than 60 days after the vehicle is determined to be a salvage vehicle.

(2) Every insurance company, which pursuant to a damage settlement, acquires ownership of a vehicle that has incurred damage requiring the vehicle to be designated a salvage vehicle, shall apply for a salvage title within 60 days after the title is assigned and delivered by the owner to the insurance company, with all liens released. In the event that an insurance company is unable to obtain voluntary assignment of the title after 30 days from the date the vehicle owner enters into an oral or written damage settlement agreement where the owner agrees to transfer the title, the insurance

company may submit an application on a form prescribed by the division for a salvage title. The form shall be accompanied by an affidavit from the insurance company stating that: (A) The insurance company is unable to obtain a transfer of the title from the owner following an oral or written acceptance of an offer of damage settlement; (B) there is evidence of the damage settlement; (C) that there are no existing liens on the vehicle or all liens on the vehicle have been released; (D) the insurance company has physical possession of the vehicle; and (E) the insurance company has provided the owner, at the owner's last known address, 30 days' prior notice of such intent to transfer and the owner has not delivered a written objection to the insurance company.

(3) Every insurance company which makes a damage settlement for a vehicle that has incurred damage requiring such vehicle to be designated a salvage vehicle, but does not acquire ownership of the vehicle, shall notify the vehicle owner of the owner's obligation to apply for a salvage title for the motor vehicle or travel trailer, and shall notify the division of this fact in accordance with procedures established by the division. The vehicle owner shall apply for a salvage title within 60 days after being notified by the insurance company.

(4) The lessee of any vehicle which incurs damage requiring the vehicle to be designated a salvage vehicle shall notify the lessor of this fact within 30 days of the determination that the vehicle is a salvage vehicle.

(5) The lessor of any motor vehicle or travel trailer which has incurred damage requiring the vehicle to be titled as a salvage vehicle, shall apply for a salvage title within 60 days after being notified of this fact by the lessee.

(6) Every person acquiring ownership of a motor vehicle or travel trailer that meets the definition of a salvage vehicle, for which a salvage title has not been issued, shall apply for the required document prior to any further transfer of such vehicle, but in no event, more than 60 days after ownership is acquired.

(7) Every purchaser of a salvage vehicle, whether assigned a salvage title or a regular certificate of title with the form specified in ~~paragraph (2) of subsection (b)(2)~~ attached, shall make application to the county treasurer of the county in which such person resides for a new salvage title, in the same manner and under the same condition as for an application for a certificate of title under K.S.A. 8-135, and amendments thereto. Such application shall be in the form prescribed by the director of vehicles and shall contain substantially the same provisions as required for an application under ~~subsection (c)(1) of K.S.A. 8-135(c)(1)~~, and amendments thereto. In addition, such application shall provide a place for the applicant to certify that the vehicle for which the application for salvage title is made is a salvage vehicle, and other provisions the director deems necessary. Each application for a salvage title shall be accompanied by a fee of \$10 and if the application is not made to the county treasurer within the time prescribed by K.S.A. 8-135, and amendments thereto, for making application for a certificate of title thereunder, an additional fee of \$2.

(8) Failure to apply for a salvage title as provided by this subsection shall be a class C nonperson misdemeanor.

(e) A nonhighway certificate of title or salvage title shall be in form and color as prescribed by the director of vehicles. A nonhighway certificate of title or salvage title shall indicate clearly and distinctly on its face that it is issued for a nonhighway vehicle or salvage vehicle, whichever is applicable. A nonhighway certificate of title or salvage title shall contain substantially the same information as required on a certificate of title

issued under K.S.A. 8-135, and amendments thereto, and other information the director deems necessary.

(f) (1) A nonhighway certificate of title or salvage title may be transferred in the same manner and under the same conditions as prescribed by K.S.A. 8-135, and amendments thereto, for the transfer of a certificate of title, except as otherwise provided in this section. A nonhighway certificate of title or salvage title may be assigned and transferred only while the vehicle remains a nonhighway vehicle or salvage vehicle.

(2) Upon transfer or sale of a nonhighway vehicle in a condition which will allow the registration of such vehicle, the owner shall assign the nonhighway certificate of title to the purchaser, and the purchaser shall obtain a certificate of title and register such vehicle as provided in K.S.A. 8-135, and amendments thereto. No regular certificate of title shall be issued for a vehicle for which there has been issued a nonhighway certificate of title until there has been compliance with K.S.A. 8-116a, and amendments thereto.

(3) (A) Upon transfer or sale of a salvage vehicle which has been rebuilt or restored or is otherwise in a condition which will allow the registration of such vehicle, the owner shall assign the salvage title to the purchaser, and the purchaser shall obtain a rebuilt salvage title and register such vehicle as provided in K.S.A. 8-135, and amendments thereto. No rebuilt salvage title shall be issued for a vehicle for which there has been issued a salvage title until there has been compliance with K.S.A. 8-116a, and amendments thereto, and the notice required in ~~paragraph (3)(B) of this subsection~~(f)(3)(B) has been attached to such vehicle.

(B) As part of the inspection for a rebuilt salvage title conducted under K.S.A. 8-116a, and amendments thereto, the Kansas highway patrol shall attach a notice affixed to the left door frame of the rebuilt salvage vehicle indicating the vehicle identification number of such vehicle and that such vehicle is a rebuilt salvage vehicle. In addition to any fee allowed under K.S.A. 8-116a, and amendments thereto, a fee of \$5 shall be collected from the owner of such vehicle requesting the inspection for the notice required under this paragraph. All moneys received under this paragraph shall be remitted in accordance with ~~subsection (e) of K.S.A. 8-116a~~(e), and amendments thereto.

(C) Failure to apply for a rebuilt salvage title as provided by this paragraph shall be a class C nonperson misdemeanor.

(g) The owner of a salvage vehicle which has been issued a salvage title and has been assembled, reconstructed, reconstituted or restored or otherwise placed in an operable condition may make application to the county treasurer for a permit to operate such vehicle on the highways of this state over the most direct route from the place such salvage vehicle is located to a specified location named on the permit and to return to the original location. No such permit shall be issued for any vehicle unless the owner has motor vehicle liability insurance coverage or an approved self-insurance plan under K.S.A. 40-3104, and amendments thereto. Such permit shall be on a form furnished by the director of vehicles and shall state the date the vehicle is to be taken to the other location, the name of the insurer, as defined in K.S.A. 40-3103, and amendments thereto, and the policy number or a statement that the vehicle is included in a self-insurance plan approved by the commissioner of insurance, a statement attesting to the correctness of the information concerning financial security, the vehicle identification

number and a description of the vehicle. Such permit shall be signed by the owner of the vehicle. The permit shall be carried in the vehicle for which it is issued and shall be displayed so that it is visible from the rear of the vehicle. The fee for such permit shall be \$1 which shall be retained by the county treasurer, who shall annually forward 25% of all such fees collected to the division of vehicles to reimburse the division for administrative expenses, and shall deposit the remainder in a special fund for expenses of issuing such permits.

(h) A nonhighway vehicle or salvage vehicle for which a nonhighway certificate of title or salvage title has been issued pursuant to this section shall not be deemed a motor vehicle for the purposes of K.S.A. 40-3101 to 40-3121, inclusive, and amendments thereto, except when such vehicle is being operated pursuant to subsection (g). Any person who knowingly makes a false statement concerning financial security in obtaining a permit pursuant to subsection (g), or who fails to obtain a permit when required by law to do so is guilty of a class C misdemeanor.

(i) Any person who, on July 1, 1996, is the owner of an all-terrain vehicle, as defined in K.S.A. 8-126, and amendments thereto, shall not be required to file an application for a nonhighway certificate of title under the provisions of this section for such all-terrain vehicle, unless the person transfers an interest in such all-terrain vehicle.

(j) Any person who, on July 1, 2006, is the owner of a work-site utility vehicle, as defined in K.S.A. 8-126, and amendments thereto, shall not be required to file an application for a nonhighway certificate of title under the provisions of this section for such work-site utility vehicle, unless the person transfers an interest in such work-site utility vehicle.

Sec. 3. K.S.A. 8-199 is hereby amended to read as follows: 8-199. (a) Except as provided in subsection (b), it shall be unlawful for any person to sell or transfer the ownership of any nonhighway vehicle or salvage vehicle, unless such person shall give to the purchaser thereof an assigned nonhighway certificate of title or salvage title.

(b) The sale or transfer of ownership of a nonhighway vehicle or salvage vehicle shall include the acquisition of any such vehicle by an insurer, as defined by K.S.A. 40-3103, and amendments thereto, from any person upon payment of consideration therefor in satisfaction of such insurer's obligation under a policy of motor vehicle insurance but the transferor of a vehicle for which a title has been issued under K.S.A. 8-135, and amendments thereto, shall not be required to obtain a nonhighway certificate of title or salvage title for such vehicle and may assign to the insurer the certificate of title issued pursuant to K.S.A. 8-135, and amendments thereto. It shall be unlawful for any insurer to sell or attempt to sell any nonhighway vehicle or salvage vehicle, through power of attorney or otherwise, unless such insurer shall obtain a nonhighway certificate of title or salvage title issued in the name of the insurer.

(c) Any person, firm, company, corporation, partnership, association or other legal entity who violates the provisions of this section shall be guilty of a class C misdemeanor.

(d) Nothing in this act shall be construed as relieving any person of the payment of the tax imposed on the sale of a motor vehicle or travel trailer pursuant to K.S.A. 79-3603, and amendments thereto.;

Also on page 3, in line 3, before "K.S.A" by inserting "K.S.A. 8-199 and"; also in line 3, by striking "8-235 is" and inserting "8-197 and 8-198 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "motor"; also in line 1, by striking all after "to"; in line 2, by striking all before the semicolon and inserting "travel trailers"; also in line 2, after "amending" by inserting "K.S.A. 8-199 and"; in line 3, by striking "8-235" and inserting "8-197 and 8-198"; also in line 3, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

KAY WOLF

PAT PETTEY

Conferees on part of Senate

RICHARD PROEHL

RON RYCKMAN, SR.

ADAM LUSKER

Conferees on part of House

Senator Petersen moved the Senate adopt the Conference Committee Report on **HB 2563**.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

The Conference Committee Report was adopted.

COMMITTEE OF THE WHOLE

On motion of Senator Bruce, the Senate resolved itself into Committee of the Whole, for consideration of bills on the calendar under the heading of General Orders with Senator Knox in the chair.

On motion of Senator Knox the following report was adopted:

HB 2571 be amended by motion of Senator O'Donnell: on page 3, in line 10, by striking "statute book" and inserting "Kansas register" and the bill be passed as amended.

An amendment was offered by Senator LaTurner. A ruling of the chair was requested as to the germaneness to the bill. The Chair of the Rules Committee ruled the amendment not germane.

A motion to reconsider Senator O'Donnell's amendment failed.

HB 2558 be amended by the adoption of the committee amendments, and the bill be passed as amended.

S Sub HB 2479 be passed over and retain a place on the calendar.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

On motion of Senator Bruce an emergency was declared by a 2/3 constitutional majority, and **HB 2558**, **HB 2571** were advanced to Final Action and roll call.

HB 2571, AN ACT concerning community mental health centers; relating to license

renewal; amending K.S.A. 2015 Supp. 75-3307b and repealing the existing section.

On roll call, the vote was: Yeas 39; Nays 0; Present and Passing 0; Absent or Not Voting 1.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

Absent or Not Voting: Longbine.

The bill passed, as amended.

HB 2558, AN ACT concerning elections; amending K.S.A. 2015 Supp. 25-21a01 and 80-2508 and repealing the existing sections.

On roll call, the vote was: Yeas 39; Nays 0; Present and Passing 0; Absent or Not Voting 1.

Yeas: Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Smith, Tyson, Wagle, Wilborn, Wolf.

Absent or Not Voting: Longbine.

The bill passed, as amended.

MESSAGE FROM THE HOUSE

The House adopts the Conference Committee report on **SB 390**.

CONSIDERATION OF MOTIONS TO CONCUR AND NONCONCUR

On motion of Senator Bruce the Senate nonconcurred in the House amendments to **SB 224** and requested a conference committee be appointed.

The Vice President appointed Senators Ostmeyer, LaTurner and Faust-Goudeau as a conference committee on the part of the Senate.

On motion of Senator Bruce the Senate nonconcurred in the House amendments to **H Sub SB 280** and requested a conference committee be appointed.

The Vice President appointed Senators Donovan, Tyson and Holland as a conference committee on the part of the Senate.

On motion of Senator Bruce the Senate nonconcurred in the House amendments to **SB 326** and requested a conference committee be appointed.

The Vice President appointed Senators Ostmeyer, LaTurner and Faust-Goudeau as a conference committee on the part of the Senate.

CHANGE OF CONFERENCE

The Vice President announced the appointment of Senator Ostmeyer as a member of the Conference Committee on **HB 2502** to replace Senator King.

The Vice President announced the appointment of Senator LaTurner as a member of the Conference Committee on **HB 2502** to replace Senator Smith.

The Vice President announced the appointment of Senator Faust-Goudeau as a member of the Conference Committee on **HB 2502** to replace Senator Haley.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following concurrent resolution was introduced and read by title:
SENATE CONCURRENT RESOLUTION No. **SCR 1613**—
By Senators Wagle, Bruce and Hensley

A CONCURRENT RESOLUTION relating to the 2016 regular session of the legislature; extending such session beyond 90 calendar days; and providing for adjournment thereof.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected to the Senate and two-thirds of the members elected to the House of Representatives concurring therein: That the 2016 regular session of the legislature shall be extended beyond 90 calendar days; and

Be it further resolved: That the legislature shall adjourn at the close of business of the daily session convened on March 24, 2016, and shall reconvene at 10:00 a.m. on April 27, 2016; and

Be it further resolved: That the legislature may adjourn and reconvene at any time during the period on and after April 27, 2016, to June 1, 2016, but the legislature shall reconvene at 10:00 a.m. on June 1, 2016, at which time the legislature shall continue in session and shall adjourn sine die at the close of business on June 1, 2016; and

Be it further resolved: That the secretary of the senate and the chief clerk of the house of representatives and employees specified by the director of legislative administrative services for such purpose shall attend their duties each day during periods of adjournment, Sundays excepted, for the purpose of receiving messages from the governor and conducting such other business as may be required; and

Be it further resolved: That members of the legislature shall not receive the per diem compensation and subsistence allowances provided for in K.S.A. 46-137a(a) and (b), and amendments thereto, for any day within a period in which both houses of the legislature are adjourned for more than two days, Sundays excepted; and

Be it further resolved: That members of the legislature attending a legislative meeting of whatever nature when authorized pursuant to law, or by the Legislative Coordinating Council or by the President of the Senate or the Speaker of the House of Representatives and members of a conference committee attending a meeting of the conference committee authorized by the President of the Senate and the Speaker of the House of Representatives during any period of adjournment for which members are not authorized compensation and allowances pursuant to K.S.A. 46-137a, and amendments thereto, shall receive compensation and travel expenses or allowances as provided by K.S.A. 75-3212, and amendments thereto.

On emergency motion of Senator Bruce **SCR 1613** was adopted by voice vote.

REPORT ON ENROLLED BILLS

SR 1784, SR 1785 reported correctly enrolled, properly signed and presented to the Secretary of the Senate on March 24, 2016.

On motion of Senator Bruce, the Senate adjourned until 10:00 a.m., Wednesday, April 27, 2016.

ROSE MARIE GLATT, CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks*.
COREY CARNAHAN, *Secretary of the Senate*.



Journal of the House

FORTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 24, 2016, 9:00 a.m.

The House met pursuant to adjournment with Speaker pro tem Mast in the chair.

The roll was called with 123 members present.

Reps. Edmonds and Seiwert were excused on excused absence by the Speaker.

Present later: Reps. Edmonds and Seiwert.

Excused later: Rep. Rubin.

Prayer by Chaplain Brubaker:

Gracious and Loving God,
Thank You for Your faithfulness and
for this new day.
Thank you for the gift of Your grace and presence
as these leaders have met together
and so faithfully served the last few months.
We are grateful for the fellowship and understanding,
the mutual respect and shared vision,
and for the perseverance and insight
into the common concerns addressed in this legislature.
Continue to guide them and bless them.
In Christ's Name I pray,
Amen.

The Pledge of Allegiance was led by Rep. Boldra.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2741**.

Taxation: **SB 353, SB 359**.

MESSAGES FROM THE SENATE

The Senate announced the appointment of Senator Arpke to replace Senator Baumgardner as a conferee on **S Sub for HB 2008**.

The Senate announced the appointment of Senator Arpke to replace Senator Baumgardner as a conferee on **HB 2622**.

The Senate announced the appointment of Senator Longbine to replace Senator

Smith as a conferee on **H Sub for SB 168**.

The Senate announced the appointment of Senator Hensley to replace Senator Haley as a conferee on **H Sub for SB 168**.

The Senate accedes to the request of the House for a conference on **S Sub for HB 2088** and has appointed Senators Donovan, Tyson and Holland as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **Sub HB 2289** and has appointed Senators King, Smith and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2436** and has appointed Senators Petersen, Wolf and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2460** and has appointed Senators Smith, Knox and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2463** and has appointed Senators Smith, Knox and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **S Sub for HB 2509** and has appointed Senators Lynn, Wagle and Holland as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 19**, requests a conference and has appointed Senators King, Smith and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **Sub SB 22**, requests a conference and has appointed Senators King, Smith and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 407**, requests a conference and has appointed Senators King, Smith and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 408**, requests a conference and has appointed Senators King, Smith and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 449**, requests a conference and has appointed Senators O'Donnell, Bowers and Kelly as conferees on the part of the Senate.

Also, announcing passage of **SB 424, SB 469, SB 480, SB 509; Sub SB 356, Sub SB 462**.

Announcing passage of **HB 2018**, as amended by **Senate Substitute for HB 2018**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate bills were thereupon introduced and read by title:

Sub SB 356, SB 424, Sub SB 462, SB 469, SB 480, SB 509

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 19**.

Speaker pro tem Mast thereupon appointed Reps. Barker, Macheers and Carmichael as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a

conference on **Sub SB 22**.

Speaker pro tem Mast thereupon appointed Reps. Barker, Macheers and Carmichael as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 407**.

Speaker pro tem Mast thereupon appointed Reps. Barker, Macheers and Carmichael as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 408**.

Speaker pro tem Mast thereupon appointed Reps. Barker, Macheers and Carmichael as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 449**.

Speaker pro tem Mast thereupon appointed Reps. Hawkins, Dove and Ward as conferees on the part of the House.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Gonzalez, the House nonconcurrent in Senate amendments to **S Sub for HB 2018** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Gonzalez, Pauls and Highberger as conferees on the part of the House.

On motion of Rep. Vickrey, the House recessed until 11:00 a.m.

LATE MORNING SESSION

The House met pursuant to recess with Speaker pro tem Mast in the chair.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 318** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

DENNIS HEDKE
KEN CORBET
ANNIE KUETHER
Conferees on part of House

ROB OLSON
MIKE PETERSEN
MARCI FRANCISCO
Conferees on part of Senate

On motion of Rep. Hedke the conference committee report on **SB 318** to agree to disagree, was adopted.

Speaker pro tem Mast thereupon appointed Reps. Hedke, Corbet and Kuether as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 367** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 3, in line 1, by striking "two months" and inserting "one month"; in line 2, by striking "four" and inserting "three"; in line 6, after the period by inserting "When the court extends the term of probation for a juvenile offender, the court services officer or community correctional services officer responsible for monitoring such juvenile offender shall record the reason given for extending probation. Court services officers shall report such records to the office of judicial administration, and community correctional services officers shall report such records to the department of corrections. The office of judicial administration and the department of corrections shall report such recorded data to the Kansas juvenile justice oversight committee on a quarterly basis.";

On page 6, by striking all in line 36; following line 39, by inserting:

"(F) the requirement for youth residential facilities to maintain sight and sound separation between children in need of care that have an open juvenile offender case and children in need of care that do not have an open juvenile offender case;"

On page 7, in line 2, after "identify" by inserting "evidence-based"; in line 23, by striking "and"; in line 26, by striking "attorney" and inserting "attorneys"; also in line 26, after "training" by inserting "; and

(8) data received from the office of judicial administration and the department of corrections, pursuant to section 1, and amendments thereto, pertaining to extensions of probation for juvenile offenders and an analysis of such data to identify how probation extensions are being used and conclusions regarding the effectiveness of such extensions";

On page 58, in line 29, by striking "a" and inserting "an evidence-based";

On page 59, in line 32, by striking "7" and inserting "6";

On page 65, in line 31, before "secretary" by inserting "office of judicial administration and the"; also in line 31, by striking all after "corrections"; by striking all in line 32;

On page 66, in line 27, by striking "a" and inserting "an"; in line 28, by striking "felony";

On page 108, by striking all in lines 31 through 43;

On page 109, by striking all in lines 1 through 22 and inserting:

"Sec. 61. K.S.A. 75-3722, as amended by section 111 of 2016 House Substitute for Senate Bill No. 161, is hereby amended to read as follows: 75-3722. (a) An allotment system will be applicable to the expenditure of the resources of any state agency, under rules and regulations established as provided in K.S.A. 75-3706, and amendments thereto, only if in the opinion of the secretary of administration on the advice of the director of the budget, the use of an allotment plan is necessary or beneficial to the

state. In making this determination the secretary of administration shall take into consideration all pertinent factors including:

- (1) Available resources;
- (2) current spending rates;
- (3) work loads;
- (4) new activities, especially any proposed activities not covered in the agency's request to the governor and the legislature for appropriations;
- (5) the minimum current needs of each agency;
- (6) requests for deficiency appropriations in prior fiscal years;
- (7) unexpended and unencumbered balances; and
- (8) revenue collection rates and prospects.

(b) Whenever for any fiscal year it appears that the resources of the general fund or any special revenue fund are likely to be insufficient to cover the appropriations made against such general fund or special revenue fund, the secretary of administration, on the advice of the director of the budget, shall, in such manner as he or she may determine, inaugurate the allotment system so as to assure that expenditures for any particular fiscal year will not exceed the available resources of the general fund or any special revenue fund for that fiscal year.

(c) (1) The allotment system shall not apply to the legislature or to the courts or their officers and employees, or to payments made from the juvenile justice improvement fund, established in section 13, and amendments thereto, for the development and implementation of evidence-based community programs and practices for juvenile offenders and their families. During the fiscal year ending June 30, 2017, the allotment system provided by this section shall not apply to any item of appropriation for employer contributions for the state of Kansas and participating employers who are eligible employers as specified in K.S.A. 74-4931(1), (2) and (3), and amendments thereto, under the Kansas public employees retirement system pursuant to K.S.A. 74-4939, and amendments thereto.

(2) Agencies affected by decisions of the secretary of administration under this section shall be notified in writing at least 30 days before such decisions may become effective and any affected agency may, by written request addressed to the governor within 10 days after such notice, ask for a review of the decision by the finance council. The finance council shall hear appeals and render a decision within 20 days after the governor receives requests for such hearings.;

On page 119, in line 10, after "75-3722" by inserting ", as amended by section 111 of 2016 House Substitute for Senate Bill No. 161,"; in line 12, by striking the fourth comma;

On page 1, in the title, in line 2, after "75-3722" by inserting ", as amended by section 111 of 2016 House Substitute for Senate Bill No. 161,";

And your committee on conference recommends the adoption of this report.

RAMON C. GONZALEZ

BLAINE FINCH

DENNIS "BOOG" HIGHBERGER

Conferees on part of House

GREG SMITH
 FORREST J. KNOX
 PAT PETTEY

Conferees on part of Senate

On motion of Rep. Finch, the conference committee report on **SB 367** was adopted.

On roll call, the vote was: Yeas 118; Nays 5; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bruchman, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, E. Davis, DeGraaf, Dierks, Doll, Dove, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Helgerson, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kelly, Kiegerl, Kleebl, Kuether, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, F. Patton, Pauls, Peck, Phillips, R. Powell, Proehl, Rahjes, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwab, Schwartz, Scott, Sloan, C. Smith, Suellentrop, Sutton, S. Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Waymaster, Weber, C., Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: Esau, Kahrs, Kelley, Mast, Ward.

Present but not voting: None.

Absent or not voting: Edmonds, Seiwert.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Hawkins, the House concurred in Senate amendments to **HB 2387**, AN ACT concerning emergency medical services; amending K.S.A. 2015 Supp. 65-6102, 65-6111, 65-6112, 65-6120, 65-6121, 65-6129b, 65-6129c, 65-6133, 65-6135 and 65-6144 and repealing the existing sections.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bruchman, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, E. Davis, DeGraaf, Dierks, Doll, Dove, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Helgerson, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kuether, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, F. Patton, Pauls, Peck, Phillips, R. Powell, Proehl, Rahjes, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Scapa, Schroeder, Schwab, Schwartz, Scott, Sloan, C. Smith, Sutton, S. Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Edmonds, Kleeb, Sawyer, Seiwert, Suellentrop.

On motion of Rep. Schwab, the House concurred in Senate amendments to **HB 2134**, AN ACT concerning consumer credit; relating to security freezes on protected consumer reports; amending K.S.A. 2015 Supp. 50-702 and repealing the existing section.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bruchman, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, E. Davis, DeGraaf, Dierks, Doll, Dove, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Helgerson, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kuether, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, F. Patton, Pauls, Peck, Phillips, R. Powell, Proehl, Rahjes, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Scapa, Schroeder, Schwab, Schwartz, Scott, Sloan, C. Smith, Sutton, S. Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Edmonds, Kleeb, Sawyer, Seiwert, Suellentrop.

On motion of Rep. Pauls, the House concurred in Senate amendments to **HB 2447**, AN ACT concerning crimes, punishment and criminal procedure; relating to the secretary of corrections; program credits; delinquent time lost on parole; amending K.S.A. 2015 Supp. 21-6821 and 75-5217 and repealing the existing sections.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 119; Nays 1; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bruchman, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, E. Davis, DeGraaf, Dierks, Doll, Dove, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Helgerson, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kuether, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, F. Patton, Pauls, Peck, Phillips, R. Powell, Proehl, Rahjes, Read, Rhoades, Rooker, Rubin, Ruiz,

Ryckman, Ryckman Sr., Scapa, Schroeder, Schwab, Schwartz, Scott, Sloan, C. Smith, Sutton, S. Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Waymaster, Weber, C., Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: Ward.

Present but not voting: None.

Absent or not voting: Edmonds, Kleeb, Sawyer, Seiwert, Suellentrop.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6057**—

By Representative Burroughs

HR 6057—A RESOLUTION supporting the Federal Railroad Administration's proposed rule, requiring that trains operated in America be operated by no smaller than a two-person crew.

WHEREAS, The safe operation of freight and passenger trains is vital to commerce, and Kansas supports efforts to keep train operations safe in our state; and

WHEREAS, The Federal Railroad Administration (FRA) has published a notice of proposed rulemaking (NPRM) regarding adequate staffing on trains, a factor believed to be vital to ensuring safe train operations; and

WHEREAS, Polling across America from North Dakota to Alabama shows overwhelming bi-partisan support of two-person crews, with 83 to 87 percent of those polled in favor of mandating that trains be operated by a crew of at least two qualified individuals; and

WHEREAS, National studies show that a minimum of two on-board crew members is vital to operating trains safely and minimizing the likelihood of train-related accidents; and

WHEREAS, Virtually all trains in North America are already operated by crews of at least two individuals, making the economic impact of this proposed rule minimal; and

WHEREAS, The FRA agrees that, while advancements in automated technology, such as Positive Train Control (PTC) systems, improve railroad safety, they are not a substitute for a train's on-board crew members: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we support the FRA's proposed rule, requiring that trains operated in America be operated by no smaller than a two-person crew; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall cause this resolution to be filed with the United States Department of Transportation in the form of comments in support of the proposed rule.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **SB 59**, as amended by House Committee, be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 59," as follows:

"House Substitute for SENATE BILL NO. 59

By Committee on Appropriations

"AN ACT concerning education; relating to the financing and instruction thereof; making and concerning appropriations for the fiscal year ending June 30, 2017, for the department of education; relating to the classroom learning assuring student success act; amending K.S.A. 2015 Supp. 72-6463, 72-6465, 72-6474, 72-6476, 72-6481 and 74-4939a and repealing the existing sections.";

And the substitute bill be passed.

(**H Sub for SB 59** was thereupon introduced and read by title.)

On motion of Rep. Vickrey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker pro tem Mast in the chair.

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **S Sub for HB 2018** and has appointed Senators Smith, Knox and Pettey as conferees on the part of the Senate.

The Senate adopts the Conference Committee report to agree to disagree on **SB 318**, and has appointed Senators Olson, Petersen and Francisco as second conferees on the part of the Senate.

Announcing passage of **HB 2655** as amended by **Senate Substitute for HB 2655**.

CONCUR AND NONCONCUR

On motion of Rep. Hutton to concur in conference on **HB 2617**, the motion was withdrawn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 390** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee of the Whole amendments, as follows:

On page 60, in line 30, after "other" by inserting "state or"; by striking all in lines 31 and 32; in line 33, by striking all before the comma; also in line 33, after "bank" by inserting "or trust company";

On page 71, following line 2, by inserting:

"New Sec. 65. (a) A bank, savings bank, savings and loan association or credit union may conduct a savings promotion in which promotion participants deposit money into a savings account or other savings program in order to obtain entries and participate in the promotion, provided that the bank, savings bank, savings and loan association or credit union:

(1) Conducts the promotion in a manner so as to ensure that each entry has an equal chance of winning the designated prize;

(2) fully discloses the terms and conditions of the promotion to each of its account holders;

(3) maintains records sufficient to facilitate an audit of the promotion;

(4) ensures that only account holders 18 years of age and older are permitted to participate in the promotion;

(5) does not require any consideration; and

(6) offers an interest rate and charges fees on any promotion-qualifying account that are approximately the same as those on a comparable account that does not qualify for the promotion.

(b) (1) The state bank commissioner is authorized to promulgate rules and regulations as necessary to effectuate the provisions of this section pertaining to banks, savings banks and savings and loan associations. Such rules and regulations shall be promulgated by July 1, 2017.

(2) The credit union administrator is authorized to promulgate rules and regulations as necessary to effectuate the provisions of this section pertaining to credit unions. Such rules and regulations shall be promulgated by July 1, 2017.

(3) The state bank commissioner and credit union administrator shall collaborate in order to promulgate rules and regulations affecting account holders that are consistent, other than the type of institution to which they apply.";

And by renumbering sections accordingly;

And your committee on conference recommends the adoption of this report.

SCOTT SCHWAB

JIM KELLY

RODERICK HOUSTON

Conferees on part of House

JEFF LONGBINE

ELAINE BOWERS

TOM HAWK

Conferees on part of Senate

On motion of Rep. Kelly, the conference committee report on **SB 390** was adopted.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bruchman, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, E. Davis, DeGraaf, Dierks, Doll, Dove, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Helgerson, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Kuether, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, F. Patton, Pauls, Peck, Phillips, R. Powell, Proehl, Rahjes, Read, Rhoades, Rooker, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwab, Schwartz, Scott, Seiwert, Sloan, C. Smith, Suellentrop, Sutton, S. Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Whipple, Whitmer, K.

Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Edmonds, Rubin.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Ryckman, the House concurred in Senate amendments to **S Sub for HB 2655**, AN ACT concerning education; relating to the financing and instruction thereof; making and concerning appropriations for the fiscal year ending June 30, 2017, for the department of education; relating to the classroom learning assuring student success act; amending K.S.A. 2015 Supp. 72-6463, 72-6465, 72-6474, 72-6476, 72-6481 and 74-4939a and repealing the existing sections.

Call of the House was demanded.

On roll call, the vote was: Yeas 93; Nays 31; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bruchman, Campbell, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, E. Davis, DeGraaf, Dierks, Doll, Dove, Esau, Estes, Ewy, Finch, Francis, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Lewis, Lunn, Lusk, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Ousley, F. Patton, Pauls, Peck, Phillips, R. Powell, Proehl, Rahjes, Read, Rhoades, Rooker, Ryckman, Ryckman Sr., Schroeder, Schwab, Schwartz, Seiwert, C. Smith, Suellentrop, Sutton, S. Swanson, Thimesch, Thompson, Todd, Vickrey, Waymaster, Weber, C., Whitmer, K. Williams.

Nays: Alcalá, Anthimides, Ballard, Burroughs, Carlin, Carmichael, Curtis, Edmonds, Finney, Frownfelter, Helgerson, Henderson, Henry, Highberger, Houston, Kuether, Lusker, Osterman, Ruiz, Sawyer, Scapa, Scott, Sloan, Tietze, Trimmer, Victors, Ward, Whipple, Wilson, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Rubin.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote yes on **S Sub for HB 2655**. There were three solutions identified. SB 512 and HB 2731, were fashioned after the prior formulas that the Supreme Court suggested would be one obvious choice and yet not one district supported the plan and the members of the respective committees that heard evidence on the bill did not believe it was the best option for Kansas schools. It includes a "hold harmless" provision that means no school districts lose funds. School districts testified that the hold harmless provision is necessary. I believe this bill, at this time, is the best option among those that I have seen. – MARC PHOADES, PEGGY MAST, JOHN WHITMER, LES MASON, JOHN BRADFORD, DENNIS HEDKE, BILL SUTTON, TONY BARTON, WILL CARPENTER, MIKE HOUSER, CHARLES MACHEERS, SHARON SCHWARTZ, BECKY HUTCHINS, CHUCK WEBER, S. MIKE KIEGERL, MARIO GOICO, STEVE HUEBERT, KYLE HOFFMAN, KEN CORBET, DICK JONES

MR. SPEAKER: I vote yes on **S Sub for HB 2655** because I want to respond to the

Supreme Court's concern over the equalization and, more importantly, because it will allow the legislature to focus on enacting a new school finance package, based upon input from the educational professionals, that will ensure that all Kansas children continue to receive the opportunity to pursue their chosen occupation through a suitable public education. – STEPHEN ALFORD, TROY WAYMASTER, JOE SEIWERT

MR. SPEAKER: I am voting YES today on **S Sub for HB 2655** for the purpose of keeping schools open. This plan misses the point of the equity portion of the Gannon case, provides no relief to the unequal tax burden facing certain districts in our state and perpetuates funding levels already ruled unconstitutional. However, there is nothing more important than ensuring our children have access to public education. Alternate options exist but this is the only one we have been given a chance to vote on. – SUZIE SWANSON, DIANA DIERKS, DON HILL, TOM MOXLEY, LARRY HIBBARD, GREG LEWIS, RAMON GONZALEZ, STEPHANIE CLAYTON, SUE BOLDRRA, LINDA GALLAGHER, JOHN EWY

MR. SPEAKER: While I am doubtful **S Sub for HB 2655** is a solution that will satisfy the court, I am voting YES today for the purpose of keeping schools open. Better options could be developed but this is the only one we have been given a chance to vote on. It is unfortunate that this solution was crafted by a small minority of legislators without full deliberation or inclusion. – DON HINEMAN, MELISSA ROOKER

MR. SPEAKER: I vote to concur in **S Sub for HB 2655** even though I suspect it will not meet the Supreme Court's directive. The reason for my vote is to show the Court that the legislature is giving a good faith effort to meet our assignment and perhaps the Court, in turn, will pull back its deadline to close schools allowing more time for us to find a final workable solution. – STEVEN R. BECKER

MR. SPEAKER: I vote No on **S Sub for HB 2655** because the equalization formula offered does not appreciably increase aid to schools. It shifts money within existing inadequate appropriated funds and has the probability of requiring increases in local mill levies. Providing flexibility to school districts to move funds between inadequately funded programs does not improve educational outcomes. Including KPERs contributions in the school finance formula does not add money to classrooms and educational outcomes. **S Sub for HB 2655** resembles rearranging the deck chairs on the Titanic. – TOM SLOAN

MR. SPEAKER: I vote no on **S Sub for HB 2655**. This bill does absolutely nothing to respond to the court's ruling, or to remedy the inequities in SB 7 (the Block Grant bill), which the Supreme Court has declared unconstitutional. Rather, this bill is a naked and brazen attempt by supporters to create a legislative record that would force the Court to keep schools open, while **not** responding to the constitutional demand for an equitable school finance system.

We believe that this legislation is unconstitutional on its face, and is simply an effort to manipulate the judicial process, along with public opinion. – PAM CURTIS, BRODERICK HENDERSON, VALDENIA WINN, SYDNEY CARLIN, TOM BURROUGHS, LOUIS RUIZ

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on

House amendments to **SB 318** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee of the Whole amendments, as follows:

On page 1, in line 13, after "transfer" by inserting "\$45,000 from the KETA administrative fund of the state corporation commission to the state general fund and transfer"; also in line 13, after "all" by inserting "remaining";

And your committee on conference recommends the adoption of this report.

DENNIS HEDKE

KEN CORBET

Conferees on part of House

ROB OLSON

MIKE PETERSEN

MARCI FRANCISCO

Conferees on part of Senate

On motion of Rep. Hedke, the conference committee report on **SB 318** was adopted.

On roll call, the vote was: Yeas 98; Nays 26; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Anthimides, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bruchman, Campbell, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, E. Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Francis, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henry, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Lewis, Lunn, Lusk, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, F. Patton, Pauls, Peck, Phillips, R. Powell, Proehl, Rahjes, Read, Rhoades, Rooker, Ryckman, Ryckman Sr., Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Suellentrop, Sutton, S. Swanson, Thimesch, Thompson, Todd, Vickrey, Waymaster, Weber, C., Whipple, Whitmer, K. Williams.

Nays: Alcala, Ballard, Burroughs, Carlin, Carmichael, Curtis, Finney, Frownfelter, Helgerson, Henderson, Highberger, Houston, Kuether, Lusker, Ousley, Ruiz, Sawyer, Scott, C. Smith, Tietze, Trimmer, Victors, Ward, Wilson, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Rubin.

MESSAGES FROM THE SENATE

The Senate concurs in House amendments to **H Sub for SB 55**, and requests return of the bill.

The Senate concurs in House amendments to **Sub for SB 99**, and requests return of the bill.

The Senate adopts the Conference Committee report on **SB 367**.

The Senate adopts the Conference Committee report on **HB 2563**.

REPORT OF STANDING COMMITTEE

Your Committee on **Calendar and Printing** recommends on requests for resolutions

and certificates that

Request No. 73, by Representative Tom Phillips, congratulating Cooper Lohman for being named the Kansas Middle School State Honoree for the Prudential Spirit Community Award;

Request No. 74, by Representative Becky Hutchins, congratulating Jackson Heights High School Boys Basketball Team for winning the 2A State championship;

Request No. 75, by Representatives Roderick Houston and Gail Finney, recognizing Storytime Village, Inc. for their dedication to helping our children thrive in the area of early childhood development;

Request No. 76, by Representative Ken Rahjes recognizing Coach Bill Johnson of Norton Community High School for coaching the 2016 State 3-2-1A champion wrestling team;

Request No. 77, by Representative Ken Rahjes recognizing Norton Community High School for winning the 2016 Kansas State 3-2-1A wrestling title;

Request No. 78, by Representative Kasha Kelley congratulating Mitchell and Christopher Gingher for exemplary community involvement as young people;

Request No. 79, by Representative Richard Billinger congratulating the Colby High School Wrestling team for winning the Class 4A wrestling championship;

Request No. 80, by Representative John Ewy commending Sharon Miller for 35 years of service as a medication aide at The Kansas Soldiers' Home, Fort Dodge;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Vickrey, the committee report was adopted.

CHANGE OF CONFEREES

Speaker pro tem Mast announced the appointment of Reps. Pauls, Todd and Scott as a member of the conference committee on **HB 2502** to replace Reps. Barker, Macheers and Carmichael.

MESSAGES FROM THE SENATE

Announcing adoption of **SCR 1613**.

Also, announcing passage of **HB 2571**, as amended.

Announcing passage of **HB 2558**, as amended.

The Senate nonconcurrs in House amendments to **SB 224**, requests a conference and has appointed Senators Ostmeyer, LaTurner and Faust-Goudeau as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H Sub for SB 280**, requests a conference and has appointed Senators Donovan, Tyson and Holland as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 326**, requests a conference and has appointed Senators Ostmeyer, LaTurner and Faust-Goudeau as conferees on the part of the Senate.

The Senate announced the appointment of Senator Ostmeyer to replace Senator King

as a conferee on **HB 2502**.

The Senate announced the appointment of Senator LaTurner to replace Senator Smith as a conferee on **HB 2502**.

The Senate announced the appointment of Senator Faust-Goudeau to replace Senator Haley as a conferee on **HB 2502**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

On motion of Rep. Burroughs, **SCR 1613**, A CONCURRENT RESOLUTION relating to the 2016 regular session of the legislature; extending such session beyond 90 calendar days; and providing for adjournment thereof, was introduced and emergency adopted.

REPORT ON ENGROSSED BILLS

S Sub for HB 2131 reported correctly re-engrossed March 23, 2016.

REPORT ON ENGROSSED RESOLUTIONS

HR 6045 reported correctly engrossed March 23, 2016.

REPORT ON ENROLLED RESOLUTIONS

HR 6047, HR 6053, HR 6054 reported correctly enrolled and properly signed on March 24, 2016.

BILLS STRICKEN FROM CALENDAR

In accordance with House Rule 1507, the following bills were stricken from the Calendar for March 24, 2016: **SB 17, H Sub for Sub SB 18, H Sub for SB 58, SB 97, H Sub for SB 106, H Sub for SB 125, H Sub for SB 136, SB 159, SB 361, SB365, SB 370, SB 375, SB 382, SB 405, SB 426**

On motion of Rep. Vickrey, the House adjourned until 10:00 a.m., Wednesday, April 27, 2016.

BECKIE HENDRICKS, JENNY HAUGH, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

**In The House Of Representatives
Of The State Of Kansas**

Protest of Representatives Carmichael and Ward
Senate Substitute for House Bill 2655
March 24, 2016

Mr. Speaker:

Pursuant to Article 2, Section 10, of the Constitution of the State of Kansas we lodge this protest against Senate Substitute for House Bill No. 2655.

On February 9, 2016 one of the undersigned, Representative Carmichael, along with others introduced House Bill 2655, a bill to commemorate the laying of the cornerstone of the Kansas Capitol. Following full committee hearing and review, the bill was amended and recommended by a House standing committee for passage. Thereafter the amended bill was heard and debated by the House Committee of the Whole on February 22, 2016 and recommended favorably for passage. By emergency action of the full House on the same day, the bill was passed by the House of Representatives and forwarded to the Senate for its consideration.

The bill then remained a stranger to the House until hours prior to the House's First Adjournment on March 24, 2016, when it reappeared on a motion to concur with a substitute bill passed by the Senate the same morning. The substitute bill was never considered by a House standing or special committee, nor by the House Committee of the Whole. Instead, just hours after its passage by the Senate, the substitute bill arrived on the House floor for an up or down vote, without opportunity for receipt of testimony in committee nor an opportunity for full debate and amendment by members of the House.

The substitute bill which arrived on the House floor was described as a "legislative fix" for the constitutional infirmities in the so called "block grant" school funding plan passed by the House in the dark of night last year. In fact, the substitute bill does nothing to actually equalize purchasing power between districts resulting from differences in local wealth. Instead it is a freeze of equalization payments at the current levels accomplished through the artifice of a "hold harmless" provision that benefits wealthier school districts at the expense of poorer districts. The bill also violates the constitutional requirement of equity by expanding Local Option Budget (LOB) authority only for districts wealthy enough to afford local property tax increases. As a result the substitute bill not only violates the constitutional requirement of equity in purchasing power between districts through the so-called "hold harmless" provision, it also denies equity in tax burden for education between districts by sanctioning increases in LOB levies by wealthy districts the proceeds of which will now go to support operating budgets.

Given the necessary time constraints imposed on the Legislature by our Supreme Court's decision in *Gannon v. State of Kansas, et. al.*, ____ Kan. ____, Docket No. 113,267, February 11, 2016, which was itself made necessary by the Legislature's previous unconstitutional enactments, prudence would have dictated the Legislature find safe harbor in a system which has repeatedly been found by both the District Court

Three Judge Panel and our Supreme Court to be constitutionally equitable; namely, the prior equalization formulas. Those formulas, in combination, pass our Supreme Court's equity test, but this substitute bill does not. The substitute bill continues to create "winners and losers" as the attached chart and spreadsheet, which are incorporated by reference herein, graphically demonstrate. These charts and spreadsheets, provided to the Legislature by the Kansas State Department of Education, compare the substitute bill's effects with the prior equalization formulas previously found constitutional. Regrettably, this information was for the most part unavailable to House members in time for meaningful review prior to the passage of Senate Substitute for House Bill 2655 because the well-established committee process of the House was ignored in the members' rush to leave town for "spring break."

When compared to the prior equalization formulas, the substitute bill's disastrous effects on equity become apparent. The bill essentially switches the LOB equalization formula to a less generous equalization formula than was previously authorized. While the capital outlay equalization formula might have been approved by the courts for capital outlay it was not approved for LOB. LOB is a much larger component in classroom funding. This is the direct result of the Legislature's attempt to construct an educational funding formula based not on sound educational considerations and needs, but rather based on the amount of money available in the State General Fund following the disastrous tax loopholes created by the Legislature and Governor in 2012 and 2013. The bill prorates down the amount of LOB equalization to fit the currently available dollars. Such a proration was found unconstitutional by our Supreme Court in its first *Gannon* decision.

In addition, the "hold harmless" provisions in the substitute bill (described as "school district equalization state aid") allow wealthier districts to retain more resources and thereby retain the ability to provide greater educational opportunity than less wealthy districts. This allows the wealthier districts to keep the financial advantage bestowed upon them by the block grants enacted under 2015 House Substitute for Senate Bill 7 as compared with less financially fortunate districts. This runs directly counter to the purpose of equalization aid which is to "equalize" purchasing power between districts for educational needs. The bill instead ensures that wealthier districts maintain their financial advantage over less wealthy districts and therefore fails the Kansas Constitution's educational equity requirement.

Meanwhile, the substitute bill's funding scheme allows wealthy districts to distort the equalization system to their advantage in a way that less wealthy districts cannot. For example, Shawnee Mission USD 512, a district that regularly touts their ability to pass increased local school mill levies, could raise their mill levy to completely backfill the \$3,040,285 amount they lose in LOB equalization aid under the substitute bill's supposed LOB equalization formula. Under the substitute bill, USD 512 would then receive an additional \$3,040,285 in "hold harmless" money, thereby allowing them to increase spending by \$3 million dollars over the block grant formula of the existing law. On the other hand, Kansas City USD 500 loses \$2,502,864 in equalization aid under the substitute bill. However, the economically less fortunate Kansas City School District is much less likely to receive taxpayer approval for an increased local school mill levy to backfill this loss. The "hold harmless" money the Kansas City District receives will be only \$1,240,706, resulting in a net decrease in LOB funding to Kansas City schools of

\$1,262,158 over the amount it receives under the current block grant formula. This example clearly denies Kansas City children and taxpayers substantially similar educational opportunity through similar tax effort.

The substitute bill also perpetuates the short-changing of equalization funds which our courts have repeatedly found contrary to the Kansas Constitution. By ensuring that any gains in capital outlay equalization are then deducted from any “hold harmless” money a district receives, the substitute bill decreases funding to districts that receive capital outlay equalization payments as compared with districts that do not receive these equalization payments.

Additionally, local school mill levies continue to range from 7.87 mills in Meade USD 266 to 44.4 mills in South Haven USD 509 for providing the same educational opportunity. This may have been acceptable under the Kansas Constitution had the Legislature found shelter in the safe harbor suggested by our courts and simply re-adopted and funded the pre-block grant funding formula, but since the Legislature did not take refuge in the safe harbor, the new scheme must pass the equity test. Under the substitute bill’s funding scheme, districts will be incentivized to shift more funding locally to backfill the loss of LOB aid due to the less generous LOB formula. This will only exacerbate the range of tax effort required to obtain “similar educational opportunity.” It therefore violates our Supreme Court’s correct reading of the Kansas Constitution and concomitant holding that “School districts must have reasonably equal access to substantially similar educational opportunity through similar tax effort.” This disparate tax effort required by the substitute bill does not come even close to “similar.”

In our community, the Wichita Public Schools USD 259 are already being forced to consider raising their LOB mill levy in order to make up for losses incurred through the operation of the block grants. The substitute bill means Wichita taxpayers will face more local tax increases just to stay even. For districts like Wichita, and other less wealthy districts, the substitute bill can only be viewed as yet another package of concessions for wealthier, more politically powerful districts, that continues to arbitrarily pick, based on political strength, economic winners and losers. This increases the inequity in funding for classrooms across the state and does not cure that inequity as properly required by our Supreme Court.

The substitute bill is the product of politics rather than a consideration of the actual cost to educate Kansas school children. Clearly, the bill does not, by design or in its likely implementation, provide for “reasonably equal access to substantially similar educational opportunity through similar tax effort.” An attempted re-formulation of the same resources previously found to violate the Kansas Constitution through a bill that perpetuates wealth-based disparities between districts rather than curing them cannot reasonably be viewed as an appropriate and constitutional response to our Supreme Court’s decision in *Gannon*. By passing the substitute bill, the Legislature once again fails in its duty under the Kansas Constitution to provide for an equitable educational opportunity for all Kansas school children.

Finally, if this substitute bill is found to be unconstitutional by our Supreme Court, the majority party of this Legislature will have brought us dangerously closer to the Court’s June 30 deadline to comply with the *Gannon* decision. If the majority party is truly concerned about keeping schools open next fall, they should have appropriated the

additional and necessary \$38 million for public education in the fiscal year 2017 budget which passed the Legislature over a month ago. Appropriating the necessary \$38 million would have been, and remains, a far more certain solution in meeting the equity test in *Gannon* than the uncertainty resulting from the passage of this ill-conceived legislation.

We therefore lodge this protest, and the attachments thereto, with the Chief Clerk of the Kansas House of Representative for publication in the Journal of the House of Representatives pursuant to Article 2, Section 10 of the Constitution of the State of Kansas.

Jim Ward
Kansas State Representative
District 86

John Carmichael
Kansas State Representative
District 92

			RETURN TO OLD FORMULAS Supreme Court Safe Harbor		
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
			Calculated		
USD#	County Name	USD Name	SP18-126 Col 4	SP18-119 Col 4	(A + B)
258	Sedgewick	Wichita	4,569,756	5,233,809	9,841,565
503	Wyandotte	Kansas City	1,262,158	970,843	2,233,001
497	DeShares	Lawrence	651,309	1,496,570	2,152,879
501	Shawnee	Topeka Public Schools	828,524	1,092,336	1,881,860
432	Shawnee	Atchison Washburn	778,629	1,061,176	1,837,805
361	Sedgewick	Derby	821,604	768,429	1,591,033
305	Saline	Salina	561,848	587,798	1,148,646
457	Finney	Garden City	293,038	771,202	1,064,241
231	Johnson	Gardner Edgerton	531,373	374,708	907,082
266	Sedgewick	Maize	629,126	120,546	749,672
443	Ford	Godge City	449,403	318,463	757,866
293	Lyon	Emporia	567,901	168,713	726,613
205	Sedgewick	Goddard	417,394	282,761	700,154
308	Miami	Ponca	231,900	478,744	710,644
345	Shawnee	Seaman	354,751	186,303	521,054
313	Reno	Butler	238,318	279,662	517,980
204	Wyandotte	Bonner Springs	281,143	231,451	512,594
489	Ellis	Hays	0	487,968	487,968
212	Grant	Hiyaas	0	487,258	487,258
203	Wyandotte	Riper-Kansas City	162,149	322,690	484,239
430	Shawnee	Shawnee Heights	307,960	167,957	475,916
250	Crawford	Pittsburg	130,319	330,134	460,553
490	Butler	El Dorado	78,838	367,686	446,523
263	Sedgewick	Mulvane	246,570	369,791	616,361
416	Miami	Louisburg	149,710	263,758	413,468
453	Leavenworth	Leavenworth	226,875	185,708	412,584
202	Wyandotte	Turner-Kansas City	318,581	158,808	477,387
375	Butler	Creche	72,680	288,346	360,026
282	Sedgewick	Valley Center Pub Sch	176,871	162,394	339,265
438	Leavenworth	Baseter-Linwood	183,164	140,731	323,895
487	Russell	Russell County	70,624	278,112	348,736
290	Franklin	Ottawa	199,483	111,993	311,386
331	Kingman	Kingman - Norwich	113,899	270,928	384,525
428	Barton	Great Bend	125,100	175,520	300,620
413	Neosho	Chanute Public Schools	302,862	86,141	296,103
435	Dickinson	Abilene	178,373	113,150	293,523
418	McPherson	McPherson	148,145	128,670	277,814
308	Reno	Nutcracker Public Schools	163,146	113,387	276,533
483	Seward	Liberal	0	261,677	261,677

S Sub for HB 2655
New LOB Formula and Hold Harmless

D	E	F	G	H	I
Gain/Loss in LOB Aid	Gain/Loss in Capital Outlay Aid	New Formula Gain/Loss in Aid	Hold Harmless Payment	Total Aid Gain/Loss in Aid	Difference Between Old Formulas and S Sub for HB2655
		Calculated TD * 81		Calculated (F + G)	Calculated (H - C)
SP16-139 Col 4	SP16-137 Col 4		SP16-139 Col 4		
-6,093,648	4,598,726	-1,595,892	1,538,832	0	-5,554,816
-2,502,864	1,562,158	-1,340,706	1,260,706	0	-2,252,000
-2,377,896	875,309	-1,721,096	1,721,096	0	-2,252,000
-1,804,326	829,524	-973,812	875,412	0	-1,864,280
422,735	176,689	133,864	0	153,864	-1,683,843
735,024	822,154	87,080	0	87,080	-1,504,873
-1,248,314	542,848	-488,096	488,164	0	-1,388,246
-682,526	282,008	-342,517	382,317	0	-1,264,242
788,224	532,373	173,883	173,884	0	687,882
-1,265,813	825,126	-439,688	536,184	0	-789,672
788,687	110,423	269,263	269,263	0	737,885
633,806	557,801	-79,006	76,105	0	-75,632
682,851	417,334	265,457	263,457	0	719,150
-47,759	251,920	184,162	0	184,162	-75,692
714,134	264,731	269,380	269,380	0	-22,058
331,396	234,318	93,478	93,478	0	-117,980
-437,970	282,143	-146,876	146,826	0	-512,554
-317,906	0	-317,906	317,906	0	-487,910
0	0	0	0	0	-487,238
269,147	382,188	-136,997	168,987	0	-484,238
-596,977	382,768	-289,311	289,218	0	-475,738
282,181	130,312	-152,364	152,264	0	-460,253
289,181	78,838	-190,594	181,544	0	-443,703
-95,372	246,573	197,138	0	197,138	-435,203
-172,834	149,759	-23,125	23,135	0	-413,468
-387,353	216,875	-360,684	267,684	0	-412,564
-484,713	218,981	-265,733	258,732	0	-278,587
-293,716	72,089	-221,627	221,627	0	-260,433
-293,711	176,871	-122,841	122,841	0	-289,267
-272,584	181,264	-95,880	95,880	0	-232,896
257,888	70,824	328,012	0	328,012	-318,724
-382,488	199,433	-183,165	183,065	0	-312,386
-15,549	113,499	77,552	0	77,552	-305,924
-434,133	123,103	-305,033	205,033	0	-268,623
-329,215	292,962	-136,253	146,252	0	-299,219
-184,899	178,973	-6,927	6,527	0	-299,323
-688,878	148,143	-580,735	540,732	0	-277,834
-762,572	193,143	-589,826	549,826	0	-275,533
-493,290	0	-493,290	493,290	0	-282,977

		RETURN TO OLD FORMULAS Supreme Court Safe Harbor			
		A	B	C	
		Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid	
		Calculated			
USD#	County Name	USD Name	SF18-128 Col 4	SF18-128 Col 4	{ A + B }
469	Levyenworth	Lansing	109,147	147,380	256,527
409	Kochson	Atchison Public Schools	113,164	128,622	241,786
466	Scott	Scott County	21,380	218,133	240,513
445	Montgomery	Coffeyville	58,253	183,890	239,143
383	Riley	Marshalltown-Ogden	0	226,458	226,458
261	Sedgwick	Haysville	-24,683	240,379	215,696
484	Hemphill	Syracuse	35,306	197,948	233,254
481	Douglas	Elmore	109,827	80,278	190,105
485	Rice	Lyons	70,861	208,126	279,367
230	Johnson	Spring Hill	0	181,581	181,581
235	Butler	Blossum	17,813	124,168	141,981
348	Douglas	Bathwin City	120,867	60,705	181,772
394	Butler	Rose Hill Public Schools	164,596	76,905	241,502
114	Doniphan	Riverside	0	188,397	188,397
482	Butler	Augusta	193,223	-18,809	174,414
431	Barton	Hawkington	48,893	338,358	386,243
232	Johnson	De Soto	493,480	-331,295	164,185
483	Seward	Rismet-Plains	0	161,412	161,412
373	Harvey	Newton	236,163	-76,532	159,631
287	Aiken	Idola	89,223	66,862	156,085
385	Barton	Elmwood Public Schools	45,148	343,455	388,603
417	Morris	Morris County	56,792	95,080	151,872
408	McPherson	Simsley Valley	138,103	38,343	176,447
350	Stafford	St John-Hudson	0	146,413	146,413
264	Sedgwick	Clearwater	69,239	48,853	118,092
386	Butler	Douglas Public Schools	47,344	160,531	207,875
233	Rooks	Philmore	0	146,454	146,454
287	Sedgwick	Ranwick	134,108	-12,291	121,817
385	Butler	Andover	443,569	-309,842	133,727
479	Cassidy	Arkansas City	51,508	78,233	129,741
273	Mitchell	Boonville	36,722	52,695	129,417
287	Franklin	West Franklin	56,621	68,784	125,405
366	Woodson	Woodson	1,648	121,461	123,109
306	Labette	Labette County	91,923	11,683	123,606
308	Cherokee	Baxter Springs	81,323	42,285	123,608
218	Newton	Elkhart	151,371	189,297	340,668
293	Gove	Cramer Public Schools	38,503	104,602	143,105
340	Jefferson	Jefferson West	63,272	89,212	152,484
477	Gray	Ingalls	7,671	136,357	144,028

S Sub for HB 2655
New LOB Formula and Hold Harmless

D	E	F	G	H	I
Gain/Loss in LOB Aid	Gain/Loss in Capital Outlay Aid	New Formula Gain/Loss in Aid	Hold Harmless Payment	Total Aid Gain/Loss in Aid	Difference Between Old Formulas and S Sub for HB2655
		Calculated		Calculated	Calculated
SP16-126 Col 4	SP16-117 Col 4	(D + E)	SP16-133 Col 4	(F + G)	(H - I)
-301,883	309,147	-192,746	192,746	0	-256,527
-223,243	512,164	-112,078	112,078	0	-243,766
-137,063	21,880	-113,212	113,212	0	-243,023
388,723	53,281	-34,470	334,470	0	-289,143
-1,536,295	0	-1,536,295	1,536,205	0	-232,458
-421,672	-24,683	-447,355	447,355	0	-219,923
-15,072	35,896	20,794	0	20,794	-213,023
-184,977	106,827	-59,150	59,150	0	-189,125
55,078	79,841	89,889	0	89,889	-139,498
-293,946	0	-293,946	293,946	0	-181,563
-56,881	57,613	732	0	732	-181,049
-258,149	120,067	-138,082	138,062	0	-180,772
-173,755	104,595	-75,158	75,159	0	-179,502
12,411	0	12,411	0	12,411	-175,986
-380,141	192,229	-186,912	186,912	0	-178,421
166,216	48,885	215,101	0	215,101	-173,143
-2,632,565	495,489	-1,127,485	1,127,485	0	-166,185
0	0	0	0	0	-161,432
-889,770	236,161	-453,610	453,620	0	-159,628
-189,135	89,321	-99,514	99,514	0	-156,183
150,623	45,148	205,771	0	205,771	-152,932
-154,889	56,732	-108,118	108,118	0	-151,931
-249,139	110,105	-139,125	139,125	0	-148,497
0	0	0	0	0	-148,433
-154,103	99,238	-94,764	94,764	0	-148,092
-5,2188	47,544	-5,144	5,144	0	-148,075
0	0	0	0	0	-146,454
-486,381	154,108	-332,273	332,273	0	-141,937
-1,224,162	645,569	-778,193	778,593	0	-141,727
-383,883	51,508	-332,325	332,325	0	-129,741
-293,121	76,722	-126,409	128,609	0	-129,612
-147,513	96,631	-90,882	90,882	0	-126,413
-33,810	2,648	-31,162	31,162	0	-125,109
-215,901	91,923	-123,578	123,578	0	-123,606
-80,859	83,323	42,465	0	42,465	-123,458
80,525	151,571	212,086	0	212,086	-122,793
-16,562	36,595	19,943	0	19,943	-121,554
-145,713	62,272	-82,439	82,439	0	-112,485
24,186	7,671	31,858	0	31,858	-112,371

RETURN TO OLD FORMULAS Supreme Court Safe Harbor					
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
					Calculator
USD#	County Name	USD Name	SF15-126 Col 4	SF16-116 Col 4	(A + B)
382	Pratt	Pratt	108,265	1,663	111,928
388	Ellis	Ellis	63,307	202,209	264,516
333	Wabashites	Missouri Valley	52,513	57,313	108,826
302	Watauga	Nickerson	54,188	52,922	107,110
353	Sumner	Wilmington	164,633	-88,742	108,711
432	Ellis	Victoria	0	103,523	103,523
152	Lyon	Southern Lyon County	50,257	52,368	103,385
282	Elk	West Elk	20,982	79,889	100,842
325	Phillips	Phillipsburg	32,139	55,746	87,898
368	Harvey	Burton	40,259	139,219	179,479
503	Laporte	Parsons	44,309	42,991	87,291
299	Franklin	Webbville	71,916	15,316	87,228
454	Wilson	Frederick	20,389	60,943	81,135
473	Dickinson	Chapman	-17,436	97,333	80,089
387	Marion	Centre	45,106	89,540	134,646
113	Nemaha	Prairie Hills	72,950	-4,777	77,627
347	Edwards	Kinsley-Offerte	37,583	38,393	76,578
236	Chautauque	Chautauque Co Community	6,395	68,362	75,317
511	Harper	Office	11,378	72,573	83,249
358	Sumner	Dakota	45,956	141,459	187,614
101	Neosho	Eric-Salesburg	42,938	76,178	89,115
268	Sedgewick	Cheney	49,452	18,739	68,171
487	Dickinson	Merrington	0	66,014	66,014
410	Marion	Durham-Hillsboro-Lehigh	58,680	5,413	62,096
447	Montgomery	Cherryvale	48,827	18,201	62,628
509	Summit	South Haven	2,665	105,138	115,283
434	Osage	Santa Fe Trail	34,870	26,102	60,772
439	Harvey	Sedgewick Public Schools	12,900	47,953	60,253
207	Lawrenceville	Pi Lawrenceville	3,823	69,289	73,312
486	Cowley	Wimfield	164,628	-105,386	59,239
320	Pottawatomie	Warner	61,768	-3,896	57,892
376	Rice	Starling	49,189	7,968	57,192
403	Rush	Otis-Rison	0	57,129	57,129
339	Cloud	Concordia	67,847	-13,962	53,885
404	Cherokee	Riverton	-6,858	57,750	51,304
288	Franklin	Central Heights	39,034	10,257	49,311
395	Rush	LaCross	7,025	41,347	48,372
357	Sumner	Becky Mabre	38,884	8,386	47,280
248	Crossford	Guard	30,793	16,867	46,660

S Sub for HB 2655					
New LOB Formula and Hold Harmless					
D	E	F	G	H	I
Gain/Loss in LOB Aid	Gain/Loss in Capital Outlay Aid	New Formula Gain/Loss in Aid	Hold Harmless Payment	Total Aid Gain/Loss in Aid	Difference Between Old Formulas and S Sub for HB2655
		Calculated		Calculated	
SF16-126 Col A	SF16-117 Col B	(D + E)	SF16-128 Col C	(F + G)	(H - I)
-373,782	109,265	-264,517	264,517	0	-113,928
91,075	53,307	154,382	0	154,382	-133,130
-136,895	52,513	-84,382	84,383	0	-108,428
-272,751	54,188	-218,563	218,523	0	-107,180
-849,058	164,458	-684,600	184,585	0	-108,751
0	0	0	0	0	-108,522
-133,607	50,257	-83,350	83,350	0	-103,247
36,438	20,962	15,476	15,474	0	-103,862
-92,480	32,150	-60,330	60,280	0	-87,898
51,513	40,250	91,772	0	91,772	-87,708
-218,717	44,300	-174,417	174,417	0	-87,297
-206,773	71,910	-134,863	134,862	0	-87,228
-140,673	20,189	-120,485	120,285	0	-81,133
-226,628	-17,436	-244,063	244,053	0	-80,989
-8,485	45,106	36,621	0	36,621	-78,023
-383,134	72,850	-310,284	310,184	0	-77,427
-511,390	37,583	-473,807	473,807	0	-76,378
-16,948	6,395	-9,553	9,553	0	-75,317
-2,522	11,276	8,754	0	8,754	-74,286
87,172	45,356	113,128	0	113,128	-74,287
-585,559	42,038	-543,521	122,621	0	-69,113
-336,423	49,452	-286,971	88,971	0	-84,171
-47,124	0	-47,124	47,124	0	-80,024
-196,387	58,680	-137,707	127,627	0	-65,086
-598,575	44,627	-553,948	58,948	0	-62,628
44,682	9,685	54,367	0	54,267	-60,366
-212,642	34,670	-177,972	177,972	0	-60,772
-48,649	12,600	-36,049	35,869	0	-60,293
9,168	3,022	12,192	0	12,192	-60,180
-571,881	184,626	-387,256	897,256	0	-59,128
-827,695	81,798	-745,897	285,708	0	-57,892
-126,574	49,189	-77,385	77,388	0	-57,152
0	0	0	0	0	-57,129
-282,480	67,867	-214,613	194,593	0	-53,883
-122,514	-6,450	-128,970	128,970	0	-51,304
-130,882	36,054	-94,828	91,628	0	-49,111
-90,382	7,025	-83,357	83,358	0	-48,272
-118,078	38,894	-79,184	79,145	0	-47,280
-170,283	30,788	-139,495	139,490	0	-46,663

			RETURN TO OLD FORMULAS Supreme Court Safe Harbor		
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
			Calculator		
USD#	County Name	USD Name	SP16-116 Col 4	SP16-116 Col 4	(A + B)
326	Hilltop	Logan	0	46,463	46,463
327	Elsworth	Elsworth	31,417	14,956	46,373
349	Dawford	Frontenac Public Schools	21,842	22,896	44,739
345	Coffey	LeRoy-Grisley	0	44,361	44,361
372	Shawnee	Silver Lake	49,831	-1,857	47,974
341	Jefferson	Ciskalouza Public Schools	9,370	33,843	43,213
499	Cherokee	Galena	28,348	18,549	46,897
423	Osage	Osage City	24,183	18,422	42,605
323	Pottawatomie	Rock Creek	0	42,188	42,188
336	Jackson	Holtan	65,919	-24,859	41,060
343	Jefferson	Perry Public Schools	23,623	16,743	40,366
364	Lafayette	Osawego	17,712	22,283	39,995
319	Clark	Minneola	0	39,698	39,698
405	Leavenworth	Tonganoxie	-26,398	62,346	35,948
367	Miami	Osawatomie	78,875	-42,349	36,526
206	Burke	Remington-Whitewater	23,597	10,562	34,159
421	Osage	Lyndon	29,991	3,808	33,799
356	Sumner	Conway Springs	49,413	-17,339	32,074
368	Marion	Peabody-Burns	0	30,713	30,713
285	Chautauque	Cedar Vale	0	30,380	30,380
471	Cowley	Dexter	16,970	12,332	29,302
271	Reece	Stockton	0	27,449	27,449
408	Marion	Marion-Florence	0	26,642	26,642
297	Cheyenne	St. Francis Center Sch	0	20,922	20,922
306	Sabine	Southeast Of Jaffee	0	20,414	20,414
312	Reno	Hansen Public Schools	66,528	-47,599	18,929
419	McPherson	Garfield-Galys	13,823	-4,217	9,606
212	Norton	Northern Valley	14,468	1,376	15,844
246	Crawford	Northeast	43,287	-28,258	15,029
386	Greenwood	Madison-Virgil	10,160	3,376	13,536
506	Lafayette	Cherokee-St. Paul	24,411	-10,982	13,429
371	Gray	Montezuma	9,594	2,394	11,988
242	Wallace	Weskan	0	11,506	11,506
359	Sumner	Argonia Public Schools	0	10,634	10,634
108	Washington	Washington Co. Schools	3,008	5,083	8,091
411	Marion	Gosport	9,414	-1,721	7,693
438	Prott	Sylvania Schools	31,208	-25,538	5,670
322	Pottawatomie	Osaga-Havensville-Wheaton	31,240	-27,280	3,960
448	McPherson	Inman	24,032	-21,074	2,958

S Sub for HB 2655 New LOB Formula and Hold Harmless					
D	E	F	G	H	I
Gain/Loss in LOB Aid	Gain/Loss in Capital Outlay Aid	New Formula Gain/Loss in Aid	Hold Harmless Payment	Total Aid Gain/Loss in Aid	Difference Between Old Formulas and S Sub for HB2655
		Calculated		Calculated	
SP16-126 Col A	SP16-117 Col B	(D + E)	SP16-128 Col C	(F + G)	Calculated (H - I)
-46,844	0	-46,844	46,844	0	-46,844
-187,355	31,417	-155,937	155,937	0	-46,733
-111,824	21,842	-89,982	89,982	0	-46,733
0	0	0	0	0	-46,844
-157,095	45,831	-111,264	111,264	0	-43,974
-111,931	9,299	-102,632	102,632	0	-43,133
-102,278	28,348	-73,930	73,930	0	-42,914
-131,926	24,158	-107,767	107,767	0	-42,572
-164,492	0	-164,492	164,492	0	-42,188
-239,384	65,919	-173,465	173,465	0	-41,969
-289,101	23,623	-265,478	265,478	0	-40,268
-56,487	17,713	-38,775	38,775	0	-39,797
-84,689	0	-84,689	84,689	0	-39,699
-122,038	-26,998	-149,035	149,035	0	-35,948
-113,880	78,675	-35,205	35,205	0	-35,726
-201,840	13,597	-188,243	178,263	0	-34,139
-106,599	29,891	-76,708	75,108	0	-33,801
-115,160	49,413	-65,747	65,187	0	-31,773
-125,290	0	-125,290	125,290	0	-30,713
-3,358	0	-3,358	3,358	0	-30,380
-31,453	16,970	-14,483	14,453	0	-29,302
-80,629	0	-80,629	80,629	0	-27,449
-134,098	0	-134,098	134,098	0	-26,642
-92,022	0	-92,022	92,022	0	-26,822
-255,425	0	-255,425	255,415	0	-20,418
-312,713	56,528	-256,185	312,224	0	-18,823
-186,068	13,823	-172,245	176,265	0	-18,040
-89,530	14,466	-75,064	75,064	0	-15,542
-144,253	43,287	-100,966	101,265	0	-14,328
-86,697	19,160	-67,537	76,897	0	-13,536
-106,219	24,411	-81,808	83,908	0	-13,429
-101,046	9,564	-91,482	91,492	0	-13,108
-17,107	0	-17,107	17,107	0	-11,596
-73,925	0	-73,925	73,925	0	-10,804
-166,153	3,958	-162,195	162,343	0	-8,993
-81,801	9,414	-72,387	78,387	0	-7,693
-181,378	31,168	-150,210	150,671	0	-5,573
-43,181	31,246	-11,935	11,825	0	-4,009
-239,421	24,032	-215,389	166,389	0	-2,954

RETURN TO OLD FORMULAS Supreme Court Safe Harbor					
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
					Calculator
USD#	County Name	USD Name	SF15-126 Col 4	SF16-116 Col A	(A + B)
399	Dickinson	Solomon	22,574	-25,377	2,197
224	Washington	Clifton-Clyde	0	2,579	1,579
220	Clark	Acikona	0	1,352	1,352
211	Norton	Norton Community Schools	38,424	-38,213	1,221
230	Stevens	Hugoton Public Schools	0	1,198	1,198
398	Greenwood	Eureka	51,326	-49,330	998
392	Osborne	Osborne County	19,440	-18,960	481
454	Dodge	Burlingame Public School	0	473	473
468	Lane	Healy Public Schools	0	0	0
275	Logan	Triglavas	0	0	0
291	Gove	Grimmell Public Schools	0	0	0
474	Kiowa	Hawland	0	0	0
478	Gray	Copeland	0	0	0
242	Gove	Wheatland	0	0	0
106	Ness	Western Plains	0	0	0
269	Rooks	Poles	0	0	0
502	Edwards	Lewis	0	0	0
319	Russell	Parafine	0	0	0
314	Thomas	Brewster	0	0	0
103	Cheyenne	Cheyen	0	0	0
332	Kingman	Cunningham	0	0	0
401	Rice	Chase-Raymond	0	0	0
217	Morton	Rolla	0	0	0
209	Stevens	Mogadore Public Schools	0	0	0
241	Wallace	Wallace County Schools	0	0	0
216	Nearty	Deerfield	0	0	0
351	Stafford	Muskogee	0	0	0
482	Lane	Dighton	0	0	0
439	Ford	Bucklin	0	0	0
235	Barber	South Barber	0	0	0
230	Greene	Greene County Schools	0	0	0
309	Ness	Ness City	0	0	0
227	Hodgeman	Hodgeman County Schools	0	0	0
310	Renov	Fairfield	0	0	0
507	Haskell	Sistrunk	0	0	0
303	Comanche	Comanche County	0	0	0
444	Rice	Little River	0	0	0
111	Doniphan	Doniphan West Schools	0	0	0
422	Kiowa	Kiowa County	0	0	0

RETURN TO OLD FORMULAS Supreme Court Safe Harbor					
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
					Calculator
USD#	County Name	USD Name	SP16-126 Col 4	SP16-116 Col 4	(A + B)
281	Graham	Graham County	0	0	0
208	Trego	Wisnemeny	0	0	0
226	Meads	Meads	0	0	0
278	Logan	Oakley	0	0	0
251	Lyon	North Lyon County	0	0	0
452	Stanton	Stanton County	0	0	0
378	Haskell	Sublette	0	0	0
254	Barber	Barber County North	0	0	0
112	Ellsworth	Central Plains	0	0	0
215	Keosau	Lakin	0	0	0
244	Coffey	Burlington	0	0	0
362	Linn	Prarie View	0	0	0
368	Finney	Holcomb	0	0	0
321	Portawatomie	Low Valley	0	0	0
436	Montgomery	Covey Valley	22,798	-24,293	-2,295
342	Jefferson	McLouth	22,281	-24,544	-2,263
380	Greenwood	Hamilton	0	-2,897	-2,897
216	Bourbon	Uniontown	0	-3,103	-3,103
381	Ford	Opawastle	23,883	-17,426	-4,373
259	Chase	Chase County	0	-4,647	-4,647
480	Harvey	Hessden	46,316	-51,316	-5,000
384	Riley	Blue Valley	0	-6,809	-6,809
412	Sheridan	Home Community Schools	0	-11,597	-11,597
339	Jefferson	Jefferson County North	20,671	-32,219	-12,148
429	Doniphan	Troy Public Schools	13,545	-26,366	-12,824
116	Nemaha	Nemaha Central	0	-15,619	-15,619
498	Marshall	Valley Heights	24,965	-41,896	-16,132
479	Anderson	Crest	0	-17,619	-17,619
338	Jefferson	Valley Falls	23,967	-40,974	-17,007
179	Republic	Republic County	0	-17,794	-17,794
481	Wilson	Nawadoshia	46,331	-65,813	-19,482
386	Anderson	Donett	82,121	-101,843	-19,822
446	Leavenworth	Easton	28,299	-48,022	-19,723
107	Jewell	Rock Hills	0	-21,459	-21,459
346	Stafford	Stafford	6,397	-28,703	-22,307
337	Jackson	Royal Valley	41,930	-65,409	-24,509
462	Cowley	Central	17,280	-42,065	-24,785
378	Riley	Riley County	40,573	-73,898	-34,995
363	Sumner	Caldwell	50,773	-85,960	-35,177

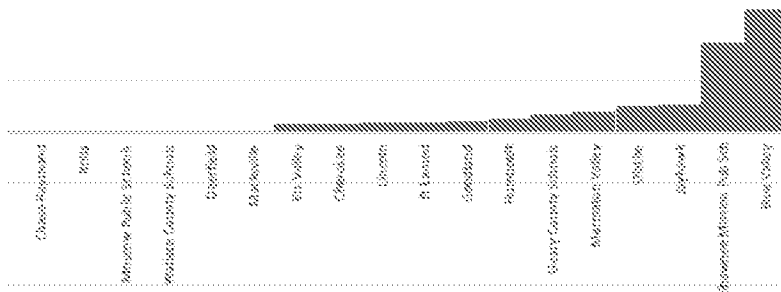
RETURN TO OLD FORMULAS Supreme Court Safe Harbor					
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
Calculated					
USD#	County Name	USE# Name	SF15-126 Col 3	SF15-116 Col 4	(A + B)
426	Republic	Pike Valley	8,614	-38,283	-29,671
486	Lawson	Lawson Heights	0	-30,949	-30,949
481	Declinton	Rural Vista	0	-32,301	-32,301
493	Cherokee	Columbus	34,758	-68,515	-33,759
387	Wilson	Albion-Midway	0	-39,888	-39,888
305	Jackson	North Jackson	3,723	-48,253	-44,532
430	Brown	South Brown County	39,758	-85,243	-45,487
311	Reno	Pratty Prairie	12,863	-59,702	-46,840
240	Ottawa	Twin Valley	28,667	-77,678	-49,009
334	Cloud	Southern Cloud	0	-49,047	-49,047
294	Decatur	Charlin	0	-49,926	-49,926
448	Harvey	Malstead	24,540	-78,073	-53,533
272	Mitchell	Wacoona	0	-53,812	-53,812
238	Ottawa	North Ottawa County	-29,713	-25,092	-54,846
105	Rawlins	Rawlins County	5,221	-60,389	-55,167
318	Thomas	Crisby Public Schools	44,730	-101,805	-57,075
388	Marshall	Vermilion	30,491	-88,829	-58,337
492	Sutler	Flint Hills	5,625	-64,066	-58,441
418	Brown	Mianawatha	0	-68,919	-68,919
318	Thomas	Golden Plains	0	-62,813	-62,813
456	Osage	Marais Des Cygnes Valley	0	-64,595	-64,595
237	Smith	Smith Center	11,398	-76,380	-64,981
102	Gray	Cimarron-Buena	16,297	-87,844	-69,537
467	Wichita	Loeffl	0	-69,661	-69,661
328	Wichita	RR Creek Valley	9,206	-80,262	-71,056
298	Lincoln	Sylvan Grove	0	-73,528	-73,528
138	Phillips	Thunder Ridge Schools	1,237	-77,112	-75,875
468	Cowley	Udash	14,687	-90,872	-76,185
228	Osage	Fowler	0	-76,628	-76,628
362	Hartner	Anthony-Hartner	0	-80,373	-80,373
344	Lincoln	Pleasanton	18,828	-100,193	-81,365
307	Saline	Elk Saline	32,772	-117,841	-85,069
243	Coffey	Labo-Waverly	8,457	-100,949	-92,492
448	Montgomery	Independence	70,276	-163,263	-92,987
423	McPherson	Groundridge	0	-108,788	-108,788
379	Clay	Clay Center	-78,681	-31,688	-110,370
368	Marshall	Marysville	0	-132,248	-132,248
377	Atchison	Atchison Co. Cotton Schools	4,289	-142,627	-138,338
223	Washington	Barnes	0	-140,253	-140,253

S Sub for HB 2655					
New LOB Formula and Hold Harmless					
D	E	F	G	H	I
Gain/Loss in LOB Aid	Gain/Loss in Capital Outlay Aid	New Formula Gain/Loss in Aid	Hold Harmless Payment	Total Aid Gain/Loss in Aid	Difference Between Old Formulas and S Sub for HB2655
		Calculated		Calculated	Calculated
SP16-135 Col 4	SP16-117 Col A	(D + E)	SP16-135 Col 4	(F + G)	(H - I)
-152,881	8,614	-143,467	143,467	0	29,171
-85,380	0	-85,380	85,380	0	30,949
-141,353	0	-141,353	141,353	0	32,301
-387,292	34,756	-352,494	352,494	0	33,259
-39,898	0	-39,898	39,898	0	39,898
-160,126	3,723	-157,103	157,103	0	45,132
-232,307	39,756	-192,752	192,752	0	45,487
-194,188	12,863	-181,324	181,324	0	46,845
-258,174	29,667	-228,609	228,609	0	48,009
-119,683	0	-119,683	119,683	0	49,047
-49,526	0	-49,526	49,526	0	49,526
-291,933	24,940	-266,992	266,992	0	53,135
-167,993	0	-167,993	167,993	0	53,812
-222,723	-29,713	-252,476	252,476	0	54,946
-218,936	5,221	-213,715	213,715	0	55,087
-457,878	44,790	-413,148	413,148	0	57,075
-260,313	30,691	-229,641	229,641	0	58,337
-170,172	5,625	-164,747	164,747	0	58,471
-197,162	0	-197,162	197,162	0	58,524
-161,331	0	-161,331	161,331	0	62,819
-159,879	0	-159,879	159,879	0	64,506
-174,626	11,366	-163,260	163,260	0	66,411
-283,031	18,287	-264,784	264,784	0	68,337
-157,678	0	-157,678	157,678	0	68,691
-290,693	9,266	-281,477	281,477	0	71,356
-72,518	0	-72,518	72,518	0	72,518
-205,051	1,217	-203,812	203,812	0	75,880
-206,434	14,687	-191,751	191,751	0	76,385
-85,030	0	-85,030	85,030	0	76,428
-80,174	0	-80,174	80,174	0	80,174
-191,879	16,626	-174,267	174,267	0	81,566
-252,817	33,772	-219,044	219,044	0	83,866
-170,079	8,487	-161,609	161,609	0	82,482
-627,813	70,276	-558,737	558,737	0	83,046
-121,534	0	-121,534	121,534	0	108,789
-409,689	-78,161	-448,352	448,351	0	120,390
-173,754	0	-173,754	173,754	0	132,249
-438,126	8,289	-430,837	430,837	0	138,338
-175,837	0	-175,837	175,837	0	140,253

RETURN TO OLD FORMULAS Supreme Court Safe Harbor					
			A	B	C
			Gain/Loss in Capital Outlay Aid	Gain/Loss in LOB Aid	Total Gain/Loss in Aid
			Calculator		
USD#	County Name	USD Name	SF16-126 Col 4	SF16-116 Col 4	(A + B)
234	Bourbon	Fort Scott	-28,319	-112,524	-140,843
283	Elk	Elk Valley	0	-141,713	-141,713
247	Clasford	Cherokee	51,868	-168,473	-116,605
288	Lincoln	Lincoln	-51,782	-151,278	-203,060
498	Poweshock	Pr Edward	-24,248	94,812	-119,060
352	Sherman	Goodland	-21,702	-185,127	-206,829
258	Allen	Humboldt	58,573	-307,364	-248,791
478	Geary	Geary County Schools	-154,601	-180,851	-335,452
256	Allen	Marmaton Valley	0	-400,146	-400,146
233	Johnson	Olathe	957,018	-1,955,919	-998,901
346	Linn	Jayhawk	-27,239	-512,901	-540,140
512	Johnson	Shawnee Mission Pub Sch	0	-1,737,508	-1,737,508
229	Johnson	Blue Valley	0	-2,407,372	-2,407,372
TOTALS			23,488,840	-14,512,479	8,976,361

S Sub for HB 2655					
New LOB Formula and Hold Harmless					
D	E	F	G	H	I
Gain/Loss in LOB Aid	Gain/Loss in Capital Outlay Aid	New Formula Gain/Loss in Aid	Hold Harmless Payment	Total Aid Gain/Loss in Aid	Difference Between Old Formulas and S Sub for HB2655
		Calculated		Calculated	Calculated
SP16-136 Col A	SP16-137 Col B	(D + E)	SP16-138 Col C	(F + G)	(H - C)
-428,972	-28,319	-458,290	458,290	0	180,833
-156,179	0	-156,179	156,179	0	141,713
-369,180	95,868	-273,312	273,312	0	150,140
-327,143	-18,762	-345,905	345,905	0	162,042
-383,545	-74,248	-457,793	457,793	0	163,082
-568,624	-27,702	-596,326	596,326	0	207,828
-485,507	59,573	-425,934	425,934	0	247,792
-1,393,278	-154,602	-1,547,880	1,547,880	0	238,652
-400,148	0	-400,148	400,148	0	400,148
-9,573,361	557,018	-9,016,343	9,016,343	0	498,292
-660,609	27,232	-633,377	633,377	0	540,132
-3,040,285	0	-3,040,285	3,040,285	0	1,737,586
-2,407,372	0	-2,407,372	2,407,372	0	2,407,372
		0			
-82,808,792	23,489,840	-59,318,952	61,792,847	2,473,894	-35,838,324

Winners: Formulas (Safe Harbor)



five

Top Twelve



**STATEMENT OF THE GOVERNOR
UPON SIGNING OF SENATE SUBSTITUTE FOR HOUSE BILL 2655**

Senate Substitute for House Bill 2655, which I have signed today, responds to the Kansas Supreme Court's February 11 decision regarding the "equity requirement" of school finance that the court has found in Article 6, Section 6(b) of the Kansas Constitution. The court announced that it would order the closing of Kansas schools unless the legislature took action, and advised that these matters "can be cured in a variety of ways – at the choice of the legislature." Because I agree with the choice made by the legislature and I want to keep our schools open, I have signed the bill and I am adding this message to state why I agree with the choice made by the legislature.

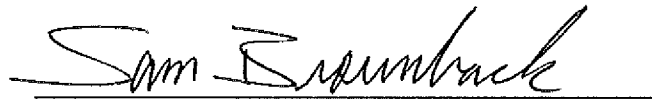
The provision of the Kansas Constitution at issue here provides simply that "The legislature shall make suitable provision for finance of the educational interests of the state." This language, added to the Constitution in 1966, now has been the impetus for a decades-long cycle of litigation. In an effort to address this problem and best serve "the educational interests of the state," the 2015 legislature passed and I signed a repeal of the old, outmoded school funding formula — replacing it with a two year unrestricted "block grant" to school districts that freed them to use the funds as they deemed appropriate, and allowed time to develop a new, modernized approach to school funding. In the most recent court decision, it was found that this action did not result in "reasonably equal access to substantially similar educational opportunity through similar tax effort." The bill I have signed today solves this equity issue by adopting the capital outlay equalization formula previously approved by the court itself.

Some already have criticized the solution in this bill as a "product of politics," at least partly because the bill contains "hold harmless" provisions to ensure that no school district will experience a reduction in current funding. This is a curious allegation – coming as it does from those who have proposed no solution of their own, other than spending more and more taxpayer dollars – because our Constitution explicitly commits these matters to our legislature. When the legislature acts, it represents the collective judgment of 165 elected representatives of the people. I do not take that judgment lightly. Before approving this bill by substantial majorities in both houses, the legislature considered several other alternatives, none of which attracted the necessary support. One failed bill would have required tens of millions of dollars in additional funding, and another would have resulted in outright cuts to the current funding of dozens of school districts. See Senate Bill 512, House Bill 2731. The solution that emerged in this bill is most certainly the result of a delicate legislative compromise – a compromise that I respectfully endorse and that the court should review with appropriate deference. Additionally, the hold harmless language contained in this bill was endorsed by the Kansas Commissioner of

Education and the Deputy Commissioner for Fiscal and Administrative Services as being necessary for school district budgeting purposes.

In the appropriations bill that I signed earlier this year, additional funds were allocated to assist the legislature in documenting the legislative history of the bills under consideration to address the court decision. See House Substitute for Senate Bill 161. This information should assist the court in understanding the deliberative process as it occurs in the Statehouse, as well as all of the data and material that informs the decisions of individual legislators. I will also ask that the Attorney General submit this message to the court, so that the justices can be informed of the considerations that underlie my approval of the bill as an exercise of my constitutional duty and authority under Article 2, Section 14 of the Kansas Constitution.

Dated: April 6, 2016

A handwritten signature in cursive script that reads "Sam Brownback". The signature is written in black ink and is positioned above a horizontal line.

Sam Brownback
Governor of Kansas