



# Substitute for House Bill 2567

Passed by 2022 Legislature

Below are new USD requirements included in Senate Sub for HB 2567. Please note the effective date and new information that will be required to be posted on school district websites. KSDE will be creating several new reports to collect data from districts.

Effect Date	Post Web	New Report	Provisions
July 1, 2022			Sec. 2 - <b>Mental Health Intervention Team Program</b> – Additional \$3 million Will contract with a 3 <sup>rd</sup> party entity to conduct a study of effectiveness of the MHIT program and suggest improvements to the program.
Jan 1, 2023		KSDE	KSDE will provide a report on or before Jan 1, 2023, to Director of the Budget and Director of Legislative Research illustrating effectiveness of the MHIT program with performance measures.
			Sec. 2 – <b>Appropriations</b> - Partially funded the following for FY23: - \$1.3m Mentor Teacher - \$1.77m Professional Development - \$5.0m School Safety and Security Grants (\$1-for-\$1 match) - \$1.48m CTE Transportation - \$360k National Board Certified Teachers - \$3m Mental Health Intervention Team Pilot
July 1, 2022		USD  KSDE	Sec. 3 – <b>Virtual Math Education Program</b> [known as (but not) MathNation] Year 1 - \$4m ARPA funds; Year 2 - \$2m SGF Optional use by school districts. KSDE will enter into a two-year contract to implement such program (RFP)  All school districts shall track and report selected data about the math program to KSDE twice a year during SY2022-2023.  KSDE shall compile the reports and submit a summary to the legislature during the 2023 legislative session.
July 1, 2023		USD  KSDE	Sec. 6 – <b>Every Child Can Read Act</b> - All students move toward grade-level proficiency in literacy by the third grade. - Follow the framework of the KSDE <a href="#">Dyslexia Handbook</a> . - Measure student achievement by participation in the state assessment program and other universal screening and assessment tools. - Provide targeted and tiered interventions through additional contact hours with such student. - The teacher of each third grade student communicates with parent at least twice (1x per semester – fall and spring) on the student’s literacy proficiency or deficiencies and recommended interventions.  On or before June 30 of each school year, each school district shall report to KSDE on implementation of the every child can read act, the interventions that the school district is using to attain the goals of such act and the resulting outcomes of such interventions.  KSDE shall compile such reports and shall submit a summary report to the governor and the legislature on or before January 15 of each year.
July 1, 2022		SBOE	Sec. 7 – USD board of education of a school district may adopt a policy to allow students enrolled in <b>grades six through 12 to earn course credits through alternative educational opportunities</b> with sponsoring entities. Policy shall provide: Eligibility requirements for sponsoring entities, procedures for entities to submit a proposal, criteria used to evaluate proposals, and course credit earned by student.  “Sponsoring entity” means a business, not-for-profit organization, nonprofit organization, trade association, parent of a student, teacher or administrator that partners with a school district to provide a course.  The State Board must approve sponsoring entities as an alternative educational opportunity.

		SBOE	Sec 7. (continued) - Sponsoring entity may petition the State Board to approve an alternative educational opportunity if provided statewide or regional across multiple USDs.
		SBOE	The State Board may adopt rules and regulations for administration.
		USD	USD reports to KSDE on the district’s alternative educational opportunities offered at school, names of sponsoring entities, and number of students participating and credits earned.
Effect Date	Post Web	New Report	<b>Provisions</b>
Jan 1, 2024			<p>Sec. 9 - Each board of education of a school district shall adopt <b>a policy to determine the number of nonresident students</b> that the school district has the capacity to accept in each grade level for each school, and also clearly specify the reasons a board may use to deny continued enrollment of a nonresident student who is not in good standing.</p> <p>Prior to adopting policy, the board of ed shall call and hold a public hearing on the proposed policy. Publish the notice of such hearing (time, date and place of the public hearing) at least once each week for two consecutive weeks in a newspaper, and the hearing notice <b>shall also be posted</b> on the district's website.</p> <p>Following the public hearing, after consideration of testimony and evidence, the board shall determine whether to adopt or revise the policy at a subsequent public board meeting.</p> <p>The policy adopted <b>shall be published</b> on the school district’s website.</p> <p>Does not apply to a school located on a military installation.</p>
2024-2025 school year		USD	<p>Sec. 16 – Beginning the 2024-25 school year, <b>nonresident students may attend if the USD has open seats.</b> Each school shall determine capacity at each school for the following school year:</p> <ol style="list-style-type: none"> <li>1. For Kindergarten and Gr 1-8, the classroom student-teacher ratio in each grade level.</li> <li>2. For Grades 9 through 12, the student-teacher ratio for each school building <u>or</u> program in each school building.</li> </ol> <p>On or before May 1 of each year, the school board shall determine for each grade level in each building for the next succeeding school year the:</p> <ol style="list-style-type: none"> <li>a. Capacity</li> <li>b. Number of students expected to attend the school district</li> <li>c. Number of open seats available to nonresident students</li> </ol> <p>On or before June 1 of each year, each <b>school district shall publish</b> on such school district's website the number of open seats available to nonresident students in each grade level for each school building for the next succeeding school year.</p> <p>From June 1 through June 30, each school district shall accept applications from nonresident students. On or before July 15 of each year, if the number of applications is less than seats available, the nonresident students shall be accepted. If the number of applications is greater than the seats available at a grade level, the school district shall randomly select nonresident students using a confidential lottery process.</p> <p>Priority is given to any sibling of a nonresident student who was accepted to enroll in and attend such school district. Siblings shall not be subject to the open seat lottery.</p> <p>Foster children living in the home of a nonresident student who transfers may attend school in the receiving district.</p> <p>Any person denied enrollment, the parent will be provided the reason for the nonacceptance or denial, and an explanation of the nonresident student selection process.</p> <p>A school district <u>shall not</u>:</p> <ul style="list-style-type: none"> <li>- Charge tuition and fees charged to nonresident students except fees charged to every student enrolled and attending; or</li> <li>- accept or deny a nonresident student transfer based on ethnicity, national origin, gender, income level, disabling condition, proficiency in the English language, measure of achievement, aptitude or athletic ability.</li> </ul> <p>Once a nonresident student has been accepted, they shall be <b>permitted to continue until</b> they graduate from high school, unless student is no longer in good standing in accordance with the nonresident transfer policy.</p>

SY 2024- 2025  2027	KSDE	USD	Sec. 16 (continued) Except for <b>foster children</b> , a nonresident student shall not transfer more than once per school year.
		KSDE	USDs shall submit to KSDE the number of nonresident student transfers approved and denied by their board and whether the denials were based on capacity.
			KSDE shall collect and report such data on the KSDE website, and make such data available to the legislative division of post audit.
			Each year, <b>KSDE auditors</b> shall <b>audit the nonresident student capacity and enrollment</b> (as part of their annual audit).  In calendar year 2027, LPA committee shall direct <b>LPA to conduct an audit</b> of nonresident student transfers.
Effect Date	Post Web	New Report	<b>Provisions</b>
July 1, 2023			Sec. 17 - Board of education shall allow <b>nonresident students</b> to enroll and attend school, and the Board may <b>furnish transportation</b> .  This law <b>eliminates the 2.5 mile provision</b> for transporting nonresident students, and removes the previous restrictions on students living in a district with territory in the counties of Shawnee, Sedgwick, Johnson and Wyandotte.  Prior to providing or furnishing transportation to a nonresident student, the receiving school district shall notify the board of education of the sending school district in which the pupil resides that transportation will be furnished or provided for such student.
July 1, 2022			Sec. 11 – amends KSA 38-2223 - If any member of the board of directors, officer or employee of the <b>Kansas state high school activities association</b> suspects that a child has been harmed as a result of physical, mental or emotional abuse or neglect or sexual abuse, the person shall report the matter promptly.
July 1, 2022	USD		Sec. 12 – <b>Needs Assessment</b> - Each year the board of education shall conduct an assessment of the educational needs of each attendance center in the district. Such assessment <b>shall be published</b> on the school district's website.  In the minutes of the meeting at which the board approves its annual budget, the board shall include that such needs assessment was provided to the board, the board evaluated such assessment and how the board used such assessment in the approval of the school district's budget.  Each year, the board of education of a school district shall review state assessment results to document and answer questions about: a. The barriers that must be overcome to have all students achieve proficiency above level 2 for grade level academic expectations; b. any budget actions, recommendations on reallocation of resources that should be taken to address and remove such barriers; c. If budget actions are implemented, the amount of time the board estimates it will take for all students to achieve proficiency above level 2.
	USD		The budgets <del>and</del> , the summary of the proposed budget, <u>the needs assessment and the state assessment documentation</u> shall be on file at the administrative offices of the school district <u>and available (posted) on the school district's website.</u>
	USD		The <b>budget notice of hearing</b> required to be published <b>shall include a statement</b> that the budgets <del>and</del> , the summary of the proposed budget, <u>the needs assessment and state assessment documentation</u> is on file at the administrative offices of the district and <del>that copies of such budgets and summary are available upon request available on the school district's website.</del>
July 1, 2022			Sec. 14 - Each board of education of a school district shall <b>allow any child to enroll part-time in the school district</b> to allow the student to attend any courses, programs or services offered by the school district if the child: a. is <b>also enrolled in private elementary or secondary school</b> , denominational or parochial school; b. requests to enroll part-time in a USD; c. meets the age eligibility requirements.

	USD		<p>Sec. 14 (continued)</p> <p>Each board of education of a school district shall adopt a policy regarding the part-time enrollment of students pursuant to this subsection and <b>shall publish such policy</b> on the school district's website. The board of education of a school district shall make a good faith attempt to accommodate scheduling requests of students enrolling in the school district.</p>
Effect Date	Post Web	New Report	<b>Provisions</b>
July 1, 2022			<p>Sec. 19 – <b>Virtual Schools graduation rate</b> – for purposes of accreditation, the four-year adjusted cohort graduation rate for a virtual school shall be determined by only including students enrolled who earned sufficient credits to be expected to graduate in the same school year as such student's cohort at the time they first enrolled in such virtual school.</p> <p>No virtual school shall offer or provide any financial incentive for a student to enroll in a virtual school.</p> <p><b>Virtual school state aid:</b> Students enrolled who are 19 years of age or younger:</p> <ul style="list-style-type: none"> <li>- multiply the total number of such virtual students by <del>\$5,000</del> \$5,600, or</li> <li>- multiply the total FTE virtual enrollment by <del>\$1,700</del> \$2,800; or</li> </ul> <p>Students enrolled in a virtual school who are over 19 years of age, determine the number of one-hour credit courses the student passed, not to exceed 6 per school year, and multiply the number of courses by \$709; or</p> <p>Students enrolled in a virtual school who are 19 years of age and younger who enroll in a virtual school as a <b>dropout diploma completion virtual student</b>, determine the number of one-hour credit courses the student passed, not to exceed 6 per school year, and multiply the number of courses by \$709.</p> <p>Dropout diploma completion virtual student" means any student who is <b>19 years of age or younger</b> who has:</p> <ol style="list-style-type: none"> <li>a. A ratio of earned credits to expected credits for the student's cohort year of less than 75% when enrolling in a virtual school;</li> <li>b. (i) dropped out of high school such that the student has not attended any school of a school district for 60 consecutive days or more during the <u>current</u> school year and the student is not reasonably anticipated to recommence enrollment or attendance at any school of a school district during the current school year; (ii) dropped out of high school such that the student has not attended any school of a school district for 60 consecutive days or more during the <u>preceding</u> school year, the student did not finish such preceding school year and the student is not reasonably anticipated to recommence enrollment or attendance at any school of a school district during the current school year; or (iii) has been exempted from compulsory student attendance by written consent of the parent pursuant to K.S.A. 72-3120, and amendments thereto; and</li> <li>c. not been counted in the enrollment of a virtual school as a full-time or part-time virtual student during the school year in which such student enrolls as a dropout diploma completion virtual student.</li> </ol>
July 1, 2022			<p>Sec. 21 - <b>Tax Credit for Low Income Students Scholarship Program (TCLISSP)</b></p> <p>Increases the age of a child eligible to enroll in a public school in the school year in which an educational scholarship is first sought for the child and the child is <del>under the age of six years</del> <u>seven years of age or under.</u></p>
July 1, 2022			<p>Sec. 22 – The 23 school districts that receive federal impact aid payments may now keep those funds.</p>
July 1, 2022	KSDE		<p>Sec. 24 – On or before January 15 of each year, KSDE shall prepare <del>and submit</del> <u>a digital update on the website of the state department of education</u> the <b>performance accountability reports</b> and <b>longitudinal achievement reports</b> upon all students enrolled in any public school or accredited nonpublic school in the state, each school district, each school operated by a school district and each accredited nonpublic school <del>to the governor and to the legislature.</del></p>
	KSDE		<p>On or before January 15 of each year, KSDE shall prepare <b>written academic achievement reports</b> to provide a summary of student achievement in this state and shall submit such reports to the governor and the legislature.</p> <ol style="list-style-type: none"> <li>1. Provide a statewide summary of the performance accountability reports and longitudinal achievement reports;</li> <li>2. provide a student-focused longitudinal achievement report that provides information on the academic achievement of certain student cohort groups to show the achievement gains or learning losses that are occurring for such students. Begin with students entering grade three and grade eight in school year 2022-2023.</li> </ol>

		SBOE	Sec. 24 (continued) (E) <b>Review of the academic interventions</b> that school districts are using to <b>improve student performance</b> , whether the <b>state board of education</b> has any specific recommendations regarding academic interventions to improve academic achievement and an estimation of the academic achievement gains that can be expected from such interventions.
Effect Date	Post Web	New Report	Provisions
July 1, 2022			Sec. 25 – School districts not receiving <b>Bond and Interest (Capital Improvement) state aid</b> do not count against the bond election cap.
July 1, 2022			Sec. 26 – <b>Bond and Interest (Capital Improvement) state aid percentage</b> – For general obligation bonds issued after July 1, 2022, when districts pass a bond election, the computation percentage for each USD is determined by removing virtual students from FTE. Also removes USD 207 Ft Leavenworth (the USD with the lowest AVPP) from the calculation. The state aid computation percentage is 51%.
July 1, 2022		USD	<p>Sec. 27 - A <b>nonacademic test, questionnaire, survey or examination</b> containing any questions about the personal and private attitudes, values, beliefs or practices of the student or the student's parents, guardians, family members, associates, friends or peers that is administered during the school day shall not be administered to any student enrolled in kindergarten or grades one through 12, <b>unless the parent:</b></p> <ol style="list-style-type: none"> <li>Is notified in writing not more than four months in advance of the administration of such test, questionnaire, survey or examination that this such test, questionnaire, survey or examination is to be administered, and notification includes:             <ol style="list-style-type: none"> <li>copy of the test, questionnaire, survey or examination that is to be administered;</li> <li>information on how the parent or guardian may provide written consent to authorize the student to take such test, questionnaire, survey or examination;</li> <li>the name of the company or entity that produces or provides the test, questionnaire, survey or examination to the school; and</li> <li>whether the school will receive or maintain the resulting data and an explanation of how the school intends to use and maintain such data;</li> </ol> </li> <li>The parent must "opt-in" with consent either by written or electronic signature. Written consent from the parent shall be provided separately for each individual test, questionnaire, survey or examination that is to be administered.</li> <li>However, the student shall have the right to refuse even after the parent consents, and may "opt-out" of taking it. Prior to administering the test, each student shall be informed they have the right to refuse to take it without suffering any consequences.</li> </ol> <p>Prior to the administration of any such test, questionnaire, survey or examination, a school district <b>shall post and maintain a copy</b> of such test, questionnaire, survey or examination on the school district website.</p> <p>No personally identifiable student data shall be collected through any such test, questionnaire, survey or examination.</p> <p>If any school district employee becomes aware that a <b>student may be at risk of suicide</b> by a credible report from the student, the student's peers or another school district employee, after attempting to notify the parent, designated school personnel may administer a <b>suicide risk assessment</b> or screening tool. If parent cannot be verbally notified, as soon as contact is made, school personnel will provide the parent all information obtained from the risk assessment administered to the student.</p>

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To review HB 2567 (51-page enrolled bill) Link: [http://www.kslegislature.org/li/b2021\\_22/asures/documents/hb2567\\_enrolled.pdf](http://www.kslegislature.org/li/b2021_22/asures/documents/hb2567_enrolled.pdf)