

MINUTES OF THE SENATE COMMITTEE ON EDUCATION

The meeting was called to order by SENATOR JOSEPH C. HARDER at
Chairperson

1:30 ~~am~~/p.m. on WEDNESDAY, MARCH 23, 1983 in room 254-E of the Capitol.

All members were present except:

Senator Rehorn (excused)

Committee staff present:

Mr. Ben Barrett, Legislative Research Department
Ms. Avis Swartzman, Legislative Revisor's Office
Mrs. Millie Randell, Secretary

Conferees appearing before the committee:

Chairman Joseph C. Harder called the meeting to order and said he had planned to have Committee discussion and possible action on SB 334 relating to the establishment of a Type II Area Vocational-Technical School in Johnson County. He explained, however, that because of a bill deadline SB 334 had been returned to the Ways and Means Committee with the understanding that Ways and Means would rerefer the bill to the Senate Education Committee. He said that apparently the bill had not been rereferred to the Education Committee, and the Chairman said he would explore the reason for this delay.

HB 2473 - The Chairman then asked for the Committee's pleasure regarding HB 2473. Senator Montgomery moved and Senator Kerr seconded a motion to recommend HB 2473 favorably for passage, and the motion carried.

HB 2266 - When the Chairman called the Committee's attention to HB 2266, Senator Bogina moved to amend the bill by striking the words "statute book" on line 0075 and inserting "Kansas Register" in its place. The motion carried, and the amendment was adopted.

Senator Montgomery then moved to amend the bill on lines 0060 and 0061 by striking the word "unanimous" and inserting the word "majority" in its place. This was seconded by Senator Bogina. In response to a question, the staff agreed that according to a Supreme Court case, the meaning of majority on a school board is four members. The Chairman called for the question, and the motion carried.

Senator Warren then moved to amend the bill by requiring the affirmative vote of seven members of a school board in order to dispose of property belonging to a school district. This was seconded by Senator Allen, but the motion did not carry.

Senator Montgomery then moved that the Committee reconsider its action on the last amendment, and this was seconded by Senator Kerr. The motion carried.

Senator Allen then moved that HB 2266, as amended, be recommended favorably for passage, and this was seconded by Senator Parrish.

Senator Bogina then offered a substitute motion to restore the original language of the bill which would allow a school board to dispose of school property by a majority vote of the board. This was seconded by Senator Montgomery. The motion failed to pass on a 3 to 3 vote.

The Chairman then called for a vote on the primary motion which was that HB 2266, as amended, be recommended favorably for passage. After a 3 to 3 tie vote was broken, the Chairman ruled that the motion had carried.

SB 391 - When the Chairman called the Committee's attention to SB 391, Senator Bogina moved and Senator Parrish seconded a motion to recommend SB 391 favorably for passage, and the motion carried.

SCR 1624 - When the Chairman asked for the Committee's pleasure regarding SCR 1624, Senator Parrish requested that the bill be held in Committee. This motion was seconded by Senator Allen, and the motion carried.

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON EDUCATION,
room 254-E, Statehouse, at 1:30 ~~a.m.~~/p.m. on WEDNESDAY, MARCH 23, 19 83

SB 260 - Senator Allen moved and Senator Montgomery seconded a motion to report SB 260 adversely, and the motion carried.

The Chairman then conferred with the Committee regarding introduction of a bill which would place a moratorium on Type I area vocational schools. He explained that currently there is a moratorium on Type II vocational-technical schools and that because of the financial plight of the state at this time, he felt a moratorium on Type I schools is justified. Senator Angell then moved that the Education Committee request the Ways and Means Committee to introduce a bill which would place a moratorium on Type I area vocational schools and that the bill be referred to the Education Committee. This was seconded by Senator Montgomery, and the motion carried. (Attachment 1)

The Chairman adjourned the meeting at 2:20 p.m.

SENATE EDUCATION COMMITTEE

TIME: 1:30 p.m. PLACE: 254-E DATE: March 23, 1983

GUEST LIST

<u>NAME</u>	<u>ADDRESS</u>	<u>ORGANIZATION</u>
Dwayne Helmer	RR 2 Box 97	Hillsboro Middle School, Kansas
Wanda Bergdek	RRR Box 118	Hillsboro Middle School, Kansas
Heather J. Frost	RR 4 box 81-A	Hillsboro Middle School Kansas
Yammy Ratylaff	716 S. Washington	Hillsboro Middle School, Ks
Rebecca Westblade	401 S. Adams Hill	" " " " "
Garen Epp	R3 Box 58 Hillsboro Ks	Hillsboro Middle School
Shala Faust	302 S Washington	Hillsboro Middle School
Wilbur Faust	302 S. Washington	"
Brad Richards	905 E. "C" ST	"
M. R. Neuters	Box 2000,	Clatte, KS
Kris Davis	Box 2000	" "
Bill Hicks	Wichita	NSA-259
Ken Rogge	Paola	S & E
Charles W. Johnson	Topeka	KNEA
John W. Keefe	Topeka	KASA

Proposed Committee Report on SB 334

On page 2, in line 50, after the period, by inserting "The state board shall approve, approve after amendment or disapprove the plan on July 1, 1985, or as soon thereafter as may be practicable.";

On page 3, in line 87, after the period, by inserting "Until this provision is amended by or repealed from law, the state board shall not approve the organization, establishment or operation of any area vocational school which is not currently designated as an area vocational school, nor shall the state board officially designate any school district, vocational education cooperative, community college, state educational institution or municipal university as an area vocational school. Nothing in this act shall be deemed to prevent any school district, vocational education cooperative, community college, state educational institution or municipal university from becoming a part of an area vocational school.";

Also on page 3, in line 114, after "district", by inserting ", community college, state educational institution or municipal university"; in line 118, after "district", by inserting ", community college, state educational institution or municipal university";

On page 4, in line 121, by striking all after "except"; in line 122, by striking all before the period and inserting in lieu thereof "in accordance with the terms and conditions of a contract";

On page 5, following line 163, by inserting a new section as follows:

"Sec. 3. K.S.A. 72-4416 is hereby amended to read as follows: 72-4416. Any board may present a plan to the state board for the establishment and operation of an area vocational school. The plan may specify that the area vocational school is to be a department or a division of a school district or a community ~~junior~~ college or an institution under the state board

of regents or any municipal university. The plan shall be prepared in such form as is prescribed by the state board.

Information included in support of the plan shall include, but not be limited to the following:

(a) Concentration of population within a reasonable community service area;

(b) total school enrollments in grades one through eight, and in grades nine through twelve, separately;

(c) number of persons graduating from high school within the area;

(d) probability of growth in school enrollments within the area;

(e) identification of vocational education services needed within the area;

(f) local interest and attitudes toward the program;

(g) ability to contribute to the financial support of the program; or

(h) consideration of the area in relation to other programs or requests for programs of vocational education to prevent, as nearly as is practicable, overlapping or duplication of educational services.

Upon receipt and examination of a plan, the state board shall conduct hearings and make such investigations related to the plan as it deems appropriate. If the plan submitted is approved, or approved after amendment, the state board may designate a school district, community ~~junior~~ college, an institution under the control of the state board of regents or a municipal university as an area vocational school. The state board shall not approve any plan submitted to it after the effective date of this act until this provision is amended by or repealed from law.";

By renumbering sections 3 and 4 as sections 4 and 5, respectively;

Also on page 5, in line 164, by striking "is" and inserting in lieu thereof "and 72-4416 are";

In the title, in line 16, after "Act", by inserting "concerning vocational education;"; in line 18, after the semicolon, by inserting "imposing certain restrictions on the establishment and designation of area vocational schools;"; also in line 18, before "and", by inserting "and 72-4416,"; in line 19, by striking "section" and inserting in lieu thereof "sections";