

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION

The meeting was called to order by Representative Don Crumbaker at  
Chairperson

3:30 ~~am~~/p.m. on February 23, 1984 in room 519-S of the Capitol.

All members were present except: Representatives Leach and R.D. Miller, who were excused.

Committee staff present:

Avis Swartzman, Revisor of Statutes' Office  
Ben Barrett, Legislative Research  
Dale Dennis, State Department of Education  
Judy Crapser, Secretary to the Committee

Conferees appearing before the committee:

The Chairman opened the meeting by referring to a list of bills the committee has heard and are open to action if so desired. (ATTACHMENT I)

Representative Kline moved to report HB 2631 favorable. HB 2631 would authorize the establishment of one Type II area vocational-technical school for Johnson County. Representative Williams seconded the motion. The motion carried.

Representative Apt moved that HB 2632 be reported favorable. HB 2632 establishes a moratorium on establishment of Type I area vocational schools. Representative Reardon seconded the motion. The motion carried.

The committee's attention was turned to HCR 5077 which would revise article 6 of the constitution of the state of Kansas changing the State Board of Education from elective to appointive. Representative Brady moved to conceptually amend HCR 5077 on lines 87 through 89 to read not less than on or more than three members shall be a resident of a congressional district. Representative Laird seconded the motion.

Representative Moomaw made a substitute motion to conceptually amend HCR 5077 on lines 87 through 89 with Representative Kline's suggestion of no fewer than one, no more than two unless all congressional districts have at least two members. Representative Harder seconded the motion. After discussion, the motion carried by a vote of nine to eight.

Representative Williams made a motion to amend HCR 5077 by adding community college or vocational education school after university on line 62. (ATTACHMENT II) Representative Kline seconded the motion. After considerable discussion as to exact interpretation of the proposed amendment, the motion and second were withdrawn.

Representative Fuller moved to report HCR 5077 favorably as amended. Representative Lowther seconded the motion.

Representative Hensley made a substitute motion to amend HCR 5077 at line 157 by striking "generally", at line 158 by striking "update the education article and", at line 162 by striking "would generally revise and", at line 163 by striking "update the language of the education article and". Representative Murphy seconded the motion. The motion carried.

Representative Fuller moved that HCR 5077 be reported favorably as amended. Representative Hassler seconded the motion.

Representative Lowther made a substitute motion to amend HCR 5077 on line 160 by adding after the word "duties, the words "in the manner". Representative Williams seconded the motion. The motion carried.

Representative Fuller moved that HCR 5077 be reported favorably as amended. Representative Moomaw seconded the motion. The motion carried. No votes are recorded by Representatives Apt, Hensley, Polson, Reinhardt and Smith.

Representative Brady moved to report HB 2840 adversely. HB 2840 concerns determination of out-district tuition and state aid entitlements to municipal universities and community colleges. Representative Reinhardt seconded the motion. The motion carried. On a call of a division, results were ten in favor and nine against the motion.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION

room 519-S, Statehouse, at 3:30 ~~xxx~~/p.m. on February 23, 1984

Representative Reardon moved to conceptually amend HB 2767 to exclude superintendents. HB 2767 establishes due process procedures for administrative personnel. Representative Smith seconded the motion. The motion carried.

Representative Reardon moved to report HB 2767 favorably as amended. Representative Branson seconded the motion. Representative Smith made a substitute motion to amend HB 2767 so that a multi-year extension contract with time left does not apply. (ATTACHMENT III) Representative Hassler seconded the motion. The motion carried.

Representative Williams moved that HB 2767 be reported adversely. Representative Polson seconded the motion.

Representative Apt made a substitute motion to table HB 2767. Representative Reinhardt seconded the motion. The motion was lost with a vote of seven to nine.

Representative Lowther made a substitute motion to conceptually amend HB 2767 so that the due process procedure would apply only when a contract were terminated. The motion died for lack of a second.

The vote was called on the motion to report HB 2767 adversely. The motion carried by a vote of ten to nine. No votes were registered by Representatives Laird, Harder, Branson and Hensley.

Representative Williams moved that HB 2768 be removed from the table. HB 2768 changes the notice date for contract discontinuation to employees. Representative Lowther seconded the motion. The motion carried.

Representative Williams moved that HB 2768 be reported favorably. Representative Lowther seconded the motion. Representative Reardon made a substitute motion to amend HB 2768 to keep the "window" at thirty days. (ATTACHEMENT IV) Representative Brady seconded the motion. The motion carried.

Representative Williams moved that HB 2768 be reported favorably as amended. Representative Hassler seconded the motion. The motion carried.

Representative Reardon suggested teh committee withhold action on HB 2838 until such time as all committee members were in attendance. HB 2838 authorizes transfer of temporary special revenue funds. The question was raised as to whether this legislation is subject to the deadline established for school finance. Avis Swartzman of staff stated that any legislation addressing changes to KSA 72-7062 would be subject to the school finance deadlines. The question was left in doubt.

Representative Reinhardt moved that HB 2832 be reported favorably. HB 2832 would establish a summer program for pupil remediations. Representative Williams seconded the motion. After discussion, the motion carried.

Representative Williams moved that HB 2794 be reported adversely. HB 2794 concerns binding arbitration for school employees. Representative Moomaw seconded the motion. Representative Hensley made a substitute motion to conceptually amend HB 2794 to add educational support personnel. Representative Laird seconded the motion. The motion failed.

Representative Brady made a substitute motion to table HB 2794. Representative Laird seconded the motion. The motion carried, on call of a division, ten in support of the motion.

The meeting was adjourned by the Chairman at 5:14 p.m.

The next meeting of the committee will be February 27, 1984 at 3:30 p.m.

DATE Feb 23, 1984

page 1 of 2

GUEST REGISTER

HOUSE

EDUCATION COMMITTEE

NAME

ORGANIZATION

ADDRESS

NAME	ORGANIZATION	ADDRESS
Alfred Anthony	South School Room 203	Lasola, Ks
Jalray Inman	" "	" "
Steve Spears	" "	" "
Caylor Stanchfield	" "	" "
Bryan Moore	" "	" "
Kim Stroman	" "	" "
Kristi Hersbach	" "	" "
Carole Skeens	" "	" "
Matthew Davis	" "	" "
Missy McIntire	" "	" "
Paula Cottrander	" "	" "
Amy Norris	" "	" "
John Dabrowski	" "	" "
Michelle Zesher	" "	" "
Jeff Johnson	" "	" "
Mrs Dee Skeens	" "	" "
Mark Cooper	" "	" "
Aaron Graham	" "	" "
Froy Dillard Haynes	" "	" "
Codi S. Tutoville	" "	" "
Kim D. Murard	" "	" "
Mrs. Lolalee Wagner	" "	" "
Cindy Wagner	" "	" "
Mark Williams	" "	" "



BILLS HEARD AND AVAILABLE FOR ACTION AT

THE COMMITTEE'S PLEASURE

- HB 2631 - establishment authorized for Johnson County AVTS. (Re Proposal #36)  
\* \* \* Fiscal Note \* \* \*
- HB 2632 - moratorium on Type I AVTS schools. (Re Proposal #36)
- TABLED HB 2633 - special education; annual surveys and reimbursements to school districts.  
2-2-84 (Re Proposal #46) \* \* \* Fiscal Note \* \* \* (paraprofessionals)
- HB 2767 - termination or nonrenewal of administrators. (BY REQ)
- TABLED HB 2768 - notice date for contract discontinuation. (BY REQ)  
2-2-84
- HB 2769 - deposit of miscellaneous funds when state allotment system in effect. (BY REQ)
- HB 2794 - binding arbitration. (Hensley)
- HB 2820 - lengthen school day for kindergarten. (Apt & Lowther)
- HB 2832 - summer programs for pupil remediations. (Reinhardt)  
\* \* \* Fiscal Note \* \* \*
- HB 2838 - authorizing transfer of temporary special revenue funds (Barkis, et al)
- HB 2840 - out-district tuition and state aid entitlements. (Smith, et al)  
\* \* \* Fiscal Note \* \* \*
- HB 2844 - improved performance of measurable objectives pay plans. (Williams)  
\* \* \* Fiscal Note \* \* \*
- HB 2869 - provision of transportation, state board of education duties. (Hamm)
- HB 2947 - state universities, preparatory curriculum, affecting entitlement of persons  
to admission. (Apt)
- HB 2949 - career incentive salary plans for teachers. (Apt, et al)
- HB 2972 - school districts, certain employees, base salary rates. (Polson)
- HB 3014 - remove moratorium on Type II schools AVTS. (suggested by Board of Education)
- HCR 5077 - revise article 6 of the constitution of the state of Kansas, relating to  
education. (Hayden, et al)

ATTACHMENT I

(2-23-84)  
HOUSE EDUCATION

THURSDAY, FEBRUARY 23, 1984

0047 (a) The legislature shall provide for a state board of education  
 0048 ~~which shall have general and for its~~ supervision of public  
 0049 schools, educational institutions and all the educational inter-  
 0050 ests of the state, except educational functions delegated by  
 0051 law to the state board of regents. The state board of education  
 0052 shall perform such other duties as may be ~~provided~~ *prescribed*  
 0053 by law.

0054 "(b) The legislature shall provide for a state board of  
 0055 regents and for its control and supervision of public institu-  
 0056 tions of higher education. Public institutions of higher educa-  
 0057 tion shall include universities and colleges granting bacca-  
 0058 laureate or postbaccalaureate degrees and such other  
 0059 institutions and educational interests as may be provided by  
 0060 law. The state board of regents shall perform such other duties  
 0061 as may be prescribed by law.

0062 "(c) Any municipal university shall be operated, super-  
 0063 vised and controlled as provided by law.

0064 "§ 3. Members of state board of education and state board  
 0065 of regents. (a) (1) There shall be ten members of the state  
 0066 board of education with overlapping terms as the legislature  
 0067 may prescribe. The legislature shall make provision for ten  
 0068 member districts, each comprised of four contiguous senatorial  
 0069 districts. The electors of each member district shall elect  
 0070 one person residing in the district as a member of the board.  
 0071 The legislature shall prescribe the manner in which vacancies  
 0072 occurring on the board shall be filled. *The provisions of this*  
 0073 *paragraph (1) shall expire on January 14, 1985.*

0074 "(2) *From and after January 14, 1985, the state board of*  
 0075 *education shall have nine members. The five members elected*  
 0076 *at the general election in 1984 shall serve for terms of four*  
 0077 *years ending on the second Monday in January 1989. The*  
 0078 *terms of office of the five members elected at the general*  
 0079 *election in 1982 shall terminate on the second Monday in*  
 0080 *January 1985. On the second Monday in January in 1985, the*  
 0081 *governor shall appoint four members to the state board of*  
 0082 *education and on the second Monday in January in 1989, the*  
 0083 *governor shall appoint five members to the state board of*

To: House Education Committee  
 From: Stanley Lind, Legal Counsel  
 Kansas Association of Community Colleges  
 Date: February 22, 1984  
 Subj: HCR No. 5077

, community college or vocational education school

ATTACHMENT II

(2-23-84)  
 HOUSE EDUCATION

## Proposed Amendment to House Bill No. 2767

On page 1, in line 44, by striking "the subsequent contract, calendar or fiscal year" and inserting in lieu thereof "a subsequent contract term. The terms nonrenew the contract and nonrenewal of the contract do not include within their meaning the extension of the term of a current contract for a subsequent contract, calendar or fiscal year if the duration remaining of the term of the current contract is for a period of one or more contract, calendar or fiscal years"

Proposed Amendment to House Bill No. 2768

On page 1, in line 32, by striking "15" and inserting in lieu thereof "1";

On page 2, in line 53, by striking "15" and inserting in lieu thereof "1";

In the title, in line 20, after "for", by inserting "continuation and";