

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION

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

3:30 ~~xxx~~/p.m. on March 1, 1984 in room 313-S of the Capitol.

All members were present except: Representative Harder, who was 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 to committee discussion and possible action on the bills previously heard in committee.

Representative Williams moved to amend HB 3018 which provides for an increase in the check-off limit. (ATTACHMENT I) Representative Miller seconded the motion. The motion to amend carried.

Representative Williams moved to recommend HB 3018 favorably as amended. Representative Miller seconded the motion. The motion carried.

Representative Apt moved to amend HB 3035 which affects the petty cash funds authorized to be maintained by boards of trustees, community colleges. (ATTACHMENT II) Representative Hensley seconded the motion. The motion to amend carried.

Representative Apt moved to report HB 3035 favorably as amended, seconded by Representative Hensley. The motion carried.

Representative Apt moved to amend HB 3067 which establishes a professional standards board and a professional practices commission. The amendment offered is the same as that suggested by Dr. Jerry Schreiner, United School Administrators, (ATTACHMENT III) with the exception of increasing the membership of the board to 18 members including one from independent colleges, and making all the board members voting members. Representative Miller seconded the motion. The motion to amend carried.

Representative Apt moved that HB 3067 be reported favorably as amended. Representative Miller seconded the motion. The motion carried.

Representative Williams moved that HB 3062 be recommended favorably. HB 3062 authorizes boards of education to make payments from the capital outlay fund to sponsoring school districts under cooperative agreements or to boards of directors under interlocal agreements. Representative Polson seconded the motion.

Representative Leach made a substitute motion to amend HB 3062 by engrossing HB 2838 into HB 3062. Representative Hensley seconded the motion.

Representative Lowther called for a ruling from the Chair on whether this could be done. The Chair ruled that the motion was not germane to HB 3062. When Representative Hensley asked if the motion was out of order, the Chair answered "yes".

Representative Hensley made a substitute motion to insert Section 1 of HB 2838 into HB 3062 as Section 2, making Section 2 of HB 3062 Section 3. Representative Brady seconded the motion. After much committee discussion, the substitute motion was lost. A division was called with nine in favor of the motion and nine against.

The question reverted to the original motion to recommend HB 3062 favorably. The motion carried.

Representative Polson moved to recommend HB 2972 favorably. Representative Smith seconded the motion. The motion carried.

Representative Williams moved to amend HB 2844. (ATTACHMENT IV) HB 2844 authorizes

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION,

room 313-S, Statehouse, at 3:30 ~~xxx~~/p.m. on March 1, 1984

adoption by boards of education of improved performance of measurable objectives pay plans. Representative Hassler seconded the motion. The motion to amend carried.

Representative Williams moved that HB 2844 be reported favorably as amended. Representative Polson seconded the motion.

Representative Leach made a substitute motion to table HB 2844. Representative Laird seconded the motion. The substitute motion carried. Representative Leach recommended that the subject of merit pay be a subject for interim study.

Representative Apt moved to amend HB 2949. (ATTACHMENT V) HB 2949 is career incentive salary plans for teachers. Representative Williams seconded the motion. The motion to amend carried.

Representative Apt moved that HB 2949 be reported favorably as amended. Representative Polson seconded the motion. The motion carried.

Representative Lowther moved to report HB 2879 favorably. Representative Brady seconded the motion. The motion carried.

The meeting was adjourned by the Chairman at 4:36 p.m.

The next meeting of the committee will be on March 8, 1984 on adjournment of the House.

Proposed Amendment to House Bill No. 3018

On page 1, in line 44, by striking "in" and inserting in lieu thereof "by"; also in line 44, by striking "not to exceed";

On page 2, in line 45, by striking "\$50 per" and inserting in lieu thereof "deemed necessary by a professional association for a school year. In no event shall the amount of deductions from compensation for payments of professional association dues be increased more than one time in each school"

Proposed Amendment to House Bill No. 3035

On page 4, in line 132, by striking all after "expenditures"; in line 133, by striking all before the period and inserting in lieu thereof "for any purpose for which the petty cash fund is maintained"; in line 137, after "made", by inserting "therefrom,"; in line 138, by striking the comma

ATTACHMENT II

3-1-84
HOUSE EDUCATION

0046 higher learning postsecondary education; and
0047 (2) have at least five (5) years' professional educational ex-
0048 perience; and

0049 (3) have been in active practice the immediately preceding
0050 three (3) years and at the time of appointment.

0051 (4) (c) The state board of education shall obtain nominees for
0052 the teaching professional standards board from the segments
0053 sectors of the profession to be represented on the teaching
0054 professional standards board, as specified in subsection (e) of
0055 this section, according to rules and procedures established by
0056 the state board of education, except for ex officio positions.

0057 (e) (d) The appointments made by the state board of educa-
0058 tion shall reflect due consideration for representation be repre-
0059 sentative of the various elements of the teaching profession
0060 educational community, and shall include at least the following:

0061 (1) Seven Four classroom teachers (two from elementary
0062 schools, two from junior high or middle schools, two from high
0063 schools and one from nonpublic schools) from the public schools
0064 of whom at least one shall be an elementary school teacher, at
0065 least one shall be a junior high or middle school teacher and at
0066 least one shall be a senior high school teacher.

0067 (2) One chief school administrator from the public schools.

0068 (3) One Three building level school administrator adminis-
0069 trators from the public schools of whom one shall be an ele-
0070 mentary school administrator, one shall be a junior high or
0071 middle school administrator and one shall be a senior high
0072 school administrator.

0073 (4) One representative of the instructional staff of an area
0074 vocational school or an area vocational-technical school.

0075 (5) One special education teacher from the public schools.

0076 (5) (6) One representative of the faculty or administration of
0077 a public community junior college.

0078 (6) (7) One representative of the faculty or administration of a
0079 private four year college or university.

0080 (7) (10) One dean or head of the department school of education
0081 of a university under the supervision and control of the state
0082 board of regents.

teacher from

administrator from an area vocational school or
area vocational-technical school.

(7) One special education administrator from the
public schools.

(8) One non-public classroom teacher from an
accredited school.

(9) One non-public administrator from an accredited school

(10)

0083 ~~(8)~~ One representative of the membership of a parent-teacher
0084 association *who has never served on or been employed by a*
0085 *board of education.* (11)

0086 ~~(9)~~ One person who is a member of the board of education of
0087 a school district. (12)

0088 ~~(f)~~ ~~(c)~~ The commissioner of education or a member of the
0089 staff of the state department of education recommended by the
0090 commissioner shall serve the teaching standards board as secre-
0091 tary. (e) The representatives appointed under paragraphs (10),
(11), and (12) shall serve as non-voting advisory
members.

0092 ~~(g)~~ Nothing in this act shall be construed as abolishing the
0093 existing teaching standards board or as recreating the same. (f)

0094 Sec. 2. K.S.A. 72-8503 is hereby amended to read as follows:
0095 72-8503. (a) There is hereby established a professional teaching
0096 practices commission to be comprised of seventeen (17) consist
0097 of 14 members appointed by the state board of education as
0098 provided in subsection (d) of K.S.A. 72-8502.

0099 (b) Candidates for the practices commission, with the excep-
0100 tion of members appointed under paragraphs (10) and (11) of
0101 subsection (d), shall have the following qualifications:

0102 (1) Either ~~be~~ (A) ~~be~~ certificated and actively practicing in
0103 Kansas, or (B) ~~be~~ a member of the faculty of an institution of
0104 higher learning postsecondary education; and

0105 (2) have at least five ~~(5)~~ years' professional educational ex-
0106 perience; and

0107 (3) have been in active practice the immediately preceding
0108 three ~~(3)~~ years and at the time of appointment.

0109 (c) The state board of education shall obtain nominees for
0110 the professional teaching practices commission from the sectors
0111 of the profession to be represented on the commission according
0112 to rules and procedures established by the state board.

0113 ~~(e)~~ (d) The appointments made by the state board of educa-
0114 tion shall reflect due consideration for representation be repre-
0115 sentative of the various elements of the teaching profession
0116 educational community, and shall include at least the following:

0117 (1) ~~Eight~~ Four classroom teachers (elementary, junior high
0118 school, high school or junior college, including specialized non-
0119 administrative personnel) from the public schools of whom at

delete

0120 *least one shall be an elementary school teacher, at least one shall*
0121 *be a junior high or middle school teacher and at least one shall*
0122 *be a senior high school teacher.*

0123 (2) One chief school administrator from the public schools.

0124 (3) One senior high school principal from the public schools.

0125 (4) One junior high or middle school principal from the
0126 public schools.

0127 (5) One elementary school principal from the public schools.

0128 ~~(6) One vocational education administrator or teacher.~~

0129 ~~(7) Three persons chosen without regard to the qualifications~~
0130 ~~specified in this subsection One special education administrator~~
0131 ~~or teacher from the public schools.~~

0132 ~~(8) A member of the staff of the state department of education~~
0133 ~~as recommended by the commissioner of education One repre-~~
0134 ~~sentative of the faculty or administration of a public community~~
0135 ~~college.~~

delete

0136 ~~(9) One dean or head of the school of education of a univer-~~
0137 ~~sity under the supervision and control of the state board of~~
0138 ~~regents.~~

(6)

0139 ~~(10) One representative of the membership of a parent-~~
0140 ~~teacher association who has never served on or been employed~~
0141 ~~by a board of education.~~

(7)

0142 ~~(11) One person who is a member of the board of education~~
0143 ~~of a school district.~~

(8)

0144 ~~(d) The (e) The commissioner of education or a member of~~
0145 ~~the staff of the state department of education appointed under~~
0146 ~~paragraph (8) of subsection (e) recommended by the commis-~~
0147 ~~sioner shall serve the practices commission as secretary.~~

0148 Sec. 3. K.S.A. 72-8504 is hereby amended to read as follows:
0149 72-8504. After appointment of the initial members as soon as
0150 practicable after the effective date of this act, later appoint-
0151 ments to full or unexpired terms of members to the teaching
0152 professional standards board, the administrator standards board,
0153 and the professional practices commission shall be made by the
0154 state board of education following the same procedure as that
0155 provided in K.S.A. 72-8502, 72-8502a and 72-8503, and amend-
0156 ments thereto.

0157 Sec. 4. K.S.A. 72-8505 is hereby amended to read as follows:
0158 72-8505. The ~~teaching professional~~ standards board shall have
0159 the following responsibilities and duties:

0160 (a) To develop through the *professions of teaching profes-*
0161 ~~sion and school administration~~ and recommend for adoption, or
0162 amendment and adoption, by the state board of education the
0163 rules and regulations for professional standards governing
0164 *teacher and school administrator* pretraining selection, *teacher*
0165 *and school administrator* preparation, admission to and contin-
0166 uance in the practice of *teaching and school administration*.

, and teacher and administrator continuing education.

0167 Nothing ~~herein in this section~~ shall be construed to preclude the
0168 state board of education from initiating and adopting rules and
0169 regulations on the matters specified in this section, irrespective
0170 of any action or lack thereof by the ~~teaching professional stan-~~
0171 ~~dards board~~. However, in such instance, the proposed rule and
0172 regulation governing a matter specified in this subsection ~~(a)~~
0173 shall be submitted to the ~~teaching professional~~ standards board
0174 for its recommendation at least ~~thirty (30)~~ 30 days prior to a
0175 motion for adoption by the state board of education. Notwith-
0176 standing the foregoing provisions of this subsection ~~(a)~~, if the
0177 state board of education finds that an emergency exists, it may
0178 immediately adopt any ~~rule and regulation~~ *rules and regulations*
0179 without ~~such~~ submission to the ~~teaching professional~~ standards
0180 board and without ~~such a~~ waiting period.

0181 (b) To confer on a professional advisory basis with the state
0182 board of education on all other matters concerning education and
0183 the ~~teaching profession~~ *professions of teaching and school ad-*
0184 *ministration*.

delete

0185 (c) To make recommendations to the state board of educa-
0186 tion, state board of regents, institutions of ~~higher education~~
0187 *postsecondary education*, local boards of education, the legisla-
0188 ture, state officials, and other individuals or groups regarding
0189 matters to improve education.

0190 (d) To develop ~~advisory guidelines with respect to profes-~~
0191 ~~sional employment practices and recommend to the state board~~
0192 *of education for adoption thereby a code of professional re-*
0193 *sponsibility and competency for teachers and school adminis-*

0194 *trators.*

0195 Sec. 5. K.S.A. 72-8506 is hereby amended to read as follows:

0196 72-8506. The *professional* practices commission shall exercise
 0197 disciplinary and advisory functions and shall hear cases arising
 0198 under rules and regulations adopted under subsection (a) of
 0199 K.S.A. 72-8505, and amendments thereto, ~~and under subsection~~
 0200 ~~(a) of K.S.A. 72-8505a~~ involving the issuance, continuance, sus-
 0201 pension, revocation, or reinstatement of teachers' and *school*
 0202 administrators' certificates and make recommendations to the
 0203 state board of education for disposition thereof, and the state
 0204 board of education shall determine such cases, with or without
 0205 additional hearing. The practices commission may conduct,
 0206 *upon request and at the direction of the state board of educa-*
 0207 *tion*, investigations of departures from the ~~advisory guidelines~~
 0208 ~~adopted code of professional responsibility and competency~~
 0209 *which may be adopted by the state board of education upon*
 0210 *recommendation made* under subsection (d) of K.S.A. 72-8505,
 0211 and amendments thereto, ~~and under subsection (d) of K.S.A.~~
 0212 ~~72-8505a~~ and report its findings thereon to the state board. The

0213 practices commission shall make recommendations to the state
 0214 board of education on such other matters and measures as may be
 0215 necessary to improve ~~education~~ *the educational system of this*
 0216 *state.*

delete

0217 Sec. 6. K.S.A. 72-8507 is hereby amended to read as follows:

0218 72-8507. (a) The *professional* practices commission shall have
 0219 responsibility, power and authority to investigate problems re-
 0220 lating to the ~~teaching profession, including the matters specified~~
 0221 in K.S.A. 72-8506, and amendments thereto. Nothing ~~herein in~~
 0222 *this section* shall be construed to preclude the state board of
 0223 education from initiating and adopting rules and regulations on
 0224 ~~the matters specified in this section relating to the professions of~~
 0225 *teaching and school administration*, irrespective of any action or
 0226 lack thereof by the *professional* practices commission; ~~subject to~~
 0227 ~~the provisions of subsection (a) of K.S.A. 72-8505, and amend-~~
 0228 ~~ments thereto, and of subsection (a) of K.S.A. 72-8505a.~~

0229 (b) The practices commission shall have, *upon request and at*
 0230 *the direction of the state board of education*, the responsibility,

Proposed Amendment to House Bill No. 2844

On page 2, in line 48, after "(5)", by inserting "a decrease in the number of days for which substitutes for professional employees were required; (6)"; in line 65, after "district", by inserting "; or (C) attending and completing courses in computer science in order to assist pupils to understand and use the computer as an information, computation and communication device"; by renumbering provisions (6) to (15), inclusive, as provisions (7) to (16), inclusive, respectively

Proposed Amendment to House Bill No. 2949

On page 1, in line 24, by striking "New"; in line 31, after "board", by inserting "of education"; in line 33, by striking all after "(d)"; in line 34, by striking "(e)"; in line 41, by striking "New"; in line 43, by striking all after "(b)"; by striking all of line 44; in line 45, by striking all before "career" and inserting in lieu thereof "Any";

On page 2, in line 46, by striking ", the board must adopt" and inserting in lieu thereof "adopted by a board under authority of this act should be"; in line 65, by striking "New";

On page 3, in line 91, by striking "New"; in line 118, by striking all after "would"; in line 119, by striking all before "be";

On page 4, in line 121, by striking "interest is that the"; by striking all of lines 141 to 156, inclusive;

On page 5, by striking all of lines 157 to 193, inclusive;

On page 6, by striking all of lines 194 to 230, inclusive;

On page 7, by striking all of lines 231 to 267, inclusive;

On page 8, by striking all of lines 268 to 281, inclusive;

By renumbering section 8 as section 5;

In the title, in line 20, by striking all after "ers"; by striking all of line 21; in line 22, by striking all before the period