

Approved March 6, 1986  
Date

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION

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

3:43 ~~am~~/p.m. on March 5, 1986 in room 519-S of the Capitol.

All members were present. ~~except~~

Committee staff present: Avis Swartzman, Revisor of Statute's Office  
Ben Barrett Legislative Research  
Lynda Cory, Secretary to the Committee

Conferees appearing before the committee: None

The Chairman stated that there was a hold up on HB 2795 due to the need of one more sub-committee meeting to be held immediately following this committee meeting.

After discussion, Representative Denise Apt moved to pass HB 3000 as amended. Seconded by Representative Anthony Hensley. Motion carried.

Rep. Williams gave the sub-committee report for HB 2675. Their suggestion was to amend the bill so that it defined Kansas resident and availability to displaced farmers and small businessmen with no more than 10% of any grant to any one institution. The fiscal note of the amendment would be \$100,000 with hopes that a pilot program could be implemented right away. (Attachment 1)

Representative Robin Leach moved to amend HB 2675. Seconded by Representative Vern Williams. Motion adopted.

Representative Robert D. Miller moved to pass HB 2675 favorably as amended. Seconded by Representative Vern Williams. Motion carried.

Representative Robin Leach moved to pass HB 2676 favorably. Seconded by Representative Max Moomaw. Representative Denise Apt offered a substitute motion to amend HB 2676 by striking the words "or changing the use of" and requiring 25% residents of an attendance center to be able to petition for a district-wide election in school districts of 1600 enrollment and over. Seconded by Representative Alfred Ramirez. Motion adopted. (Attachment 2)

Representative Robin Leach moved to pass HB 2676 favorably as amended. Seconded by Representative Elaine Hassler. After discussion, and on a vote of twelve (12) ayes, the motion carried. Representative Rick Bowden asked he be recorded as voting "no" on HB 2676.

The Chairman concluded action on bills for the day and announced there would be a meeting on Thursday to complete action on previously heard bills. He asked for an approval of the minutes for February 27, March 3 and 4. Rep. Miller moved, seconded by Rep. Reardon; motion carried.

The meeting adjourned at 4:44 p.m.



Summary of  
Proposed Amendment to HB 2675

The amendments propose to add to HB 2675 a "vocational education training grant" program which would be in effect upon its publication in the Kansas Register and would expire on June 30, 1987. The program would be administered by the State Board of Regents. The Secretaries of Agriculture and Human Resources would assist in the publication and promotion of the program.

A vocational education training grant would be the lesser of \$1,000 or the actual tuition and required fees for the vocational education program in which the grantee is enrolled. To be eligible for this grant, a person must be a Kansas resident, a displaced farmer or displaced small business person, in need of training or retraining in preparation for gainful employment, have financial need, and be enrolled in or accepted for admission to a vocational education program operated by a community college, area vocational or area vocational-technical school or accredited independent institution.

Vocational education training grants may not be awarded to persons for attendance at any single educational institution in excess of 10% of the total number of grants awarded by the program.

A vocational education grantee who meets the applicable eligibility requirements may also be awarded a tuition grant, state scholarship or vocational education scholarship. The amount received by a vocational education grantee would not be considered in determining financial need under the tuition grant or state scholarship programs. The amendments provide for refunding to the state all or a portion of a grant when a grantee drops out of the vocational training program.

PROPOSED AMENDMENT TO HB 2675

In line 38 by striking all after "means", by striking all of line 39, 40 and all of 41 before the "."

By inserting in lieu thereof:

"an eligible institution as defined in KSA 72-6810(e)"

## Proposed Amendment to House Bill No. 2675

Be amended:

On page 1, in line 19, after "in", by inserting "sections 1 through 6 of"; in line 21, by striking "under this act";

On page 2, in line 55, after "of", by inserting "sections 1 through 6 of";

On page 3, in line 112, by striking "provisions of this act" and inserting "vocational education scholarship program";

On page 4, in line 140, by striking "this act" and inserting "the vocational education scholarship program";

On page 6, in line 211, by striking "this act" and inserting "the vocational education scholarship program"; following line 211, by inserting 6 new sections as follows:

"Sec. 7. As used in sections 7 through 12 of this act:

(a) "Vocational education training grant" means the award of a financial grant-in-aid by this state to a vocational education grantee.

(b) "Vocational education grantee" means a person who: (1) Is a resident of Kansas; (2) is a displaced farmer or a displaced small business person; (3) requires vocational education training or retraining in preparation for gainful employment; (4) has financial need; and (5) is enrolled in or has been accepted for admission to a vocational education program operated by a designated vocational education institution.

(c) "Displaced farmer" means a person who is or has been primarily engaged in the business of farming, ranching, agribusiness or other agriculture-related activity and more than 51% of whose gross income is or has been derived from such business or activity and who is in the process of losing or has lost the source of such income.

(d) "Displaced small business person" means a person who is or has been primarily engaged in the operation of a small

business and more than 51% of whose gross income is or has been derived from the operation of such small business and who is in the process of losing or has lost the source of such income.

(e) "Small business" has the meaning ascribed thereto in K.S.A. 75-6003, and amendments thereto.

(f) "Designated vocational education institution" means any community college, any area vocational school, any area vocational-technical school and any accredited independent institution.

(g) "Community college," "area vocational school" and "area vocational-technical school" have the meanings respectively ascribed thereto in K.S.A. 72-4412, and amendments thereto.

(h) "Accredited independent institution" has the meaning ascribed thereto in K.S.A. 72-6107, and amendments thereto.

(i) "Board of regents" means the state board of regents provided for in the constitution of this state.

"Sec. 8. (a) Within the limits of appropriations therefor and in accordance with the provisions of sections 7 through 12 of this act, the board of regents may award a vocational education training grant to any vocational education grantee who is enrolled in or accepted for admission to a vocational education program at a designated vocational education institution.

(b) A vocational education training grant shall provide, upon certification by a designated vocational education institution that the vocational education grantee is enrolled full time in a vocational education program, for payment to the vocational education grantee of an amount not to exceed the lesser of \$1,000 or an amount equal to the amount of the total tuition and required fees for the vocational education program in which the vocational education grantee is enrolled.

(c) A vocational education grantee who is eligible for the award of a tuition grant, a state scholarship, or a vocational education scholarship may be awarded any one or more of the same in addition to a vocational education training grant. The amount received by a vocational education grantee under a vocational

education training grant shall not be considered in determining financial need under the tuition grant program or the state scholarship program.

(d) Vocational education training grants shall be apportioned so that not more than 10% thereof are awarded to vocational education grantees enrolled at the same designated vocational education institution.

"Sec. 9. (a) The board of regents shall adopt rules and regulations for administration of the vocational education training grant program and shall:

(1) Publicize procedures for application for vocational education training grants;

(2) provide application forms;

(3) determine residence, as provided by law, of applicants for vocational education training grants;

(4) notify each person who qualifies as a vocational education grantee and for the award of a vocational education training grant;

(5) approve and award vocational education training grants;

(6) determine full-time enrollment in a vocational education program;

(7) provide for apportionment of vocational education training grants if appropriations therefor are insufficient for payment in full to all vocational education grantees;

(8) request any designated vocational education institution to furnish any information relating to and necessary for administration of the vocational education training grant program.

(b) The secretary of agriculture, in connection with administration of the farm assistance, counseling and training referral program, and the secretary of human resources, in connection with administration of the job training partnership act, shall assist the board of regents in publicizing the vocational education training grant program and shall encourage persons who are eligible for participation therein to apply for

vocational education training grants.

"Sec. 10. (a) Payments to vocational education grantees of vocational education training grants shall be made at a time specified by the board of regents upon vouchers approved by its designated administrative officer and upon warrants of the director of accounts and reports. Payments of vocational education training grants may be made by the issuance of a single warrant to each designated vocational education institution at which a vocational education grantee is enrolled for the total amount of vocational education training grants for all vocational education grantees enrolled at that institution. The director of accounts and reports shall cause such warrant to be delivered to the designated vocational education institution at which the vocational education grantee or grantees are enrolled. Upon receipt of such warrant, the designated vocational education institution shall credit immediately the account of each vocational education grantee enrolled at that institution by an amount specified by the board of regents for each such grantee.

(b) If a vocational education grantee discontinues attendance before the end of a vocational education program, after the designated vocational education institution has received payment under this section, the designated vocational education institution shall pay to the state: (1) The entire amount which the vocational education grantee would otherwise qualify to have refunded not to exceed the amount of the payment made under the vocational education training grant; or (2) if the vocational education grantee has received payments under any federal program of student assistance, the state's pro rata share of the entire amount which the vocational education grantee would otherwise qualify to have refunded, not to exceed the amount of the payment made under the vocational education training grant.

(c) All amounts paid to the state by a designated vocational education institution under subsection (b) shall be deposited in the state treasury and credited to the state general fund.



"Sec. 11. Each applicant for a vocational education training grant, in accordance with rules and regulations of the board of regents, shall:

(a) Complete and file an application for the award of a vocational education training grant.

(b) Report promptly to the board of regents any information requested relating to the administration of the vocational education training grant program.

"Sec. 12. The provisions of this section and sections 7 through 11 of this act shall expire on June 30, 1987.";

Also on page 6, by renumbering section 7 as section 13; in line 213, by striking "statute book" and inserting "Kansas register";

In the title, in line 16, after "and", by striking "for"; in line 17, by striking "the designation of"; also in line 17, by striking "scholars" and inserting "training grants";

## REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

Your Committee on Education

Recommends that House Bill No. 2676

"AN ACT concerning unified school districts; relating to the authority of boards of education to close or change the use of school buildings; amending K.S.A. 72-8213 and repealing the existing section."

Be amended:

On page 1, in line 33, by striking "or change"; in line 34, by striking "the use of"; in line 35, by striking "subsection (c)" and inserting "this section"; in line 39, by striking "subsection (c)" and inserting "this section"; in line 40, by striking all after "(1)"; by striking all of lines 41, 42 and 43; in line 44, by striking "(2)"; also in line 44, by striking "or change the use of";

On page 2, in line 47, by striking "or changing the use of"; in line 48, by striking "or changing the use of"; in line 50, by striking "(3)" and inserting "(2)"; also in line 50, by striking "or changing the use of"; in line 52, by striking "or the use"; in line 53, by striking "thereof changed"; in line 55, by striking "or changing the use of"; in line 63, by striking all after "(C)"; by striking all of line 64; in line 65, by striking "(D)"; in line 67, by striking "(E)" and inserting "(D)"; in line 70, by striking "(4)" and inserting "(3)"; in line line 73, by striking "or change the use of";

On page 3, following line 89, by inserting a new subsection as follows:

"(d) (1) The provisions of this subsection apply to unified school districts with under 1,600 enrollment.";

Also on page 3, in line 90, by striking "(C)" and inserting "(2)"; also in line 90, by striking "para-"; in line 91, by

striking "graph (B)" and inserting "subsection (c)"; in line 93, by striking "or change in use"; in line 101, by striking "who"; by striking all of line 102; in line 103, by striking all before the comma; in line 107, by striking "or the use"; in line 108, by striking "thereof changed"; in line 110, by striking all after "district"; in line 111, by striking all before "at"; in line 112, by striking all before the period and inserting "thereof"; in line 115, by striking "who"; by striking all of line 116; in line 117, by striking all before "may"; in line 118, by striking "or change the use of";

On page 4, in line 121, by striking "or changing the use of"; in line 122, by striking "nor the use thereof"; in line 123, by striking "changed"; in line 124, by striking "or changing the use of"; in line 125, by striking "or change the use of"; in line 127, by striking "(d)"; following line 133, by inserting a new subsection as follows:

"(e) (1) The provisions of this subsection apply to unified school districts with 1,600 or more enrollment.

(2) Subsequent to the public hearing provided for in subsection (c), the board of education, after considering all the testimony and evidence brought forth at the public hearing, shall make a final decision as to the closing of the affected school building. The decision shall be in writing, shall be published at least once in a newspaper of general circulation in the unified school district and shall be implemented by the board in accordance with its plan unless a petition in opposition to implementation of the same, signed by not less than 25% of the registered electors of the unified school district who reside within the attendance area of the affected school building, is filed with the county election officer of the home county of the school district within 45 days after publication of the final decision. If such a petition is filed, the county election officer shall hold an election upon the question of whether such school building should be closed or, at the request of the board of education, shall submit the question to the registered

electors of the unified school district at the next primary or general election thereof. Such election shall be held jointly with other elections held at the same time insofar as is practicable as provided for by K.S.A. 25-2011, and amendments thereto. All registered electors of the unified school district may vote at the election. The board shall not close any affected school building pending any election to be held under the provisions of this paragraph. If a majority of those voting at such election are not in favor of closing the affected school building the same shall not be closed. If a majority of those voting at such election are in favor of closing the affected school building, the board shall close the affected school building in accordance with its plan.";

Also on page 4, in line 134, before "Notwithstanding", by inserting "(f)"; in line 141, by striking "(e)" and inserting "(g)"; in lines 143 and 144, by striking "or the use thereof changed"; following line 150, by inserting a new subsection as follows:

"(h) Nothing in this section shall be deemed to restrict or limit the authority of any board of education to change the use of any school building, so long as such school building is operated or used for pupil attendance purposes.";

Also on page 4, in line 151, by striking "(f)" and inserting "(i)"; in line 155, by striking "or change";

On page 5, in line 159, by striking "or change in use"; in line 163, by striking "(g)" and inserting "(j)"; in line 172, by striking "(h)" and inserting "(k)"; in line 189, by striking "(h)" and inserting "(k)"; in line 191, by striking "(g)" and inserting "(j)";

In the title, in line 17, by striking all after "close";