

Approved February 17, 1987  
Date

MINUTES OF THE SENATE COMMITTEE ON EDUCATION

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

1:30 ~~xxx~~ p.m. on Monday, February 16, 1987 in room 254-E of the Capitol.

All members were present except:

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:

Briefing on Rule 10 of the bylaws of the Kansas State High School Activities Association, Inc.

Mr. Nelson L. Hartman, Executive Director of the Kansas State High School Activities Association, Inc.

SB 169 - Concerning community colleges; providing for payments of academic advancement awards thereto; creating the Kansas community college academic advancement fund in the state treasury, imposing certain duties on the state board of education. (Education)

Proponents:

Dr. W. Merle Hill, Executive Director, Kansas Association of Community Colleges

After Chairman Joseph C. Harder called the meeting to order, Senator Kerr moved, and Senator Langworthy seconded the motion that minutes of the Committee meeting of February 10 be approved. The motion carried.

The Chairman then told the Committee that he wished to acknowledge the many requests he had received regarding an explanation of Rule 10 in the bylaws of the Kansas State High School Activities Association and that in response to these requests he had invited Mr. Nelson Hartman, Executive Director of the Association, to brief the Committee regarding Rule 10. He then introduced Mr. Hartman.

Mr. Hartman called the Committee's attention to several handouts (Attachments 1, 2, and 3) which had been distributed, on his behalf, by the Committee secretary. He then related that Rule 10 was passed by a slim margin of one vote in 1980 after it had failed to pass twice previously and that it has been modified since its initial implementation in the 1980-81 school year. Mr. Hartman explained that Article 1 in Rule 10 stipulates that every person employed as a coach (athletic or speech) or music director must be an educator and that competitive activities in these areas must always be under the supervision of an educator. Mr. Hartman stated that Article 2 under Rule 10 relates to the qualifications for coaches and directors aides and responded to questions relative to Article 2. Mr. Hartman said that aides are most commonly used in athletics, although there is a lesser need for them in speech, debate, and music. Mr. Hartman noted that the original reluctance to Rule 10 has transformed into overwhelming support and that Rule 10 is utilized more in the larger schools than in the smaller schools. Mr. Hartman stressed that the ideal situation would be to have the administration involved in situations where there is a shortage of coaches, but he explained that certain situations have arisen which have caused them to "open the door" slightly so as to involve lay personnel. Mr. Hartman qualified his statement by saying that this had been done with the approval of the State Board of Education. He described the program utilized under Rule 10 as probably a model program in education today.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON EDUCATION,  
room 254-E, Statehouse, at 1:30 ~~xxx~~ p.m. on Monday, February 16, 1987

Senator Montgomery, after requesting to be recognized by the Chair, inquired of Mr. Hartman as to the extent of the KSHSAA rules under which a student from a Kansas school can participate in the McDonald's band. Mr. Hartman replied that competitors for membership in McDonald's band do not compete as representatives of their schools and that, consequently, KSHSAA does not allow them to wear their school's band uniform or to have the student's school name on his or her uniform furnished by McDonald's. Mr. Hartman reminded the Committee of its concern in previous years for loss of educational time by students participating in extracurricular activities. He pointed out that the loss of educational time caused by a student's involvement in the McDonald's band can be extensive, and that it is up to the parents to decide if they wished to have their son or daughter miss educational time in order for him/her to be a member of the McDonald's band. He further stated that if the student was permitted to wear his or her band uniform or to wear the school name on the band uniform furnished by McDonald's, this might be misconstrued to mean that the student is being sponsored by his or her school.

SB 169 - The Chairman next recognized Dr. W. Merle Hill, Executive Director of the Kansas Association of Community Colleges, who stated that SB 169 is a rewrite of HB 2456 introduced by the House Committee on Education in 1985 at the request of his association. Dr. Hill explained that SB 169 is patterned after a statute passed five years ago in Florida for the purpose of creating a fund of state dollars to be used as matching grants for dollars raised by the community colleges from the private sector. Dr. Hill's written testimony, which further explains the bill, is found in Attachment 4. Dr. Hill said that although he supports SB 169, his intention is not to push the bill for passage while state funds are inadequate for maintaining on-going programs.

Following testimony by Dr. Hill, Chairman Harder said that SB 169 would be taken under advisement, and he adjourned the meeting.

SENATE EDUCATION COMMITTEE

Monday,

TIME: 1:30 p.m. PLACE: 254-E DATE: February 16, 1987

GUEST LIST

NAME

ADDRESS

ORGANIZATION

Ruth Wieber	Topeka	AAUP
David Sanderson	Salina	Close-Up.Ks
Zenobia Washington	Wichita	NEA-Wichita
Michelle Edwards	Wichita	NEA-Wichita
John Hanna	Topeka	Associated Press
Ken Roys	Paula	SJE
Merle Hlee	Topeka	KACC
Caroleyn Smitz	Topeka	KNEA
Harold Plument	Wichita	NEA-Wichita
Arthur Longest	Wichita	NEA-Wichita
Jon A. Miller	Wichita	NEA-Wichita
Jois Hlander	Wichita	NEA-Wichita
Jay Collins	Topeka	K-NEA
Mike Huddleson	Wichita	NEA-Wichita

SENATE EDUCATION COMMITTEE

Monday,

TIME: 1:30 p.m.

PLACE: 254-E

DATE: February 16, 1987

GUEST LIST

NAME

ADDRESS

ORGANIZATION

Nelson Hartman

Box 495, Topeka 66601

KSHSAA

Jim Cope

Wichita

WFT

Richard Lamb

Topeka

KASB

Dick Brown

Topeka

KSHSAA

Kay B Pearce

Topeka

KSHSAA

Judy Kelly

Wichita

Gerard Madera

Topeka

USA

Fred Mainous

Topeka

KSDE

HAROLD PITT'S

Topeka

Connie Huesel

Topeka

ST 36 of 60

**KANSAS STATE HIGH SCHOOL  
ACTIVITIES ASSOCIATION, INC.**  
520 West 27th St. Box 495  
Topeka, Kansas 66601

## **Rule 10**

### **QUALIFICATIONS OF COACHES (ATHLETIC OR SPEECH) AND MUSIC DIRECTORS**

#### **Section 1 — General Regulations (apply to grades 7-12)**

**Art. 1:** Every person employed as a coach (*athletic or speech*), or music director for a member school of the Kansas State High School Activities Association in any interscholastic activity which falls under the jurisdiction of the KSHSAA must be certified to teach in compliance with standards established by the State Board of Education.

**Art. 2:** In an emergency, a member school may apply to the KSHSAA Executive Board for a waiver of the requirements as specified in Article 1 and for permission to employ coaches/directors aides. Applications shall not be made prior to May 1 preceding the school year for which the coaches/directors aide is to be employed. The application must meet the following conditions:

- a. Evidence of need is verified by the school.
- b. Evidence must be presented to affirm that the position was required to maintain the existence of the program and/or necessary to maintain an adequate safety level.
- c. The district must insure an in-service program will be satisfactorily completed by the coaches/directors aides. The program could include the following facets:
  - (1) Orientation to the local community
  - (2) Rules of the activity
  - (3) Techniques of coaching/directing a particular activity (could be waived in lieu of college credit hours)
  - (4) For athletic activities — CPR, emergency treatment, and first aid.
- d. Waiver of KSHSAA requirements (Article 1) would be granted for a period not to exceed the duration of the activity season for which it was approved.
- e. The duties of the coaches/directors aides would be basically the same as an assistant. They must, however, be under the supervision of the certified person assigned for that activity during the first year while under contract (i.e. employed), as an aide in that activity. Thereafter, the Executive Board will develop and approve an adequate in-service program.

**Art. 3:** The acceptance from any source of gifts valued at more than fifty (\$50) dollars by anyone who serves as a coach of a high school athletic or debate team in recognition of his or her coaching services, shall be considered a violation.

Senate Education  
2/16/87  
Attachment 1

Coaches/Directors Aide Application

Applications shall not be made prior to May 1, preceding the school year for which the coaches/directors aide is to be employed.

Activity \_\_\_\_\_ Mailed on \_\_\_\_\_  
(Additional Copies are in the back of the Entry Form and Supply Book.)

A

Kansas State High School Activities Association  
COACHES/DIRECTORS AIDE APPLICATION  
as per Rule 10-1-2 Printed on Reverse Side

A

Name of aide \_\_\_\_\_ Activity(ies) \_\_\_\_\_ School Year \_\_\_\_\_

NOTE: The aide **must** be listed as an aide when his/her name is published in program material, directory information, etc.

Name(s) of supervising certified Coach/Director(s) \_\_\_\_\_

Why is it necessary to employ the aide? \_\_\_\_\_  
\_\_\_\_\_

Will you be applying for additional aides for this same activity this year? Yes \_\_\_\_\_ No \_\_\_\_\_ (If yes, how many? \_\_\_\_\_)

If the answer is "yes," please state why it is necessary to have more than one aide for this activity. \_\_\_\_\_  
\_\_\_\_\_

Give statement affirming the position was required to maintain the existence of the program and/or necessary to maintain an adequate safety level. \_\_\_\_\_  
\_\_\_\_\_

Will the aide attend a KSHSAA rules meeting for this activity? Yes \_\_\_\_\_ No \_\_\_\_\_

If the answer is "yes," list — Site \_\_\_\_\_ Date \_\_\_\_\_

If the answer is "no," state reason. (Illus.: None conducted by KSHSAA.) \_\_\_\_\_  
\_\_\_\_\_

KSHSAA Rule 10-1-2 recognizes two types of aides — supervised and unsupervised. The supervised aide must be under full-time supervision of a certified educator. This is interpreted to mean in the team box in football and soccer; on the team bench in volleyball, basketball, baseball and softball; on a coach's seat near another mat in wrestling; etc. The unsupervised aide does not require full-time supervision provided a successful one-year apprenticeship has been met and the aide has successfully completed a KSHSAA Executive Board approved in-service program. Two such programs are the American Coaching Effectiveness Program (ACEP) or Kansas State University's PEDLS 702 Workshop.

OUR SCHOOL'S AIDE APPLICATION IS FOR THE FOLLOWING CATEGORY:

SUPERVISED \_\_\_\_\_

OR

UNSUPERVISED \_\_\_\_\_

Will the principal conduct an in-service session with the aide for the purpose of (1) explaining his/her philosophy of activities and that of the school district and community; and (2) covering the important information regarding KSHSAA rules and regulations, published on the back of this form for coaches/coaches aides?

Yes \_\_\_\_\_ No \_\_\_\_\_

What school year and sport did the aide serve as a successful apprentice?

School year: \_\_\_\_\_ Sport: \_\_\_\_\_

Which KSHSAA Executive Board approved in-service program will the aide complete?

ACEP \_\_\_\_\_ PEDLS 702 Workshop \_\_\_\_\_

(Note: A certificate verifying proof of having passed MUST be sent to the KSHSAA prior to the aide assuming UNSUPERVISED responsibilities.)

\_\_\_\_\_  
Superintendent or Principal

\_\_\_\_\_  
Date of Application

\_\_\_\_\_  
School

\_\_\_\_\_  
Street or Box #

\_\_\_\_\_  
City

\_\_\_\_\_  
State

\_\_\_\_\_  
Zip

\*\*\*\*\*

OFFICIAL ACTION OF KSHSAA

Senate Education

2/16/87, Attach. 2

The above supervised / unsupervised aide is approved / not approved as an employee of your school for the purposes outlined.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Nelson Hartman, Executive Secretary

**KSHSAA RULES AND REGULATIONS**  
**Important Information for Coaches/Coaches Aides**

Following is a summary of a few of the KSHSAA eligibility rules of which athletes, coaches and administrators must be aware. A complete and more comprehensive list of these and other rules is found in the KSHSAA Handbook which is revised and sent to all member schools annually.

**Rule 7 – Physicals:** A student must have a physical on file signed by his/her parents.

**Rule 13 – Scholarship:** A student must have passed five subjects of unit weight the previous semester.

**Rule 14 – Bona Fide Student:** A student shall be a bona fide undergraduate member of his/her school in good standing.

**Rule 15 – Enrollment/Attendance:** A student must be currently enrolled in and attending five subjects of unit weight.

**Rule 16 – Semester Requirements:** A student shall not have more than two semesters of possible eligibility in grade seven and two semesters in grade eight. A student shall not have more than eight semesters of possible eligibility in grades nine through twelve, regardless of whether the ninth grade is included in junior high or in a senior high school.

*NOTE:* If a student does not participate or is ineligible due to transfer, scholarship, etc., the semester(s) during that period shall be counted toward the total number of semesters possible.

**Rule 17 – Age Requirements:** A student may not be 19 years of age (16, 15 or 14 for junior high or middle school students) on or before September 1 of the school year in which they compete.

**Rule 18 – Transfer:** If a student changes schools without a move on the part of his/her parents they ineligible for eighteen weeks.  
*EXCEPTION:*

**BEGINNING SEVENTH GRADER** — A seventh grader, at the beginning of his or her seventh grade year, is eligible under the Transfer Rule at any school he or she may choose to attend.

**BEGINNING NINTH GRADERS IN A THREE-YEAR JUNIOR HIGH SCHOOL** — So that ninth graders of a three-year junior high are treated equally to ninth graders of four-year senior high school, a student who has successfully completed the eighth grade of a two-year junior high/middle school, may transfer to the ninth grade of a three-year junior high school at the beginning of the school year and be eligible immediately under the Transfer Rule. Such a ninth grader must then as a tenth grader, attend the feeder senior high school of their school system. Should they attend a different school as a tenth grader, they would be ineligible for eighteen weeks.

**ENTERING HIGH SCHOOL FOR THE FIRST TIME** — A senior high school student is eligible under the Transfer Rule at any senior high school he or she may choose to attend when senior high is entered for the first time at the beginning of the school year.

**Rule 19 – Undue Influence:** The use of undue influence by any person to secure or retain a student shall cause ineligibility. If tuition is charged, it shall be paid by the student's parents or guardian, or by the school from which the student transfers.

**Rule 21 – Amateur and Awards:** Students are eligible if they have not competed under a false name. Students may not accept cash or merchandise awards as it relates to their athletic skills.

**Rule 22 – Outside Competition:** A student, while a member of a school athletic squad, may not participate as a member on an outside team or as an individual competitor in the same sport.

**Rule 26 – Anti-Tryout:** A student may not participate in training sessions or tryouts held by colleges or other outside agencies in the same sport while a member of a school athletic team.

**Rule 30 – Seasons of Activities:** Students are not eligible for more than four seasons in one sport in a four-year high school, three seasons in a three-year high school or two seasons in a two-year high school.

**Rules 33 & 45:** These rules have starting practice dates, number of allowed competitions, ending dates and other regulations for each of the various sports.

**KSHSAA Handbooks are available upon request from the KSHSAA office.**

KANSAS STATE HIGH SCHOOL  
ACTIVITIES ASSOCIATION, INC.  
520 West 27th St. Box 495  
Topeka, Kansas 66601

**SUPERVISED AND UNSUPERVISED AIDES APPROVED  
1980-81 - February 12, 1987**

<b>School Year</b>	<b>Supervised</b>	<b>Unsupervised</b>
1986-87 To Date	586	80
1985-86	594	14
1984-85	552	
1983-84	446	
1982-83	326	
1981-82	190	
1980-81	46	

Senate Education  
2/16/87  
Attachment 3





# KANSAS ASSOCIATION OF COMMUNITY COLLEGES

Columbian Title Bldg., 820 Quincy • Topeka 66612 • Phone 913-357-5156

W. Merle Hill  
Executive Director

To: Senate Committee on Education

From: Merle Hill

Date: February 16, 1987

Subj: Senate Bill No. 169: An Act concerning community colleges; providing for payments of academic advancement awards thereto; creating the Kansas community college academic advancement fund in the state treasury; imposing certain duties on the state board of education.

Mr. Chairman, members of the Committee. Thank you very much for permitting the Kansas Association of Community Colleges to appear before you and discuss the concept of state grants to match funds raised by the community colleges from the private sector.

Senate Bill No. 169 is a rewrite of House Bill No. 2456, introduced by the House Committee on Education in 1985 at the request of the Association. The bill is patterned after a statute passed five years ago in Florida, and its purpose is to create a fund of state dollars to be used as matching grants for dollars raised by the community colleges from the private sector. The Florida academic advancement fund was allocated \$1 million upon passage; and that amount has been distributed each year to the Florida community colleges for the past five years.

In Florida, a community college was not eligible for a matching grant unless the first year it raised a minimum of \$10,000 more from private sources than it had raised on average the previous three years. If a college had averaged \$100,000 from private sources for the previous three years, for example, it would have had to raise \$110,000 to be eligible for a state matching grant. The matching grant was then based on the \$110,000, not just the additional \$10,000, and the college would have received \$1 from the state for every three dollars raised - in this instance, \$36,667. In Florida, a college only has to establish eligibility one time.

Senate Education  
2/16/87  
Attachment 4

Senate Committee On Education  
Re: SB 169  
February 16, 1987  
Page 2

Senate Bill No. 169, as written, with a maximum state match of \$125,000 being available to any college, would have a fiscal note of \$2,375,000. However, the Association would suggest a cap of \$1,000,000 for an initial fund. Collectively, eligible colleges would have to raise \$3,000,000 in cash to receive distribution of the \$1,000,000.

Although it is not a part of the bill, the Association would also recommend that the board of control for community colleges establish the criterion of having to raise a minimum of \$10,000 more than the average of the three previous years in order to be eligible for a matching state grant.

It is easier to raise dollars that are matched from some source than it is to raise unmatched dollars. All of the Florida community colleges have found that their fund-raising efforts have been enhanced by the state match for dollars raised. Miami-Dade Community College, in Miami, for example, was able to qualify for \$127,000 last year, thanks to its own efforts and those of the Miami Chamber of Commerce which has created a special committee to make industry and businesses aware of the matching-grant program.

The Kansas community colleges are well aware of the fiscal restraints imposed on the Legislature this year and understand that the potential match of more than \$2 million, or even a cap of \$1 million, is a significant financial step to take. On the other hand, one college president in western Kansas believes the combination of matching funds from the state and what can be raised as a consequence of the match could mean as much as \$500,000 in the next five years.

Thank you for listening to this matching-grant concept. We hope that the Legislature will give consideration to this concept when the state's financial condition has improved significantly.

MH:am