

Approved 2/1/89
Date

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION

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

3:30 ~~am~~/p.m. on January 23, 1989 in room 519-S of the Capitol.

All members were present except:
Representative David Miller, Excused.

Committee staff present:

Avis Swartzman, Revisor of Statutes' Office
Ben Barret, Legislative Research
Dale Dennis, Department of Education
Thelma Canaday, Secretary to the Committee

Conferees appearing before the committee:

Mr. John Koepke, Executive Director, Kansas Association of School Boards
Mr. Mark Tallman, Associated Students of Kansas
Mr. Bill Musick, State Board of Education
Dr. Merle Hill, Kansas Association of Community Colleges

Chairman Crumbaker called the meeting to order and explained the purpose of the meeting was to allow requests for bills to be introduced. The chairman stated the committee's agreement to introduce the bill did not endorse the bill but simply allowed the bill to be drafted and brought for hearing before the committee.

Mr. John Koepke requested a bill be introduced that would give school districts greater flexibility in meeting their capital expenditure needs during the transition year of reappraisal and classification. (Attachment 1)

Representative R. D. Miller moved to introduce a bill which would give school districts greater flexibility in meeting their capital expenditure needs during this transition year. In addition the bill would allow districts who presently have transfer authority to capital outlay to continue to exercise that authority within the limits of the law. The motion was seconded by Representative Pottorff. Motion carried.

Mr. Mark Tallman requested the committee to introduce two bills: 1) to enact a Kansas Student Community Service Act and 2) establish a Teacher Service Scholarship program. (Attachment 2)

Representative Williams moved the two bills requested by the Associated Students of Kansas be introduced. Seconded by Representative Blumenthal. Motion carried.

Mr. Bill Musick asked for the introduction of three bills on behalf of the State Board of Education: 1) propose a five-year financing plan for community college to better provide educational programs for the students and business community; 2) a five-year plan for Washburn University to repeal out-district tuition and increase revenue 7 percent per year; and 3) provide for USD bid purchase which would allow school districts to purchase supplies and equipment from the state bid list provided by the director of Division Purchasing.

Representative Lane moved the three bills requested by the State Board of Education be introduced. Seconded by Representative Bowden. Motion carried.

Dr. Merle Hill requested two bills on behalf of the Kansas Association of Community Colleges. The first request is for a bill to increase funding for vocationally approved courses from 1.5 x the credit-hour multiple to 2.0 x the multiple over a five-year period. The second request is to eliminate the remaining restriction on paying out-district tuition and state out-district aid on courses beyond the 64/72-hour limitations. (Attachment 3).

Representative Harder moved the bills requested by Dr. Hill be introduced. Representative Flottman seconded the motion. Motion carried.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION,

room 519-S, Statehouse, at 3:30 ~~am~~/p.m. on January 23, 1989.

Chairman Crumbaker brought a request before the committee to introduce a bill that would change the community college board from six to seven.

Representative Hensley moved this bill be introduced. Seconded by Representative Williams. Motion carried.

Chairman Crumbaker requested the committee to introduce the governor's finance bill which differs from the interim committee's finance bill by the following changes: including 2 - 4 budget limitations, going from 20 percent income tax rebate to 22 percent income tax rebate, eliminating deduction of income tax rebate, and using 1989 assessed valuation in district wealth.

Representative R. D. Miller moved the governor's bill be introduced. Vice-chairman Empson seconded the motion. Motion carried.

After asking if there were further requests for bills the chairman adjourned the meeting at 3:57 p.m.

The next meeting will be Tuesday, January 24, 1989 in Room 519-S.

INSAS
ASSOCIATION



OF
SCHOOL
BOARDS



5401 S. W. 7th Avenue Topeka, Kansas 66606
913-273-3600

Bill Request
Submitted to the
House of Representatives Education Committee
by the
Kansas Association of School Boards

Apart from the still unknown effects of reappraisal and classification on the School District Equalization Act, there is another area of school funding which will be affected by the implementation of reappraisal and classification. That is the effect on the operation of the four mill Special Capital Outlay levy and the ability of school districts to transfer funds to the Capital Outlay Fund under certain circumstances.

Since some school districts will undoubtedly experience valuation increases and others will suffer valuation losses due to the implementation of the classification amendment, their capital outlay levies will raise widely different amounts of dollars than they have included in their planning. Some will also lose their present ability to transfer if valuation increases lower their maximum mill levy below the minimum amount necessary to authorize transfers. Since present law freezes growth in dollars during the year of classification implementation, many school districts will be hampered in meeting their capital expenditure needs.

Attachment 1
House Education 1/23/89

We would therefore request the committee to introduce a bill for reference back to the Committee which would give school districts greater flexibility in meeting their capital expenditure needs during this transition year. We would ask that the bill authorize school districts to continue their existing levy authority unless it resulted in producing less dollars following classification. If that were the case, then the district could increase the levy to produce the same dollars their existing levy would have produced prior to the implementation of classification.

This measure would also allow districts who presently have transfer authority to capital outlay to continue to exercise that authority within the limits of the law. We appreciate your consideration of our request and I would be happy to answer any questions.

a-1-2
1/23/89

1973



1988

ASSOCIATED STUDENTS OF KANSAS

15 Years In The Student Interest

TO: The House Education Committee
FROM: Mark Tallman, Legislative Director
DATE: January 23, 1989
RE: Bill Requests

EDUCATIONAL OPPORTUNITY THROUGH COMMUNITY SERVICE

We respectfully request that the committee have drafted and introduce bills to enact the attached proposals for a Kansas Student Community Service Act (or Kansas Serve) and for a Teacher Service Scholarship Program.

We request these bills for the following reasons:

A. These programs would increase the amount of funds available to help students meet rising college costs, which during the 1980s have increased faster than inflation, family income, and total financial aid.

B. All funds provided would benefit students as scholarships or salaries. The program should generate strong public support, because it would represent "earned" assistance, rather than grants or loans (which may suggest "handouts" or defaults) and because students would be providing important public service.

C. Kansas Serve would involve students in community-oriented activities designed to "give something back" to society. It would counter the image of students only asking "what's in it for me?" At the same time, participating students would be rewarded with financial assistance.

D. A special focus of these programs is the problem of educational opportunity for minority students and "at risk" youth. Kansas Serve grants would involve students as tutors or mentors in local schools, also providing role models for college achievement closer in age to school children. The Teacher Service Scholarship Program would help address three major problems confronting Kansas schools: critical teacher shortages in certain areas, children at risk, and the low number of minority teachers.

We thank you for your consideration.

*Attachment 2
House Education 1/23/89*

Suite 407 • Capitol Tower • 400 S.W. 8th St. • Topeka, Ks. 66603 • (913) 354-1394

The Student Governments of the Regents Institutions

Emporia State University • Fort Hays State University • Kansas College of Technology • Kansas State University • Pittsburg State University • University of Kansas • Wichita State University

Proposal I: The Kansas Student Community Service Act (Kansas Serve)

In order to address the problem of educational opportunity, the Legislature should enact the Kansas Student Community Service Act (Kansas Serve), with the following elements:

1. Subject to appropriations, the Board of Regents shall award Kansas Student Community Service Program Grants to eligible institutions for the purpose of operating Student Community Service Programs.

2. An eligible institution is any Board of Regents institution; any community college or municipal university; or any independent college or university which is eligible to participate in the Kansas Tuition Grant Program that submits a Kansas Serve Grant request in accordance with the Board's rules and regulations.

3. Funds provided through a Kansas Serve Grant may be used only for programs providing grants or salaries for eligible students participating in, supervising or directing Student Community Service Programs, and for administrative costs directly related to those programs. Eligible students must be enrolled at least halftime at an eligible institution and be in good academic standing and capable of remaining in good academic standing while participating in the program.

4. A Student Community Service Program (SCSP) is defined as (1) a program designed to encourage student participation in public service activities through promotion, placement or employment; and (2) a program substantially directed by students. Public service activities include, but are not limited to, the areas of education, health and human services, conservation and urban renewal, rural economic development, and assistance to the poor and elderly.

5. An eligible institution must establish and operate a SCSP program for at least one year before receiving a Kansas Serve Grant to support that program. A Kansas Serve grant may provide up to a maximum of 75% of the total budget (including administrative expenses) of a SCSP.

6. The Board shall award at least 50% of appropriated funds to support activities designed to assist students at risk of failing in school, or to assist students in completing high school and preparing for postsecondary education or training, or in adult education or literacy programs.

7. In order to advise the Board in the allocation of funds, the Kansas Serve Grant Advisory Committee will be established. It will be composed of two students chosen by the Student Advisory Committee to the Board of Regents, one student chosen by the Kansas Association of Community Colleges student section, one student chosen by the Kansas Independent College Association, the Board's Director of Financial Aid, and two faculty involved in student community service programs chosen by the Board's Director of Financial Aid.

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Proposal II: The Teacher Service Scholarships Program

1. Subject to appropriations, the Board of Regents shall allocate funds to eligible institutions for the purpose of awarding Teacher Service Scholarships.

2. Eligible institutions are colleges and universities that are accredited by the state Board of Education to prepare school personnel for certification, and that agree to participate in the program.

3. Students shall be eligible to receive teacher service scholarships if they are enrolled full-time in an eligible institutions, have been accepted into a teacher education program, and meet any one of the following conditions:

(a) The student contractually agrees to become certified to teach and to teach in Kansas in a critically under-served field of specialization (as identified by the state Board of Education at the time when the student first receives the award) for a period of one semester for each semester a teacher service scholarship is awarded;

(b) The student contractually agrees to become certified to teach and to teach in Kansas in a school with a significant "at risk" population (as determined by the state Board of Education at the time when the student is hired) for a period of one semester for each semester a teacher service scholarship is awarded; or

(c) The student is a member of a racial minority group and contractually agrees to teach in Kansas for a period of one semester for each semester a teacher service scholarship is awarded.

4. A teacher service scholarship shall be equal to the average tuition and fees paid by teacher education students at the state universities. Each eligible institution shall determine its own criteria for awarding teacher service scholarships to eligible students.

5. If a student fails to complete the conditions of the contract, the student shall be liable to repay the scholarships, plus 10% interest. However, the amount of liability shall be reduced proportionally for each semester of the teaching requirement the student fulfills until the service requirement is completed.

6. Repayments shall be made to the institutions making the awards, which shall return these funds to the Board of Regents, as well as any funds not awarded. Repayments may be used to offset future appropriations for the program. It shall be the responsibility of the institution to verify compliance with the contractual service obligations, and to pursue repayment when those obligations have not been fulfilled.

A-2-3

1/23/89



KANSAS ASSOCIATION OF COMMUNITY COLLEGES

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

W. Merle Hill
Executive Director

To: House Committee on Education

From: Merle Hill, Executive Director
Kansas Association of Community Colleges

Date: January 23, 1989

Subj: Request for Introduction of Two Bills

The Kansas Association would like very much to have the House Committee on Education introduce two bills in its behalf. Both of them are bills that the Committee has seen before and, also, both have been long-term requests from the Association.

The first is to increase funding for vocationally approved courses from 1.5 x the credit-hour multiple to 2.0 x the multiple. Vocationally approved courses at Cowley County Community College have been funded at 2.0 x the multiple since 1978; and when Pratt Community College was granted area vocational-technical school status in 1983, it, too, began to receive funding at twice the credit-hour multiple.

Attached is a photocopy of House Bill No. 2074, introduced in 1987 by the Legislative Commission on Kansas Economic Development. Note that the Commission's recommendation is in lines 0045 through 0053 - to increase funding for vocational education to the 2.0 multiple over a five-year period.

A five-year funding bill is being introduced in the colleges' behalf by the State Board of Education, so the KACC request for a five-year phase-in of improved funding for vocational education courses is timed to fit into the plan proposed by the State Board of Education.

The second request is to eliminate the remaining restriction on paying out-district tuition and state out-district aid on courses beyond the 64/72-hour limitations. Many students attending community colleges are doing so to gain new employment skills or to retrain themselves in order to retain their current positions, and many of them also have two or more years of college behind them already. At Johnson County Community College, for example, 20 percent of the students have earned two or more years of college credit, and other colleges are experiencing this same kind of enrollment pattern.

Since January, 1988, the colleges have received out-district tuition and state out-district aid for vocationally approved courses, but the restriction still applies to regular (i.e., non-vocational courses or "academic") courses.

Also attached is a photocopy of House Bill 2162, the most recent of a series of bills requesting the elimination of a statute. Kansas, by the way, is the only state that does not reimburse its community colleges for such courses of instruction.

I'll be happy to respond to questions about either of the bills the KACC is requesting.

*Attachment 3
House Education 1/23/89*

HOUSE BILL No. 2074

By Legislative Commission on Kansas Economic Development

1-22

HB 2074

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0016 AN ACT concerning vocational education; affecting the deter-
0017 mination of financial aid for the provision of vocational edu-
0018 cation programs by community colleges; amending K.S.A.
0019 71-602 and repealing the existing section.

0020 Be it enacted by the Legislature of the State of Kansas:

0021 Section 1. K.S.A. 71-602 is hereby amended to read as fol-
0022 lows: 71-602. (a) The basis for distribution of credit hour state aid
0023 for community colleges for each credit hour of each duly
0024 enrolled student who was a bona fide resident of the state of
0025 Kansas during the current school session shall be *the amounts*
0026 *specified in this subsection:* (1) ~~Twenty six dollars and twenty~~
0027 ~~five cents~~ For each credit hour in any subject or course which is
0028 not part of a vocational education program approved by the state
0029 board under the provisions of article 44 of chapter 72 of Kansas
0030 Statutes Annotated, *the amount of \$26.25; and (2) an amount*
0031 *which shall be determined by the state board by multiplying by*
0032 *1 1/2 the amount specified in provision (1) for each credit hour in*
0033 *any subject or course which is part of a vocational education*
0034 *program approved by the state board under article 44, except that*
0035 *the amount specified in provision (1) for each credit hour of each*
0036 *student shall be multiplied by two if the credit hour is in any*
0037 *subject or course which is part of an approved vocational educa-*
0038 *tion program which is offered in a community college which is*
0039 *also officially designated as an area vocational school by the state*
0040 *board (2) for each credit hour in any subject or course which is*
0041 *part of an approved vocational education program offered at*
0042 *any community college which is also an officially designated*
0043 *area vocational school, an amount which shall be determined by*
0044 *the state board by multiplying the amount specified in provision*

0045 (1) by 2.0; and (3) for each credit hour in any subject or course
0046 which is part of an approved vocational education program
0047 offered at any community college which is not an officially
0048 designated area vocational school, an amount which shall be
0049 determined by the state board by multiplying the amount spec-
0050 ified in provision (1) by 1.60 in the 1988 fiscal year, by 1.70 in
0051 the 1989 fiscal year, by 1.80 in the 1990 fiscal year, by 1.90 in the
0052 1991 fiscal year, and by 2.0 in the 1992 fiscal year and in fiscal
0053 years thereafter.

0054 (b) The determination of credit hours of duly enrolled stu-
0055 dents shall be made at times prescribed by the state board of
0056 education.

0057 Sec. 2. K.S.A. 71-602 is hereby repealed.

0058 Sec. 3. This act shall take effect and be in force from and
0059 after its publication in the statute book.

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1/23/89

HOUSE BILL No. 2162

By Committee on Education

(By Request)

2-2

0018 AN ACT concerning community colleges; relating to the deter-
0019 mination of out-district tuition and out-district state aid;
0020 amending K.S.A. 1986 Supp. 71-301 and 71-607, and repealing
0021 the existing sections.

0022 Be it enacted by the Legislature of the State of Kansas:
0023 Section 1. K.S.A. 1986 Supp. 71-301 is hereby amended to
0024 read as follows: 71-301. (a) (1) Subject to provision (2), the board
0025 of trustees shall charge to and collect from each student tuition at
0026 rates per credit hour enrolled which shall be established at an
0027 amount not less than \$14 per credit hour and not more than \$22
0028 per credit hour.

0029 (2) The board of trustees may charge to and collect from each
0030 student who resides within a federal military reservation tuition
0031 at rates per credit hour enrolled which, if established, shall be
0032 established at an amount not less than \$31 per credit hour and
0033 not more than \$36 per credit hour.

0034 (b) The board of trustees, in accordance with rules and regu-
0035 lations of the state board, shall determine and collect an amount
0036 of out-district tuition to be charged for each student attending the
0037 community college whose residence is outside of the community
0038 college district. The board of county commissioners of any
0039 county charged with payment of out-district tuition shall levy a
0040 tax on all of the taxable property of the county sufficient to pay all
0041 out-district tuition charges authorized by this act. The proceeds
0042 from the tax levied under authority of this section shall be
0043 deposited in a special fund for payment of out-district tuition.
0044 Upon receiving a statement of charges for out-district tuition, the
0045 board of county commissioners shall allow and pay the same

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0046 promptly from the special fund. If there is insufficient or no
0047 money in the special fund, out-district tuition shall be paid from
0048 the county general fund or from the proceeds of the sale of
0049 no-fund warrants issued for the purpose of the payment of
0050 out-district tuition.

0051 (c) The total out-district tuition charged by a community
0052 college shall be an amount equal to the number of duly enrolled
0053 out-district students times \$23 for each credit hour of each such
0054 student.

0055 (d) (1) Out-district tuition shall only be charged for credit
0056 hours of students if such students, as determined by the state
0057 board, have not more than 64 credit hours from any institution of
0058 postsecondary education or the students have not more than 72
0059 credit hours and are enrolled in terminal type nursing courses or
0060 freshman-sophomore level preengineering courses.

0061 (2) On and after January 1, 1988, the provisions of this sub-
0062 section shall not apply to credit hours of students if such stu-
0063 dents, as determined by the state board, are enrolled in an
0064 approved vocational education program at a community college
0065 for the purpose of receiving vocational or technical training or
0066 retraining in preparation for gainful employment.

0067 (e) In May of each fiscal year, the board of trustees shall
0068 notify the board of county commissioners of the approximate
0069 amount of out-district tuition which will be charged to the county
0070 in the succeeding fiscal year.

0071 (f) (e) Expenditures for out-district tuition shall be exempt
0072 from the budget law of this state to the extent of such payments
0073 not anticipated in the budget of the county. Taxes levied by
0074 counties under the authority of this section shall not be subject to
0075 or within the limitations upon the levy of taxes imposed under
0076 the provisions of K.S.A. 79-5001 to 79-5016, inclusive, and any
0077 amendments to such sections.

0078 Sec. 2. K.S.A. 1986 Supp. 71-607 is hereby amended to read
0079 as follows: 71-607. (a) In addition to credit hour state aid entitle-
0080 ment, each community college shall be entitled to receive out-
0081 district state aid payments in amounts determined as provided in
0082 this section. From reports and information provided by each

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0083 community college, and from such additional audits and inve-
0084 stigations as are conducted by the state department of educat-
0085 the state board shall determine the amount of out-district tuition
0086 each community college is entitled to bill to counties each year,
0087 and the entitlement to out-district state aid of each community
0088 college shall be an amount equal thereto plus (1) (a) an amount
0089 equal to the amount of out-district tuition disallowed under the
0090 provisions of K.S.A. 71-304, and amendments thereto, and (2) (b)

0091 an amount equal to the number of duly enrolled out-of-state and
0092 foreign students considered bona fide residents of the state
0093 under the provisions of K.S.A. 71-618, and amendments thereto,
0094 times the amounts specified in subsection (c) of K.S.A. 71-301,
0095 and amendments thereto, for each credit hour of each such duly
0096 enrolled student if such student, as determined by the state
0097 board, qualifies as an out-district student for the purpose of
0098 determination of the amount of out-district state aid entitlement.

0099 (b) (1) Out-district state aid payments shall be made only for
0100 credit hours of students specified in provision (2) of subsection
0101 (a) if such students, as determined by the state board, have not
0102 more than 64 credit hours from any institution of postsecondary
0103 education or the students have not more than 72 credit hours and
0104 are enrolled in terminal type nursing courses or freshman-soph-
0105 omore level preengineering courses.

0106 (2) On and after January 1, 1988, the provisions of this s-
0107 ection shall not apply to credit hours of students if such stu-
0108 dents, as determined by the state board, are enrolled in an
0109 approved vocational education program at a community college
0110 for the purpose of receiving vocational or technical training or
0111 retraining in preparation for gainful employment.

0112 Sec. 3. K.S.A. 1986 Supp. 71-301 and 71-607 are hereby
0113 repealed.

0114 Sec. 4. This act shall take effect and be in force from and
0115 after its publication in the statute book.

01-3-3
1/23/89