

Approved 3/20/89
Date

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION

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

3:30 ~~a.m.~~ p.m. on March 13, 1989 in room 519-S of the Capitol.

All members were present except:

Committee staff present:

Ben Barrett, Legislative Research
Dale Dennis, Department of Education
Thelma Canaday, Secretary to the Committee

Conferees appearing before the committee:

Mr. Ted Vannocker, School superintendent, USD #243, Lebo-Waverly
Dr. Harold Hosey, School superintendent, USD #253, Emporia
Dean Jack Skillet, School of Education, Emporia State University
Mr. John Koepke, Executive Director, Kansas Association of School Boards
Mr. Craig Grant, Kansas National Education Association
Ms. Pat Baker, Kansas Association of School Boards
Ms. Kathleen White, State Board of Education
Mr. Norm Wilks, Kansas Association of School Boards
Mr. Gerald Henderson, United Schools Administrators
Ms. Kathryn Dysart, Wichita Schools, USD #259
Mr. Joe Zina, Attorney for USD #501

The meeting was called to order by Chairman Don Crumbaker.

The chairman opened hearings on HB 2540, an act concerning school districts, relating to interlocal duties.

Mr. Ted Vannocker testified in support of HB 2540. Mr. Vannocker said the enactment of HB 2540 would provide a vehicle to govern the cooperative effort already established between the USD's and the teacher education program of Emporia State University and allow this effort to move forward.

Dr. Harold Hosey seconded the testimony given by Mr. Vannocker in support of HB 2540. Dr. Hosey said there are presently 21 schools wanting to work together and he believes continuing the effort of cooperation will deliver a better education program for the children of the State of Kansas.

Mr. Jack Skillet spoke in support of HB 2524. Mr. Skillet said there is a need for a governance body separate from the university to be the vehicle for carrying out the cooperative effort between the USD's and the teacher training program of the university. Mr. Skillet feels it's imperative for a teachers college to be intricately involved with public schools.

Mr. John Koepke raised some concerns about HB 2540 in its present form and suggested an interim study to look at some areas of the bill relating to the governance body.

Chairman Crumbaker said he was planning to ask for an interim study concerning interlocal controls and closed the hearings on HB 2540.

The chair opened hearings on SB 64, concerning homeless children, residence for school attendance.

Ben Barrett gave a review of SB 64. Mr. Barrett said SB 64 was introduced to insure compliance with federal law, i.e. the Stewart B. McKinney Act. Mr. Barrett said pressure is being put on states to provide education for homeless children.

Mr. Craig Grant spoke in support of SB 64. Mr. Grant said it is the philosophy of public education to utilize the talents and resources of all children. (Attachment 1).

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION

room 519-S, Statehouse, at 3:30 ~~a.m.~~/p.m. on March 13, 1989.

Ms. Pat Baker testified in support of SB 64. Ms. Baker said the enactment of SB 64 will ensure Kansas' compliance with Federal law for the receipt of Federal funds. (Attachment 2).

Ms. Kathleen White testified in support of SB 64. Ms. White pointed out the bill is needed to update the residency law to comply with the Stewart B. McKinney Homeless Assistance Act. (Attachment 3).

Hearings on SB 64 were declared closed by the chairman.

The chairman opened hearings on SB 99, concerning professional negotiation, statutory declaration of impasse date.

Ben Barrett gave a briefing of SB 99. Mr. Barrett explained the changed impasse date to be June 1 or 10 days after sine die adjournment of the legislature, whichever is the later date. Mr. Barrett said the change was prompted by concerns having to do with delays in reappraisal information.

Mr. Norman Wilks testified in support of SB 99. Mr. Wilks spoke in favor of the changes to extend the statutory impasse date, if required. (Attachment 4).

Mr. Craig Grant testified in favor of SB 99. Mr. Grant suggested June 19 as a possibility for a deadline date.

Mr. Gerald Henderson spoke in favor of SB 99. Mr. Henderson said since there are so many unknowns it seems reasonable to delay statutory declaration of impasse until school districts and employee bargaining units have had reasonable time to react to school finance decisions. (Attachment 5).

Chairman Crumbaker closed hearings on SB 99.

The chairman opened hearings on SB 113, concerning school districts, procedure for disposition of unneeded property.

Mr. Ben Barrett explained SB 113 as allowing boards of education to dispose of property by a majority vote of the members of the board instead of a unanimous vote as the law now reads.

Mr. John Koepke spoke in support of SB 113. Mr. Koepke said legal questions could arise as to what constitutes a "unanimous" vote. Mr. Koepke favors changing "unanimous" to "majority". (Attachment 6).

Mr. Gerald Henderson spoke in support of SB 113. Mr. Henderson feels the rule of four ought to apply to most issues addressed by a board of education. (Attachment 7).

Ms. Kathryn Dysart testified in favor of SB 113. Ms. Dysart said USD #259 would benefit by the enactment of this bill.

Mr. Joe Zina favors SB 113. Mr. Zina pointed out under the provisions of this bill the public could show its disapproval before buildings could be sold.

The chair closed the hearings on SB 113.

Chairman Crumbaker announced hearings on SB 13 are set for tomorrow's meeting. The chairman reminded the committee that HB 2349 contains portions that might be incorporated into SB 13 and asked them to be ready to consider such action. The chairman also announced testimony will be given from organizational groups regarding school finance on Wednesday and Thursday.

The meeting was adjourned by the chair at 4:22 p.m.

The next meeting will be March 14, 1989 in Room 519-S at 3:30 p.m.

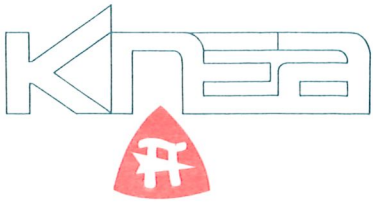
DATE March 13, 1989

GUEST REGISTER

HOUSE

EDUCATION COMMITTEE

NAME	ORGANIZATION	ADDRESS
Ed Vannock	USD 243 Lebo-Waverly	Box 457 Waverly, Ks. 66871
Harvey K. Hooy	Emporia USD 253	Box 1008 Emporia 66801
H.C. Schmaltz	USD #386, Madison	Box 398 Madison, Ks 66860
Kathleen White	St. Bd. of Educ.	7137 Booth Prairie Vill. Ks. 66208
Bill Munch	S + Bd of Ed	Mpls
Dorothy Kachella	USD 321	Rossville K.
Gerald Anderson	USA	Topeka
Ken Roney	Dadler	S & E
Brenda Leetskov	Ks Fed of Teachers	Wichita
Bronda A. Silvers	K-NEA	Topeka
Pat Miller	DoB	" "
J. Schantz	USD #386	Madison
Craig Drost	K-NEA	Topeka
Bill Curtis	KASB	Topeka
Katherine Bryant	USD 259	Wichita
Tim Yonally	USD 512	Overland Park
BURB SIFFERS	M.H. KS	
Annalyn Smith	USD 501 #	Topeka
Joseph W. Zima	USD 501 (School Dist Attorney)	Topeka
Kat Baker	KASB	Topeka
Noam Wilks	KASB	Topeka
John H. Krejcu	KASB	Topeka
Daniel Seltzer	Dept. of Human Resources	"
P. J. Hoteck	" " " "	"



Craig Grant Testimony Before The
House Education Committee
Monday, March 13, 1989

Thank you, Mr. Chairman. I am Craig Grant and I represent Kansas-NEA. I appreciate this opportunity to visit briefly with the committee in support of SB 64.

Kansas-NEA is in favor of SB 64. As many others have stated before, all children need to be educated to their fullest potential. The issue of not having a permanent address has not surfaced in the past as much as in recent months. Certainly we should not deny access to our schools to a "homeless child" any more than we should deny access to a child who has a handicap.

Kansas-NEA asks that you pass SB 64 favorably for passage. It is consistent with our philosophy of public education which is that we utilize the talents and resources of all our citizens. Thank you for listening to the concerns of our members.

KANSAS
ASSOCIATION



OF
SCHOOL
BOARDS

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

TESTIMONY ON SENATE BILL 64
before the
HOUSE EDUCATION COMMITTEE

presented by

Patricia E. Baker
Associate Executive Director/General Counsel
Kansas Association of School Boards

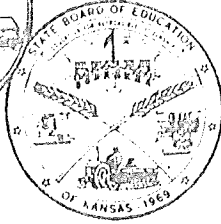
March 13, 1989

Mr. Chairman, members of the Committee, I appear before you in support of Senate Bill 64. It is unfortunate that we are here to discuss the residency of homeless children, but necessary to recognize the needs of this segment of our youthful population.

While we believe that the current law would probably be interpreted to require education of homeless children, the inclusion of the definition in our residency statute will clarify for school districts the obligation for providing educational services. The enactment of S.B. 64 will ensure Kansas' compliance with Federal law for the receipt of Federal funds.

We request your support and recommendation for the passage of Senate Bill 64.

*Attachment 2
House Education
3/13/89*



Kansas State Board of Education

Kansas State Education Building

120 East 10th Street Topeka, Kansas 66612-1103

Mildred McMillon
District 1

Connie Hubbell
District 4

Bill Musick
District 6

Evelyn Whitcomb
District 8

Kathleen White
District 2

I. B. "Sonny" Rundell
District 5

Richard M. Robl
District 7

Timothy R. Emert
District 9

Paul D. Adams
District 3

March 13, 1989

Richard J. Peckham
District 10

TO: House Education Committee
FROM: State Board of Education
SUBJECT: 1989 Senate Bill 64

My name is Kathleen White, State Board of Education Member from Shawnee Mission. It is a pleasure for me to appear before this Committee on behalf of the State Board.

The State Board of Education supports the amendment of K.S.A. 72-1046a to clarify that students who are living in the district, including homeless youth, have access to a free, appropriate public education. The new Stewart B. McKinney Homeless Assistance Act (P.L. 100-77) requires that (1) each state educational agency shall assure that each child of a homeless individual and each homeless youth have access to a free, appropriate public education which would be provided to the children of a resident of a state and is consistent with the state school attendance laws; and (2) in any state that has a residency requirement as a component of its compulsory school attendance laws, the state will review and undertake steps to revise such laws to assure that children of homeless individuals and homeless youth are afforded a free, appropriate public education.

Senate Bill 64 is requested by the State Board of Education to update the residency law to comply with the Stewart B. McKinney Homeless Assistance Act.

We recommend that Senate Bill 64 be reported favorably for passage.

KANSAS
ASSOCIATION



OF
SCHOOL
BOARDS

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

TESTIMONY ON SENATE BILL NO. 99
BEFORE THE HOUSE EDUCATION COMMITTEE

BY

NORMAN D. WILKS, DIRECTOR OF LABOR RELATIONS
Kansas Association of School Boards

March 13, 1989

Mr. Chairman and members of the committee, on behalf of the three hundred one unified school boards of education which are members of the Kansas Association of School Boards, we wish to express our support for Senate Bill No. 99.

We support the changes of subsection (n) of the bill which extends the statutory impasse date, if required. The extension of the deadline will avoid the artificial pressure of impasse prior to the time the parties may actually be at impasse.

We would appreciate your favorable consideration of Senate Bill No. 99 as passed by the senate. I would be happy to answer any questions you may have regarding the bill.

*Attachment 4.
House Education
3/13/89*



SB 99

Testimony presented to the House Committee on Education
by Gerald W. Henderson, Executive Director
United School Administrators of Kansas

March 13, 1989

Mister Chairman and Members of the Committee:

In a year with so many unknowns concerning the results of reappraisal and classification, United School Administrators supports the provision of SB 99 which delays statutory declaration of impasse until school districts and employee bargaining units have had reasonable time to react to the decisions you make on school finance issues.

We would ask that you report SB 99 favorably for passage.

GWH/ed

*Attachment 5
House Education
3/13/89*

KANSAS
ASSOCIATION



OF
SCHOOL
BOARDS

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

Testimony on Senate Bill 113
before the
House Education Committee

by
John W. Koepke, Executive Director
Kansas Association of School Boards
March 13, 1989

Mr. Chairman and members of the Committee, on behalf of the 301 unified school district boards of education which are members of the Kansas Association of School Boards, we wish to express our appreciation to the Committee for hearing our request regarding S.B. 113. The change which we are proposing to the statutes regarding disposition of property would address a problem that has become a matter of increasing concern to our members.

The provision which was written into statute several years ago requiring a unanimous vote when disposing of property for less than 3/4 of its appraised value was a matter of concern at that time, since we have no legal history of what constitutes a unanimous vote of a board of education. This statute is the only one of its kind which requires more than a majority vote of the board to take an action. We believe that public pressure and the prospect of board elections constitute a sufficient safeguard against a capricious board action in matters of this kind.

We would appreciate your favorable consideration of the request of our members in this matter and I would be happy to answer any questions you may have about our proposal.

*Attachment to
House Education
3/13/89*



SB 113

Testimony presented before the House Committee on Education
by Gerald W. Henderson, Executive Director
United School Administrators of Kansas

March 13, 1989

Mister Chairman and members of the Committee:

United School Administrators of Kansas rises in support of SB 113. We are of the opinion that the rule of four ought to apply to most issues addressed by a board of education much like the rule of 63 applies to issues addressed by the Kansas House. Disposing of unneeded property by whatever means deemed appropriate by a majority of the board would not appear to be an issue requiring extraordinary voting measures.

GWH/ed

*Attachment ?
House Education
3/13/89*