

Approved 2-12-90
Date

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION

The meeting was called to order by Vice Chairman Cindy Empson at
Chairperson

3:30 ~~xxx~~/p.m. on February 5, 1990 in room 519-S of the Capitol.

All members were present except:

Chairman Crumbaker, Representatives Branson, Larkin, Wiard, all excused.

Committee staff present:

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

Conferees appearing before the committee:

Ms. Connie Hubbell, President, State Board of Education
Mr. Gerry Henderson, United School Administrators
Mr. Gary Bishop, Director, Special Education Cooperatives in Shawnee County
Ms. Cindy Kelly, Kansas Association of School Boards
Ms. Lila Paslay, Association for Retarded Citizens of Kansas

The meeting was called to order by Vice Chairman Empson.

Vice Chairman Empson opened hearings on HB 2641 concerning special education for exceptional children enrollment and attendance requirements.

Ms. Hubbell testified in favor of HB 2641. Ms. Hubbell said KSA 72-977 needs to be amended to give parents the choice of when to send their child to the special education program services provided by the school system. Ms. Hubbell also supports making the upper age limit for mandatory educational services the same for handicapped and non-handicapped children. (Attachment 1)

Mr. Gerry Henderson introduced Mr. Gary Bishop to the committee to share his views on HB 2641.

Mr. Bishop spoke in support of HB 2641 on behalf of United School Administrators as well as the directors organizations. Mr. Bishop said kids need to be in school in order to receive help available. Mr. Bishop would like to see the statutes for special education brought into compliance with the statutes for all other children.

Ms. Cindy Kelly testified giving concern that those children most in need of the program will be missed if left to the discretion of the parents as to when they will enter the program. Ms. Kelly feels current law better serves those in need of services in special education.

Ms. Lila Paslay spoke before the committee to point out an issue of intellectually deficient parents of special education children. Ms. Paslay said forty-one percent of parents of special education children have themselves been in special education and therefore may not have the ability to make an appropriate decision as to when the child should enter the program.

Vice Chairman Empson drew the committee's attention to HB 2685 concerning American Sign Language, authorizing the teaching thereof in accredited elementary and secondary schools and state educational institutions.

Representative R. D. Miller made a motion to conceptually amend HB 2685 to change "shall" to "may" and report the bill out favorably. Seconded by Representative Pottorff. The motion carried.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION,

room 519-S Statehouse, at 3:30 ~~a.m.~~ p.m. on February 5, 1990.

During the discussion that followed it was apparent there needed to be language drafted to clarify the bill to allow school districts to give credit for a foreign language to American Sign language. Because of confusion on the part of the committee Representative R. D. Miller and Rep. Pottorff rescinded the portion of the motion that said, ..."to report the bill out favorably".

It was the concensus of the committee that the action taken on HB 2685 be put on hold until Avis could draft proper language for amending the bill.

Vice chairman Empson drew the committee's attention to the minutes for January 29, January 30, January 31, and February 1.

Representative R. D. Miller moved the minutes for January 29, January 30, January 31, and February 1 be approved. Seconded by Representative Lane. Motion carried.

The meeting was adjourned by the Vice Chairman at 4:15 p.m.

The next meeting will be February 7, 1990 in Room 519-S at 3:30 p.m.

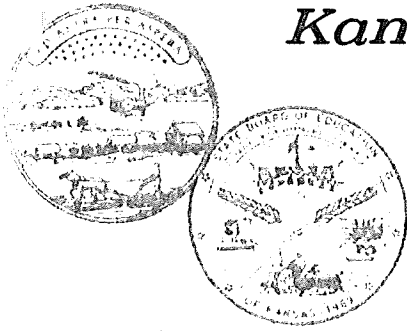
DATE Feb. 5, 70

GUEST REGISTER

HOUSE

EDUCATION COMMITTEE

NAME	ORGANIZATION	ADDRESS
Christine Richardson	Close-Up Kansas	1335 Acorn St, Eudora
Rebekah Freeland	Close-up Kansas	215 W 14 St / Eudora
Cherrie Ann Lawrence	Close-up Kansas	1321 Elm St / Eudora
Patricia Freeland	Close-up Kansas	215 W 14 St / Eudora
Amey Jordan	Close-up Kansas	RR1 Eudora
Don Proddie	Close-up Kansas	RR1 Eudora
Lela Paslay	ARC / Kansas	Topeka
Cindy Kelly	KASB	Topeka
Kathleen Barnes	Close-up Kansas	Olathe
Walter Cataldi	Close-up (unsa)	Olathe
Melissa Foderjack	Close-Up Kansas	Olathe
Craig Grant	K-WBH	Topeka
Connie Hubbell	KSBE	Topeka
Red Becker	KSBE	Topeka
Craig Shove	KSDE	Topeka
Red Bond	KSDE	Topeka
Kern Rogay	S Q S	Paola
Orilla Highfill Scott	USA	Topeka
Gerald Madron	USA	Topeka
Darryl Bishop	USA - KASEA	Topeka
IRV Schroeder	Visitor	Hillsboro
Jim Genally	USD # 512	Ovendale Park
Peggy Lane	Visitor	MISSION Hills, Mo.



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

February 5, 1990

Everett Johnson

~~Richard B. Deekham~~
District 10

TO: House Education Committee
FROM: State Board of Education
SUBJECT: 1990 House Bill 2641

My name is Connie Hubbell, Chairman of the State Board of Education. I appreciate the opportunity to appear before this Committee on behalf of the State Board.

The State Board of Education has proposed House Bill 2641 because of the requirement in federal law for states to provide special education services to handicapped children ages 3 and 4 starting with the 1991-92 school year. If not amended, the statutes would require the parents of handicapped students ages 3 and 4 to send their children to the special education services determined to be appropriate for the children. The State Board does not endorse such a mandate for 3 and 4-year-old handicapped children nor does it believe that the Legislature would endorse such a requirement. In addition, the State Board believes that the upper age limit for mandatory educational services should be the same for handicapped and nonhandicapped children. Thus, the State Board proposes that the upper age limit for mandatory special education services be designated as 16 years of age or older.

It should be made clear that these amendments address the requirements imposed upon the parents of handicapped exceptional children. These amendments would not alter the obligation of public school districts to offer special education services to all handicapped exceptional children ages 3 through 21. The parents of handicapped children ages 3 to 5 and 16 to 21 would determine whether special education services are provided to their children.

The State Board of Education recommends House Bill 2641 favorably for passage.

*Attachment 1
House Education
2-5-90*