

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION

The meeting was called to order by Representative Rick Bowden at
Chairperson

3:30 ~~XX~~ p.m. on March 25, 1991 in room 519-S of the Capitol.

All members were present except:

Blumenthal, Hensley, Pottorff, Larkin, Reardon - All Excused

Committee staff present:

Avis Swartzman, Revisor of Statutes Office
Ben Barrett, Legislative Research
Dale Dennis, State Department of Education
Rep. Gene Amos, Acting Secretary to the Committee

Conferees appearing before the committee:

Rod Bieker, Dir. Legal Services, State Board of Ed.
Pat Baker, KASB
Charles Stuart, USA
Helen Stephens, Blue Valley School District
Craig Grant, KNEA

Chairman Bowden opened the meeting and the hearing on SB 48 was opened. Rod Bieker was the first and only conferee for the bill. He said the bill needs to be passed because KSSD and KSSVH are not "state institutions".
(Attachment 1) The hearing was closed after his testimony.

SB 122 was then opened for hearing. Pat Baker, KASB was the first proponent of the bill to speak. She said this bill was requested in order to correct an error from the passage of HB 2960 last year. (Attachment 2)

Mr. Charles Stuart, USA was the next conferee, also a proponent. He stated that the bill would eliminate a major question of the current law.
(Attachment 3)

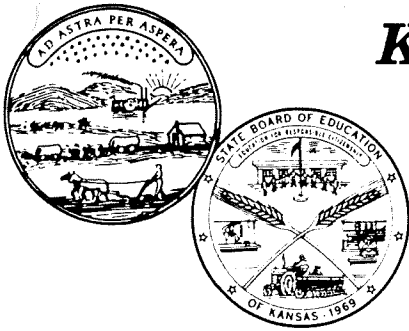
The hearing on SB 122 was closed and SB 2594 was opened for hearing.

The first conferee, proponent, was Pat Baker, KASB. She stated that many local boards of educations may be forced to give nonrenewal notices if this bill isn't passed. (Attachment 4)

Helen Stephens, Blue Valley School District, also spoke in favor of the bill. She urged the swift passage of the bill.

Appearing last before the committee on SB 2594 and an opponent of the bill was Craig Grant, KNEA. He said the 30 day window is needed for the teachers and asked why this year is different than in prior years. The date was not affected then. He stated the teachers need the 30 days to look for another job if they are not renewed.

The meeting adjourned at 4:02 p.m. with the next meeting scheduled for Tuesday, March 26, 1991 in room 519-S at 3:30 p.m.



Kansas State Board of Education

Kansas State Education Building (913) 296-3203

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

Wanda Morrison
District 7

Timothy R. Emerit
District 9

Paul D. Adams
District 3

Gwen Nelson
District 10

March 25, 1991

TO: House Education Committee
FROM: State Board of Education
SUBJECT: 1991 Senate Bill 48

My name is Rod Bieker. I am Director of Legal Services for the State Board of Education. I appreciate the opportunity to appear before this Committee on behalf of the State Board.

Senate Bill 48 concerns special education. The bill deletes the Kansas State School for the Deaf (KSSD) and the Kansas State School for the Visually Handicapped (KSSVH) from the definition of "state institution," so it is clear that the education of children in these schools remains the responsibility of their home school district.

Unlike other state institutions mentioned in this statutory definition, the two state schools are educational institutions, not treatment or correctional facilities. The two state schools are educational placement options for local boards of education as they determine the appropriate educational placements for exceptional children. However, in the opinion of the State Board, a local board of education should remain responsible for each child placed in a state school. This includes responsibility for conducting any due process hearing that may be requested and paying for transportation to and from the state school.

HOUSE EDUCATION
Attachment 1
March 25, 1991



Testimony on S.B. 122
before the
House Committee on Education

by

Patricia E. Baker
Associate Executive Director/General Counsel
Kansas Association of School Boards
and
Schools for Quality Education

March 25, 1991

Mr. Chairman and members of the Committee, we appreciate the opportunity to appear before you on behalf of the member boards of education of the Kansas Association of School Boards in support of S.B. 122. Senate Bill 122 was introduced by the Senate at our request in order to correct what we believe was an unintended consequence of the passage of H.B. 2960 during the 1990 session of the Kansas legislature.

A literal reading of the statutes following passage of the bill last year which provided exceptions to the school district bid law in cases of natural disaster would seem to make purchase of services subject to mandatory bidding. We do not believe that it was the intent of the legislature to require school boards to bid such services and architects and attorneys fees. Senate Bill 122 would clarify this circumstance.

We would like to thank the Committee for this opportunity to appear and ask for your favorable consideration of S.B. 122. I would be happy to attempt to answer any questions.

HOUSE EDUCATION
Attachment 2
March 25, 1991



SB 122

March 25, 1991

Testimony presented before the House Committee on Education
by Charles L. "Chuck" Stuart, Legislative Liaison
United School Administrators

Mr. Chairman and members of the committee, thank you for the opportunity to speak in favor of SB 122 which specifically adds services to the list of exemptions to the bid law. Although this is only a one word addition to current law, including "services" in the list of exemptions will provide a major clarification of this statute.

Many administrators and boards of education have struggled with provisions of the current statute on bidding. The current statute says that no bid of more than \$10,000 shall be awarded for certain purchases and construction projects except by sealed bids awarded to the lowest responsible bidder.

SB 122 will eliminate a major question of the current law. It will also eliminate uneasiness felt by many administrators and board members as they deal with contracts for architects or a variety of service contracts on computers, heating systems, etc., needed by larger districts.

United School Administrators urges your favorable action on this bill.

sb122.bsm

HOUSE EDUCATION
Attachment 3
March 25, 1991



Testimony on H.B. 2594
before the
House Committee on Education

by

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

March 25, 1991

Mr. Chairman and members of the Committee, we appreciate the opportunity to appear before you on behalf of the member boards of education of the Kansas Association of School Boards in support of H.B. 2594. This measure will give local boards of education additional time to assess their fiscal condition prior to having to give notice of nonrenewal to their teachers.

Without this measure, many local boards of education may be forced to give nonrenewal notices to teachers who would not otherwise receive them if the fiscal picture brightens at the end of this legislative session. We would also note that the extension of the nonrenewal notice date applies only to this year. We would ask the Committee to give this measure swift and favorable consideration. I would be happy to attempt to answer any questions.