

Approved April 5, 1991
Date

MINUTES OF THE SENATE COMMITTEE ON EDUCATION

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

1:00 ~~am~~/p.m. on Monday, April 1, 19⁹¹ in room 123-S of the Capitol.

All members were present except:

Senator Anderson, excused
Senator Kerr, excused

Committee staff present:

Mr. Ben Barrett, Legislative Research Department
Ms. Avis Swartzman, Revisor of Statutes
Mr. Dale Dennis, Assistant Commissioner of Education
Mrs. Millie Randell, Committee Secretary

Conferees appearing before the committee:

SCR 1620 - Confidentiality of school personnel evaluation documents.

Proponents:

Mr. Craig Grant, Director of Political Action, Kansas-National Education Association
Mr. John Koepke, Executive Director, Kansas Association of School Boards

After calling the meeting to order, Chairman Joseph C. Harder recognized Mr. Craig Grant, Director of Political Action, Kansas-National Education Association. Mr. Grant explained that SCR 1620 is a resolution that was introduced at the request of his organization to remind school districts of their responsibility under the law to take precautionary measures to protect the confidential files that school districts keep in electronic media. (Attachment 1)

Although Mr. John Koepke, Executive Director, Kansas Association of School Boards, expressed support for the concept of SCR 1620, he asked the Committee to consider one change, and that is to substitute the word "urged" for the word "directed" in line 38. (Attachment 2)

Following a call for additional conferees, the Chair announced that the hearing on SCR 1620 was concluded.

SCR 1601 - Urging articulation agreements among community colleges and state educational institutions covering technical programs.

The Chair asked the Committee to turn its attention to SCR 1601, relating to articulation agreements. Although Committee consideration was given to inclusion of vocational-technical schools in the resolution, it was the consensus of the Committee to pass SCR 1601 without amending it. When the Chair called for the question, Senator Frahm moved that SCR 1601 be recommended favorably for passage. Senator Langworthy seconded the motion, and the motion carried.

HB 2013 - Kansas Youth Education Services Act

Although the Committee considered the inclusion of private colleges and community colleges in HB 2013, it decided the additional fiscal note would be a deterrent factor. When the Chair called for the question, Senator Karr moved, and Senator Langworthy seconded the motion that HB 2013 be recommended favorably for passage. The motion carried.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON EDUCATION

room 123-S, Statehouse, at 1:00 ~~xx~~m./p.m. on Monday, April 1, 1991

HB 2162 - Compulsory school attendance, duties of boards of education upon noncompliance with the law.

The revisor explained that HB 2162 would replace the restricted mail notification requirement with the option of personal delivery or first class mail notification. When the Chair called for the question, Senator Parrish moved, and Senator Walker seconded the motion to recommend HB 2162 favorably for passage. The motion carried.

HB 2028 - Washburn university; board of regents authority concerning employment of president and employees.

Senator Parrish moved that HB 2028 be recommended favorably for passage and placed on the Consent Calendar. Senator Frahm seconded the motion, and the motion carried.

HB 2388 - Vocational education, state council, functions and duties.

Senator Allen moved, and Senator Frahm seconded the motion that HB 2388 be recommended favorably for passage. The motion carried.

SB 109 - Teachers, costs of hearings provided upon nonrenewal or termination of contracts of employment.

Senator Frahm moved to amend SB 109 by increasing the stipend for the hearing committee chairman to \$150 per day. Senator Langworthy seconded the motion.

Senator Allen made a substitute motion to amend SB 109 by increasing the per diem compensation for all parties on the hearing panel to \$75.00 per day. The substitute motion was seconded by Senator Montgomery, and the amendment was adopted.

Following Committee discussion regarding payments for transcript costs, the Chair announced that further discussion and/or action on SB 109 would be deferred until tomorrow.

SB 22 - Merging Kansas college of technology with the Kansas state university of agriculture and applied science.

When the Chair directed Committee attention to SB 22, relating to the merger of Kansas College of Technology with Kansas State University, he gave the floor to Senator Langworthy, who explained proposed amendments to SB 22 as requested by the parties involved in the merger. (Attachments 3 and 4) Additional explanation of the amendments was provided by the revisor.

Mr. Ted Ayres, general counsel, State Board of Regents; Mr. Gerald Cook, Salina Area Chamber of Commerce; and Mr. Kevin J. VanMeter, a member of the Student Government Association at the Kansas College of Technology, responded to Committee questions and concerns. Responding to a Committee question, Mr. Ayres replied that the Board of Regents approves of the amendments as explained by Senator Langworthy.

Senator Allen moved to amend SB 22 by inserting the words "Kansas State University-Salina, College of Technology" in line 1, on page 12, following the word "university". Senator Allen explained that this amendment had been recommended by a member of the Student Government Association at the Kansas College of Technology, Salina. Senator Montgomery seconded the motion. Following an explanation for rationale by Mr. Ted Ayres of the State Board of Regents, Senator Allen amended his motion to include a five-year sunset. Senator Montgomery, who had seconded the motion, agreed with the sunset provision. When the Chair called for the question, the amendment was adopted.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON EDUCATION,
room 123-S, Statehouse, at 1:00 ~~xxx~~/p.m. on Monday, April 1, 1991

Senator Steineger moved to amend SB 22 by inserting on page 2, line 38, following "limitation," the language "site preparation, buildings, campus improvements, equipment, and" preceding the word "financing". The motion was seconded by Senator Montgomery, and the amendment was adopted.

Senator Montgomery moved that the Committee adopt the amendments as explained by Senator Langworthy. Senator Frahm seconded the motion, and the amendments were adopted.

Senator Langworthy moved that SB 22, as amended, be recommended favorably for passage. Senator Frahm seconded the motion, and the motion carried.

Senator Frahm moved, and Senator Montgomery seconded the motion to approve minutes of the meeting of March 25. The minutes were approved.

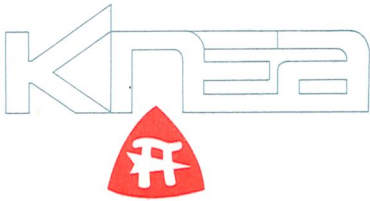
The Chairman adjourned the meeting.

SENATE EDUCATION COMMITTEE

TIME: 1:00 p.m. PLACE: 123-S DATE: Monday, April 1, 1991

GUEST LIST

<u>NAME</u>	<u>ADDRESS</u>	<u>ORGANIZATION</u>
Pat Baker	Topeka	KASB
John Keely	Topeka	KASB
Ben Vidzinski	Topeka	Ks. SENATE
Greg Cook	Salina	Salina Child Planners
Don Kahlman	Manhattan	KSU
Tom Kinson	KSU	
Bob Krouse	KSU	
TED D. AYRES	TOPEKA	KS. BOARD OF REGENTS
Mike Rask	SALINA	KCT
Nicole Shields	Topeka	Harris News
Gerald Henderson	Topeka	USA/KS
Ann Burnett	Topeka	USD 501 th
Greg Stephens	Salina	KCT
Quint Van Meter	SALINA	KCT - STUDENT GOVT.
Tim Nime	Topeka	ASK
Kriste Wardell	Topeka	ASK
David S Monical	"	Washburn
Jerry Roberts	Topeka	Kansas State Nurses Assn.
Paty Martin	Topeka	KCAPC
Jim McHenry	Topeka	Ks. Child Abuse Prevention Council
Craig Grant	Topeka	KT-NEA
Robert Nicholas	Wichita	USD 259
Paul Poffe	Topeka	KCOVE
Matt Muel	Topeka	AP



Craig Grant Testimony Before The
Senate Education Committee
Thursday, March 28, 1991

Thank you, Mr. Chairman. I am Craig Grant and I represent Kansas-NEA. I appreciate this opportunity to visit with the committee on SCR 1620.

SCR 1620 is a resolution introduced by this committee at our request and we appreciate the introduction by the committee. At our last State Representative Assembly, teacher delegates brought an issue to our attention which we had not thought about previously. That issue was the increasing number of personnel evaluations which are being stored on computers in district offices. The concern was who might gain access to those files, especially if they were left unprotected.

The current evaluation law is quite clear when naming the people who have access to evaluation documents. These confidential files have not been a problem in the past; however, the potential for problems was noted and our assembly asked that we bring attention to that potential and request that districts be reminded of their responsibility under the law and take such precautionary measures to protect these confidential files that are kept in electronic media.

SCR 1620 is a response to our concerns and we ask that you act on it favorably. Thank you for listening to our concerns.

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Testimony on S.C.R. 1620
before the
Senate Committee on Education

by

John W. Koepke, Executive Director
Kansas Association of School Boards

March 28, 1991

Mr. Chairman and members of the Committee, we appreciate the opportunity to appear before the Committee to express our views on behalf of S.C.R. 1620. With the growth of electronic storage of data of all kinds, we believe the concerns expressed by the sponsors of this measure are valid ones and we would express our support for the efforts embodied in this resolution.

We would ask that one word in the resolution be amended. Since nowhere else in the resolution is anyone directed to do anything, we would ask that the word "directed" in line 38 of the bill be changed to "urged". With that change in the resolution, we would pledge the cooperation of our organization to address the concerns expressed in S.C.R. 1620 and would ask for its favorable passage.

We appreciate the opportunity to express our views on this matter and I would be happy to answer any questions.

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SENATE BILL No. 22

By Legislative Educational Planning Committee

Re Proposal No. 18

12-28

10 AN ACT merging the Kansas college of technology with the Kansas
11 state university of agriculture and applied science and providing
12 for the doing of things necessary and appropriate thereto; affecting
13 definitions and conforming statutory references; amending K.S.A.
14 76-156a, 76-205, 76-213, 76-217, 76-218, 76-219, 76-220, 76-221,
15 76-222, 76-6a01, 76-6a13, 76-711, 76-751, 76-754 and 76-756 and
16 K.S.A. 1990 Supp. 65-1626, 74-3209, 74-3210, 74-3229 and 74-
17 3103, and repealing the existing sections; also repealing K.S.A.
18 76-204, 76-206, 76-207 and 76-216.

19
20 *Be it enacted by the Legislature of the State of Kansas:*

21 Section 1. K.S.A. 76-205 is hereby amended to read as follows:
22 76-205. (a) The name of the Kansas technical institute estab-
23 lished pursuant to the provisions of the Kansas technical in-
24 stitute act is hereby changed to Kansas college of technology
25 hereby is merged with and made a part of the Kansas state university
26 of agriculture and applied science, and the institutional infrastruc-
27 ture of the college hereby is designated as the ~~Kansas state university,~~
28 ~~college of technology at Salina.~~ All properties, moneys, appropria-
29 tions, rights and authorities now vested in the Kansas technical
30 institute shall be vested in the Kansas college of technology prior
31 to the effective date of this act hereby are vested in Kansas state
32 university of agriculture and applied science. Whenever the title
33 Kansas technical institute, or the Kansas college of technology, or
34 words of like effect, is referred to or designated by any statute,
35 contract or other document, such reference or designation shall be
36 deemed to apply to the Kansas college of technology state uni-
37 versity of agriculture and applied science.

38 (b) The merger effected by this act shall not affect any contract,
39 agreement or assurance in effect on the effective date of this act.
40 All lawful debts of the Kansas college of technology shall be assumed
41 and paid by the Kansas state university of agriculture and applied
42 science.

43 (c) Subject to authorization by the state board of regents, all

KANSAS STATE UNIVERSITY - SALINA, COLLEGE OF TECHNOLOGY

* AND ELSEWHERE AS APPROPRIATE

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1 personnel of the Kansas college of technology, who are necessary,
2 in the opinion of the president of Kansas state university of agri-
3 culture and applied science, to the operation of the Kansas state
4 university, college of technology at Salina, shall become personnel
5 of Kansas state university of agriculture and applied science. All
6 such personnel shall retain all retirement benefits and all rights of
7 employment which had accrued to or vested in such personnel prior
8 to the merger effected by this act. The employment of such personnel
9 shall be deemed to have been uninterrupted.

10 (d) (1) No suit, action or other proceeding, judicial or admin-
11 istrative, lawfully commenced, or which could have been commenced,
12 by or against the Kansas college of technology, or by or against any
13 personnel of the Kansas college of technology, shall abate by reason
14 of the merger effected by operation of this act. The court may allow
15 any such suit, action or other proceeding to be maintained by or
16 against the Kansas state university of agriculture and applied science.

17 (2) No criminal action commenced or which could have been
18 commenced by the Kansas college of technology shall abate by the
19 taking effect of this act.

20 Sec. 2. K.S.A. 76-213 is hereby amended to read as follows: 76-
21 213. (a) The state board of regents shall have ~~has~~ and may exercise
22 the following powers and authority:

23 (a) (1) To determine the programs of technical education and
24 other programs which shall be offered and the certificates of com-
25 pletion of courses or curriculum and degrees which may be
26 granted by at the Kansas state university, college of technology at
27 Salina;

28 (b) (2) to acquire any land and buildings formerly comprising
29 any part of what is commonly known as Schilling air force base,
30 Salina, Kansas, by gift, purchase, lease or, contract, or otherwise,
31 from the United States government or any of its agencies or from
32 the city of Salina or any of its agencies and to grant such assurances
33 as may be appropriate to the acquisition and utilization of any such
34 land and buildings;

35 (3) to use the proceeds of the retailers' sales tax levied by the
36 city of Salina for purposes benefiting the Kansas state university,
37 college of technology at Salina, which purposes shall include, but
38 not by way of limitation, the financing of capital improvements;
39 ~~faculty and staff development, and scholarships, and~~

40 (4) to do all things necessary and appropriate to effectuate the
41 orderly and timely merger of the Kansas college of technology with
42 the Kansas state university of agriculture and applied science.

43 (b) As used in this section, the term "technical education" means

AS NEW SECTION (c), USE LANGUAGE
SIMILAR TO K.S.A. 75-3717C TO MAKE
KANSAS STATE UNIVERSITY - SALINA,
COLLEGE OF TECHNOLOGY A SEPARATELY
BUDGETED SUBAGENCY DURING FY 1992

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1 vocational or technical education and training or retraining which
 2 is given at Kansas state university, college of technology at Salina,
 3 and which is conducted as a program of education designed to
 4 educate and train individuals as technicians in recognized fields.
 5 Programs of technical education include, but not by way of limi-
 6 tation, aeronautical technology, construction technology, drafting
 7 and design technology, electrical technology, electronic technology,
 8 mechanical technology, automatic data processing and computer
 9 technology, industrial technology, metals technology, safety tech-
 10 nology, tool design technology, cost control technology, surveying
 11 technology, industrial production technology, sales service technol-
 12 ogy, industrial writing technology, communications technology,
 13 chemical control technology, quality control technology and such
 14 additional programs of technical education which may be specified
 15 from time to time by the board of regents.

INCLUDING PROFESSIONAL PILOT TRAINING

16 Sec. 3. K.S.A. 76-217 is hereby amended to read as follows: 76-
 17 217. ~~The Kansas college of technology state university of agri-~~
 18 ~~culture and applied science~~ is hereby authorized to make sales of
 19 ~~renovated~~ aircraft on a negotiated basis as determined by the pres-
 20 ident of the Kansas college of technology university with the
 21 advice of the director of purchases and such sales shall not be subject
 22 to the competitive bid requirements of K.S.A. 75-3739, and amend-
 23 ments thereto.

Strike

AND FOR OPERATION OF AIRCRAFT
USED IN PROFESSIONAL PILOT TRAINING

24 Sec. 4. K.S.A. 76-218 is hereby amended to read as follows: 76-
 25 218. Within the limits of appropriations therefor, the Kansas college
 26 of technology state university of agriculture and applied science
 27 may purchase insurance for operation and testing of completed proj-
 28 ect aircraft of Kansas college of technology. The insurance may
 29 include public liability, physical damage, medical payments and vol-
 30 untary settlement coverages.

AND PILOT TRAINING

31 Sec. 5. K.S.A. 76-219 is hereby amended to read as follows: 76-
 32 219. ~~The Kansas college of technology state university of agri-~~
 33 ~~culture and applied science~~ is hereby authorized to purchase aircraft
 34 for purposes of renovation, on a negotiated basis as determined by
 35 the president of the Kansas college of technology university with
 36 the advice of the director of purchases and such purchases shall not
 37 be subject to the competitive bid requirements of K.S.A. 75-3739,
 38 and amendments thereto.

39 Sec. 6. K.S.A. 76-220 is hereby amended to read as follows: 76-
 40 220. (a) The state board of regents is hereby authorized and em-
 41 powered, in its discretion, for and on behalf of the Kansas college
 of technology state university of agriculture and applied science,
 to sell and convey all of the rights, title and interest in the following

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1 described real estate located in Saline county, Kansas: A tract of
2 land located in section 34, township 14 south, range 3 west of the
3 sixth principal meridian in Saline county, Kansas, more particularly
4 described as follows: Beginning at the northeast corner of block 9
5 of the Schilling subdivision of Saline county, Kansas; thence south
6 0 degrees 06 minutes 24 seconds east, a distance of 310.00 feet;
7 thence south 89 degrees 53 minutes 36 seconds west, a distance of
8 360.00 feet; thence north 0 degrees 06 minutes 24 seconds west, a
9 distance of 310.00 feet; thence north 89 degrees 53 minutes 36
10 seconds east, a distance of 360.00 feet to the point of beginning said
11 tract containing 2.56 acres, more or less.

12 (b) Conveyance of such rights, title and interest in such real
13 estate shall be executed in the name of the state board of regents
14 by its chairperson and executive officer. Any proceeds from the sale
15 of such real estate shall be deposited in the state treasury to the
16 credit of an appropriate account of the restricted fees fund of Kansas
17 college of technology state university of agriculture and applied
18 science. Such proceeds shall be applied to or utilized for the con-
19 struction of institutional facilities on the campus of at the Kansas
20 state university, college of technology at Salina.

21 Sec. 7. K.S.A. 76-221 is hereby amended to read as follows: 76-
22 221. (a) The state board of regents is hereby authorized and em-
23 powered, in its discretion, for and on behalf of the Kansas technical
24 institute state university of agriculture and applied science, to sell
25 and convey or exchange and convey for other real estate of similar
26 value all of the rights, title and interest in any part or parts or all
27 of the following described real estate located in Saline county, Kan-
28 sas: Block 2; block 7B; block 8A; block 9A and block 9C, except for
29 the tract of land located in section 34, township 14 south, range 3
30 west of the sixth principal meridian in Saline county, Kansas, more
31 particularly described as follows: Beginning at the northeast corner
32 of block 9 of the Schilling subdivision of Saline county, Kansas;
33 thence south 0 degrees 06 minutes 24 seconds east, a distance of
34 310.00 feet; thence south 89 degrees 53 minutes 36 seconds west,
35 a distance of 360.00 feet; thence north 0 degrees 06 minutes 24
36 seconds west, a distance of 310.00 feet; thence north 89 degrees 53
37 minutes 36 seconds east, a distance of 360.00 feet to the point of
38 beginning said tract containing 2.56 acres, more or less; and block
39 10 all of Schilling subdivision.

40 (b) Conveyance of such rights, title and interest in such real
41 estate shall be in accordance with the procedures prescribed therefor
42 by the state board of regents and shall be executed in the name of
43 the state board of regents by its chairperson and executive officer.

EQUIPMENT, AND STUDENT SCHOLARSHIPS

See also the 2 pages to 30

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EQUIPMENT, AND STUDENT SCHOLARSHIPS

1 Any proceeds from sale of such real estate shall be deposited in the
2 state treasury to the credit of an appropriate account of the restricted
3 fees fund of Kansas ~~technical institute~~ *state university of agriculture*
4 *and applied science*. Such proceeds shall be applied to or utilized
5 for the repair, remodeling, construction or reconstruction of insti-
6 tutional facilities ~~on the campus of~~ *at the Kansas technical institute*
7 *state university, college of technology at Salina*, or for the purchase
8 of property adjacent thereto.

9 (c) No exchange and conveyance of real estate authorized by this
10 section shall be made or accepted by the state board of regents until
11 the deeds, titles and conveyances have been reviewed and approved
12 by the attorney general.

13 Sec. 8. K.S.A. 76-222 is hereby amended to read as follows: 76-
14 222. (a) The state board of regents is hereby authorized and em-
15 powered, in its discretion, for and on behalf of ~~the Kansas technical~~
16 ~~institute~~ *state university of agriculture and applied science*, to sell
17 and convey or exchange and convey for other real estate of similar
18 value all of the rights, title and interest in any part or parts or all
19 of the following described real estate located in Saline county, Kan-
20 sas: A tract of land located in part 16B of block 16, lying in the
21 southeast quarter of section 27, township 14 south, range 3 west of
22 the sixth principal meridian and in the northeast quarter of section
23 34, township 14 south, range 3 west of the sixth principal meridian
24 in the Schilling subdivision of Saline county, Kansas; more partic-
25 ularly described as follows: Commencing at the northwest corner of
26 the southeast quarter of section 27, township 14 south, range 3 west;
27 thence south 89 degrees 49 minutes 04 seconds east along the north
28 line of said southeast quarter a distance of 1187.93 feet; thence south
29 0 degrees 06 minutes 24 seconds east a distance of 2323.20 feet;
30 thence south 89 degrees 53 minutes 36 seconds west a distance of
31 50.00 feet to the northeast corner of block 16B of Schilling subdivi-
32 sion, Saline county, Kansas; thence south 0 degrees 06 minutes
33 24 seconds east a distance of 316.12 feet to a point on the east
34 boundary of block 16B, on the south line of the southeast quarter
35 of section 27, township 14 south, range 3 west and on the north
36 line of the northeast quarter of section 34, township 14 south, range
37 3 west; thence south 0 degrees 06 minutes 24 seconds east a distance
38 of 511.41 feet to the southeast corner of block 16B; thence south
39 89 degrees 53 minutes 36 seconds west a distance of 555.01 feet to
40 the true point of beginning; thence south 89 degrees 53 minutes 36
seconds west a distance of 410.00 feet to the southwest corner of
41 block 16B; thence north 0 degrees 06 minutes 24 seconds west a
42 distance of 264.38 feet; thence north 89 degrees 53 minutes 36
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1 seconds east a distance of 410.00 feet; thence south 0 degrees 06
2 minutes 24 seconds east a distance of 264.38 feet to the true point
3 of beginning and containing 2.49 acres, more or less.

4 (b) Conveyance of such rights, title and interest in such real
5 estate shall be in accordance with the procedures prescribed therefor
6 by the state board of regents and shall be executed in the name of
7 the state board of regents by its chairperson and executive officer.
8 Any proceeds from sale of such real estate shall be deposited in the
9 state treasury to the credit of an appropriate account of the restricted
10 fees fund of Kansas ~~technical institute~~ *state university of agriculture*
11 *and applied science*. Such proceeds shall be applied to or utilized
12 for the repair, remodeling, construction or reconstruction of insti-
13 tutional facilities ~~on the campus of~~ *at the Kansas technical institute*
14 *state university, college of technology at Salina*, or for the purchase
15 of property adjacent thereto.

16 (c) No exchange and conveyance of real estate authorized by this
17 section shall be made or accepted by the state board of regents until
18 the deeds, titles and conveyances have been reviewed and approved
19 by the attorney general.

20 Sec. 9. K.S.A. 1990 Supp. 65-1626 is hereby amended to read
21 as follows: 65-1626. For the purposes of this act:

22 (a) "Administer" means the direct application of a drug, whether
23 by injection, inhalation, ingestion or any other means, to the body
24 of a patient or research subject by:

25 (1) A practitioner or pursuant to the lawful direction of a prac-
26 titioner, or

27 (2) the patient or research subject at the direction and in the
28 presence of the practitioner.

29 (b) "Agent" means an authorized person who acts on behalf of
30 or at the direction of a manufacturer, distributor or dispenser but
31 shall not include a common or contract carrier, public warehouseman
32 or employee of the carrier or warehouseman when acting in the
33 usual and lawful course of the carrier's or warehouseman's business.

34 (c) "Board" means the state board of pharmacy created by K.S.A.
35 74-1603 and amendments thereto.

36 (d) "Brand exchange" means the dispensing of a different drug
37 product of the same dosage form and strength and of the same
38 generic name than the brand name drug product prescribed.

39 (e) "Brand name" means the registered trademark name given
40 to a drug product by its manufacturer, labeler or distributor.

41 (f) "Deliver" or "delivery" means the actual, constructive or at-
42 tempted transfer from one person to another of any drug whether
43 or not an agency relationship exists.

EQUIPMENT, AND STUDENT SCHOLARSHIPS

NEW SECTION 9

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1 (g) "Dispense" means to deliver prescription medication to the
2 ultimate user or research subject by or pursuant to the lawful order
3 of a practitioner.

4 (h) "Dispenser" means a practitioner or pharmacist who dispenses
5 prescription medication.

6 (i) "Distribute" means to deliver, other than by administering or
7 dispensing, any drug.

8 (j) "Distributor" means a person who distributes a drug.

9 (k) "Drug" means: (1) Articles recognized in the official United
10 States pharmacopoeia, or other such official compendiums of the
11 United States, or official national formulary, or any supplement of
12 any of them; (2) articles intended for use in the diagnosis, cure,
13 mitigation, treatment or prevention of disease in man or other an-
14 imals; (3) articles, other than food, intended to affect the structure
15 or any function of the body of man or other animals; and (4) articles
16 intended for use as a component of any articles specified in clause
17 (1), (2) or (3) of this subsection; but does not include devices or their
18 components, parts or accessories, except that the term "drug" shall
19 not include amygdalin (laetrile) or any livestock remedy, as defined
20 in K.S.A. 47-501 and amendments thereto, if such livestock remedy
21 has been registered in accordance with the provisions of article 5 of
22 chapter 47 of the Kansas Statutes Annotated.

23 (l) "Generic name" means the established chemical name or of-
24 ficial name of a drug or drug product.

25 (m) (1) "Institutional drug room" means any location where pre-
26 scription-only drugs are stored and from which prescription-only
27 drugs are administered or dispensed and which is maintained or
28 operated for the purpose of providing the drug needs of:

29 (A) Inmates of a jail or correctional institution or facility;

30 (B) residents of a juvenile detention facility, as defined by the
31 Kansas code for care of children and the Kansas juvenile offenders
32 code;

33 (C) ~~students of the Kansas college of technology~~, a public or
34 private university or college, a community college or any other in-
35 stitution of higher learning which is located in Kansas; or

36 (D) employees of a business or other employer.

37 (2) "Institutional drug room" does not include:

38 (A) Any registered pharmacy;

39 (B) any office of a practitioner; or

40 (C) a location where no prescription-only drugs are dispensed
and no prescription-only drugs other than individual prescriptions
are stored or administered.

43 (n) "Medical care facility" shall have the meaning provided in

1 K.S.A. 65-425 and amendments thereto, except that the term shall
2 also include facilities licensed under the provisions of K.S.A. 75-
3 3307b and amendments thereto except community mental health
4 centers and facilities for the mentally retarded.

5 (o) "Manufacture" means the production, preparation, propaga-
6 tion, compounding, conversion or processing of a drug either directly
7 or indirectly by extraction from substances of natural origin, inde-
8 pendently by means of chemical synthesis or by a combination of
9 extraction and chemical synthesis and includes any packaging or
10 repackaging of the drug or labeling or relabeling of its container,
11 except that this term shall not include the preparation or compound-
12 ing of a drug by an individual for the individual's own use or the
13 preparation, compounding, packaging or labeling of a drug by: (1)
14 A practitioner or a practitioner's authorized agent incident to such
15 practitioner's administering or dispensing of a drug in the course of
16 the practitioner's professional practice; (2) a practitioner, by a prac-
17 titioner's authorized agent or under a practitioner's supervision for
18 the purpose of, or as an incident to, research, teaching or chemical
19 analysis and not for sale; or (3) a pharmacist or the pharmacist's
20 authorized agent acting under the direct supervision of the phar-
21 macist for the purpose of, or incident to, the dispensing of a drug
22 by the pharmacist.

23 (p) "Person" means individual, corporation, government, govern-
24 mental subdivision or agency, partnership, association or any other
25 legal entity.

26 (q) "Pharmacist" means any natural person licensed under this
27 act to practice pharmacy.

28 (r) "Pharmacist in charge" means the pharmacist who is respon-
29 sible to the board for a registered establishment's compliance with
30 the laws and regulations of this state pertaining to the practice of
31 pharmacy, manufacturing of drugs and the distribution of drugs. The
32 pharmacist in charge shall supervise such establishment on a full-
33 time or a part-time basis and perform such other duties relating to
34 supervision of a registered establishment as may be prescribed by
35 the board by rules and regulations. Nothing in this definition shall
36 relieve other pharmacists or persons from their responsibility to
37 comply with state and federal laws and regulations.

38 (s) "Pharmacy," "drug store" or "apothecary" means premises,
39 laboratory, area or other place: (1) Where drugs are offered for sale
40 where the profession of pharmacy is practiced and where prescrip-
41 tions are compounded and dispensed; or (2) which has displayed
42 upon it or within it the words "pharmacist," "pharmaceutical
43 chemist," "pharmacy," "apothecary," "drugstore," "druggist,"

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1 "drugs," "drug sundries" or any of these words or combinations of
2 these words or words of similar import either in English or any sign
3 containing any of these words; or (3) where the characteristic symbols
4 of pharmacy or the characteristic prescription sign "Rx" may be
5 exhibited. As used in this subsection, premises refers only to the
6 portion of any building or structure leased, used or controlled by
7 the licensee in the conduct of the business registered by the board
8 at the address for which the registration was issued.

9 (t) "Practitioner" means a person licensed to practice medicine
10 and surgery, dentist, podiatrist, veterinarian, optometrist licensed
11 under the optometry law as a therapeutic licensee or diagnostic and
12 therapeutic licensee, or scientific investigator or other person au-
13 thorized by law to use a prescription-only drug in teaching or chem-
14 ical analysis or to conduct research with respect to a prescription-
15 only drug.

16 (u) "Preceptor" means a licensed pharmacist who possesses at
17 least two years' experience as a pharmacist and who supervises stu-
18 dents obtaining the pharmaceutical experience required by law as a
19 condition to taking the examination for licensure as a pharmacist.

20 (v) "Prescription" means, according to the context, either a pre-
21 scription order or a prescription medication.

22 (w) "Prescription medication" means any drug, including label
23 and container according to context, which is dispensed pursuant to
24 a prescription order.

25 (x) "Prescription-only drug" means any drug required by the fed-
26 eral or state food, drug and cosmetic act to bear on its label the
27 legend "Caution: Federal law prohibits dispensing without
28 prescription."

29 (y) "Prescription order" means: (1) An order to be filled by a
30 pharmacist for prescription medication issued and signed by a prac-
31 titioner in the authorized course of professional practice; or (2) an
32 order transmitted to a pharmacist through word of mouth, note,
33 telephone or other means of communication directed by such
34 practitioner.

35 (z) "Probation" means the practice or operation under a tem-
36 porary license, registration or permit or a conditional license, reg-
37 istration or permit of a business or profession for which a license,
38 registration or permit is granted by the board under the provisions
39 of the pharmacy act of the state of Kansas requiring certain actions
40 to be accomplished or certain actions not to occur before a regular
41 license, registration or permit is issued.

42 (aa) "Professional incompetency" means:

43 (1) One or more instances involving failure to adhere to the

- 1 applicable standard of pharmaceutical care to a degree which con-
2 stitutes gross negligence, as determined by the board;
- 3 (2) repeated instances involving failure to adhere to the applicable
4 standard of pharmaceutical care to a degree which constitutes or-
5 dinary negligence, as determined by the board; or
- 6 (3) a pattern of pharmacy practice or other behavior which dem-
7 onstrates a manifest incapacity or incompetence to practice pharmacy.
- 8 (bb) "Retail dealer" means a person selling at retail nonpres-
9 cription drugs which are prepackaged, fully prepared by the man-
10 ufacturer or distributor for use by the consumer and labeled in
11 accordance with the requirements of the state and federal food, drug
12 and cosmetic acts. Such nonprescription drugs shall not include: (1)
13 A controlled substance; (2) a drug the label of which is required to
14 bear substantially the statement "Caution: Federal law prohibits dis-
15 pensing without prescription"; or (3) a drug intended for human use
16 by hypodermic injection.
- 17 (cc) "Secretary" means the executive secretary of the board.
- 18 (dd) "Unprofessional conduct" means:
- 19 (1) Fraud in securing a registration or permit;
- 20 (2) intentional adulteration or mislabeling of any drug, medicine,
21 chemical or poison;
- 22 (3) causing any drug, medicine, chemical or poison to be adul-
23 terated or mislabeled, knowing the same to be adulterated or
24 mislabeled;
- 25 (4) intentionally falsifying or altering records or prescriptions;
- 26 (5) unlawful possession of drugs and unlawful diversion of drugs
27 to others;
- 28 (6) willful betrayal of confidential information under K.S.A. 1989
29 Supp. 65-1654 and amendments thereto;
- 30 (7) conduct likely to deceive, defraud or harm the public;
- 31 (8) making a false or misleading statement regarding the licensee's
32 professional practice or the efficacy or value of a drug;
- 33 (9) commission of any act of sexual abuse, misconduct or ex-
34 ploitation related to the licensee's professional practice; or
- 35 (10) performing unnecessary tests, examinations or services which
36 have no legitimate pharmaceutical purpose.
- 37 Sec. 10. K.S.A. 1990 Supp. 74-3209 is hereby amended to read
38 as follows: 74-3209. As used in this act:
- 39 (a) "Institution" means the university of Kansas at Lawrence,
40 the university of Kansas medical center at Kansas City, the Kansas
41 state university of agriculture and applied science at Manhattan,
42 the Wichita state university, the Emporia state university, the Pitts-
43 burg state university, the *and* Fort Hays state university and the

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1 Kansas college of technology;

2 (b) "board" means the state board of regents; and

3 (c) "vehicle" means motor vehicle, motorized bicycle and bicycle.

4 Sec. 11. K.S.A. 1990 Supp. 74-3210a is hereby amended to read
5 as follows: 74-3210a. (a) As used in this section: (1) The term "in-
6 stitution" means the university of Kansas at Lawrence, the uni-
7 versity of Kansas medical center at Kansas City, the Kansas state
8 university of agriculture and applied science at Manhattan, the
9 Wichita state university, the Emporia state university, the Pittsburg
10 state university, the and Fort Hays state university, and the Kansas
11 college of technology at Salina; and (2) the term "parking permit"
12 means the permits authorized to be issued under K.S.A. 74-3210,
13 and amendments thereto, by institutions for the use of parking areas
14 on the grounds thereof.

15 (b) The state board of regents is hereby authorized to cause to
16 be manufactured all parking permits required for issuance by insti-
17 tutions. For such purpose, the state board of regents may enter into
18 a contract for the manufacture of such parking permits with any
19 organization or institution designated in K.S.A. 39-1208, and amend-
20 ments thereto. Any such contract may provide that the state board
21 of regents shall furnish or cause to be furnished the materials and
22 supplies necessary for the manufacture and distribution of parking
23 permits if, in the opinion of the state board of regents, a reduction
24 in the cost of manufacturing and distribution of the parking permits
25 under such contract will be achieved. Subject to the foregoing, the
26 cost to the state for the manufacture of parking permits pursuant to
27 any contract entered into under authority of this section shall be
28 substantially equivalent to such costs under prior contracts. No con-
29 tract entered into under authority of this section shall be subject to
30 the provisions of K.S.A. 75-3739, and amendments thereto. Any such
31 contract for the manufacture of parking permits for issuance by in-
32 stitutions shall provide that the parking permits shall be delivered
33 to the institution where the same are to be used.

34 (c) To the extent that any other provisions of law conflict with
35 this section, this section shall control.

36 Sec. 12. K.S.A. 1990 Supp. 74-3229 is hereby amended to read
37 as follows: 74-3229. (a) There is hereby established and created the
38 students' advisory committee to the state board of regents. The
39 students' advisory committee shall be composed of seven six mem-
40 bers who shall be the highest student executive officer elected by
41 the entire student body at the university of Kansas, Kansas state
42 university of agriculture and applied science, Emporia state

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1 ita state university and Kansas college of technology.

2 The chief executive officer of each state educational institution
3 under the control and supervision of the state board of regents shall
4 annually certify to the board the name of the highest student ex-
5 ecutive officer elected by the entire student body of each such state
6 educational institution and upon certification the student officers shall
7 qualify for membership on the students' advisory committee. The
8 members of the advisory committee shall serve for terms expiring
9 concurrently with their terms as elective student officers and upon
10 qualification of their successors.

11 (b) The students' advisory committee shall be notified of all meet-
12 ings of the state board of regents and shall have the following func-
13 tions, powers and duties:

14 (1) Attend all meetings of the state board of regents except closed
15 or executive meetings held pursuant to the provisions of K.S.A. 75-
16 4319, and amendments thereto;

17 (2) make recommendations to the board of regents concerning
18 course and curriculum planning and faculty evaluation;

19 (3) advise and consult with the board of regents in the formulation
20 of policy decisions on student affairs;

21 (4) identify student concerns;

22 (5) consider any problems presented to it by the board of regents
23 and give advice thereon; and

24 (6) disseminate information to their peers concerning the phi-
25 losophies and standards of education developed by the board of
26 regents and stimulate awareness of student rights and responsibilities.

27 (c) Members of the students' advisory committee attending meet-
28 ings of the state board of regents shall receive no compensation for
29 serving on such advisory committee, but shall be paid subsistence
30 allowances, mileage and other expenses as provided in K.S.A. 75-
31 3223, and amendments thereto from moneys appropriated therefor
32 to the state board of regents.

33 Sec. 13. K.S.A. 1990 Supp. 74-8103 is hereby amended to read
34 as follows: 74-8103. As used in this act:

35 (a) "Applied research" means those research activities occurring
36 at educational institutions and in private enterprises, which have
37 potential commercial application;

38 (b) "basic research" means research that has long range generic
39 value to an industry classification or group of companies. Basic re-
40 search is distinguished from applied research which has more short
41 range present value to a single company or project;

42 (c) "corporation" means the Kansas technology enterprise
43 corporation.

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1 (d) "educational institutions" means Kansas college of technol-
2 ogy, public and private community colleges, colleges and uni-
3 versities in the state;

4 (e) "enterprise" means a firm with its principal place of business
5 in Kansas which is engaged or proposes to be engaged in this state
6 in agricultural, natural resource-based or other manufacturing, re-
7 search and development, or the provision of technology-based
8 services;

9 (f) "new technology" means the development through science or
10 research of methods, processes and procedures, including but not
11 limited to those involving the utilization of agricultural products and
12 by-products and oil and gas and other mineral resources for practical
13 application in industrial and service situations;

14 (g) "person" means any individual, partnership, corporation or
15 joint venture carrying on business or proposing to carry on business
16 within the state;

17 (h) "product" means any product, device, technique or process,
18 which is or may be developed or marketed commercially; however,
19 "product" does not refer to basic research but shall apply to such
20 products, devices, techniques or processes which have advanced
21 beyond the theoretical stage and are in a prototype or practice stage;

22 (i) "qualified security" means any public or private financial ar-
23 rangement, involving any note, security, debenture, evidence of
24 indebtedness, certificate of interest or participation in any profit-
25 sharing agreement, preorganization certificate or subscription, trans-
26 ferable security, investment contract, certificate of deposit for a se-
27 curity, certificate of interest or participation in a patent or application
28 therefor, or in royalty or other payments under such a patent or
29 application, or, in general, any interest or instrument commonly
30 known as a "security" or any certificate for, receipt for, guarantee
31 of, or option, warrant or right to subscribe to or purchase any of
32 the foregoing to the extent allowed by law;

33 (j) "seed capital" means financing that is provided for the de-
34 velopment, refinement and commercialization of a product, process
35 or innovation, whether for the startup of a new firm, the expansion
36 or the restructuring of a small firm.

37 Sec. 14. K.S.A. 76-156a is hereby amended to read as follows:
38 76-156a. The Kansas university endowment association is hereby
39 authorized to act as the investing agent for any endowment or be-
40 quest to the university of Kansas. The Kansas state university foun-
41 dation is hereby authorized to act as the investing agent for any
42 endowment or bequest to Kansas state university of agriculture and
43 applied science. The Wichita state university endowment association

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1 is hereby authorized to act as the investing agent for any endowment
2 or bequest to Wichita state university. The Fort Hays Kansas state
3 university endowment association is hereby authorized to act as the
4 investing agent for any endowment or bequest to Fort Hays state
5 university. The Emporia state university endowment association,
6 inc., is hereby authorized to act as the investing agent for any
7 endowment or bequest to Emporia state university. The Pittsburg
8 state university foundation, inc., is hereby authorized to act as the
9 investing agent for any endowment or bequest to Pittsburg state
10 university. ~~The Kansas state university college of technology endow-~~
11 ~~ment association is hereby authorized to act as the investing agent~~
12 ~~for any endowment or bequest to Kansas state university, college of~~
13 ~~technology at Salina.~~

14 Any such investing agent may exercise such fiscal management
15 and administrative powers as may be necessary or appropriate for
16 the lawful and efficient management of any such endowment or
17 bequest. Each investing agent is hereby authorized to execute any
18 agreements or other legal papers appropriate to the accomplishment
19 of the purposes of this act with respect to any such endowment or
20 bequest.

21 Sec. 15. K.S.A. 76-6a01 is hereby amended to read as follows:
22 76-6a01. As used in this act, unless the context otherwise requires:

23 (a) "Board" means the state board of regents.

24 (b) "Institution" or "institutions" means and includes the uni-
25 versity of Kansas, university of Kansas school of medicine at Kansas
26 City, Kansas state university of agriculture and applied science,
27 Wichita state university, Emporia state university, Fort Hays state
28 university, and Pittsburg state university and the Kansas college
29 of teehnology, together with all other state institutions of learning
30 now or hereafter under the control and supervision of the board.

31 (c) "Student union building" means a building and related parking
32 area constructed for, and used solely as, a recreational center for
33 students, boarding students and other purposes incidental thereto.

34 (d) "Student dormitory" means a building erected for, and used
35 solely as, a place for housing and boarding students and other pur-
36 poses incidental thereto.

37 Sec. 16. K.S.A. 76-6a13 is hereby amended to read as follows:
38 76-6a13. As used in this act, unless the context otherwise requires:

39 (a) "Board" means the state board of regents or a board of regents
40 of a municipal university or a board of education of a unified school
41 district in any county having a population of more than 7,250 and
42 less than 9,000 in which there is located an area vocational-technical
43 school campus, or the board of control of any such area vocational-

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1 technical school or the board of trustees of any community college.
2 (b) "Institution" means and includes the university of Kansas,
3 university of Kansas school of medicine at Kansas City, Fort Hays
4 state university, Kansas state university of agriculture and applied
5 science, Wichita state university, Emporia state university, and Pitts-
6 burg state university and the Kansas college of technology, to-
7 gether with all other state institutions of learning now or hereafter
8 under the control and supervision of the state board of regents, any
9 municipal university organized under the laws of Kansas, any com-
10 munity college or any area vocational-technical school the buildings
11 of which are located in a county having a population of more than
12 7,250 and less than 9,000.

13 (c) "Building," when heretofore or hereafter constructed by the
14 state board of regents for any institution under the control and
15 supervision of the state board of regents, means and includes one
16 or more dormitories, kitchens, dining halls, student union buildings,
17 field houses, student hospitals, libraries, on-campus parking, addi-
18 tions heretofore or hereafter erected in connection therewith, or
19 rehabilitation or renovation of an existing building, or any combi-
20 nation thereof, or any stadium, structure or facility when the same
21 is deemed necessary by the state board of regents to carry out the
22 purposes of the institution, or additions heretofore or hereafter
23 erected in connection with such stadium, structure or facility. The
24 state board of regents shall not issue any revenue bonds for con-
25 struction of any structure or facility or additions erected in connection
26 therewith, or for rehabilitation or renovation of an existing building,
27 as authorized by this section, unless such construction or rehabili-
28 tation or renovation has been authorized by appropriation or other
29 act of the legislature and the state board of regents has first advised
30 and consulted on such construction or rehabilitation or renovation
31 with the joint committee on state building construction.

32 (d) "Revenue bonds" means bonds issued hereunder for the pur-
33 poses herein authorized and payable as to both principal and interest
34 solely and only out of (1) the income and revenues arising from the
35 operation of the building for which such bonds are issued, or (2) in
36 the case of a building to be constructed for an institution under the
37 control and supervision of the state board of regents and upon a
38 determination by the state board of regents that the best interests
39 of the state and the institution will be served thereby, the revenues
40 derived from student fees levied for this purpose or for other bonds
41 after such other bonds are retired, or both, (3) any combination of
the revenues described in clause (1) or (2) and (4) in addition to the
revenues described in clauses (1), (2) or (3), in the discretion of the

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1 board, out of one or both of the following additional sources: (A)
2 The proceeds of any grant in aid of such project which may be
3 received from any source, and (B) the net income and revenues
4 arising from the operation of another building already owned and
5 operated by the board and located on the same campus of the
6 institution where the building for which bonds are to be issued will
7 be located.

8 (e) "Net income and revenue" means the income arising from
9 the operation of a building remaining after providing for the costs
10 of operation of such building and the costs of maintenance thereof.

11 (f) "Building," when heretofore or hereafter constructed by a
12 board other than the state board of regents, means and includes one
13 or more dormitories, kitchens, dining halls, student union buildings,
14 field houses, student hospitals, libraries, on-campus parking or ad-
15 ditions heretofore or hereafter erected in connection therewith, or
16 any combination thereof.

17 Sec. 17. K.S.A. 76-711 is hereby amended to read as follows:
18 76-711. As used in this act, unless the context otherwise requires:

19 (a) "State educational institution" means the university of Kansas,
20 Kansas state university of agriculture and applied science, Wichita
21 state university, Emporia state university, Pittsburg state university,
22 and Fort Hays state university and Kansas college of technology.

23 (b) "Board of regents" means the state board of regents provided
24 for in the constitution of this state and described in article 32 of
25 chapter 74 of Kansas Statutes Annotated and amendments thereto.

26 Sec. 18. K.S.A. 76-751 is hereby amended to read as follows:

27 76-751. As used in this act, "state educational institution" means the
28 Fort Hays state university, Kansas state university of agriculture and
29 applied science, Kansas state university veterinary medical center,
30 Emporia state university, Pittsburg state university, university of
31 Kansas, university of Kansas medical center, and Wichita state uni-
32 versity and Kansas college of technology.

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33 Sec. 19. K.S.A. 76-754 is hereby amended to read as follows:

34 76-754. As used in this act, "state educational institution" means the
35 Fort Hays state university, Kansas state university of agriculture and
36 applied science, Kansas state university veterinary medical center,
37 Emporia state university, Pittsburg state university, university of
38 Kansas, university of Kansas medical center, and Wichita state uni-
39 versity and Kansas college of technology.

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40 Sec. 20. K.S.A. 76-756 is hereby amended to read as follows:

41 76-756. As used in this act:

42 (a) "State educational institution" means the Fort Hays state uni-
43 versity, Kansas state university of agriculture and applied science,

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1 Kansas state university veterinary medical center, Emporia state
2 university, Pittsburg state university, university of Kansas, university
3 of Kansas medical center, Wichita state university and Kansas state
4 university, college of technology; and at Salina.

5 (b) "Endowment association" means:

6 (1) For the Fort Hays state university, the Fort Hays state uni-
7 versity endowment association;

8 (2) for the Kansas state university of agriculture and applied sci-
9 ence and the Kansas state university veterinary medical center, the
10 Kansas state university foundation;

11 (3) for the Emporia state university, the Emporia state university
12 endowment association;

13 (4) for the Pittsburg state university, the Pittsburg state university
14 foundation;

15 (5) for the university of Kansas and the university of Kansas
16 medical center, the Kansas university endowment association;

17 (6) for the Wichita state university, the Wichita state university
18 board of trustees and the Wichita state university endowment as-
19 sociation, and

20 ~~(7) for the Kansas state university, college of technology at Salina,~~
21 ~~the Kansas state university college of technology endowment~~
22 ~~association.~~

23 Sec. 21. K.S.A. 76-156a, 76-204, 76-205, 76-206, 76-207, 76-213,
24 76-216, 76-217, 76-218, 76-219, 76-220, 76-221, 76-222, 76-6a01, 76-
25 6a13, 76-711, 76-751, 76-754 and 76-756 and K.S.A. 1990 Supp. 65-
26 1626, 74-3209, 74-3210, 74-3229 and 74-8103 are hereby repealed.

27 Sec. 22. This act shall take effect and be in force from and after
28 its publication in the statute book.

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AND

KANSAS REGISTER

Proposed Amendment to Senate Bill No. 22

On page 1, in line 27, by striking "university" and inserting "university - Salina"; in line 28, by striking "at Salina";

On page 2, in line 4, by striking "university" and inserting "university - Salina"; also in line 4, by striking "at Salina"; following line 19, by inserting a new subsection as follows:

"(e) Commencing with the 1992 fiscal year, for the purpose of preparation of the governor's budget report and related legislative measure or measures for submission to the legislature, the Kansas state university - Salina, college of technology shall be considered a separate state agency and shall be titled for such purpose as the "Kansas State University - Salina, College of Technology." The budget estimates and requests of such college shall be presented as a state agency separate from Kansas state university, and such separation shall be maintained in the budget documents and reports prepared by the director of the budget and the governor, or either of them, including all related legislative reports and measures submitted to the legislature.";

Also on page 2, in line 23, before "programs", by inserting "the"; in line 26, by striking all before the comma and inserting "and the certificates of completion of courses or curriculum and degrees which may be granted by the Kansas state university - Salina"; also in line 26, after "technology", by striking "at"; in line 27, by striking "Salina"; in line 36, by striking "university" and inserting "university - Salina"; in line 37, by striking "at Salina"; in line 38, after "improvements", by striking the comma; in line 39, by striking all before the semicolon;

On page 3, in line 2, by striking "university" and inserting "university - Salina"; also in line 2, by striking "at Salina"; in line 6, after "aeronautical technology", by inserting "inclusive of professional pilot training"; in line 19, by striking "renovated"; in line 28, before the period, by inserting

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"and for operation of aircraft used in professional pilot training"; in line 34, after "renovation", by inserting "and pilot training";

On page 4, in line 18, after "the", by inserting "repair, remodeling,"; in line 19, after "struction", by inserting "or reconstruction"; also in line 19, before "at", by inserting ", the acquisition of equipment, and the financing of student scholarships"; in line 20, by striking "university" and inserting "university - Salina"; also in line 20, by striking "at Salina";

On page 5, in line 6, before "at", by inserting ", the acquisition of equipment, and the financing of student scholarships"; in line 7, by striking "university" and inserting "university - Salina"; also in line 7, by striking "at Salina";

On page 6, in line 13, before "at", by inserting ", the acquisition of equipment, and the financing of student scholarships"; in line 14, by striking "university" and inserting "university - Salina"; also in line 14, by striking "at Salina"; following line 19, by inserting a new section as follows:

"New Sec. 9. (a) The state board of regents is hereby authorized and empowered, in its discretion, for and on behalf of Kansas state university of agriculture and applied science, to sell and convey or exchange and convey for other real estate of similar value all of the rights, title and interest in any part or parts or all of the following described real estate located in Saline county, Kansas: A tract of land, identified as the "Aircraft Engine Test Facility", lying in the Northwest Quarter (NW/4) of Section Four (4), Township Fifteen (15) South, Range Three (3) West of the Sixth (6th) Principal Meridian in the Schilling Subdivision of Saline county, Kansas, more particularly described as follows:

Commencing at the Northeast corner of the Northwest Quarter (NW/4) of Section Four (4), Township Fifteen (15) South, Range Three (3) West; thence South 00°06'18" E, along the East line of said Northwest Quarter (NW/4) a distance of 598.41 feet to the centerline of existing Taxiway No. 11; thence South 89°53'26" W

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along the centerline of said Taxiway No. 11, a distance of 562.05 feet, thence South 00°06'34" E, a distance of 50.00 feet to the true point of beginning, said point being on the south edge of Taxiway No. 11; thence South 89°53'26" W, along the south edge of Taxiway No. 11, a distance of 600.00 feet; thence South 00°06'34" E, a distance of 500.00 feet; thence North 89°53'26" E, a distance of 600.00 feet; thence North 00°06'34" W, a distance of 500.00 feet to the true point of beginning and containing 6.89 acres, more or less, together with certain improvements thereon, but reserving therefrom the facilities and easements for the existing electrical and gas distribution systems as now in place.

(b) Conveyance of such rights, title and interest in such real estate shall be in accordance with the procedures prescribed therefor by the state board of regents and shall be executed in the name of the state board of regents by its chairperson and executive officer. Any proceeds from sale of such real estate shall be deposited in the state treasury to the credit of an appropriate account of the restricted fees fund of Kansas state university of agriculture and applied science. Such proceeds shall be applied to or utilized for the repair, remodeling, construction or reconstruction of institutional facilities, the acquisition of equipment, and the financing of student scholarships at the Kansas state university - Salina, college of technology, or for the purchase of property adjacent thereto.

(c) No exchange and conveyance of real estate authorized by this section shall be made or accepted by the state board of regents until the deeds, titles and conveyances have been reviewed and approved by the attorney general.";

By renumbering sections 9 through 20 as sections 10 through 21, respectively;

On page 10, in line 43, by striking "and";

On page 11, in line 1, before the semicolon, by inserting ", and Kansas state university - Salina, college of technology"; in line 10, by striking "and"; in line 11, before the semicolon, by inserting ", and Kansas state university - Salina, college of

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technology";

On page 13, in line 43, after "science", by inserting "or to Kansas state university - Salina, college of technology";

On page 14, in line 10, by striking all after the period; by striking all of lines 11 through 13;

On page 16, in line 31, by striking "and"; in line 32, before the period, by inserting ", and Kansas state university - Salina, college of technology"; in line 38, by striking "and"; in line 39, before the period, by inserting ", and Kansas state university - Salina, college of technology";

On page 17, in line 9, by striking "and" and inserting a comma; also in line 9, after "center", by inserting ", and the Kansas state university - Salina, college of technology"; in line 16, after the semicolon, by inserting "and"; in line 19, by striking "; and" and inserting a period; by striking all of lines 20 through 22; following line 22, by inserting a new section as follows:

"Sec. 22. K.S.A. 76-712 is hereby amended to read as follows: 76-712. Except as otherwise provided by act of the legislature, the state educational institutions are separate state agencies and state institutions and shall be controlled by and operated and managed under the supervision of the board of regents. For such control, operation, management or supervision, the board of regents may make contracts and adopt orders, policies or rules and regulations and do or perform such other acts as are authorized by law or are appropriate for such purposes, except that no state educational institution, or campus thereof, shall be closed, combined or merged with any other state educational institution, for administrative or management or other purposes, except as specifically authorized by appropriations or other act of the legislature.";

By renumbering sections 21 and 22 as sections 23 and 24, respectively;

Also on page 17, in line 25, after "76-711,", by inserting "76-712,"; in line 28, by striking "statute book" and inserting

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"Kansas register";

In the title, in line 15, after "76-711,", by inserting
"76-712,"

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