

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

1:30 ~~xxx~~/p.m. on Tuesday, April 2, 1991 in room 123-S of the Capitol.

All members were present except:

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:

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

After Chairman Joseph C. Harder called the meeting to order, he informed members that although it was his intention to have SB 109, relating to hearing committee costs, and upon which the Committee had acted yesterday, sent to the Ways and Means Committee for rereferral, he discovered that SB 109 was not among the bills that had been rereferred. In order to rectify the situation, the Chairman explained, he had introduced in the Ways and Means Committee yesterday a bill identical to SB 109. He further explained that to facilitate action on the new bill, he would like the Committee to continue any action it might wish to take on SB 109 and incorporate these changes into the new bill after it has been assigned to the Committee. The Chairman stated that the new bill will be introduced today in the Senate, but he did not yet know its number.

The Chairman reviewed yesterday's Committee action on SB 109, the adoption of an amendment which would increase the per diem stipend for all hearing committee members to \$75. The Committee's amendment, he said, will be incorporated into the draft of the new bill.

The Chairman noted that although the Committee had considered taking action on an amendment relating to transcription costs, no action had ensued. He then yielded to Vice Chairman Frahm, who reviewed yesterday's Committee deliberation regarding transcription costs. Vice Chairman Frahm moved that "the original transcription cost is the responsibility of the school board, which would make the transcription available to any interested party; the cost for additional copies will be born by the party(ies) requesting such copies". The motion was seconded by Senator Montgomery.

During discussion regarding the use of electronically recorded testimony, the revisor informed members that the Kansas-National Education Association, which had requested SB 109, had also requested that reference to electronically recorded testimony (page 1, lines 38 and 39) be stricken. Mr. Craig Grant, K-NEA, who was in attendance, explained that the rationale of their attorney was that when given a choice, the electronic recording option was seldom used.

During Committee discussion, it was affirmed that electronic recording is dramatically less expensive than the cost of a certified shorthand reporter. Although the Committee expressed concern regarding acceptance of the electronic recording by the court, further discussion indicated this was an acceptable practice.

Senator Steineger made a substitute motion whereby "testimony at a hearing may be electronically recorded; and upon request of any party, a certified shorthand reporter transcript may be made at the expense of the requesting

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON EDUCATION

room 123-S Statehouse, at 1:30 ~~am~~ p.m. on Tuesday, April 2, 1991

party". The substitute motion was seconded by Senator Frahm. Following a call for a division, (seven yeas and three nays) the Chair ruled that the substitute motion had carried and the amendment was adopted. The Chair advised the Committee that he would request the revisor to prepare a draft of Senator Steineger's amendment for its review tomorrow.

The Chairman clarified that although the Committee had taken unofficial action today on SB 109, this action will be reflected as amendments in the new bill. He explained that official Committee action still will be needed to amend the bill introduced today. The Chair stated, however, that he wants to comply with the wishes of the Committee regarding the unofficial actions being taken on SB 109.

Senator Kerr moved to amend SB 109 by increasing the probationary period of full-time teachers to five years starting with the 1992-93 school year. He explained that this request had been made by the Kansas Association of School Boards. When the Chair called for the question, he announced that the motion had failed. Following a call for a division, he reaffirmed his original decision that the motion had failed.

The Chairman said that further Committee action relating to SB 109 will be deferred until later.

HB 2428 - School districts, exempting capital outlay levies and bonds from aggregate limitations.

The Chair next called Committee attention to HB 2428, relating to capital outlay. Although original Committee concern was expressed regarding the need for HB 2428, the Committee concluded that passage of HB 2428 was in order and that any necessary amendments could be made on the floor.

Senator Anderson moved that HB 2428 be recommended favorably for passage. Senator Allen seconded the motion, and the motion carried.

The Chair adjourned the meeting.

SENATE EDUCATION COMMITTEE

TIME: 1:30 p.m. PLACE: 123-S DATE: Tuesday, April 2, 1991

GUEST LIST

<u>NAME</u>	<u>ADDRESS</u>	<u>ORGANIZATION</u>
Ryan Toubia	827 N. Mission Wichita	Page
Jason Toubia	827 N. Mission-wichita	Page
Tha McBish	945 Emory	Observer
Lim McHenry	Topeka	Ks. Child Abuse Prevention Council
Bella Highfill Scott	Topeka	USA
Robin Nichols	Wichita	USO 259
Pat Baker	Topeka	KASB
Neime Apt	Topeka	U.S.D # 500
Craig Grant	Topeka	H-NEA
Jeff Debraffencord	"	B. Valley
Bill Musul	Managers	SL B&J Ed
Mark Tallman	Topeka	KASB