

MINUTES OF THE SENATE COMMITTEE ON EDUCATION

The meeting was called to order by Chairperson Dave Kerr at 1:30 p.m. on March 17, 1995 in Room 123-S of the Capitol.

All members were present except: Senator Corbin

Committee staff present: Ben Barrett, Legislative Research Department
Avis Swartzman, Revisor of Statutes
Brenda Dunlap, Committee Secretary

Conferees appearing before the committee: Joe Zima, Attorney for USD #501
Onan Burnett, USD #501
Robert Krause, Kansas State University
John Montgomery, Montgomery Publications

Others attending: See attached list

SB 355 - School districts, implementation of desegregation plans, supplemental general state aid

Onan Burnett, representative for USD #501 and Joe Zima, Attorney for USD #501 testified in support of the bill. This bill would provide additional supplemental general state aid to any school district that is required to levy a tax because of a judgment ordering implementation of a desegregation plan. The additional amount of supplemental general state aid would be based on the district's state aid ratio and the amount of local funds that the district has budgeted for desegregation costs. USD #501 has been so ordered, and is seeking funds to help them pay for their judgment. (See Attachment 1)

SB 325 - State educational institutions, student residence for fee purposes, resident rates for certain persons

Robert Krause, Vice President for Institutional Advancement at Kansas State University, testified in support of the bill. This bill would amend current law concerning waivers of non-resident tuition charges at the state's Regents institutions. The bill would waive non-resident tuition for military dependents who graduated from a high school accredited by the Kansas State Board of Education within six months of their enrollment at a Kansas Regent institution, even if the students' parents no longer reside in Kansas. Current law grants resident tuition status to military personnel and their dependents only if the military personnel reside in Kansas. At a time when the State of Kansas is doing everything possible to keep its military installations from being considered for closure by the Federal Base Realignment and Closure Commission, it is particularly important for us to treat dependents of military personnel in the same manner we treat dependents of non-military personnel who graduate from Kansas high schools and enroll at Regent institutions. (See Attachment 2)

Senator Emert made a motion that the committee recommend to the full Senate that Mr. Kenneth Havner be confirmed to the Board of Regents. Senator Langworthy seconded the motion and the motion carried.

Senator Lawrence made a motion that the committee recommend to the full Senate that Mr. Robert Talkington be confirmed to the Board of Regents. Senator Harrington seconded the motion and the motion carried.

There was discussion about the amount of state taxes military personnel pay. Mr. Krause stated that of military dependent university graduates, about 58% stay in Kansas, and a number of military personnel come back to Kansas when they retire. He also noted that the military is the second largest employer in Kansas.

Senator Oleen stated that many other states already have this provision in their statutes.

John Montgomery, Montgomery Publications, provided written testimony in support of the bill. During his two terms on the Kansas Board of Regents, he received many complaints from parents and students of military personnel regarding having to pay out-of-state tuition when they were transferred and the son or daughter stayed in Kansas with every intent to become a Kansas resident. The particularly difficult situation occurs when the student is already in a Regent school and the parent gets transferred and then they have to pay

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON EDUCATION Room 123-S-Statehouse, at 1:30 p.m. on March 17, 1995.

more. He added that one of the important criteria for the Base Closure Commission is quality of life in a state. In order to make the military feel welcome in our state, granting in-state tuition is a small price to pay our second largest employer. (See Attachment 3)

The meeting was adjourned at 2:30 p.m.

The next meeting is scheduled for March 20, 1995.



March 20, 1995

The Honorable David Kerr
Chairman, Senate Education Committee
State Capitol Building
Topeka, KS 66612

Re: Senate Bill 355

Dear Senator Kerr:

This letter is in response to your request for additional details on expected expenditures in FY-96 out of our district's judgment fund in connection with the Brown case. I regret not being able to attend your committee's hearing last week but I can, hopefully, shed some light on our desegregation budgetary plans. As Mr. Dale Dennis was advised, I am presently looking at substantial additional costs of approximately \$1.5 million in addition to the \$19.5 million bond issue that will build and equip three new elementary schools, two of which will be magnet schools. For your reference, I have enclosed a copy of Judge Rogers' Order dated July 25, 1994. You will note that the judge did not order any specific amount be expended to accomplish our desegregation plan.

We are just commencing our budget process and at this time, I am proposing the following:

Plaintiff's Attorney Fees	\$ 521,000
Magnet School Marketing/Recruitment	15,000
District-wide Staff Diversity/ Sensitivity Training	100,000
Magnet Staff Training	210,000
Minority to Majority/Majority to Minority School Transportation	600,000
Magnet Coordinator/Monitor	<u>54,000</u>
TOTAL	\$1,500,000

All of the figures listed above directly result from the directives contained in Judge Rogers' Order. However, the only amount I am intending to include in the Judgment Fund pursuant to KSA 72-8209 is the sum certain required to pay plaintiffs' attorney fees, as set out in Judge Rogers' subsequent Order dated February 21, 1995. A copy of that order is also enclosed for your reference.

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Attachment 1

March 20, 1995

The Honorable David Kerr

At this point, the only amount we believe we can lawfully levy pursuant to KSA 72-8209 is \$521,571.97. Should Senate Bill 355 be adopted, the percentage of state aid would be calculated on that amount only - assuming that our Board of Education increases our local option budget to the maximum 25 percent.

If you have any other questions, I would be happy to answer them for you.

Sincerely,



Michael W. Jones
General Director Fiscal Services

MWJ:vlb

Enclosures

c: Dr. Jeffrey W. Weaver
Dr. Ivan Klimko
Mr. Onan C. Burnett

Testimony for Senate Bill No. 325
Presented to the Senate Education Committee
1:30 p.m. March 17, 1995

Chairperson Kerr and members of the Committee. My name is Robert Krause and I am Vice President for Institutional Advancement at Kansas State University. I appreciate having an opportunity to present testimony to you today supporting Senate Bill #325 which would amend the existing statute governing qualifications for resident fees at Regent's institutions.

Kansas State University requested that the Board of Regents pursue this legislative initiative so that dependents of military personnel on active duty in Kansas who graduate from Kansas high schools would have the same type of resident fee privileges that other graduates of Kansas high schools have when their parents move to another state.

Basically, this would allow dependents of military personnel stationed full time on active duty in Kansas to have the privilege of paying resident fees at Regent's institutions when their parents are no longer stationed in the State of Kansas provided they graduate from a high school accredited by the State Board of Education within six months of enrollment and are, at the time of graduation from such a high school or while enrolled and in attendance at such a high school prior to graduation, therefrom dependents of persons in military service within the State.

The Kansas Board of Regents approved pursuing this initiative at its November Board meeting.

This past fall, Kansas State University had 14 students who were dependents of military personnel who had been transferred to stations outside of Kansas and even though they were graduates of Kansas high schools, they were no longer eligible for resident fee privileges. Six of these students are new entering freshmen.

At a time when the State of Kansas is doing everything possible to keep its military installations from being considered for closure by the Federal Base Realignment and Closure Commission, it is particularly important for us to treat dependents of military personnel in the same manner we treat dependents of non-military personnel who graduate from Kansas high schools and enroll at Regent's institutions.

Mr. Dick Elkins who is our Director of Admissions at Kansas State University is here today also and either he or I would be more than happy to respond to any questions you may have regarding this amendment.

Senate Education
3-17-95
Attachment 2



Montgomery Publications

John G. Montgomery
President and Publisher

222 West Sixth St.
P.O. Box 129
Junction City, Kansas
66441
913-762-5000

March 17, 1995

Senator Lana Oleen
Statehouse
Topeka, KS 66612

Dear Lana:

I am sorry I was unable to testify at the hearing on March 17 in behalf of SB325.

During my two terms on the Kansas Board of Regents, I received many complaints from parents and students of military personnel regarding having to pay out of state tuition when they were transferred and the son or daughter stayed in Kansas with every intent to become a Kansas resident.

The particularly difficult situation occurs when the student is already in a Regent school and the parent gets transferred and then they have to pay more.

One of the important criteria for the Base Closure Commission is quality of life in a state.

I think to help make the military feel welcome in our state granting instate tuition is a small price to pay our second largest employer.

I know you concur.

Best wishes.

Regards,

John G. Montgomery

JGM/pjn

The Daily Union
K&KZ Television
The Fort Riley Post
The Chapman Advertiser
Daily Union Plus
The Wanamoa Smoke Signal

Senate Education
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See Attachment 2
MAR-17-1995 01:25