

## MINUTES OF THE SENATE COMMITTEE ON EDUCATION

The meeting was called to order by Chairperson Dave Kerr at 1:30 p.m. on March 22, 1995 in Room 123-S of the Capitol.

All members were present.

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

Conferees appearing before the committee: None

Others attending: See attached list

**HB 2553 - Kansas council on the future of post secondary education**

Senator Oleen explained a balloon to amend the bill. (See attachment 1) A motion was made by Senator Oleen to change the composition of the council to 16 individuals, 2 selected by the governor, 4 from the Board of Regents, 4 from the Board of Education, 4 from the legislature, 1 from Washburn University, and 1 to represent the private colleges. Senator Corbin seconded the motion, and the motion carried.

Senator Oleen made a motion to change the proposed amendment on page 2, in line 41, by striking "November" and inserting "August", and on page 3, in line 4 striking "November" and inserting "August". Senator Lawrence seconded the motion. Senator Emert made a substitute motion not to change page 2 line 41, but to change page 3, line 4 by striking "November" and inserting "August". Senator Langworthy seconded the motion and the motion carried.

Senator Oleen made a motion to pass the bill favorably as amended. Senator Langworthy seconded the motion, and the motion carried.

**HB 2359 - Kansas School Safety Act**

Senator Lawrence explained a balloon to amend the bill. (See attachment 2) A motion was made by Senator Emert to so amend the bill and pass it out favorably. Senator Jones seconded the motion, and the motion carried.

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

A motion was made by Senator Jones to amend the bill on page 1, lines 23-24 to create a one-time expenditure of \$150,000 for Topeka District #501. The motion was seconded by Senator Hensley. A substitute motion was made by Senator Hensley to so amend the bill and pass it out favorably, the motion was seconded by Senator Jones, and the motion failed.

**SB 291 - School district and community college employees, deductions from compensation**

Ben Barrett explained a balloon to amend the bill. (See Attachment 3) A motion was made by Senator Langworthy to amend the bill in accordance with the balloon. Senator Lawrence seconded the motion, and the motion carried. A motion was made by Senator Lawrence to favorably pass the bill as amended. Senator Harrington seconded the motion. Senator Hensley pointed that out that on page 1, line 28, the word *modified* should not be stricken. Chair noted that the motion included technically correcting the bill by adding on page 1, line 28 the word *modified* where it had been stricken. The motion carried.

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

The meeting was adjourned.



Proposed Amendment to House Bill No. 2553  
(As Amended by House Committee)

On page 1, in line 15, by striking "15" and inserting "16"; in line 17, by striking "A" and inserting "Four persons who shall be from the general public and"; in line 22, by striking "three" and inserting "two"; in line 24, by striking "three" and inserting "two"; following line 29, by inserting a new subsection as follows:

"(b) The governor shall make appointments to the council in such manner that not more than two of the persons who are appointed from the general public belong to the same political party and that each congressional district has one person who is appointed from the general public residing in such district at the time of appointment.";

Also on page 1, in line 30, by striking "(b)" and inserting "(c)"; in line 33, by striking "(c)" and inserting "(d)"; in line 38, by striking "(d)" and inserting "(e)"; in line 40, by striking "(e)" and inserting "(f)"; in line 43, by striking "(f)" and inserting "(g)";

On page 2, in line 41, by striking "November" and inserting "August";

On page 3, in line 4, by striking "November" and inserting "August"; in line 15, by striking "No-"; in line 16, by striking "vember" and inserting "August"; in line 18, by striking "November" and inserting "August"; following line 22, by inserting two new sections as follows:

"Sec. 3. The governor shall, by no later than January 15, 1997, transmit to the legislature a message containing the governor's approval or disapproval of the state plan and recommendations of the council with respect to implementation of the state plan. If the governor approves the state plan and all of the recommendations of the council, the governor shall certify such approval to the legislature. If the governor disapproves the state plan and the recommendations of the council, in whole

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or in part, the governor shall transmit to the legislature the reasons for such disapproval.

Sec. 4. The state plan for postsecondary education shall not be implemented and no bill containing legislation necessary for implementation of the state plan shall be considered by the legislature unless within 30 calendar days after commencement of the 1997 legislative session either the senate or the house of representatives introduces a concurrent resolution approving the state plan and such concurrent resolution is adopted by a majority vote of the members of each house of the legislature.";

By renumbering sections 3 and 4 as sections 5 and 6, respectively

## PROPOSED AMENDMENT TO HOUSE BILL NO. 2359

## As Amended by House Committee

On page 1, following line 24, by inserting a new subsection as follows:

"(e) "Inherently dangerous criminal act" means and includes murder, kidnapping and aggravated kidnapping, robbery and aggravated robbery, felony theft, burglary and aggravated burglary, arson and aggravated arson, aggravated assault, aggravated battery, any felony drug offense, and any sexually violent crime as defined in K.S.A. 22-3717, and amendments thereto.";

Also on page 1, in line 27, after "shall", by inserting "adopt a policy that will provide for"; by striking all of lines 28 through 43;

On page 2, by striking all of lines 1 through 43;

On page 3, by striking all of lines 1 through 8; following line 8, by inserting the following new paragraphs:

"(1) A requirement that an immediate report be made to the appropriate state or local law enforcement agency by or on behalf of any school employee who knows or has reason to believe that an act has been committed or will be committed at school, on school property, or at a school supervised activity and that the act involved or will involve a direct or immediate threat to the safety or security of a human life, the possession, use or disposal of explosives, firearms or other weapons, or the commission of an inherently dangerous criminal act, and the procedures for making such a report;

(2) compiling and reporting annually to the state board of education at least the following information relating to school safety and security: (A) The types and frequency of criminal acts that are required to be reported under provision (1), disaggregated by occurrences at school, on school property and at school supervised activities; and (B) whether such acts were person or nonperson crimes;

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(3) making available to pupils and their parents, to school employees and, upon request, to others, district policies and reports concerning school safety and security, including those required by this subsection.

(b) Nothing in this section shall be construed or operate in any manner so as to prevent any school employee from reporting criminal acts to appropriate state and local law enforcement agencies.";

Also on page 3, in line 9, by striking all after "(c)"; by striking all of lines 10 and 11; in line 12, by striking all before "The"; in line 14, by striking "that part of"; in line 15, by striking "relates" and inserting "relate"; in line 19, by striking "(a)(2)" and inserting "(a)(1)"; in line 22, by striking "(a)(2)" and inserting "(a)(1)"; in line 24, by striking "a school safety officer" and inserting "any employee designated by a board of education"; in line 26, by striking "(a)(3)" and inserting "(a)(1)"; in line 29, by striking "(a)(3)" and inserting "(a)(1)"

SENATE BILL No. 291

By Committee on Education

2-13

9 AN ACT concerning employees of school districts and community col-  
10 leges; relating to deductions from compensation of such employees;  
11 amending K.S.A. 72-8601 and repealing the existing section.  
12

13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. K.S.A. 72-8601 is hereby amended to read as follows: 72-  
15 8601. (a) The board of education of any school district or the board of  
16 trustees of any community college may provide by resolution for deduc-  
17 tions for specified purposes from the compensation paid to its employees.  
18 Any such resolution shall provide for written authorization from each  
19 employee, in specific terms as to the amount, ~~subject to the provisions of~~  
20 ~~subsection (b),~~ purpose and disposition of any ~~amounts so deducted such~~  
21 *deductions*. Deductions for taxes and other amounts required by law to  
22 be deducted from ~~employees' an employee's~~ compensation shall not re-  
23 quire written authorization of the employee.

24 (b) ~~Written authorizations from employees for~~ Deductions from *an*  
25 *employee's* compensation for payments of professional association dues  
26 shall *require written authorization from the employee, [each school year.]*  
27 *Each such written authorization shall remain in effect until [the close of*  
28 ~~the school year, until modified]~~ or revoked in writing by the professional  
29 ~~association or the employee,~~ or until the employee's contract of employ-  
30 ment is terminated, *whichever of the foregoing first occurs. So long as*  
31 *The form provided by a board of education or a board of trustees for*  
32 *written authorization from an employee for deductions for professional*  
33 *association dues remains in effect and upon written notice of an increase*  
34 *in the amount of such dues being given to the board of education or the*  
35 *board of trustees and to all affected employees, the amount specified to*  
36 *be deducted in such written authorization may be increased by an amount*  
37 *deemed necessary by a professional association for a school year or for*  
38 *any other purpose shall contain blank spaces as to the amount to be de-*  
39 *ducted and each such blank space shall be filled only with such amount*  
40 *as is specified by the employee in writing. No such form shall contain*  
41 *suggested or prescribed amounts of deductions for any purpose.*

42 (c) In no event shall the amount of deductions from compensation  
43 for payments of professional association dues *or for any other purpose*

in which the employee,  
in person, shall fill in

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