

Approved: 2/23  
Date

MINUTES OF THE SENATE COMMITTEE ON EDUCATION

The meeting was called to order by Chairperson Barbara Lawrence at 9:00 a.m. on February 2, 1998 in Room 123-S of the Capitol.

All members were present except: Senators Downey, Hensley & Kerr

Committee staff present: Ben Barrett, Legislative Research Department  
Carolyn Rampey, Legislative Research Department  
Avis Swartzman, Revisor of Statutes  
Jackie Breymeyer, Committee Secretary

Conferees appearing before the committee: Murray Lull, Board of Regents  
Dr. Stephen M. Jordan, Executive Director,  
Kansas Board of Regents

Others attending: See attached list

Chairperson Lawrence welcomed Murray Lull, who was present to be confirmed as a reappointed member of the Kansas Board of Regents.

Mr. Lull is a fourth-generation President of The Smith County State Bank and Trust Company. The information contained in the Confirmation packet showed his current and past public and industry service, as well as service in the banking industry. (Attachment 1)

Mr. Lull stated it is part of the job to deal with challenging issues and the Board has a high caliber of competent staff to help. It has been one of his greatest rewards to have the opportunity to attend a number of graduation ceremonies. The Board will determine whatever future changes and challenges education brings and make thoughtful decisions, whether this means modification of programs or termination. The system is in place to deal with these changes.

Mr. Lull was questioned about the future of education with the INTERNET, as well as community colleges. He responded that there will be all sorts of ways to serve people over the INTERNET; it is something that will have to be very closely watched and determined how best to serve people in this area.

The funding aspect as opposed to governance in the community college area was commented on. The big issue is coordination; making sure all are headed in the right direction. It can be very frustrating to determine the initiatives and the mission of some community colleges.

The problem of credits not transferring from community college to regent universities was discussed. A problem in the two year and four year nursing programs was commented on by one of the Committee.

On being asked what he feels he brings to the Board, Mr. Lull cited a rural perspective along with his judgement being combined with the collective wisdom of the other eight members.

The Chairperson thanked Mr. Lull for appearing before the Committee.

Senator Oleen recommended approval of the reappointment of Mr. Lull to the Board of Regents.  
Senator Lee gave a second to the motion. The motion carried.

The Chairperson stated that there were several requests for bill introduction as this is the deadline for committee bill requests.

Senator Bleeker asked to introduce conceptually several bills, the first dealing with school-to-career; placing a moratorium on K-through the University level.

Representative Langworthy moved the introduction of the proposed legislation. Senator Umbarger gave a second to the motion. The motion carried.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON EDUCATION, ROOM 123-S-Statehouse, at 9:00 a.m. on February 2, 1998.

The second piece of proposed legislation by Senator Bleeker dealt with instructing the State Board of Education to contract with a qualified educational governmental agency to conduct a study to evaluate the performance of Kansas schools.

Senator Umbarger moved the introduction of the proposed legislation, with a second by Senator Jones. The motion carried.

Senator Bleeker's third request was that school districts be required to show the amount of federal funding they receive when presenting their budgets to Dale Dennis. Senator Umbarger moved the introduction of the proposed legislation, with a second by Senator Langworthy..The motion carried.

Senator Oleen moved the introduction of proposed legislation dealing with the funding of cost per pupil. Senator Langworthy seconded the motion; the motion carried.

The Chairperson read a request from Diane Gjerstad, Wichita Public Schools, that dealt with special education, the catastrophic situation, and relates to grants of state moneys for provision of such services.

Senator Oleen moved the proposed legislation with a second by Senator Emert. The motion carried.

The Chairperson read a request by Senator Downey that full day kindergarten count as one FTE rather than .5 that it counted now.

Senator Jones moved the introduction of the proposed legislation with a second by Senator Lee. The motion carried.

**SB 510--state educational institutions; residence of students for fee purposes**

Dr. Stephen M. Jordan, Kansas Board of Regents, spoke to the bill, stating that persons who have been Kansas residents for fee purposes, but who leave the state with the intention of becoming a resident of another state or country and subsequently return to Kansas within twelve months would retain their residency for fee purposes status and be treated as if they had never left the state. (Attachment 2)

Dr. Jordan commented that this could have an impact on the amount of non-resident tuition which might be otherwise collected, however, the number of persons impacted would be small and the fiscal impact negligible.

This bill would cover those students who graduate in May and whose parents move for whatever reason.

Senator Oleen moved to recommend SB 510 favorably for passage. Senator Langworthy gave a second to the motion. The motion carried.

Senator Oleen commented on **SB 458** and **SB 459** the regents bills that deal with scholarship programs and mentioned that in the discussion that only 25% was being funded in the scholarship program and asked to add 3 million dollars to the programs to come from EDIF money.

Senator Oleen moved the proposed legislation with a second from Senator Lee. The motion carried.

Senator Jones moved approval of the January 28 and 29 minutes. Senator Oleen gave a second to the motion. The motion carried.

The meeting was adjourned.

The next meeting is scheduled for February 3, 1998.



**Senate Confirmation Information Summary**  
*Prepared and Submitted by the Office of Governor Bill Graves*

Appointee: Murray D. Lull

Position: a member of Kansas Board of Regents

Appointment Date: by Senate Expiration Date: 1/15/02 Term Length: 4 years  
Upon confirmation

Statutory Authority: K.S.A. 74-3201

⇒ Statutory geographic representation requirements (*indicate any that apply*):  Congressional District: \_\_\_\_\_

County: \_\_\_\_\_

Size requirement (*if any*): \_\_\_\_\_

Other, specify: \_\_\_\_\_

⇒ Statutory party affiliation requirement: No more than 5 members from the same political party.  
Must be D or R

⇒ Statutory industry or occupation requirements: \_\_\_\_\_

Salary: \_\_\_\_\_ Predecessor: Himself-reappointed

**Board Composition Prior to Confirmation of New Appointee:**

*(SEE ATTACHED LIST)*

*Senate Education  
Attachment 1  
2-2-98*

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**State Board of Regents**

<b>Member Name</b>		<b>County</b>	<b>Party</b>	<b>CD</b>	<b>Occupational Industry</b>	<b>Expiration Date</b>
Craig	Harry	Shawnee	R	2	Second District Appointee	1/15/2001
Docking	William	Cowley	D	4	Fourth District Appointee	12/31/98
Hammond	Thomas	Sedgwick	D	4	Fourth District Appointee	12/31/97
Havner	Kenneth	Ellis	R	1	First District Appointee	12/31/98
* Lull	Murray	Smith	R	1	First District Appointee	1/15/98
Nolan	Phyllis	Miami	R	3	Third District Appointee	12/31/97
Talkington	Robert	Allen	R	2	Second District Appointee	12/31/98

\* Indicates member being replaced

**GOVERNOR'S APPOINTEES ONLY**

Warner Sidney Gray D 1 First District Appointee 1/15/2001

White-Robinson Sylvia Wyandotte D 3 Third District Appointee 1/15/2000

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\* Indicates member being replaced

**GOVERNOR'S APPOINTEES ONLY**



C. **OWNERSHIP INTERESTS:** List any corporation, partnership, proprietorship, trust, joint venture and every other business interest, including land used for income in, which either you or your spouse has owned within the preceding 12 months a legal or equitable interest exceeding \$5,000 or 5%, whichever is less. If you or your spouse own more than 5% of a business, you must disclose the percentage held. Please insert additional page if necessary to complete this section.  
 If you have nothing to report in Section "C", check here \_\_\_\_.

BUSINESS NAME AND ADDRESS	TYPE OF BUSINESS	DESCRIPTION OF INTERESTS HELD	HELD BY WHOM	PERCENT OF OWNERSHIP INTERESTS
1. SCB Financial Corporation Smith Center, Kansas	Bank Holding Company	Stockholder	<input checked="" type="checkbox"/> You <input type="checkbox"/> Spouse <input type="checkbox"/> Jointly	21
2. The Smith County State Bank & Trust Co. Smith Center, Kansas	Bank	Stockholder	<input checked="" type="checkbox"/> You <input type="checkbox"/> Spouse <input type="checkbox"/> Jointly	1
3. Murray D. Lull Trust Smith Center, Kansas	Personal Trust	Personal Trust	<input checked="" type="checkbox"/> You <input type="checkbox"/> Spouse <input type="checkbox"/> Jointly	100
4. Connie J. Lull Smith Center, Kansas	Personal Trust	Personal Trust	<input type="checkbox"/> You <input checked="" type="checkbox"/> Spouse <input type="checkbox"/> Jointly	100
5.			<input type="checkbox"/> You <input type="checkbox"/> Spouse <input type="checkbox"/> Jointly	
6.			<input type="checkbox"/> You <input type="checkbox"/> Spouse <input type="checkbox"/> Jointly	
7.			<input type="checkbox"/> You <input type="checkbox"/> Spouse <input type="checkbox"/> Jointly	

D. **GIFTS OR HONORARIA:** List any person or business from whom you or your spouse either individually or collectively, have received gifts or honoraria having an aggregate value of \$500 or more in the preceding 12 months.  
 If you have nothing to report in Section "D", check here  X .

NAME OF PERSON OR BUSINESS FROM WHOM GIFT RECEIVED	ADDRESS	RECEIVED BY:
1.		
2.		
3.		



**E. RECEIPT OF COMPENSATION:** List all places of employment in the last calendar year, and any other businesses from which you or your spouse received \$2,000 or more in compensation (salary, thing of value, or economic benefit conferred on in return for services rendered, or to be rendered), which was reportable as taxable income on your federal income tax returns.

1. YOUR PLACE(S) OF EMPLOYMENT OR OTHER BUSINESS IN THE PRECEDING CALENDAR YEAR. IF SAME AS SECTION "B", CHECK HERE \_\_\_\_.  
If you have nothing to report in Section "E"1, check here \_\_\_\_.

	NAME OF BUSINESS	ADDRESS	TYPE OF BUSINESS
1.	Smith County State Bank & Trust Co.	Smith Center, Kansas	BANK
2.			

2. SPOUSE'S PLACE(S) OF EMPLOYMENT OR OTHER BUSINESS IN THE PRECEDING CALENDAR YEAR.  
If you have nothing to report in Section "E"2, check here \_\_\_\_.

	NAME OF BUSINESS	ADDRESS	TYPE OF BUSINESS
1.			
2.			

**F. OFFICER OR DIRECTOR OF AN ORGANIZATION OR BUSINESS:** List any organization or business in which you or your spouse hold a position of officer, director, associate, partner or proprietor at the time of filing, irrespective of the amount of compensation received for holding such position. Please insert additional page if necessary to complete this section. If you have nothing to report in Section "F", check here \_\_\_\_.

	BUSINESS NAME AND ADDRESS	POSITION HELD	HELD BY WHOM
1.	SCB Financial Corporation	Secretary, Treasurer,	Murray Lull
	Smith Center, Kansas	Director	
2.	Smith County State Bank & Trust Company	President, Director	Murray Lull
	Smith Center, Kansas		
3.	American Bankers Association	Director	Murray Lull
	Washington, D.C.		
4.	Kansas 4-H Foundation, Inc.	Trustee	Murray Lull
	Manhattan, Kansas		
5.	SMICO (Subsidiary of #2 above)	Partner	Murray Lull
	Smith Center, Kansas		

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**G. RECEIPT OF FEES AND COMMISSIONS:** List each client or customer who pays fees or commissions to a business or combination of businesses from which fees or commissions you or your spouse received an aggregate of \$2,000 or more in the preceding calendar year. The phrase "client or customer" relates only to businesses or combination of businesses. In the case of a partnership, it is the partner's proportionate share of the business, and hence of the fee, which is significant, without regard to expenses of the partnership. An individual who receives a salary as opposed to portions of fees or commissions is generally not required to report under this provision. Please insert additional page if necessary to complete this section.

If you have nothing to report in Section "G", check here   X  .

	NAME OF CLIENT / CUSTOMER	ADDRESS	RECEIVED BY
1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			

**H. DECLARATION:**

I,   Murray D. Lull  , declare that this statement of substantial interests (including any accompanying pages and statements) has been examined by me and to the best of my knowledge and belief is a true, correct and complete statement of all of my substantial interests and other matters required by law. I understand that the intentional failure to file this statement as required by law or intentionally filing a false statement is a class B misdemeanor.

  April 4, 1997    
Date

  
\_\_\_\_\_  
Signature of Person Making Statement

NUMBER OF ADDITIONAL PAGES       .

Return your completed statement to the Secretary of State, State House, Topeka, Kansas 66612.

# APPOINTMENTS QUESTIONNAIRE

## Office of Governor Bill Graves

Please complete and return this form to the Governor's Appointments Office. Attach additional sheets if necessary.

Name: Murray D. Lull

Home Address: 218 Athletic Street

City, State, Zip: Smith Center, Kansas 66967

Business Address: P.O. Box 307, 136 South Main Street

City, State, Zip: Smith Center, Kansas 66967

Home Phone: (785)282-6072 Business Phone: (785)282-6682

Date of Birth: 12/18/46 Place of Birth: Manhattan, Kansas

Party Affiliation: Republican KBI Check: NA In Process Complete

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### BACKGROUND

1. List high school, college, or other education institutions attended along with the date attended and degree conferred.

<i>Education Institution</i>	<i>Dates</i>	<i>Degree</i>
<u>Wichita State University</u>	<u>1968-70</u>	<u>BBA</u>
<u>Fort Hays State University</u>	<u>1967-68</u>	<u></u>
<u>University of Kansas</u>	<u>1965-67</u>	<u>-</u>
<u>Smith Center High School</u>	<u>1961-65</u>	<u>Diploma</u>

2. List memberships in business, trade and professional organizations for the past 10 years.

<i>Organization</i>	<i>Dates</i>
<u>American Bankers Association (Thru Bank)</u>	<u>1972 - Present</u>
<u>Kansas Bankers Association (Thru Bank)</u>	<u>1972 - Present</u>

3. List any public offices you have been elected or appointed to, along with the dates of service.

<i>Office Held</i>	<i>Dates</i>
<u>Trustee, Smith County Hospital Board</u>	<u>1980 - 1992</u>

4. List any positions held with a foreign, federal or local government entity along with the dates of service.

<i>Position</i>	<i>Government Entity</i>	<i>Dates</i>
<u>NONE</u>		

5. List any lobbying activities you have been involved in during the past five years. This includes activities as a registered lobbyist activities for which you were compensated.

<i>Group</i>	<i>Compensation (yes/no)</i>	<i>Dates</i>
<u>American Bankers Association</u>	<u>NO</u>	<u>Occasional (1985-Present)</u>
<u>Kansas Bankers Association</u>	<u>NO</u>	<u>Occasional (1980-Present)</u>

6. List experience or interest which qualify you for the position to which you have been appointed.

Banking/Financial/Rural Development/Trust and Investment. Attended three of the six state schools and my two children attend a fourth. Served on Kansas Board of Regents since March, 1996.

7. Summarize business and professional experience.

Banking 1972 to present; Bank Examiner-Federal Reserve Bank of Kansas City, 1970-72; Active involvement in Kansas and American Bankers Associations.

8. List any service in the United State military. Include dates of service, branch, date and type of discharge.

<i>Branch</i>	<i>Discharge</i>	<i>Dates</i>
<u>NONE</u>		

9. Provide details of any arrest, charge or questioning by a federal, state or other law enforcement authority for violation of any federal, state, county or municipal law, regulation or ordinance (excluding traffic violations for which a fine of \$100 or less was imposed).

NONE

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10. List and provide details of any interests that may present a conflict of interest for this position.

NONE

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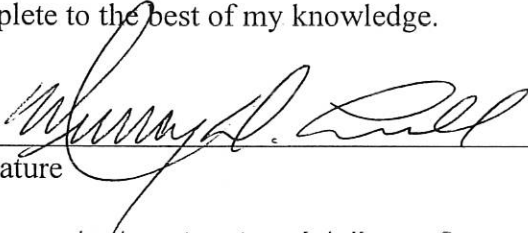
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I, Murray D. Lull, declare that this questionnaire is true, correct and complete to the best of my knowledge.

Signature



December 19, 1997

Date

*Return completed questionnaire to Judy Krueger, Secretary of Appointments, State Capitol, Rm 226-S, Topeka, Kansas 66612.  
If you have questions, please call 913/296-4052.*

## **MURRAY D. LULL**

### **The Smith County State Bank and Trust Company**

P.O. Box 307, 136 South Main Street, Smith Center, Kansas 66967

(913) 282-6682 / FAX (913) 282-3533 / e-mail: scsbmdl@ruraltel.net

- Fourth-generation President of The Smith County State Bank and Trust Company, a \$58 million bank with a \$150 million trust department

## **PUBLIC SERVICE...**

### **Current**

- Member, Kansas Board of Regents ('96-'97)
- Member, Board of Trustees, Kansas 4-H Foundation ('93-'97)

### **Past**

- Chairman/Member, Smith County Panel on Law Enforcement ('95-'96)
- Member, (Kansas) Governor's Task Force on Tax Equity ('95)
- Member, Smith County Memorial Hospital Board of Trustees ('79-'91)

## **INDUSTRY SERVICE...**

### **American Bankers Association service:**

### **Past**

- ABA Board of Directors ('93-'97)
  - Compensation Committee ('94-'97), Chairman ('95-'97)
  - Budget Committee ('94-'97)
  - Membership and Dues Committee ('93-'94)
- Chairman, ABA Task Force on the Payments System ('95-'96)
- ABA Task Force on Rural Development ('94-'96)
- ABA Banking Advisor ('88-'91) (Public relations / media relations)
- Chairman ('88-'89) of the ABA's Agricultural Bankers Division Executive Committee, Vice Chairman ('87-'88), and third-generation member of the Committee ('85-'89)
- ABA Task Force on Agricultural and Rural Development Credit ('90)
- ABA Task Force on Agricultural Credit ('87)

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- Steering Committee, ABA's Transition in Agriculture study ('85-'86)
- Testified on a number of occasions on behalf of the ABA, including that before Committees and Subcommittees of the U.S. Congress

**Kansas Bankers Association service:**

**Current**

- Federal Affairs Committee ('88-'97)
- Bankpac Committee ('95-'97)

**Past**

- Chairman, Governing Council ('93-'94), Member ('92-'97, '86-'89)
- President ('92-'93), first third-generation President
- Board of Directors ('92-'94, '88-'89)
- Chairman, Marketing Committee ('86-'87)
- President, Young Bank Officers of Kansas ('78-'79)
- Testified numerous times on behalf of the KBA, including that before Committees of the Kansas State Legislature

**Other banking experience:**

- Assistant Bank Examiner, Federal Reserve Bank of Kansas City ('70-'72)
- Part-time Credit Card Representative, Fourth National Bank, Wichita (while attending Wichita State University) ('69-'70)

**Education:**

- Attended University of Kansas ('65-'67) and Fort Hays State University ('67-'68)
- BBA, Business Administration, Wichita State University ('70)
- Graduate School of Banking, Madison, Wisconsin ('77)

**SENATE EDUCATION COMMITTEE**

**TESTIMONY ON SENATE BILL 510**

**Presented by  
Dr. Stephen M. Jordan  
Executive Director  
Kansas Board of Regents**

**February 2, 1998**

Madam Chair and Members of the Committee:

The Board of Regents requests an amendment to residency statutes to add to the definition of residents for fee purposes:

Persons who have been Kansas resident for fee purposes; but who leave the state with the intention of becoming a resident of another state or country; and who subsequently return to Kansas within 12 months of their departure from Kansas. Such persons would retain their "resident for fee purposes" status and be treated for fee purposes as if they had never left Kansas.

Such persons have usually not established residency for fee purposes in another state because most states have a durational residency requirement similar to Kansas. Denying these former Kansans the ability to pay resident tuition upon returning to Kansas is appropriate under the current statute. However, this seems unfair when they have not been a resident in another state long enough to be classified as a resident of that state for fee purposes.

Passage of this bill could have an impact on the amount of non-resident tuition which might otherwise be collected. However, the number of persons impacted would be small and the fiscal impact would be negligible.

I should note for clarity the bill provides that all persons not included in the definition of resident are nonresidents for fee purposes. The statute goes on to authorize the Board of Regents to allow certain specified classes of persons to pay resident tuition. For example, persons who have lost their resident status within six months of enrollment may be accorded the resident fee privilege. Such persons would be distinguished from those defined in the amendment above, because those persons returning to Kansas within 12 months of their departure would never have lost their resident status, and their resident status would not be related to an enrollment date.

*Senate Education  
Attachment 2  
2-2-98*