

Approved: 1/24/01
Date

MINUTES OF THE HOUSE K-12 EDUCATION COMMITTEE.

The meeting was called to order by Chairperson Ralph Tanner at 9:00 a.m. on January 17, 2001 in Room 313-S of the Capitol.

All members were present except:

Committee staff present: Carolyn Rampey, Legislative Research
Avis Swartzman, Revisor of Statutes
Ann Deitcher, Committee Secretary

Conferees appearing before the committee: Mark Desetti of the Kansas National Education Assoc.

The Chair recognized Mark Desetti who asked that the Committee revisit two bills from the 2000 session. (Attachment 1).

It was moved by Representative Flaherty and seconded by Representative Horst that HB 2348 be introduced as a Committee bill. The motion carried on a voice vote.

It was moved by Representative Peterson and seconded by Representative Storm that HB 2801 be introduced as a Committee bill. The motion carried on a voice vote.

The Chair called the Committee's attention to the deadline calendar and explained its use. An error was noted by Ben Barrett who pointed out that the last day for members to request bills be drafted should be January 22 instead of January 29 as stated on the calendar.

The Chair said that February 7 would be the date for the reports from the sub-committees. He said the Committee would adjourn early so that the Sub-Committees could meet in their perspective rooms. They would then be meeting on the next two Tuesdays and Thursdays. (Jan. 22, 25, 30 and Feb.1).

Members of the Accountability Sub-Committee would be Representative Lloyd, Chair; Representatives Benlon, DeCastro, Gordon, Heibert, Loganbill, Morrison, Peterson, Phelps, Ray and Wells.

Members of the School Finance Sub-Committee would be Representative Tomlinson, Chair; Representatives Crow, DiVita, Faber, Flaherty, Horst, Mason, Ostmeyer, Reardon, Storm and Williams.

Copies for the minutes of meetings on January 9, 10 and 11 were distributed.

It was moved by Representative Crow and seconded by Representative Morrison that these minutes be approved. The motion carried on a voice vote.

The meeting was adjourned at 9:35 a.m. The next meeting is scheduled for Thursday

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KANSAS NATIONAL EDUCATION ASSOCIATION / 715 SW 10TH AVENUE / TOPEKA, KANSAS 66612-1686

Mark Desetti Testimony
House Committee on Education
January 17, 2001

On behalf of the members of the Kansas National Education Association, we would like the House Education Committee to revisit two bills from the previous session.

House Bill 2348, An act establishing a grant program for the development of peer assistance and peer assistance and review programs.

This bill was introduced by the House Education Committee upon our request in the 1999 session. The bill would establish planning grants for districts that are interested in establishing peer assistance or peer assistance and review programs. We believe that it is the natural extension of the mentoring bill that was passed by the legislature last year. While that bill provides monies for the payment of mentor teachers, there was no money available for the planning process necessary to creating an exemplary program, nor was there money for training the mentors in their role. House Bill 2348 would support efforts to design and implement quality programs.

House Bill 2801, establishing the National Board for Professional Teaching Standards certification incentive program. (Passed as part of SB 432.)

This bill was part of the Glasscock-Tanner program in the 2000 session. It provides for a bonus of \$1000/year for 10 years to any teacher who achieves National Board Certification. The bill was passed as part of the "omnibus" education bill – Senate Bill 432. KNEA strongly supported this bill. We would suggest however that the bonus contained in the bill is not in line with those given in other states. We had suggested back in the 1999 session that the bonus be set at \$5000 per year and further that the employing school district also receive a \$5000 bonus as an incentive for supporting their professional development program, especially as it pertains to supporting teachers going through the NBPTS program. Carol Panzer of the Teacher of the Year team spoke to you about the power of the NBPTS process as professional development.

We would request that you seek to amend the National Board for Professional Teaching Standards certification incentive program by increasing the teacher bonus to \$5000 per year and establishing a bonus for employing school districts.

Copies of both bills are attached for your reference.

House Education Committee

Date: 1/17/01

Attachment # 1-1

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Session of 1999

HOUSE BILL No. 2348

By Committee on Education

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9 AN ACT concerning school districts; relating to teachers; establishing a
10 grant program for development of peer assistance and peer assistance
11 and review programs.

12
13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. (a) The state board of education shall develop, monitor
15 and establish a peer assistance and peer assistance and review planning
16 grant program to provide funding to qualifying school districts in Kansas.

17 (b) Two hundred and fifty thousand dollars shall be set aside to fund
18 the planning grant program with no qualifying school district obtaining
19 more than a \$50,000 planning grant.

20 Sec. 2. The purpose of the planning grant program is to improve the
21 professional practice of teaching, retain promising teachers and build pro-
22 fessional knowledge to improve student success.

23 Sec. 3. As used in this act:

24 (a) "Peer assistance" means the provision of confidential formative
25 assistance and support by colleagues informally and in defined assistance
26 structures.

27 (b) "Peer assistance and review" means a program that combines
28 peer assistance as defined above with a peer review function for new
29 teachers, and experienced teachers experiencing substantial difficulties
30 with their teaching in a manner that leads to improved practice and re-
31 tention by the school district.

32 Sec. 4. Application for a planning grant shall include:

33 (a) A statement of joint commitment signed by official representa-
34 tives of the local board of education and the professional employee's or-
35 ganization that is designated or selected for the purposes of professional
36 negotiations.

37 (b) Evidence of a positive relationship between the school district and
38 the professional employee's organization.

39 (c) An outline of proposed work tasks to include:

40 (1) Training for all participants;

41 (2) selection criteria for assisting teachers;

42 (3) a plan for interaction between the peer assistance system and the
43 current teacher evaluation system; and

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1 (4) the target audience of any such system, i.e., new teachers, veteran
2 teachers and teachers experiencing substantial difficulties.

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3 (d) A proposed budget.

4 Sec. 5. (a) The state board of education shall use representatives of
5 school districts, statewide teachers' organizations and the legislature to
6 evaluate and select grant proposals for funding. The secretary shall de-
7 termine the number of representatives to be selected from each school
8 district and teacher organizations, except that the legislator representa-
9 tives shall be limited to two persons, one appointed by the speaker of the
10 house of representatives and one by the president of the senate. The
11 legislator representatives shall be of different political parties.

12 (b) The members appointed by the board shall serve a term of three
13 years and serve at the pleasure of the secretary.

14 (c) All members shall be residents of Kansas.

15 (d) The terms of the legislator members shall expire upon termina-
16 tion of their holding office as a member of the legislature. However, such
17 members shall serve until the member's successor is appointed and qual-
18 ified in the same manner.

19 Sec. 6. (a) No member or employee of a peer assistance group or
20 peer review committee is liable to any person for any action taken or
21 recommendation made within the scope of the functions of such group
22 or committee if the group or committee member or employee acts with-
23 out malice and in the reasonable belief that the action or recommendation
24 is warranted by the facts known to such member after a reasonable effort
25 to obtain the facts of the matter as to which the action is taken or rec-
26 ommendation is made.

27 (b) No person who provides information to a peer assistance group
28 or peer review committee, professional standards review committee, or
29 counseling and assistance committee of a state or local professional or-
30 ganization for teachers, or a member or employee of the peer assistance
31 group or peer review committee, without malice and in good faith be-
32 lieves that the information is warranted by the facts known to such person
33 is liable in damages in a civil action as a result of providing that
34 information.

35 (c) A group or committee member may report to and discuss its ac-
36 tivities, information and findings with other group or committee members
37 without waiver of the privilege provided under this section, and the re-
38 cords of all such groups and committee members relating to such report
39 shall be privileged as provided under this section.

40 (d) Reports and records made pursuant to this act shall not be subject
41 to discovery, subpoena or other means of legal compulsion for their re-
42 lease to any person or entity and shall not be admissible in any civil or
43 administrative action other than a disciplinary proceeding.

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1 Sec. 7. This act shall take effect and be in force from and after its
2 publication in the statute book.

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Session of 2000

HOUSE BILL No. 2801

By Committee on Education

2-2

9 AN ACT establishing the national board for professional teaching stan-
10 dards certification incentive program.

11

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

13 Section 1. The national board for professional teaching standards
14 certification incentive program is hereby established for the purpose of
15 rewarding teachers who have attained certification from the national
16 board. Teachers who have attained certification from the national board
17 shall be issued a master teacher's certificate by the state board of edu-
18 cation. A master teacher's certificate shall be valid for 10 years and re-
19 newable thereafter every 10 years through compliance with continuing
20 education and professional development requirements prescribed by the
21 state board. Teachers who have attained certification from the national
22 board and who are employed by a school district shall be paid an incentive
23 bonus in the amount of \$1,000 each school year, not exceeding 10 years,
24 that the teacher remains employed by a school district and retains a valid
25 master teacher's certificate.

26 (b) The board of education of each school district employing one or
27 more national board certified teachers shall pay the incentive bonus to
28 each such teacher in each school year that the teacher retains eligibility
29 for such payment. Each board of education which has made payments of
30 incentive bonuses to national board certified teachers under this subsec-
31 tion may file an application with the state board of education for state aid
32 and shall certify to the state board the amount of such payments. The
33 application and certification shall be on a form prescribed and furnished
34 by the state board, shall contain such information as the state board shall
35 require and shall be filed at the time specified by the state board.

36 (c) In each school year, each school district employing one or more
37 national board certified teachers is entitled to receive from appropriations
38 for the national board for professional teaching standards certification
39 incentive program an amount which is equal to the amount certified to
40 the state board of education in accordance with the provisions of subsec-
41 tion (b). The state board shall certify to the director of accounts and
42 reports the amount due each school district. The director of accounts and
43 reports shall draw warrants on the state treasurer payable to the treasurer

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1 of each school district entitled to payment under this section upon vouch-

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2 ers approved by the state board.

3 (d) Moneys received by a board of education under this section shall
4 be deposited in the general fund of the school district. Moneys deposited
5 in the general fund of the school district under this subsection shall be
6 considered reimbursements to the district for the purpose of the school
7 district finance and quality performance act and may be expended
8 whether the same have been budgeted or not.

9 (e) As used in this section, the term school district means any school
10 district organized and operating under the laws of this state.

11 Sec. 2. This act shall take effect and be in force from and after its
12 publication in the statute book.

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