

MINUTES OF THE HOUSE COMMITTEE ON HIGHER EDUCATION.

The meeting was called to order by Chairperson Lisa Benlon at 3:35 p.m. on February 14, 2001 in Room 231-N of the Capitol.

All members were present except: Tom Sloan (E)
Jonathan Wells
Valdenia Winn

Committee staff present: Carol Rampey, Kansas Legislative Research Department
Stuart Little, Kansas Legislative Research Department
Avis Swartzman, Office of the Revisor of Statutes
Dee Woodson, Committee Secretary

Conferees appearing before the committee: Diane Lindeman, Associate Director Student Financial Aid, Kansas Board of Regents
Deborah Prideaux, Fort Hays State University
Dick Carter, Director of External Relations, Kansas Board of Regents

Others attending: See attached sheet.

HB 2013 - State scholarship program, amount of award

Chairperson Benlon opened hearings on **HB 2013**. Diane Lindeman, Associate Director for Student Financial Aid with the Kansas Board of Regents, was the first conferee who testified in support of the bill. She explained that the Kansas Legislature created the State Scholarship Program in 1963 in order to provide financial assistance for students who were academically outstanding Kansas students, attended Kansas postsecondary institutions, and demonstrated financial need. She said that this program was the flagship for Kansas' academic scholarship programs. She stated that the award is currently \$1,000, and has been the same amount since 1985.

Ms. Lindeman told the Committee that as tuition and fees increase that this amount no longer conveys the message that students are being rewarded, and especially so since 1993 the students are required to complete the Regent's Recommended Curriculum. She said during the 2000 Legislative session, **SB 380** was passed which increased the monetary value of the Kansas Ethnic Minority Scholarship to the level of 75% of the cost of tuition and fees for Kansas resident students. Ms. Lindeman testified that the proposed bill would have the same effect and would make the Kansas State Scholarship Program consistent with the Kansas Ethnic Minority Scholarship Program.

Ms. Lindeman explained what the requested legislation meant in dollars and cents, and also went over the proposed change in the number of scholarships that could be offered at the 75% funding level. She said that with the current funding only 889 scholarships could be awarded, but with an additional \$1.4 million funding, all 1,645 students could receive the full award. She stated that the Board of Regents FY2002 budget did not include additional funding to compensate for the proposed change in the maximum award. (Attachment 1)

Following questions by the Committee, Chairperson Benlon closed the hearings on **HB 2013**.

HB 2270 - State Board of Regents, authority to exchange certain real estate with Endowment Association for Fort Hays State University

Chairperson Benlon opened the hearings on **HB 2270**. Dr. Ed Hammond, President of Fort Hays State University, was the first conferee to testify on this bill. He said this bill would authorize the Kansas State Board of Regents to exchange or convey certain tracts of land that the University currently owns, and

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MINUTES OF THE HOUSE HIGHER EDUCATION COMMITTEE, Room 231-N of the Capitol at 3:35 p.m. on February 14, 2001.

exchange that for tracts of land that the Board of Regents' currently owns. He stated that this kind of land swap is done regularly within the Regents' system. He had handed out to each Committee member a memorandum of analysis of the land appraisal summaries for the properties. (Attachment 2) He testified that the Board of Regents had approved the land swap as well as the use of the land for the development of an Alumni Endowment facility at Fort Hays State University. Dr. Hammond pointed out that the appraisal summaries show that the \$149,000 in property value Fort Hays State receives from the Endowment Association exceeds the \$65,000 value given to the Endowment Association from current Fort Hays State holdings by \$84,000. He said that the University benefits from the appraisal values and by the land exchange.

Virgil Scott, President and Chief Executive Officer of the Fort Hays State University Endowment Association, spoke briefly in favor of this proposed legislation and sees it as a high priority. He said there would be a public announcement made the following Monday, February 19, of the lead gifts already for \$2 M and all seven of those lead gifts are coming from current and former members of their Board of Trustees.

General questions and discussion from Committee members regarded where this facility would be located on campus, and whether all the land swaps have to have legislative approval with Board of Regents approving it first.

The Chair asked if there was anyone else present who wanted to speak to **HB 2270**, and there was none. Written testimony was submitted by Dick Carter, Director for External Relations with the Kansas Board of Regents, relating the Board of Regents' approval of this legislation. (Attachment 3)

The Chair closed the hearings on **HB 2270**.

HB 2190 - Postsecondary education institutions, buildings, structures

Chairperson Benlon called the Committee's attention to **HB 2190** to work. The Chair expressed a concern for having the dates of the various codes on the front of the bill, and thought maybe consideration should be given to possibly different terminology such as "the most recently adopted or most current standard edition". Discussion of possible wording continued, and Eric King, Architect for the Board of Regents, explained to the Committee the uniform building codes and how the Board of Regents handle it.

Representative McLeland asked if the Board of Regents has to meet the local building codes, and Mr. King explained that they do not because it is a state facility and they have a higher precedent than the municipalities. Representative Storm asked if they were talking about school buildings in postsecondary institutions. The Revisor explained the area in question and that the purpose of this bill was to exempt these institutions and make the bill consistent with previous legislation. Vice Chairman Krehbiel told the Committee that he had discussed this with Gale Haag, the State Fire Marshall, the previous day by phone, and Mr. Haag said that the dates did not matter and an amendment was not needed.

The Chair reminded the Committee that Mr. Haag had requested an amendment to clarify the statutory language of K.S.A. 31-150, and this amendment would add a sentence to reinforce the State Fire Marshal's authority over the fire/life safety features of all school buildings regardless of the governing body. The Revisor said that the sentence should be on line 4, right after the period because that is where the law talks about community colleges.

Representative Kuether made a motion to add the amendment to **HB 2190** as requested by the State Fire Marshall. Representative Storm seconded the motion, and the motion carried.

Motion was made by Representative Reardon to move the bill out as amended, seconded by Representative Horst, and the motion carried.

HB 2270 - State Board of Regents, authority to exchange certain real estate with Endowment Association for Fort Hays State University

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The Chair opened the floor for discussion and final action on **HB 2270**.

Representative Kuether made a motion to amend **HB 2270** in Section 2 to take effect upon publication in the Kansas Register. The motion was seconded by Representative Phelps, and the motion carried.

Representative Phelps moved that the bill be passed out favorable as amended. Representative Pottorff seconded the motion, and the motion carried.

Minutes for the Higher Education Committee for January 17 and 22 were presented for approval or corrections. Representative Krehbiel made a motion to approve the minutes as presented, seconded by Representative Phelps, and the motion carried.

Vice Chairman Krehbiel shared with the Committee an article pulled off the internet and sent to him by the Vice President of the Kansas EMS Association, and who also was the EMS Director for the Newton Fire Department for use when the Committee works the **HB 2189** regarding educational benefits for dependents of public safety officers. The Vice Chair said that the article was taken from the website of the National Fire Protection Association, and it related that statistics indicate that over half of the fire fighter deaths reported annually are the result of fatal heart attacks, stress and over exertion that result in heart attacks continuing to be the leading cause of fatal injury to on-duty U.S. fire fighters. (Attachment 4) He stated that the Committee might want to look at this issue including EMS personnel when this bill is discussed and worked. The Chair told the Committee that Representative Sloan had worked with the Revisor, and would be presenting an amendment to that bill when it was worked in Committee. She said he wanted to add "Board certified Emergency Medical Service personnel", and also in the bill where it says "as a result of injuries sustained", Representative Sloan wants in place of that "or suffered a permanent total disability". She said he also wanted a third change to clarify that this bill does not include persons sitting behind a desk, the janitor, etc., but covers persons "traveling in route to a 911 call, servicing that call, or returning from that call". The Revisor explained that Representative Sloan's proposed amendment would take out the injury part, "as the result of injury sustained", and inserts in its place "or suffered a fatal injury or a permanent total disability while performing duties".

HB 2018 - Qualifications of students for admission to state educational institutions

Chairperson Benlon directed the Committee's attention to **HB 2018** for further discussion and possible action. She reminded the members that Representative Tanner's motion that was on the floor in the previous Committee meeting that it generally would require the Board of Regents to determine the qualifiers for admission. She said she had several comments she wanted to make to the Committee and they were: (1) if the amendment passes, would they be shirking their responsibilities in setting standards that they would want the secondary students to achieve when they graduate; (2) what message are we sending if we set standards and then drop them the first year they are required; and (3) should this amendment get on the bill, were they opening up to another qualified admissions debate on the House floor.

The Chair asked Representative Tanner to take the floor for any further comments he had on his motion. Representative Tanner agreed with the Chair in her comments, and stated he did not have any reservations in handing this responsibility to the Board of Regents, except for the fact that the Committee appeared to be having tremendous difficulty in coming to a conclusion on this issue. He expressed concern and reservations about having floor debate on this bill's particular issue. He related to the Committee that the State of New York's Board of Regents set the qualifications for their state's requirements, and he felt that Kansas could do the same very adequately.

The Chair referred the Committee members to the additional information handed out from the Kansas Board of Regents (Attachment 5) Dr. Amanda Golbeck, Director of Academic Affairs for the Kansas Board of Regents, explained the handouts which included a memorandum from Dr. Kim Wilcox, Executive Director of KBOR, with answers to the Committee's previous questions. She also interpreted the table that was included in the information given to the Committee, and said it was an attempt to clarify

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some language for the GED. Dr. Golbeck said the last piece of documentation was in response to questions she received after the last meeting, and it included some pages of the Kansas GED Testing Policy with the information on minimum age testing for the GED.

The Chair referred the Committee back to the motion that was before them. Representative Tanner said he wanted to withdraw his motion by unanimous consent of the Committee.

Representative Storm made a motion to amend the bill on line 34 to read, "who has earned the General Education Development Certificate with an average standard score of not less than 50 points", and line 40 change the same way. She said that this was the original intent of the bill when it first passed, and they should clear it up and live with it for three or four years and see what happens. Representative Tanner seconded the motion.

Representative McLeland commented that he felt they were making it easier for GED students to get into the Regents' institutions than for high school graduates. He said he felt strongly that the GED students should have the same standards as high school graduates, and was against the motion.

Committee discussion and questions continued with Dr. Golbeck explaining the Regents' views on this issue. The Chair called for a vote on the motion, and the motion carried.

The Chair referred the Committee to page 3 of the same bill, and asked for clarification on the meaning of (C), and if it was relating to home school rather than private school. The Revisor explained the background on this section of why it was worded the way it was. She said it was due to when they first started on QPA at the time this was enacted, and some of the high schools were organizing themselves so they didn't have grade cards. She added that the functional equivalent level of education is applicable to non-residents who have attended high school outside of the State of Kansas, and did not take the Regents recommended curriculum. She said this was so the Regents could determine if the curriculum they did take was as rigorous as the Regents' curriculum.

The Chair asked if this was needed, and the Revisor responded that probably you would need the functionally equivalent level of education. She went on to explain that part of this law was also K.S.A. 72-116 which does not go into effect until July 1, and when it was enacted it had a day in the future of July 1, 2001. She said under that section it says that, "any person that graduates from an accredited high school and who meets the admission requirements of the State Board of Regents under K.S.A. 76-717." The Revisor clarified the law on home schools and the requirements of same.

Representative Storm asked how the home school students get into college, and the Revisor responded that they are being allowed in by using the non-resident qualifications or under the 10% rule. Carolyn Rampey further clarified the law, and Dr. Golbeck added additional explanation. Further discussion took place regarding whether the bill meant to include home schools, and the Revisor said it only applies to an accredited high school.

Representative Pottorff made a motion to have a change made on page 3 of the bill to say "When an accredited high school is organized". Representative Kuether seconded the motion, and the motion carried.

Representative Horst moved to pass **HB 2018** out as amended, and it was seconded by Representative Pottorff. Committee discussion was called for and Representative Tanner asked what harm would be done to the Board of Regents' position if the Committee decides that this bill has seen its day and it dies in Committee. The Chair inquired for clarification of Representative Tanner's question that the couple of technical changes "or will graduate", the "over-all score of not less than 50", and the SAT test that the Board knows the legislative intent. Representative Tanner affirmed that was his thinking, and he was not sure that the Committee was finding common sense by voting this bill out favorably; therefore, he would vote against it.

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Representative Horst expressed a concern regarding a statement of an over-all score of not less than 50 points, and that it could be taken to court. Committee discussion continued, and the Chair called for a vote on the motion, and the motion failed. Division was called, and motion still failed on the Division vote of 5 in favor and 6 against.

The Chair adjourned the meeting at 5:10 p.m. The next meeting of the House Higher Education Committee is scheduled for Monday, February 19, at 3:30 p.m. in Room 231-N of the Capitol.

Statement to the House Committee on Higher Education

HB 2013

Diane Lindeman
Associate Director Student Financial Aid
Kansas Board of Regents

February 14, 2001

Good afternoon Madam Chairman and member of the Committee. My name is Diane Lindeman, and I am the Associate Director for Student Financial Aid, with the Kansas Board of Regents. I am here today to testify in support of HB 2013.

In 1963, the Kansas Legislature created the State Scholarship Program to provide financial assistance for students with a demonstrated financial need, and who were academically outstanding Kansas students who had attended Kansas postsecondary institutions.

This program continues to be the flagship of our academic scholarship programs. The amount of the award is currently \$1,000. This amount has remained the same since 1985. As tuition and fee increase, this amount no longer conveys the message that students are being rewarded for their academic efforts in high school. This is particularly true, as since 1993, we have required that students complete the Regent's Recommended Curriculum in order to be eligible to receive the scholarship (this includes 4 years of English; 4 years of Math; 3 years of Natural/Physical Science – Biology, Chemistry or Physics; 3 years of Social Studies; 2 years of Foreign Language; and 1 year of Computer Technology).

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2-14-01
Attachment 1

During the 2000 Legislative session, SB 380 was passed which increased the monetary value of the Kansas Ethnic Minority Scholarship to the level of 75% of the cost of tuition and fees for Kansas resident students. This bill would have the same effect and would make the Kansas State Scholarship Program consistent with the Kansas Ethnic Minority Scholarship Program.

What does this mean in dollars and cents? For FY 2001, the total for the State Scholarship fund was \$1,644,829, which provided approximately 1,645 scholarships at \$1,000 each. If the proposed change were effective for 2001-2002, 889 scholarships could have been awarded at \$1,850 with current funding – or with an additional \$1.4 million, all 1645 students would have received the full award. The Board of Regents FY 2002 budget does not include additional funding to compensate for the proposed change in the maximum award.

I hope that you offer serious consideration of this proposal and pass it favorably out of the Committee. I would be pleased to answer any questions you may have.



FORT HAYS STATE
UNIVERSITY



January 19, 2001

Debra Prideaux
Custer Hall
Alumni/Governmental Relations

Re: Land Appraisals

Dear Debra,

Enclosed are the land appraisal summaries for the properties in question in the proposed land exchange between Fort Hays State University and Fort Hays State University Endowment Association.

In summary, I submit the following analysis of the appraisals:

The total value of the Endowment property is \$149,000.

Endowment Tract 1 appraised value (attachment A): \$99,000.00
(Value conclusion)

Endowment Tract 2 appraised value (attachment B): \$50,000.00
(Market value)

The total value of the Fort Hays State University property is \$65,000.

FHSU Tract 1 appraised value (attachment C): \$32,000.00
(Market value)

FHSU Tract 2 appraised value (attachment D): \$33,000.00
(Market Value)

Thus, the \$149,000.00 in property value Fort Hays State receives from the Fort Hays State Endowment Association exceeds the \$65,000.00 value given to the Endowment Association from current Fort Hays State holdings by \$84,000.00. Thus, as required, the University benefits, from the appraised values, by the proposed land exchange.

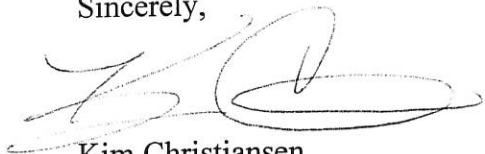
The appraisals were completed pursuant to statutory requirements in K.S.A. 75-3043a and 76-147, in conjunction with and the cooperation of the Office of Judicial

**House Higher Education
2-14-01
Attachment 2**

Administrator. The complete appraisal documents are available in my office. I will be happy to forward a complete copy upon request. Kansas Board of Regents approval was granted in the course of their regular business meeting on June 22, 2000.

Please feel free to contact me if you need further information or have questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Kim Christiansen", with a large, stylized flourish at the end.

Kim Christiansen
Executive Assistant to the President
General Counsel

cc: file
Dr. Hammond

SUMMARY OF IMPORTANT INFORMATION

LOCATION OF PROPERTY

610 Park Street in Hays, Kansas.

PURPOSE OF THE APPRAISAL

To estimate the Market Value of the subject property.

FUNCTION OF THE APPRAISAL

This appraisal is to aid the client in financial matters.

SCOPE OF APPRAISAL PROCESS

The appraisal is based on information gathered by the appraiser from public records, other identified sources, inspection of the subject property and neighborhood, and selection of comparable sales within the subject market area. The original source of the comparable data is shown in the Data Source section of the market grid along with source of confirmation, if available. The original source is presented first. The sources and data are considered reliable. When conflicting information was provided, the source deemed most reliable was used. Data believed to be unreliable was not included in the report, nor used as a basis for the value conclusion.

DATE OF VALUATION

23 June 2000

LAND SIZE

39' x 125' = 4,875 sf

ESTIMATED LAND VALUE

\$ 14,400.00

VALUE INDICATED BY

COST APPROACH	\$ 135,000.00
SALES COMPARISON APPROACH	\$ 96,600.00
INCOME APPROACH	\$ 92,000.00

VALUE CONCLUSION

\$ 99,000.00

COPY

2-3

Fort Hays

Borrower/Client Fort Hays State University			
Property Address 507 West 6th Street			
City Hays	County Ellis	State KS	Zip Code 67601
Lender N/A			

June 29, 2000

SUMMARY APPRAISAL
TRANSMITTAL LETTER

Fort Hays State University
600 Park Street
Hays, KS 67601

Pursuant to your request I have personally inspected and performed an appraisal on a residential property located at the above address.

The PURPOSE OF THE APPRAISAL is to estimate the MARKET VALUE (described further herein) of said property as of the specific date, said date reported below.

The FUNCTION OF THE APPRAISAL is for internal decision-making and mortgage lending purposes.

The SCOPE OF THE APPRAISAL is intended to comply with the USSPAP (Uniform Standards of Professional Appraisal Practice) under FIRREA and the Code of Professional Ethics and Standards of Professional Conduct of the National Association of Independent Fee Appraisers. The stands contain binding requirements and specific guidelines that specify the procedures to be followed in developing an appraisal, analysis, opinions and conclusions in a manner that will be clear and not misleading in the marketplace. The scope of the assignment further intends to comply with the American Bank requirements in their letter of November 30, 1991.

This letter is followed by the certification of the appraisal and the appraisal report, further describing the subject property and containing the reasoning and pertinent data supporting the estimate of value. Your attention is directed to the GENERAL UNDERLYING and LIMITING CONDITIONS, which are considered typical for this type of appraisal and have been included at the end of this report.

In conclusion, it is our opinion, that the market supports, as of June 23, 2000 for the herein-described property a MARKET VALUE of: \$50,000.00.

Respectfully Submitted:

J.D. Williams
J.D. Williams

COPY

Borrower/Client None			
Property Address US Hwy. 183 Alt.			
City Hays	County Ellis	State KS	Zip Code 67601
Lender Fort Hays State University Endowment			

July 6, 2000

SUMMARY APPRAISAL
TRANSMITTAL LETTER

Fort Hays State University Endowment Association
601 Park Street
Hays, KS 67601

Pursuant to your request I have personally inspected and performed an appraisal on a residential property located at the above address.

The PURPOSE OF THE APPRAISAL is to estimate the MARKET VALUE (described further herein) of said property as of the specific date, said date reported below.

The FUNCTION OF THE APPRAISAL is for internal decision-making and mortgage lending purposes.

The SCOPE OF THE APPRAISAL is intended to comply with the USSPAP (Uniform Standards of Professional Appraisal Practice) under FIRREA and the Code of Professional Ethics and Standards of Professional Conduct of the National Association of Independent Fee Appraisers. The standards contain binding requirements and specific guidelines that specify the procedures to be followed in developing an appraisal, analysis, opinions and conclusions in a manner that will be clear and not misleading in the marketplace. The scope of the assignment further intends to comply with the American Bank requirements in their letter of November 30, 1991.

This letter is followed by the certification of the appraisal and the appraisal report, further describing the subject property and containing the reasoning and pertinent data supporting the estimate of value. Your attention is directed to the GENERAL UNDERLYING and LIMITING CONDITIONS, which are considered typical for this type of appraisal and have been included at the end of this report.

In conclusion, it is our opinion, that the market supports, as of June 23, 2000 for the herein-described property a MARKET VALUE of: \$32,000.00.

Respectfully Submitted:

J.D. Williams

J.D. Williams

COPY

Borrower/Client N/A			
Property Address Hwy. 183 Alt. Hays			
City Hays	County Ellis	State KS	Zip Code 67601
Lender Fort Hays State University Endowment			

July 6, 2000

**SUMMARY APPRAISAL
TRANSMITTAL LETTER**

**Fort Hays State University Endowment Association
601 Park Street
Hays, KS 67601**

Pursuant to your request I have personally inspected and performed an appraisal on a residential property located at the above address.

The **PURPOSE OF THE APPRAISAL** is to estimate the **MARKET VALUE** (described further herein) of said property as of the specific date, said date reported below.

The **FUNCTION OF THE APPRAISAL** is for internal decision-making and mortgage lending purposes.

The **SCOPE OF THE APPRAISAL** is intended to comply with the **USSPAP** (Uniform Standards of Professional Appraisal Practice) under **FIRREA** and the Code of Professional Ethics and Standards of Professional Conduct of the National Association of Independent Fee Appraisers. The stands contain binding requirements and specific guidelines that specify the procedures to be followed in developing an appraisal, analysis, opinions and conclusions in a manner that will be clear and not misleading in the marketplace. The scope of the assignment further intends to comply with the American Bank requirements in their letter of November 30, 1991.

This letter is followed by the certification of the appraisal and the appraisal report, further describing the subject property and containing the reasoning and pertinent data supporting the estimate of value. Your attention is directed to the **GENERAL UNDERLYING** and **LIMITING CONDITIONS**, which are considered typical for this type of appraisal and have been included at the end of this report.

In conclusion, it is our opinion, that the market supports, as of June 23, 2000 for the herein-described property a **MARKET VALUE** of: **\$33,000.00**.

Respectfully Submitted:


J.D. Williams

COPY

Statement to the House Committee on Higher Education

HB 2270

Dick Carter, Jr.
Director for External Relations
Kansas Board of Regents

February 14, 2001

Good Afternoon Madam Chairman and members of the Committee. My name is Dick Carter and I am Director for External Relations with the Kansas Board of Regents.

House Bill 2270 is a proposal that was forwarded to the Board of Regents by Fort Hays State University and the Fort Hays State University Endowment Association. The Board of Regents have reviewed this measure and have offered their "stamp of approval." This bill is included among the rest of the Board of Regents legislative initiatives for 2001.

I will allow Debra Prideaux, Director for the Fort Hays State University Endowment Association to provide you with the details of this simple bill. Should you have any questions, Debra would be the appropriate conferee to ask.

House Higher Education
2-14-01
Attachment 3

From: "Mark Willis" <mwillis@southwind.net>
To: "Krehbiel, Representative Carl" <krehbiel@house.state.ks.us>
Date: Tue, Feb 13, 2001 8:43 AM
Subject: Support of HB 2189

Carl-

As vice-president of the Kansas EMS Association and EMS Director of the Newton Fire/EMS Department, I would like to extend our sincere thanks for your support and willingness to include EMS providers in HB 2189 regarding educational benefits for public safety officers.

EMS providers have traditionally been overlooked in areas of public assistance and benefits, yet emergency medical responses constitute 70-80% of public calls for emergency assistance not including law enforcement requests. As we had related to you at EMS Capitol Day, we are concerned about the overall declining numbers of individuals wanting to serve their local EMS as volunteers, and believe HB 2189 would assist in convincing EMS providers they are recognized and supported for their efforts in serving others.

EMS providers are not exempt in the perils associated with providing emergency services. Though often not high-profile events, such as a firefighter being killed in a building collapse or a police officer being fatally shot by an escaped felon, EMS providers are killed in the line of duty as a result of assaults, vehicle accidents, etc. on a too frequent basis nationwide. I am pleased to hear that you and other members of the Higher Education Committee are also receptive to including language that would include permanent disabling injuries and recognition of the fact that fatal heart attacks can be a result of the stress associated with provision of emergency services. Incidentally, the National Fire Protection Association (NFPA) statistics indicate that over half of the firefighter deaths reported annually are a result of fatal heart attacks. The following is a press release taken from the NFPA web site:

Quincy, MA, May 15, 2000 * According to a recent report by the nonprofit NFPA, 112 on-duty firefighter fatalities occurred in 1999, marking the highest annual U.S. firefighter death toll since 1989 (118). The report cites an increase of 21 deaths from 1998, and also indicates that stress and overexertion, usually resulting in heart attacks, continue to be the leading cause of fatal injury for on-duty U.S. firefighters.

"We need to recognize what has caused last year's increase in fatalities, and take the necessary steps to reverse the trend," says Rita Fahy, NFPA manager of fire databases and systems, and co-author of the report. "Incident management, the use of PASS devices and accountability systems, safe driving practices, and increased attention to firefighter health and fitness are essential to making real reductions in on-duty firefighter fatalities."

NFPA's report shows that 57 fatalities were attributed to stress or overexertion. Fifty of those fatalities resulted from heart attacks, which annually have accounted for approximately half of the total deaths. But, while the proportion of deaths from heart attacks has held fairly steady in the time NFPA has published its report, the number of heart attack deaths had been declining markedly, until 1999.

Again, thanks for your support of this very important issue!



KANSAS BOARD OF REGENTS

700 SW HARRISON • SUITE 1410 • TOPEKA, KS 66603-3760

GENERAL ADMINISTRATION - 785-296-3421
STUDENT FINANCIAL AID - 785 296-3517
GED TESTING SERVICES - 785 296-3191
Office Fax - 785 296-0983
GED Fax - 785 291-3353

MEMO

TO: Representative Lisa Benlon
Chair, House Higher Education Committee

FROM: Kim Wilcox *KAW*
Executive Director, Kansas Board of Regents

DATE: February 13, 2001

RE: Tanner Motion Regarding House Bill No. 2018

As we understand it, the Tanner motion states that all of the language in House Bill No. 2018 be stricken, except for the following:

Section 1. K.S.A. 76-717 is hereby amended to read as follows: 76-717. The board of regents may adopt rules and regulations for the admission of students at the state educational institutions.

Section 2. K.S.A. 76-717 is hereby appealed.

Section 3. This act shall take effect and be in force from and after its publication in the statute book.

The Kansas Board of Regents will support this motion.

The Board has the responsibility for adopting rules and regulations for a whole variety of matters that relate to postsecondary education. The Board is therefore experienced and well positioned to add the responsibility for qualified admissions. This motion will allow the Board to act responsively with respect to qualified admissions - as it does in other matters relating to postsecondary education - to the concerns of constituencies in light of the newest information and the latest changes in external factors (e.g., GED norms).

Board Staff have been working with the universities and the high schools for the past four years to prepare for the implementation of the qualified admissions legislation. The state has not yet experienced the full results of implementation, because the fall 2001 class is the first to be admitted under this legislation. The Board would therefore be unlikely to consider making any major changes in the rules and regulations for admission of students at the state universities until we have had the opportunity to review the effects of qualified admissions legislation.

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Attachment 5

Language regarding high school graduates (directly from House Bill No. 2018)	Corresponding language for GED (would replace (2) in House Bill No. 2018)	Current corresponding GED score (based on the most recent GED norming study)
(1) Each Kansas resident who has graduated <i>or will graduate</i> from an accredited Kansas high school and who is seeking admission to a state educational institution shall be admitted if the applicant for admission has achieved at least one of the following:	Each Kansas resident who has earned the general educational development (GED) certificate and who is seeking admission to a state educational institution shall be admitted if the applicant for admission has achieved at least one of the following:	GED Average Standard Score = 45 Total Score of 5 GED Tests = 225 National Class Rank = Top 75%
(A) The applicant has completed the precollege curriculum prescribed by the board of regents with a minimum grade point average of 2.0 on a 4.0 scale or has been recognized by the board of regents as having attained a functionally equivalent level of education: or	[Not applicable]	[Not applicable]
(B) the applicant has a composite American college testing program (ACT) score of not less than 21 points <i>or a SAT-I recentered score of not less than 990 points; or</i>	the applicant has a composite American college testing program (ACT) score of not less than 21 points <i>or a SAT-I recentered score of not less than 990 points; or</i>	[Not applicable]
(C) the applicant ranks in the top 1/3 of the applicant's high school class upon completion of seven or eight semesters.	the applicant ranks in the top 1/3 of the 'national' high school senior class, as determined by the most recent GED norming study.	GED Average Standard Score = 54 Total Score of 5 GED Tests = 270 National Class Rank = Top 33%

What sampling design was used in the 1996 norming study?

A representative sample of high schools throughout the U.S. was obtained using a stratified random sampling procedure. More than 15,000 seniors in over 500 high schools took one of the five GED Tests in the spring of their senior year. These samples approximate the population of all U.S. graduating high school seniors with respect to cultural, socioeconomic, geographic region, and other factors.

What is the minimum age requirement for issuance of a GED diploma?

The minimum age is 18. 16 or 17 year olds are allowed to test with special permission. See the attached fact sheet.

What was the age distribution of examinees and recipients in 2000?

Age	Number of Examinees	Number of Credential Recipients
16	606	342
17	1,453	957
18	1,524	1,111
19	970	722
20	673	456
21 years of age or older	3,587	2,242
TOTAL	8,813	5,830

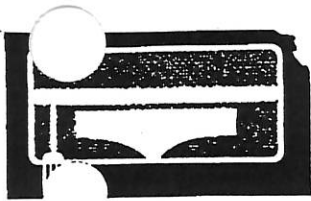
The median age of examinees was 19.
The median age of recipients was 19.

How many Kansas residents had a GED score of 275 or higher in 2000?

1,322 Kansans had a GED score of 275 or higher in 2000.
65% of these Kansans were under age 21.

Why did Kansans take the GED test?

72% took the GED test in order to qualify for further education.



Kansas GED Testing Policy

Title of Credential: Kansas State High School Diploma.

Minimum Test Score Requirements: A standard score of 40 on each of the five tests *and* an average standard score of 45 on all five tests.

Residency Requirements: Applicant for GED Testing must be a resident of Kansas at time of application for GED Testing. Applicant for a Kansas State High School Diploma must be a bona fide resident of Kansas at the time of application for diploma. Residence is not required for military personnel assigned within Kansas.

Application Procedures: Application for GED Testing must be made to a local official GED Testing Center. Inquire at local official GED Testing Centers for registration and application procedures. For referral to local official GED Testing Centers, contact Kansas Board of Regents, Academic Affairs/GED, 700 S.W. Harrison Street, Suite 1410, Topeka, KS 66603, telephone 785-296-3191.

Minimum Age for Issuance of Credential: 18 years old, or if exempt from Compulsory Attendance Act (KSA 72-1111), 16 years old.

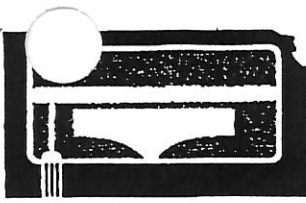
Minimum Age for Testing without Special Conditions: 18 years old.

Minimum Age for Testing When Special Conditions Are Met: The candidate is at least 16 years old (but has not reached his or her 18th birthday) and is considered exempt from the Compulsory Attendance Act (KSA 72-1111) under one of the following conditions:

- 1) The candidate presents a completed Compulsory Attendance Exemption Form and Compulsory School Attendance Disclaimer from the school district in which the candidate currently resides;
OR
- 2) The candidate has graduated from a home school, and presents a graduation certificate from the home school signed either by the parent or the person in charge of the home school; **OR**
- 3) The candidate presents a marriage certificate, a court order, or legal documentation of emancipation.

Requirements for Retesting:

In all cases of retesting with the printed English language edition of the GED Tests, a different form of the tests must be administered. Retesting may be permitted on the entire battery or on individual test(s) in the battery. There shall be no limit on the number of retestings allowed, although availability of alternate test forms may limit the number of possible retestings in a 12-month contract year. Retesting candidates whose previous scores qualified them for the high



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school credential in their state or local school district is not permitted unless a higher score is necessary for admission to post-secondary education or training, or to meet employment requirements. Use of different forms in retesting with Spanish, French, audiocassette, large print, or braille will depend on their availability from the Kansas Board of Regents or GED Testing Service. If an unused form is available from the GED Testing Service, the unused form(s) must be used before retesting on a previously used form is permitted.

Transcript Policy: Application for a duplicate Kansas State High School Diploma and/or transcripts must be made to a local official GED Testing Center (unofficial documents only) or to Kansas Board of Regents, Academic Affairs/GED, 700 S.W. Harrison Street, Suite 1410, Topeka, KS 66603 (official or unofficial documents). Application forms are furnished on request. No information concerning GED Test scores or credentials may be released or communicated without prior consent of the examinee in writing or by fax. Diploma or transcript fees must be paid before a duplicate diploma or transcript may be issued (see fees section below). Test scores from outside Kansas are accepted as official only when reported directly by

- 1) State GED Administrators,
- 2) Transcript Service of the Defense Activity for Non-Traditional Education Support (DANTES),
- 3) Veterans Administration hospitals and centers, or
- 4) GED Testing Service.

Fees: Testing at Official GED Testing Centers in Kansas costs \$57.00. This fee includes a \$7.00 state processing fee and a fee of \$10 per test. Although the \$7.00 state processing fee must be collected before the first test is administered, local Official GED Testing Centers determine procedures on collection of testing fees.

A duplicate diploma costs \$5.00, and a transcript of scores costs \$5.00 (see transcript policy section above).

Other Restrictions: Kansas GED Testing Policy Manual is under development. Contact Kansas Board of Regents, Academic Affairs/GED, 700 S.W. Harrison Street, Suite 1410, Topeka, KS 66603, 785-296-3192, for further information on policy.

Kansas GED Administrator: Dr. Joe Birmingham, Deputy Executive Director, Kansas Board of Regents, 700 S.W. Harrison Street, Suite 1410, Topeka, KS 66603, telephone 785-296-3191

Other Staff:

Linda Frederick, GED Score Reporting and Records, 785-296-3191

Dianne Glass, GED Special Accommodations, 785-296-7159

Margaret Patterson, GED Examiner and Test Security Issues, 785-296-3192

Fax: 785-296-0983