

CONTINUATION SHEET

February 19, 2001

SB161-- School districts, policies relating to the use of credit or debit cards

Avis Swartzman, Revisor of Statutes, explained K.S.A. 75-3321 as a result of questions that arose from Mr. Michael Byington's request for an amendment on **SB161**. (Attachment 2) She sees no way that **SB161** would exempt school districts from the requirements in these sections. There is still concern about schools paying interest on credit cards. It is up to the Boards of Education to set the rules. **SB161** has been amended to delete all references to debit cards in Section 1. (Attachment 3)

Senator Vratil explained the Amendment to **SB161**. Section 1 of this bill generally authorized a Board of Education to acquire and to authorize the use of credit cards, not debit cards for school district employees. The first amendment deletes the language about adopting a policy only at the organizational meeting in July. The thought was that they should not be restricted to adopting policies at only one meeting each year. The large deletion eliminates the requirements that they establish a special fund. Line 40 on the first page, the provision is unnecessary because under Kansas law a board can amend or repeal any policy that it adopts. On page two, the word "shall" is changed to "may" so that the board would have the discretionary authority to impose an additional fee to recover costs of accepting debit or credit for payment of fees. The last amendment is to make it effective upon publication of the Kansas Register. Senator Vratil announced that Dale Dennis just advised the Committee that there is a Kansas prompt payment law that requires schools to pay their debts within 30 days after receiving an invoice.

Senator Teichman made a motion to pass **SB161** as amended by Senator Vratil. Motion was seconded by Senator Downey. Motion carried.

Ben Barrett brought information to the Committee in response to a question raised by Senator Hensley in Committee on February 15, 2001. Ben explained his handout regarding the school funding proposal. (Attachment 4)

Senator Downey presented information regarding the amount of dollars allocated to low enrollment and correlation weighting. (Attachment 5)

Dale Dennis provided information requested by the Committee and explained it briefly. It shows the 2000-01 general fund budget, the 2001-02 general fund budget under current law, and the proposed plan. This information will be on file in Senator Umbarger's office and the State Department of Education.

A motion to accept the minutes for February 6, 7, 8 and 12th was made by Senator Oleen. Seconded by Senator Vratil. Motion carried.

Meeting was adjourned at 2:30 p.m. The next meeting is scheduled February 20, 2001 at 1:30 p.m.

SENATE EDUCATION COMMITTEE GUEST LIST

DATE - 2-19-01

<u>NAME</u>	<u>REPRESENTING</u>
Christy Lewings	Kansas NEA
Mark Desetti	KNEA
Doug Bowman	KS Coordinating Council on ^{Early} Childhood
JANIS Mc MILLER	LEAGUE of WOMEN VOTERS - KANSAS
LINDSAY UNREIN	Governor's Office)
Don M Rezac	USD 321
Alex Kotzyantz	KS. Academy of Science
Donald Knowles	U.S.A.
DICK CARTER JR	KBOR
Joe Birmingham	KBOR
Craig Grant	HNEA
Jim Allen	KEC & KEFC
Ed O'Malley	O.P. Chamber
Josie Torres	KCAD
JEFF GUSWENDINE	SPEAKER Pric Tom's OFFICE
CORRIE KANGAS	SEN. BROWNLEE
Jaime O'Keefe	SQE
BOB LYON	
Patrick Muesley	KEC/KCO
Bill Brady	Schools for Fair Funding

Testimony Regarding Senate Bill 11 and Related Amendment to K.S.A. 72-4421(c)
By Joe Birmingham, Deputy Executive Director, Kansas Board of Regents

Mr. Chairman,

Thank you for the opportunity to speak briefly about SB 11, which was introduced to the committee at an earlier meeting. SB 11 relates to supervision of the Carl D. Perkins Vocational and Technical Education Act of 1998. The bill proposes that the Kansas State Board of Education be the sole agency for the program through June 30, 2004, and that the Kansas Board of Regents become the sole agency for the program on July 1, 2004 and thereafter. The two boards support this bill and have developed a Memorandum of Agreement to assign responsibility for secondary and postsecondary technical education, respectively to each board.

In addition, both Boards have requested an amendment that relates to K.S.A. 72-4421(c). This statute requires that boards, as defined in the law, create an agreement between the boards when vocational education services are to be provided by one institution for another. In addition, the law requires that such agreements be approved by the state board of education. Both state boards have reviewed the requirement for state board approval and believe that it serves no useful purpose. In addition, since the Kansas Board of Regents now supervises postsecondary institutions, there is no reason for the State Board of Education to be approving agreements for postsecondary institutions. Similarly, in the future when the Kansas Board of Regents is the approving agency, there is no reason for it to be approving agreements for secondary school districts. In summary, we believe this is a technical change to eliminate a requirement that serves no useful purpose and would reduce the steps required for approval of vocational education agreements between and among institutions.

H/leg/testimony SB 11

Senate Education Committee
Date: 2-19-01

Attachment # 1

72-4421

Chapter 72.--SCHOOLS Article 44.--VOCATIONAL EDUCATION

72-4421. Agreements between boards authorized; conditions; terms; financing; approval; modifications; property ownership and disposition. Any board may enter into a vocational education agreement with any other board or boards, subject to the following:

(a) Such agreement shall be for a term of at least three years but not exceeding five years.

(b) Such agreement shall be subject to change or cancellation by the legislature at any time in accordance with article 6, section 5 of the constitution of Kansas.

~~(c) Such agreement shall be approved by the state board before the same has any force or effect.~~

(d) Such agreement may provide for payment between boards of moneys for vocational education tuition or fees, or for establishing, conducting, maintaining or administering an area vocational school or any vocational education course or program.

(e) Such agreement may provide that the tuition of students enrolled in any of the contracting districts, when such students attend a vocational education course or program not offered in one of the contracting districts, shall be paid by the board receiving funds under this agreement.

(f) Such agreement may provide that certain vocational education courses or programs will be offered only in certain districts.

(g) Such agreement may provide that certain vocational education courses or programs are to be contracted for under conditions specified in the agreement.

(h) Such agreement shall make appropriate provision for modification thereof in the event of cancellation, discontinuance or disapproval of any course or program by the state board, whether the same constitutes a loss of current designation as an area vocational school or not.

(i) Such agreement shall provide that the board owning or having jurisdiction over physical facilities used for vocational education shall retain the ownership of or jurisdiction over such physical facilities; however, such agreement may provide for the use of such physical facilities during the term of the agreement or a shorter period of time. Any agreement under this section may provide for a different method of ownership or disposition of real or personal property or interest therein, if such provision has received the prior approval of the state board and the attorney general.

History: L. 1969, ch. 318, § 11; L. 1985, ch. 241, § 5; L. 1999, ch. 147, § 105; July 1.

SENATE BILL No. 161

By Senator Gilstrap

1-30

Sen. Ufford

9 AN ACT concerning school districts; authorizing boards of education to
10 adopt policies relating to the use of credit or debit cards.

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

12 Section 1. (a) The board of education of any school district, pursuant
13 to a policy developed and adopted by the board ~~at its organizational meet-~~
14 ~~ing in July of each school year~~ may provide for the acquisition of credit
15 ~~or debit~~ cards in the name of the school district for use by designated
16 officers and employees of the school district. The policy shall prescribe
17 limitations and restrictions on the use of such credit ~~or debit~~ cards and
18 on the amounts and categories of expenses which may be paid through
19 use of such credit ~~or debit~~ cards. ~~The policy shall provide for establish-~~
20 ~~ment of a special fund from which expenditures for payment of charges~~
21 ~~incurred by the school district through use of credit or debit cards shall~~
22 ~~be made, authorize an officer or employee of the school district to ad-~~
23 ~~minister the special fund, and designate an amount of moneys to be main-~~
24 ~~tained in the fund. The officer or employee authorized to administer the~~
25 ~~fund shall keep a record of all receipts and expenditures from the fund,~~
26 ~~and from time to time, and at the end of each school year, shall prepare~~
27 ~~a report for the board of education showing all receipts, expenditures,~~
28 ~~and the balance in the fund. If the board of education is satisfied with~~
29 ~~the reports, the board may authorize replenishment of the special fund~~
30 ~~from other funds of the district, as appropriate. The special fund shall be~~
31 ~~kept separate from all other funds and be used only for authorized ex-~~
32 ~~penditures and itemized receipts shall be taken for each expenditure. All~~
33 ~~officers or employees entrusted with the administration of a special fund~~
34 ~~established under authority of this section shall be bonded by the school~~
35 ~~district.~~

36 (b) The provisions and restrictions of the cash basis and budget laws
37 of this state shall not apply to the provisions of this section in any manner
38 so as to prevent the intention of this section from being made effective.

39 ~~(c) Any policy developed and adopted by a board of education under~~
40 ~~authority of this section is subject to modification, amendment or repeal~~
41 ~~by subsequent action of the board.~~

42 Sec. 2. The board of education of any school district, pursuant to a
43

Senate Education Committee

Date: 2-19-01

Attachment # 3

2-13-2001

1 policy developed and adopted by the board, may provide for the accep-
2 tance of payment in the form of a credit or debit card of fees, tuition or
3 other charges imposed by the school district. The policy ~~shall~~ provide for
4 imposition of an additional fee to recover the actual amount of any costs
5 incurred by the school district by reason of the method of payment used.
6 The policy also may provide for establishment by the school district of
7 secure internet sockets that will allow payment by a credit or debit card
8 via the internet. Any transactions involving payment by credit card pur-
9 suant to this section shall not be subject to the provisions of K.S.A. 16a-
10 2-403, and amendments thereto.

[may

11 Sec. 3. This act shall take effect and be in force from and after its
12 publication in the ~~statute book.~~

[Kansas register

3-2

SENATE COMMITTEE ON EDUCATION

This responds to Senator Hensley's question at the Committee's February 15 meeting.

The school funding proposal presented set BSAPP at \$3,910 in FY 2002, \$4,000 in FY 2003, and \$4,090 in FY 2004.

Using the FY 2002 BSAPP of \$3,910 and, assuming a CPI-U adjustment for FY 2003 and 2004 based upon the CPI-U increase in calendar years 2001 and 2002, respectively, the BSAPP would be:

	<u>FY 2003</u>	<u>FY 2004</u>
Nov. 3, 2000 Consensus Estimates*	\$4,019	\$4,119
January 2001—Standard and Poor's DRI**	4,012	4,084

* CPI-U—2.8% in calendar year 2001 and 2.5% in calendar Year 2002.

** CPI-U—2.6% in calendar year 2001 and 1.8% in calendar Year 2002.



Kansas State Department of Education

120 S.E. 10th Avenue
Topeka, Kansas 66612-1182

February 16, 2001

TO: Senator Christine Downey, Room 126-S
FROM: Dale M. Dennis, Deputy Commissioner
Department of Education
SUBJECT: Estimated Low Enrollment and Correlation Weighting

I am responding to your question about the amount of dollars allocated to low enrollment and correlation weighting.

Based upon the 2000-01 student enrollment count, the following information relates to the average amount per pupil for these two categories. Listed below are the projected numbers:

	Total Students* <u>9/20/00</u>	Total Amount of Dollars	Average Amount Per Pupil
Correlation Weighting	309,757	\$ 74,795,982	\$ 242
Low Enrollment Weighting	138,168	\$ 226,435,084	\$ 1,639

* unaudited

I hope this information is helpful. If I can answer any questions, please feel free to call me.