

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION K-12.

The meeting was called to order by Chairperson Kathe Decker at 9:00 a.m. on February 21, 2003 in Room 313-S of the Capitol.

All members were present.

Committee staff present: Kathie Sparks, Legislative Research Department
 Jill Wolters, Office of the Revisor of Statutes
 Ann Deitcher, Committee Secretary

Conferees appearing before the committee:

A motion was made by Representative DeCastro and seconded by Representative Williams to approve the committee minutes for February 10, 11, 12 and 13. The motion carried on a voice vote.

HB 2210 - Relating to consolidation of administrative services.

The Chair called the committee's attention to copies of information collected from the State Department of Education on county school districts with enrollments of less than 10,000. (Attachment 1).

It was moved by Representative DeCastro and seconded by Representative Craft that the committee work **HB 2210**. The motion passed on a voice vote.

Copies of Representative Decker's proposed amendment to **HB 2210** were distributed. (Attachment 2). Representative Decker pointed out the suggested changes to the bill.

Representative Reardon then spoke to the committee of the amendments he proposed to **HB 2210**. (Attachment 3).

Representative Yonally referred to Representative Decker's proposed amendment to **HB 2210**. He asked that on page one, line 14, that instead of amending 2005 to 2004, it be amended to 2006.

Jill Wolters suggested this amendment be left to read "2004 or at the end of the current contract or whichever is later".

A motion to amend Representative Decker's proposed amendment to **HB 2210** was made by Representative Yonally and seconded by Representative Reardon. The motion passed on a voice vote.

A motion was made by Representative Decker that lines 18 and 19 on page 1 of **HB 2210** be struck. Representative Storm seconded the motion to amend and it passed on a voice vote.

The Chair pointed out a section of **HB 2210** on page 3, line 42 where she wished to make a conceptual amendment. Following the word "committee" she wanted to insert, "of the same type and number that originally hired the administrator to meet and renegotiate that contract". Each board would approve the negotiations.

The motion was made by Representative Decker and seconded by Representative Hutchins to make this conceptual amendment to **HB 2210**.

The committee recessed at 10:30 a.m. in order for the committee to attend the House session.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON EDUCATION K-12 at on February 21, 2003 in Room 313-S of the Capitol.

The meeting reconvened at 11:15 a.m.

Jill Wolters explained how the conceptual amendment to **HB 2110** would read. Following this a vote was called for on this amendment.

The motion to conceptually amend **HB 2110** passed on a voice vote.

Representative Decker offered the amendment in New Section 2 on page 3 of the balloon.

It was moved by Representative Decker and seconded by Representative Beggs that this amendment be made to **HB 2110**. The motion failed on a show of hands.

It was moved by Representative Reardon that his amendment to **HB 2110** in New Section 2 on page 3 of the balloon be adopted. The motion was seconded by Representative Williams and passed on a voice vote.

The Chair told the committee that in regard to **HB 2110's** she wished to leave unproposed the New Section 3 on page 4 of the balloon amendment. She said she wanted to see what happened in the Appropriations Committee with the other piece of legislation. If the moratorium on the new building projects passes, she would then offer this amendment.

Representative Morrison moved that all counties have just one administration center. The motion was seconded by Representative Mason and passed on a voice vote.

A motion was made by Representative Reardon and seconded by Representative Storm that **HB 2110** be tabled. The motion carried on a voice vote.

The meeting was adjourned at 12:05 p.m. The next meeting is scheduled for Monday, February 24, 2003.

| COUNTY NAME | # USD PER COUNTY | COUNTY POPULATION | USD #/ NAME | FTE (includes 4yr at risk) | SUPERINTENDENT SALARY | ASSISTANT SUPER SALARY | *2001/2002 General Administration |
|-------------|------------------|-------------------|--------------------------|----------------------------|-----------------------|------------------------|-----------------------------------|
| Anderson | 2 | 8110 | USD 365/ Garnett | 1097.5 | \$81,912 | | \$226,511 |
| Anderson | | 8110 | USD 479/ Crest | 247.5 | \$70,741 | | \$139,756 |
| Barber | 2 | 5307 | USD 254/ Barber Co. | 627.0 | \$82,344 | | \$195,374 |
| Barber | | 5307 | USD 255/ South Barber | 291.5 | \$66,595 | | \$124,439 |
| Chautauqua | 2 | 4359 | USD 285/ Cedar Vale | 194.0 | \$76,581 | | \$256,302 |
| Chautauqua | | 4359 | USD 286/ Chautauqua | 458.0 | \$87,978 | | \$167,527 |
| Cheyenne | 2 | 3165 | USD 103/ Cheylin | 171.5 | \$77,000 | | \$155,749 |
| Cheyenne | | 3165 | USD 297/ St. Francis | 392.8 | \$76,766 | | \$131,166 |
| Clark | 2 | 2390 | USD 219/ Minneola | 264.8 | \$70,907 | | \$89,974 |
| Clark | | 2390 | USD 220/ Ashland | 242.2 | \$76,772 | | \$170,750 |
| Coffey | 3 | 8865 | USD 243/ Lebo-Waverly | 582.0 | \$70,928 | | \$169,128 |
| Coffey | | 8865 | USD 244/ Burlington | 844.5 | \$88,646 | | \$358,826 |
| Coffey | | 8865 | USD 245/ LeRoy-Gridley | 303.5 | \$64,400 | | \$192,350 |
| Decatur | 2 | 3472 | USD 294/ Oberlin | 452.0 | \$78,718 | | \$240,419 |
| Decatur | | 3472 | USD 295/ Prairie Heights | 73.0 | \$60,000 | | \$120,332 |
| Doniphan | 5 | 8249 | **USD 406/ Wathena | 387.0 | \$39,160 | | \$137,300 |
| Doniphan | | 8249 | **USD 425/ Highland | 271.0 | \$49,917 | | \$165,838 |
| Doniphan | | 8249 | USD 429/ Troy | 369.5 | \$84,600 | | \$211,774 |
| Doniphan | | 8249 | **USD 433/ Midway | 204.5 | \$43,128 | | \$123,404 |
| Doniphan | | 8249 | **USD 486/ Elwood | 322.5 | \$39,092 | | \$133,719 |
| Edwards | 2 | 3449 | USD 347/ Kinsely-Offerle | 290.5 | \$74,310 | | \$200,094 |
| Edwards | | 3449 | USD 502/ Lewis | 160.5 | \$71,100 | | \$110,582 |
| Elk | 2 | 3261 | USD 282/ West Elk | 453.2 | \$82,820 | \$67,920 | \$202,235 |
| Elk | | 3261 | USD 283/ Elk Valley | 210.0 | \$73,500 | | \$157,426 |
| Ellsworth | 2 | 6525 | USD 327/ Ellsworth | 640.8 | \$71,951 | | \$347,619 |
| Ellsworth | | 6525 | USD 328/ Lorraine | 489.0 | \$68,600 | | \$264,800 |
| Gove | 3 | 3068 | USD 291/ Grinnell | 127.5 | \$68,900 | | \$103,334 |
| Gove | | 3068 | USD 292/ Grainfield | 179.0 | \$73,824 | | \$147,134 |
| Gove | | 3068 | USD 293/ Quinter | 368.9 | \$73,078 | | \$182,779 |
| Gray | 4 | 5904 | USD 102/ Cimarron-Ensign | 665.6 | \$80,953 | | \$166,586 |
| Gray | | 5904 | USD 371/ Montezuma | 227.5 | \$76,842 | | \$158,365 |
| Gray | | 5904 | USD 476/ Copeland | 128.5 | \$47,000 | | \$121,251 |
| Gray | | 5904 | USD 477/ Ingalls | 247.0 | \$70,628 | | \$146,467 |

House Education Committee

Date: 2/21/03

Attachment # 1-1

| COUNTY NAME | # USD PER COUNTY | COUNTY POPULATION | USD #/ NAME | FTE (includes 4yr at risk) | SUPERINTENDENT SALARY | ASSISTANT SUPER SALARY | *2001/2002 General Administration |
|-------------|------------------|-------------------|-------------------------|----------------------------|-----------------------|------------------------|-----------------------------------|
| Greenwood | 3 | 7673 | USD 386/ Madison-Virgil | 281.1 | \$74,408 | | \$160,616 |
| Greenwood | | 7673 | USD 389/ Eureka | 708.8 | \$76,654 | | \$441,916 |
| Greenwood | | 7673 | USD 390/ Hamilton | 106.5 | \$62,514 | | \$94,878 |
| Harper | 2 | 6536 | USD 361/ Anthony-Harper | 971.8 | \$79,125 | \$59,125 | \$329,999 |
| Harper | | 6536 | USD 511/ Attica | 137.5 | \$82,018 | | \$132,173 |
| Haskell | 2 | 4307 | USD 374/ Sublette | 462.6 | \$73,538 | | \$485,159 |
| Haskell | | 4307 | USD 507/ Satanta | 420.0 | \$78,237 | | \$271,638 |
| Hodgeman | 2 | 2085 | USD 227/ Jetmore | 311.5 | \$57,630 | | \$83,954 |
| Hodgeman | | 2085 | USD 228/ Hanston | 132.0 | \$63,616 | | \$99,336 |
| Jewell | 3 | 3791 | USD 104/ White Rock | 129.5 | \$70,000 | | \$71,193 |
| Jewell | | 3791 | **USD 278/ Mankato | 244.0 | \$37,750 | | \$142,415 |
| Jewell | | 3791 | **USD 279/ Jewell | 177.5 | \$37,750 | | \$88,799 |
| Kearny | 2 | 4531 | USD 215/ Lakin | 701.5 | \$82,141 | | \$284,413 |
| Kearny | | 4531 | USD 216/ Deerfield | 329.3 | \$81,767 | | \$192,620 |
| Kingman | 2 | 8673 | USD 331/ Kingman | 1176.9 | | \$88,685 | \$515,623 |
| Kingman | | 8673 | USD 332/ Cunningham | 275.0 | \$74,641 | | \$186,987 |
| Kiowa | 3 | 3278 | USD 422/ Greensburg | 314.4 | \$70,056 | | \$178,484 |
| Kiowa | | 3278 | USD 424/ Mullinville | 125.7 | \$67,720 | | \$180,676 |
| Kiowa | | 3278 | USD 474/ Haviland | 171.1 | \$60,033 | | \$189,144 |
| Lane | 2 | 2155 | USD 468/ Healy | 112.5 | \$63,000 | | \$175,631 |
| Lane | | 2155 | USD 482/ Dighton | 260.1 | \$66,500 | | \$276,346 |
| Lincoln | 2 | 3578 | USD 293/ Lincoln | 390.6 | \$78,814 | | \$176,312 |
| Lincoln | | 3578 | USD 299/ Sylvan Grove | 162.3 | \$59,000 | | \$115,288 |
| Linn | 3 | 9570 | USD 344/ Pleasanton | 398.0 | \$68,080 | | \$208,055 |
| Linn | | 9570 | USD 346/ Jayhawk | 613.1 | \$83,345 | | \$202,190 |
| Linn | | 9570 | USD 362/ Prairie View | 984.5 | \$86,989 | | \$397,760 |
| Logan | 2 | 3046 | USD 274/ Oakley | 418.3 | \$72,672 | | \$492,414 |
| Logan | | 3046 | USD 275/ Triplains | 87.0 | \$69,995 | | \$137,341 |
| Meade | 2 | 4631 | USD 225/ Fowler | 174.1 | \$62,662 | | \$152,757 |
| Meade | | 4631 | USD 226/ Meade | 484.4 | \$85,000 | | \$211,232 |
| Mitchell | 2 | 6932 | USD 272/ Waconda | 463.7 | \$75,233 | | \$249,412 |
| Mitchell | | 6932 | USD 273/ Beloit | 757.0 | \$93,759 | | \$355,647 |
| Monroe | 2 | 3496 | USD 217/ Rolla | 237.0 | \$79,790 | | \$134,050 |
| Morton | | 3496 | USD 218/ Elkhart | 635.5 | \$88,792 | | \$278,703 |

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| COUNTY NAME | # USD PER COUNTY | COUNTY POPULATION | USD #/ NAME | FTE (includes 4yr at risk) | SUPERINTENDENT SALARY | ASSISTANT SUPER SALARY | *2001/2002 General Administration |
|-------------|------------------|-------------------|---------------------------|----------------------------|-----------------------|------------------------|-----------------------------------|
| Ness | 4 | 3454 | USD 301/ Nes Tres La Go | 37.0 | \$22,000 | | \$101,893 |
| Ness | | 3454 | USD 302/ Smoky Hill | 125.0 | \$78,977 | | \$81,480 |
| Ness | | 3454 | USD 303/ Ness City | 271.3 | \$75,000 | | \$196,133 |
| Ness | | 3454 | USD 304/ Bazine | 89.0 | \$81,452 | | \$127,603 |
| Norton | 3 | 5953 | USD 211/ Norton | 401.5 | \$78,961 | | \$220,541 |
| Norton | | 5953 | USD 212/ Northern Valley | 168.5 | \$61,200 | | \$130,223 |
| Norton | | 5953 | USD 213/ West Solomon | 65.2 | \$36,300 | | \$58,614 |
| Ottawa | 2 | 6163 | USD 239/ North Ottawa Co. | 617.1 | \$76,528 | | \$207,642 |
| Ottawa | | 6163 | USD 240/ Twin Valley | 623.5 | \$74,840 | | \$265,324 |
| Pawnee | 2 | 7233 | USD 495/ Ft. Larned | 914.6 | \$81,214 | | \$321,627 |
| Pawnee | | 7233 | USD 496/ Pawnee Heights | 169.0 | \$64,660 | | \$159,420 |
| Phillips | 3 | 6001 | USD 324/ Eastern Heights | 163.0 | \$73,000 | | \$144,239 |
| Phillips | | 6001 | USD 325/ Phillipsburg | 642.5 | \$70,000 | | \$284,248 |
| Phillips | | 6001 | USD 326/ Logan | 198.0 | \$72,564 | | \$107,127 |
| Pratt | 2 | 9647 | USD 382/ Pratt | 1139.2 | \$84,018 | \$70,129 | \$307,076 |
| Pratt | | 9647 | USD 438/ Skyline | 406.1 | \$82,500 | | \$179,057 |
| Rawlins | 2 | 2966 | USD 317/ Herndon | 84.0 | \$67,820 | | \$67,217 |
| Rawlins | | 2966 | USD 318/ Atwood | 330.5 | \$79,850 | | \$157,340 |
| Republic | 3 | 5835 | USD 426/ Pike Valley | 271.0 | \$61,800 | | \$137,876 |
| Republic | | 5835 | USD 427/ Belleville | 512.5 | \$74,044 | | \$174,086 |
| Republic | | 5835 | **USD 455/ Hillcrest | 131.5 | \$37,500 | | \$166,441 |
| Rooks | 3 | 5685 | USD 269/ Palco | 152.0 | \$74,698 | | \$123,457 |
| Rooks | | 5685 | USD 270/ Plainville | 384.4 | \$72,420 | | \$315,523 |
| Rooks | | 5685 | USD 271/ Stockton | 374.1 | \$73,234 | | \$168,202 |
| Rush | 2 | 3551 | USD 395/ LaCrosse | 336.2 | \$85,376 | | \$184,166 |
| Rush | | 3551 | USD 403/ Otis-Bison | 253.5 | \$78,640 | | \$190,079 |
| Russell | 2 | 7370 | USD 399/ Paradise | 139.5 | \$64,726 | | \$101,251 |
| Russell | | 7370 | USD 407/ Russell | 1016.7 | \$84,569 | \$77,164 | \$347,760 |
| Smith | 2 | 4536 | USD 237/ Smith Center | 492.1 | \$87,430 | | \$219,556 |
| Smith | | 4536 | USD 238/ West Smith Co. | 200.5 | \$74,698 | | \$165,518 |
| Stafford | 3 | 4789 | USD 349/ Stafford | 328.3 | \$73,800 | | \$140,792 |
| Stafford | | 4789 | USD 350/ St. John-Hudson | 461.0 | \$73,900 | | \$153,494 |
| Stafford | | 4789 | USD 351/ Macksville | 277.0 | \$68,000 | | \$242,353 |
| Stevens | 2 | 5463 | USD 209/ Moscow | 254.9 | \$81,667 | | \$206,095 |
| Stevens | | 5463 | USD 210/ Hugoton | 970.3 | \$83,800 | | \$240,209 |

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| COUNTY NAME | # USD PER COUNTY | COUNTY POPULATION | USD #/ NAME | FTE (includes 4yr at risk) | SUPERINTENDENT SALARY | ASSISTANT SUPER SALARY | *2001/2002 General Administration |
|-------------|------------------|-------------------|--------------------------|----------------------------|-----------------------|------------------------|-----------------------------------|
| Thomas | 3 | 8180 | USD 314/ Brewster | 152.6 | \$75,000 | | \$96,944 |
| Thomas | | 8180 | USD 315/ Colby | 1041.7 | \$84,868 | | \$298,634 |
| Thomas | | 8180 | USD 316/ Golden Plains | 183.0 | \$83,743 | | \$143,114 |
| Wabaunsee | 2 | 6885 | USD 329/ Alma | 509.2 | \$73,846 | | \$197,982 |
| Wabaunsee | | 6885 | USD 330/ Wabaunsee East | 493.1 | \$73,306 | | \$226,223 |
| Wallace | 2 | 1749 | USD 241/ Wallace | 247.7 | \$69,295 | | \$121,567 |
| Wallace | | 1749 | USD 242/ Weskan | 125.5 | \$75,009 | | \$139,025 |
| Washington | 4 | 6483 | **USD 221/ North Central | 119.0 | \$37,500 | | \$111,639 |
| Washington | | 6483 | USD 222/ Washington | 335.0 | \$77,316 | | \$167,049 |
| Washington | | 6483 | USD 223/ Barnes | 365.8 | \$75,622 | | \$193,639 |
| Washington | | 6483 | USD 224/ Clifton-Clyde | 336.5 | \$72,000 | | \$158,662 |

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* The General Administration amount includes certified and noncertified salaries, employee benefits, purchase of professional and technology services, insurance, communication, supplies, equipment, and other e:
 ** Superintendents serving more than one school district:

- USD 406/ 486
- USD 221/455
- USD 425/433
- USD 278/279

HOUSE BILL No. 2210

By Representative Decker

2-5

9 AN ACT concerning school districts; relating to the consolidation of ad- into countywide
10 ministrative services; concerning consolidation of small school districts; concerning capital improvements;
11 amending K.S.A. 72-8202b and repealing the existing section.
12

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

14 New Section 1. (a) On or before July 1, ~~2005~~ 2004, school districts in a
15 county having a population of 10,000 or less and which has two or more
16 school districts within the county boundaries shall consolidate adminis-
17 trative services.

18 (b) The superintendent's office shall be located in the county seat of
19 such county.

20 (c) School districts which are located in more than one county shall
21 be considered to be part of the county where the majority of the land
22 lying within the boundaries of such county is located.

23 (d) The boards of education of any two or more school districts which
24 are required to consolidate administrative services pursuant to subsection
25 (a) are hereby authorized to enter into agreements to form a consolidated
26 administrative service.

27 (e) For the purposes of conducting business, such consolidated ad-
28 ministrative services shall be known as "administrative school services of
29 _____ County," filling in the blank with the name of the
30 county where such services are located.

31 ~~New Sec. 2. (a) At any time after July 1, 2005, any school district~~
32 ~~which has an enrollment of 125 or less shall consolidate with the school~~
33 ~~district which is in the closest proximity to such school district to form~~
34 ~~one consolidated unified school district.~~

35 (b) The state board shall issue an order establishing the unified school
36 district. Such order shall assign a number and describe the boundaries of
37 such district.

38 New Sec. 3. (a) The boards of education of any two or more school
39 districts which are required to consolidate pursuant to section 2, and
40 amendments thereto, are hereby authorized to enter into agreements to
41 form one consolidated unified school district. The territory of the con-
42 solidated unified school district shall be all of the territory of the school
43 districts being consolidated. The agreement shall provide for school board

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1 representation from each of the former school districts.
 2 (b) The election of board members at the next following school elec-
 3 tion shall be by the method of election and voting plan provided in the
 4 agreement for the consolidated unified school district, and at such elec-
 5 tion seven new board members shall be elected. The four candidates
 6 receiving the highest number of votes at the general school election shall
 7 serve as board members for four-year terms commencing on the July 1
 8 following such election and the three candidates receiving the next high-
 9 est number of votes shall serve for two-year terms commencing on the
 10 July 1 following such election, except where a member-district method
 11 of election is in effect in which case persons elected to even-numbered
 12 board member positions shall serve for two-year terms commencing on
 13 the July 1 following such election and persons elected to odd-numbered
 14 member positions shall serve for four-year terms commencing on the July
 15 1 following such election. Thereafter at school elections in odd-numbered
 16 years board members shall be elected to serve for four-year terms.

17 (c) The newly elected board members of the consolidated unified
 18 school district shall be responsible for decisions regarding school building
 19 closures and administrative downsizing.

20 New Sec. 4. Upon the consolidation of school districts the consoli-
 21 dated unified school district shall assume and agree to pay all of the
 22 bonded indebtedness of the former school districts of which it is com-
 23 prised, unless the agreement to consolidate provides otherwise as here-
 24 inafter provided. Any consolidation agreement entered into under au-
 25 thority of this act may provide that in lieu of the consolidated unified
 26 school district assuming the bonded indebtedness of the school districts
 27 being disorganized. If such agreement provides for bonded indebtedness
 28 to remain a charge upon the territory of the school districts being disor-
 29 ganized, the provisions of K.S.A. 10-119, and amendments thereto, shall
 30 apply with the date of the disorganization of such school districts being
 31 the date to be used in making such application.

32 New Sec. 5. The assets of the school districts being consolidated shall
 33 be transferred to the consolidated unified school district on a day agreed
 34 upon in the consolidation agreement. The property, records and all funds
 35 on hand and to be collected of each of the school districts being consoli-
 36 dated shall be turned over and paid to the consolidated unified school
 37 district and shall become the property of the consolidated unified school
 38 district, and the consolidated unified school district shall thereupon be
 39 entitled to possession thereof. The consolidated unified school district
 40 shall thereupon become liable for and pay all lawful debts of the school
 41 districts which were consolidated except as may be otherwise provided
 42 by the consolidation agreement for bonded indebtedness. It shall be the
 43 duty of all county officers and officers of the school districts being con-

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1 ~~consolidated to transfer the funds (including state foundation finance funds~~
 2 ~~and funds collected from state aid, taxes, interests, and penalties subse-~~
 3 ~~quent to such consolidation), records and property of the school districts~~
 4 ~~being consolidated in accordance with the provisions of this section and~~
 5 ~~the consolidation agreement. Any county treasurer or school district of-~~
 6 ~~ficer or former officer having in such person's possession any property,~~
 7 ~~records or funds of any of the school districts being consolidated who~~
 8 ~~shall fail or refuse to turn over such property, records or funds to the~~
 9 ~~consolidated unified school district shall be ordered to do so by the state~~
 10 ~~board.~~

11 New Sec. 6. Upon mutual agreement of any employee of a disorgan-
 12 ized district and the board of education of any district to which territory
 13 of the disorganized district is attached, such employee shall become an
 14 employee of the board of education. The contract of any such employee
 15 shall be mutually agreed to by the board and the employee. All such
 16 employees shall retain all retirement benefits which had accrued to or
 17 ~~vested in such employees prior to the date of consolidation.~~

18 Sec. 7. K.S.A. 72-8202b is hereby amended to read as follows: 72-
 19 8202b. (a) *Except as provided further*, the board of education of each
 20 school district shall appoint a superintendent of schools for a term of not
 21 more than three (3) years. The board may appoint one or more assistant
 22 superintendents of schools, supervisors and principals for terms of not
 23 more than three (3) years. The board may give any assistant superinten-
 24 dent of schools the title of "assistant superintendent of schools," "deputy
 25 superintendent of schools" or "associate superintendent of schools." No
 26 person employed under the authority of this section shall be a member
 27 of the board. The superintendent, any assistant superintendents, super-
 28 visors and principals shall receive compensation fixed by the board.

29 (b) In the event that a vacancy occurs in the office of superintendent
 30 of schools, the board shall promptly fill such vacancy. Such a vacancy may
 31 either be filled by appointment of an acting superintendent of schools,
 32 or may be filled by appointment of a superintendent of schools as spec-
 33 ified in subsection (a).

34 (c) The superintendent of schools shall have charge and control of
 35 the public schools of the school district, subject to the orders, rules and
 36 regulations of the board of education.

37 (d) (1) *The board of education of each school district which is a part*
 38 *of the consolidated administrative services pursuant to section 1, and*
 39 *amendments thereto, shall appoint two members to serve on a committee*
 40 *to oversee the consolidated administration of the districts. The committee*
 41 *shall appoint a superintendent of schools for a term of not more than three*
 42 *years. The committee may appoint one or more assistant superintendents*
 43 *of schools for terms of not more than three years. Any appointments by*

New Sec. 2. (a) The provisions of this section shall apply only if a school district is disorganized in accordance with article 73 of chapter 72 of the Kansas Statutes Annotated, and amendments thereto, and if all the territory in the county which comprised such disorganized district is attached to a single countywide school district.

(b) For the purposes of the school district finance and quality performance act, and notwithstanding any provision of the act to the contrary, state financial aid for any school district to which this subsection applies, shall be computed by the state board of education as follows:

(1) Determine the amount in the school year preceding the school year in which the attachment of territory is effectuated of the state financial aid of each of the former districts of which the enlarged district is composed;

(2) add the amounts determined under subsection (b)(1). If the attachment is effectuated prior to July 1, 2006, the sum is the state financial aid of the district for the school year in which the attachment is effectuated. For the next succeeding three school years, the state financial aid shall be the greater of: (1) The amount received in the preceding school year; or (2) the amount the district would receive under the school district finance and quality performance act. If the attachment is effectuated on or after July 1, 2006, the sum is the state financial aid of the district for the school year in which the attachment is effectuated. For the next school year, the state financial aid shall be the greater of: (1) The amount received in the preceding school year; or (2) the amount the district would receive under the school district finance and quality performance act.

[continued on next page]

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1 the committee shall be approved by the board of each district in such
 2 consolidated county. The committee may give any assistant superinten-
 3 dent of schools the title of "assistant superintendent of schools," "deputy
 4 superintendent of schools" or "associate superintendent of schools." Each
 5 individual board shall continue to employ principals. No person employed
 6 under the authority of this section shall be a member of the board of any
 7 school district. The superintendent and any assistant superintendents
 8 shall receive compensation fixed by the committee and approved by the
 9 board of each district in such consolidated county.

10 (2) In the event that a vacancy occurs in the office of superintendent
 11 of schools, the committee shall promptly fill such vacancy. Such a vacancy
 12 may either be filled by appointment of an acting superintendent of schools,
 13 or may be filled by appointment of a superintendent of schools as specified
 14 in paragraph (1).

15 (3) The superintendent of schools in a county with consolidated ad-
 16 ministrative services shall have charge and control of the public schools
 17 in each of the school districts, subject to the orders, rules and regulations
 18 of each board of education.

19 Sec. 8. K.S.A. 72-8202b is hereby repealed.

20 Sec. 9. This act shall take effect and be in force from and after its
 21 publication in the statute book.

New Sec. 3. On and after July 1, 2003, except as provided in subsection (b), school districts which reorganize into a single countywide school district are not entitled to receive payments from the school district capital improvements fund, pursuant to K.S.A. 75-2319, and amendments thereto, for any general obligation bonds issued after July 1, 2003. Such school districts are entitled to receive annual payments from the school district capital improvements fund for outstanding bonds on June 30, 2003 in an amount determined by the state board of education as provided in subsection (b) of K.S.A. 75-2319, and amendments thereto, sufficient to retire such bonds and to pay the interest thereon.

(b) On and after July 1, 2003, school districts which reorganize into a single countywide school district are entitled to receive payments from the school district capital improvements fund, pursuant to K.S.A. 75-2319, and amendments thereto, for any general obligation bonds issued after July 1, 2003, if such school district has first presented to and received approval for the plan to purchase or improve a site or sites, construct, furnish, equip, repair, remodel or make additions to buildings necessary for school district purposes or issue bonds therefor from the joint committee on state building construction. The plan shall include information on long-term demographics; available space in area school buildings or school districts; potential growth or decline of the area; new construction of buildings in the area; sustained growth of student population; and financial condition of the school district, including but not limited to, the amount of debt of such district. Such school district shall further advise and consult on such capital improvement project with the committee.

Renumber remaining sections accordingly.

HOUSE BILL No. 2210

By Representative Decker

2-5

9 AN ACT concerning school districts; relating to the consolidation of ad-
10 ministrative services; concerning consolidation of small school districts; into countywide
11 amending K.S.A. 72-8202b and repealing the existing section.
12

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

14 New Section 1. (a) On or before July 1, ~~2005~~ school districts in a 2004
15 county having a population of 10,000 or less and which has two or more
16 school districts within the county boundaries shall consolidate adminis-
17 trative services.

18 (b) The superintendent's office shall be located in the county seat of
19 such county.

20 (c) School districts which are located in more than one county shall
21 be considered to be part of the county where the majority of the land
22 lying within the boundaries of such county is located.

23 (d) The boards of education of any two or more school districts which
24 are required to consolidate administrative services pursuant to subsection
25 (a) are hereby authorized to enter into agreements to form a consolidated
26 administrative service.

27 (e) For the purposes of conducting business, such consolidated ad-
28 ministrative services shall be known as "administrative school services of
29 _____ County," filling in the blank with the name of the
30 county where such services are located.

31 ~~New Sec. 2. (a) At any time after July 1, 2005, any school district~~
32 ~~which has an enrollment of 125 or less shall consolidate with the school~~
33 ~~district which is in the closest proximity to such school district to form~~
34 ~~one consolidated unified school district.~~

35 (b) The state board shall issue an order establishing the unified school
36 district. Such order shall assign a number and describe the boundaries of
37 such district.

38 New Sec. 3. (a) The boards of education of any two or more school
39 districts which are required to consolidate pursuant to section 2, and
40 amendments thereto, are hereby authorized to enter into agreements to
41 form one consolidated unified school district. The territory of the con-
42 solidated unified school district shall be all of the territory of the school
43 districts being consolidated. The agreement shall provide for school board

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1 representation from each of the former school districts.
 2 (b) The election of board members at the next following school elec-
 3 tion shall be by the method of election and voting plan provided in the
 4 agreement for the consolidated unified school district, and at such elec-
 5 tion seven new board members shall be elected. The four candidates
 6 receiving the highest number of votes at the general school election shall
 7 serve as board members for four-year terms commencing on the July 1
 8 following such election and the three candidates receiving the next high-
 9 est number of votes shall serve for two-year terms commencing on the
 10 July 1 following such election, except where a member district method
 11 of election is in effect in which case persons elected to even-numbered
 12 board member positions shall serve for two-year terms commencing on
 13 the July 1 following such election and persons elected to odd-numbered
 14 member positions shall serve for four-year terms commencing on the July
 15 1 following such election. Thereafter at school elections in odd-numbered
 16 years board members shall be elected to serve for four-year terms.

17 (c) The newly elected board members of the consolidated unified
 18 school district shall be responsible for decisions regarding school building
 19 closures and administrative downsizing.

20 New Sec. 4. Upon the consolidation of school districts the consoli-
 21 dated unified school district shall assume and agree to pay all of the
 22 bonded indebtedness of the former school districts of which it is com-
 23 prised, unless the agreement to consolidate provides otherwise as here-
 24 inafter provided. Any consolidation agreement entered into under au-
 25 thority of this act may provide that in lieu of the consolidated unified
 26 school district assuming the bonded indebtedness of the school districts
 27 being disorganized. If such agreement provides for bonded indebtedness
 28 to remain a charge upon the territory of the school districts being disor-
 29 ganized, the provisions of K.S.A. 10-119, and amendments thereto, shall
 30 apply with the date of the disorganization of such school districts being
 31 the date to be used in making such application.

32 New Sec. 5. The assets of the school districts being consolidated shall
 33 be transferred to the consolidated unified school district on a day agreed
 34 upon in the consolidation agreement. The property, records and all funds
 35 on hand and to be collected of each of the school districts being consoli-
 36 dated shall be turned over and paid to the consolidated unified school
 37 district and shall become the property of the consolidated unified school
 38 district, and the consolidated unified school district shall thereupon be
 39 entitled to possession thereof. The consolidated unified school district
 40 shall thereupon become liable for and pay all lawful debts of the school
 41 districts which were consolidated except as may be otherwise provided
 42 by the consolidation agreement for bonded indebtedness. It shall be the
 43 duty of all county officers and officers of the school districts being con-

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1 ~~consolidated to transfer the funds (including state foundation finance funds~~
 2 ~~and funds collected from state aid, taxes, interests, and penalties subse-~~
 3 ~~quent to such consolidation), records and property of the school districts~~
 4 ~~being consolidated in accordance with the provisions of this section and~~
 5 ~~the consolidation agreement. Any county treasurer or school district of-~~
 6 ~~ficer or former officer having in such person's possession any property,~~
 7 ~~records or funds of any of the school districts being consolidated who~~
 8 ~~shall fail or refuse to turn over such property, records or funds to the~~
 9 ~~consolidated unified school district shall be ordered to do so by the state~~
 10 ~~board.~~

11 New Sec. 6. Upon mutual agreement of any employee of a disorgan-
 12 ized district and the board of education of any district to which territory
 13 of the disorganized district is attached, such employee shall become an
 14 employee of the board of education. The contract of any such employee
 15 shall be mutually agreed to by the board and the employee. All such
 16 employees shall retain all retirement benefits which had accrued to or
 17 ~~vested in such employees prior to the date of consolidation.~~

18 Sec. 7. K.S.A. 72-8202b is hereby amended to read as follows: 72-
 19 8202b. (a) *Except as provided further*, the board of education of each
 20 school district shall appoint a superintendent of schools for a term of not
 21 more than three (3) years. The board may appoint one or more assistant
 22 superintendents of schools, supervisors and principals for terms of not
 23 more than three (3) years. The board may give any assistant superinten-
 24 dent of schools the title of "assistant superintendent of schools," "deputy
 25 superintendent of schools" or "associate superintendent of schools." No
 26 person employed under the authority of this section shall be a member
 27 of the board. The superintendent, any assistant superintendents, super-
 28 visors and principals shall receive compensation fixed by the board.

29 (b) In the event that a vacancy occurs in the office of superintendent
 30 of schools, the board shall promptly fill such vacancy. Such a vacancy may
 31 either be filled by appointment of an acting superintendent of schools,
 32 or may be filled by appointment of a superintendent of schools as spec-
 33 ified in subsection (a).

34 (c) The superintendent of schools shall have charge and control of
 35 the public schools of the school district, subject to the orders, rules and
 36 regulations of the board of education.

37 (d) (1) *The board of education of each school district which is a part*
 38 *of the consolidated administrative services pursuant to section 1, and*
 39 *amendments thereto, shall appoint two members to serve on a committee*
 40 *to oversee the consolidated administration of the districts. The committee*
 41 *shall appoint a superintendent of schools for a term of not more than three*
 42 *years. The committee may appoint one or more assistant superintendents*
 43 *of schools for terms of not more than three years. Any appointments by*

New Sec. 2. (a) The provisions of this section shall apply only if a school district is disorganized in accordance with article 73 of chapter 72 of the Kansas Statutes Annotated, and amendments thereto, and if all the territory in the county which comprised such disorganized district is attached to a single countywide school district.

(b) For the purposes of the school district finance and quality performance act, and notwithstanding any provision of the act to the contrary, state financial aid for any school district to which this subsection applies, shall be computed by the state board of education as follows:

(1) Determine the amount in the school year preceding the school year in which the attachment of territory is effectuated of the state financial aid of each of the former districts of which the enlarged district is composed;

(2) add the amounts determined under subsection (b)(1). The sum is the state financial aid of the district for the school year in which the attachment is effectuated through June 30, 2007. If the amount the district would receive under the school district finance and quality performance act is greater than such sum, the district shall receive the amount the district would receive under the school district finance and quality performance act.

Renumber remaining sections accordingly.

1 *the committee shall be approved by the board of each district in such*
2 *consolidated county. The committee may give any assistant superinten-*
3 *dent of schools the title of "assistant superintendent of schools," "deputy*
4 *superintendent of schools" or "associate superintendent of schools." Each*
5 *individual board shall continue to employ principals. No person employed*
6 *under the authority of this section shall be a member of the board of any*
7 *school district. The superintendent and any assistant superintendents*
8 *shall receive compensation fixed by the committee and approved by the*
9 *board of each district in such consolidated county.*

10 (2) *In the event that a vacancy occurs in the office of superintendent*
11 *of schools, the committee shall promptly fill such vacancy. Such a vacancy*
12 *may either be filled by appointment of an acting superintendent of schools,*
13 *or may be filled by appointment of a superintendent of schools as specified*
14 *in paragraph (1).*

15 (3) *The superintendent of schools in a county with consolidated ad-*
16 *ministrative services shall have charge and control of the public schools*
17 *in each of the school districts, subject to the orders, rules and regulations*
18 *of each board of education.*

19 Sec. 8. K.S.A. 72-8202b is hereby repealed.

20 Sec. 9. This act shall take effect and be in force from and after its
21 publication in the statute book.

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