

MINUTES OF THE SENATE EDUCATION COMMITTEE.

The meeting was called to order by Chairperson Umbarger at 1:35 on January 16, 2003 in Room 123-S of the Capitol.

All members were present except: Senator Corbin, excused

Committee staff present: Carolyn Rampey, Legislative Research
Kathie Sparks, Legislative Research
Theresa Kiernan, Revisor of Statutes
Judy Steinlicht, Secretary

Conferees appearing before the committee: Richard L. "Dick" Bond
Donna L. Shank
James R. Grier III

Others attending: See Attached List

Confirmation review on Board of Regents: Richard L. "Dick" Bond, Donna L. Shank and James R. Grier III.

Each new appointee to the Board of Regents provided copies of their Senate Confirmation Information Summary and each spoke to the Committee regarding their qualifications and desire to serve on the Board of Regents and all asked for the support of each member of the Committee. Discussion with Committee members followed each presentation.

Senate Confirmation Information Summary for Richard L. "Dick" Bond. ([Attachment 1](#))

Senate Confirmation Information Summary for Donna L. Shank. ([Attachment 2](#))

Senate Confirmation Information Summary for James R. Grier III. ([Attachment 3](#))

The meeting was adjourned at 2:30 p.m. The next meeting is scheduled at 2:30 p.m. Tuesday, January 21, 2003.

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

Appointee: Richard L. "Dick" Bond

Position: Member, Board of Regents

Appointment Date: Upon confirmation by Senate Expiration Date 6/30/2006 Term four years

Statutory Authority: KSA 74-3202a Party Affiliation: Republican

- Statutory geographic representation requirements (*indicate any that apply*):
 - Congressional District: Third
 - County: _____
 - Size requirement (*if any*): _____
 - Other, specify: _____

➤ Statutory party affiliation requirement: No more than 5 members from the same political party.

➤ Statutory industry or occupation requirements Graduate of University of Kansas; assigned to Community Colleges and Vocational/Technical Education Commission

Salary _____ Predecessor: Clay C. Blair III

Board Composition Prior to Confirmation of New Appointee:

(SEE ATTACHED LIST)

*Senate Education
1-16-03
Attachment 1*

Kansas Board of Regents

Member Name	County	Party	CD	Occupational Industry	Expiration Date	
* Blair	Clay	Johnson	R	3	Community College/Vo-Tech Ed. Commission; Univ of KS graduate	06/30/2002
Clark	Stephen	Sedgwick	R	4	Public Universities Commission; WSU graduate	06/30/2002
DeBauge	Janice	Lyon	D	1	Higher Ed Coordination Commission; SMU graduate	06/30/2003
Docking	William	Cowley	D	4	Public Universities Commission; University of Kansas graduate	06/30/2005
Ferguson	Lewis	Shawnee	U	2	Higher Ed. Coord. Commission; University of Oklahoma graduate	06/30/2005
Hampton	Floris Jean	Ford	R	1	Community College/Vo Tech Commission; College of Emporia graduate	06/30/2002
Kerr	Fred	Pratt	R	1	Higher Ed Coordination Commission; Oklahoma State University graduate	06/30/2003
Wempe	Jack	Rice	D	1	Community College/Vo Tech Ed Commission; Rockhurst graduate	06/30/2003
Wynn	Deryl	Wyandotte	U	3	Public Universities; Emporia State University graduate	06/30/2005

* Indicates member being replaced

GOVERNOR'S APPOINTEES ONLY

**Article 32.—HIGHER EDUCATION
COORDINATION; STATE BOARD OF
REGENTS**

Revisor's Note:

The state board of regents was reconstituted by 1999 Senate Bill No. 345, see L. 1999, ch. 147. The reconstituted state board retained all of the powers, duties and functions of the former state board of regents and was given additional authority to supervise and coordinate the entire system of postsecondary education in Kansas.

Cross References to Related Sections:

Supervision of community colleges, see ch. 71.

Supervision of vocational education schools and technical colleges, see ch. 72, art. 44.

Supervision and administration of adult education programs, see ch. 72, art. 45.

Regulation of proprietary schools, see ch. 72, art. 49.

Municipal university, state aid, see ch. 72, art. 65. Out-district tuition, see ch. 13, art. 13a.

Management and operation of state educational institutions, see ch. 76, art. 7.

Provision for establishment, composition and duties, see Kan. Const. art. 6, §§ 2, 3.

74-3201.

History: L. 1925, ch. 259, § 1; L. 1939, ch. 289, § 1; L. 1982, ch. 347, § 39; L. 1995, ch. 241, § 12; Repealed, L. 1999, ch. 147, § 132; July 1.

74-3201a. Kansas higher education coordination act; citation and purpose. (a) This act shall be known and may be cited as the Kansas higher education coordination act.

(b) The purpose of this act is to provide for the general improvement of postsecondary education in the state of Kansas and to provide leadership, supervision and coordination for postsecondary educational institutions so that enhanced accessibility, quality, excellence, accountability, research and service may be achieved in the postsecondary educational system for Kansas residents through the efficient and effective utilization and concentration of all available resources and the elimination of costly and undesirable duplication in program and course offerings, faculties and physical facilities at postsecondary educational institutions.

History: L. 1999, ch. 147, § 1; May 20.

74-3201b. Definitions. As used in the Kansas higher education coordination act:

(a) "State board of regents" or "state board" means the state board of regents provided for in the constitution of this state and established by K.S.A. 2001 Supp. 74-3202a, and amendments thereto, except as otherwise specifically provided in this act.

(b) "State educational institution" means any state educational institution, as defined in K.S.A. 76-711, and amendments thereto.

(c) "Municipal university" means Washburn university of Topeka.

(d) "Community college" means any community college established under the laws of this state.

(e) "Technical college" means any technical college established under K.S.A. 72-4468, and amendments thereto.

(f) "Vocational education school" means any area vocational school or area vocational-technical school established under the laws of this state.

(g) "Public university" means any state educational institution.

(h) "Postsecondary educational institution" means any public university, municipal university, community college, technical college and vocational education school, and includes any entity resulting from the consolidation or affiliation of any two or more of such postsecondary educational institutions.

(i) "Proprietary school" means any proprietary school as defined in K.S.A. 72-4919, and amendments thereto. The term proprietary school does not include within its meaning any school or educational institution specifically exempted from the definition of proprietary school by the provisions of K.S.A. 72-4920, and amendments thereto.

(j) "Adult basic education program" and "adult supplementary education program" have the meanings respectively ascribed thereto in K.S.A. 72-4517, and amendments thereto.

(k) "Representative of a postsecondary educational institution" means any person who is the holder of an associate degree, a bachelor's degree, or a certificate of completion awarded by a postsecondary educational institution.

History: L. 1999, ch. 147, § 2; L. 2001, ch. 26, § 1; March 29.

74-3202.

History: L. 1925, ch. 259, § 3; L. 1939, ch. 289, § 2; L. 1974, ch. 348, § 63; Repealed, L. 1999, ch. 147, § 132; July 1.

74-3202a. State board of regents; establishment; composition; appointment; terms; qualifications; meetings; compensation and expenses. (a) There is established the state board of regents. The state board of regents shall be composed of nine members appointed by the governor, subject to confirmation by the sen-

ate as provided in K.S.A. 2601, and amendments thereto. Except as appointed to the state board to exercise any power, duty or of the state board until each member shall hold office for a term of four years, except as provided in subsection (b)(4). Terms of members shall not exceed one year. No person shall serve more than one term. The term limitation shall not include any person appointed in accordance with subsection (b)(4).

(b) (1) One member of the state board of regents shall be a resident of the district with the remaining members shall reside in the same congressional districts shall be a member of the state board of regents. The remainder of the members shall be a resident of the same political party.

(2) At no time shall more than one member of the state board of regents be a member of the same political party.

(3) At no time shall an elected official or an officer of a postsecondary educational institution be a member of the state board of regents.

(4) The first members of the state board of regents established under this act shall be appointed by the governor on or before July 1, 2001. Of such members, three shall have a term of four years, three shall have a term of three years, and three shall have a term of two years.

(c) The members of the state board of regents shall meet and organize annually. One member shall be a member as chairperson, except as otherwise provided. The first chairperson shall designate the first chairperson of the state board from among the first members of the state board.

(d) Members of the state board of regents attending meetings of the state board or a subcommittee meeting of the state board, shall be paid for their expenses, including travel, subsistence allowances, mileage and other expenses, as provided in K.S.A. 75-3202, and amendments thereto, for members of the state board of regents.

History: L. 1999, ch. 147, § 1; March 29.

ate as provided in K.S.A. 75-4315b, and amendments thereto. Except as provided by K.S.A. 46-2601, and amendments thereto, no person appointed to the state board of regents shall exercise any power, duty or function as a member of the state board until confirmed by the senate. Each member shall hold office for a term of four years, except as provided in subsection (b) for the first members appointed to the state board, and until a successor is appointed and confirmed. Terms of members shall expire on June 30. No person shall serve more than two terms of office as a member of the state board, except that this limitation shall not include the first term of office of any person appointed and qualified in accordance with subsection (b)(4).

(b) (1) One member of the state board of regents shall be a resident of each congressional district with the remaining members appointed from among all residents of Kansas, except that no two members shall reside in the same county at the time of appointment. Subsequent redistricting of congressional districts shall not disqualify any member of the state board from service for the remainder of the member's term of office.

(2) At no time shall more than five members of the state board of regents be members of the same political party.

(3) At no time shall any person who is an elected official or an officer or employee of any postsecondary educational institution be a member of the state board of regents.

(4) The first members of the state board of regents established under this section shall be appointed by the governor on or before July 1, 1999. Of such members, three shall have a term of office of four years, three shall have a term of office of three years, and three shall have a term of office of two years.

(c) The members of the state board of regents shall meet and organize annually by electing one member as chairperson, except that the governor shall designate the first chairperson of the state board from among the first members appointed.

(d) Members of the state board of regents attending meetings of the state board, or attending a subcommittee meeting thereof authorized by the state board, shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature.

History: L. 1999, ch. 147, § 3; May 20.

74-3202b. Same; meetings; quorum.

The state board of regents shall meet at least quarterly each year in Topeka on dates fixed by the state board. Special meetings may be held upon the call of the chairperson or upon the petition to the chief executive officer of the state board by five members of the board, the date and place of all special meetings to be designated in the call. Five members of the state board shall constitute a quorum for the transaction of business but less than five members may adjourn any regular or special meeting to a definite time and place.

History: L. 1999, ch. 147, § 4; May 20.

74-3202c. Same; powers, duties and functions; preservation of certain powers, duties and functions of community college boards of trustees.

(a) In the exercise of its leadership role, the state board of regents shall be an advocate for the provision of adequate resources and sufficient authority for all postsecondary educational institutions so that each postsecondary educational institution can realize, within its prescribed mission, role and scope, its full potential to the benefit of the students who attend such postsecondary educational institution and to the benefit of all Kansas residents in terms of receiving the benefits of a highly educated and vocationally trained populace.

(b) In addition to other duties and functions prescribed by law, the state board of regents shall:

(1) Adopt, from time to time amend, revise or modify, and administer a comprehensive plan for coordination of higher education within this state;

(2) determine institutional roles and review institutional missions and goals;

(3) develop articulation procedures so that maximum freedom of transfer among and between postsecondary educational institutions is ensured;

(4) approve or disapprove for state funding purposes existing and proposed educational programs, courses of instruction and out-district program and course locations;

(5) review budget requests and requests for state funding of postsecondary educational institutions and present a unified budget for higher education to the governor and the legislature each year;

(6) approve core indicators of quality performance for postsecondary educational institutions after considering core indicators recom-