

MINUTES OF THE SENATE EDUCATION COMMITTEE.

The meeting was called to order by Chairperson Senator Dwayne Umbarger at 1:42 p.m. on March 17, 2003 in Room 123-S of the Capitol.

All members were present except: Senators Hensley & 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: Theresa Kiernan, Revisor of Statutes

Others attending: See Attached List

Senator Umbarger expressed concern with the number of Senate bills that are still in House committees. He is trying to get confirmation from the House committees that these bills will get a hearing.

Theresa Kiernan, Revisor of Statutes, reviewed the bills awaiting final action: **HB2004** reconciles the definition of juvenile detention facility; **HB2008** concerns proprietary schools and the fees for certification and registration; **HB2009** would increase the maximum amount of fees charged by the Board of Regents for issuance or duplication of GED credentials; **HB2179** repeals KSA 25-1904 relating to members of the State Board of Education; and **HB2231** which concerns fees for pre-school programs.

HB2179—Prohibiting a state officer or employee from being a member of the State Board of Education

Theresa Keirnan presented an amendment to **HB2179** that was requested by Kansas Association of School Boards that would, instead of eliminating the entire section KSA 25-1904, it would just prohibit an officer or employee of a school district from being a member of the State Board of Education. ([Attachment 1](#))

Senator Vratil made a motion to approve the proposed amendment by KASB. Seconded by Senator Teichman. Senator Downey made a substitute motion to return **HB2179** to its original form. Seconded by Senator Lee. After an extended discussion regarding conflict of interest, Theresa offered that she had information that she could make available for members of the Committee. Senator Downey withdrew her motion and Senator Lee withdrew her second of the substitute motion. A vote was taken on the original motion by Senator Vratil to approve the amendment proposed by KASB. The motion failed with 4 nays, 3 yeas and 2 abstaining.

HB2231—Allowing school districts to charge a fee for preschools; certain limitations

Theresa Kiernan explained an amendment to **HB2231**. The amendment would delete 72-8236 and amend the correct section 72-67,115 to authorize school districts to charge fees for preschool programs. ([Attachment 2](#))

Senator Downey made a motion to accept the amendment to **HB2231** as proposed. Seconded by Senator Teichman. Motion carried.

HB 2004, HB 2008, HB 2009 have no amendments. Chairman Umbarger wishes to hold final action on these bills in the event the Committee needs to amend information into these bills from the Senate bills which have not been passed out of House committees. Meeting adjourned at 2:25 p.m. The next meeting is March 18, 2003, at 1:00 p.m. in Room 123S.

SENATE EDUCATION COMMITTEE GUEST LIST

DATE - 3-17-03

<u>NAME</u>	<u>REPRESENTING</u>
Kent Hahn	USA
Jacque Daker	SQE
Doug Bowman	CCECOS
Christy Lewing	KNEA
DICK CARTER	KBOR
Amando Golbeck	KBOR
Michael Hoop	Sun. Lee
Elaine Frisbie	Div. of the Budget
Diane Gjerstad	Wichita Public Schools
Mark Desetti	KNEA
Denny Apt	
Mark Tallman	KFSB

(KASB)
HB 179

25-1904

Chapter 25.--ELECTIONS

Article 19.--STATE BOARD OF EDUCATION MEMBER ELECTIONS

25-1904. Disqualification for office. No state, school district or community junior college officer or employee shall be a member of the state board of education.

History: L. 1968, ch. 157, § 4; April 30.

Senate Education
3-17-03
Attachment 1

Proposed Amendment to HB 2231
(As Amended by House Committee)

On page 1, by striking all in lines 14 through 43;

On page 2, by striking all in lines 1 through 4 and inserting:

"Section 1. K.S.A. 72-67,115 is hereby amended to read as follows: 72-67,115. (a) The board of any-unified education of any school district may:

(1) Offer and teach courses and conduct preschool programs for children under the age provided-by-law-for-enrollment-in of eligibility to attend kindergarten.

(2) Enter into cooperative or interlocal agreements with one or more other boards for the establishment, operation and maintenance of such preschool programs.

(3) Contract with private, nonprofit corporations or associations or with any public or private agency or institution, whether located within or outside the state, for the establishment, operation and maintenance of such preschool programs.

(4) Prescribe and collect fees for providing such preschool programs.

(b) Fees for providing preschool programs shall be prescribed and collected only to recover the costs incurred as a result of and directly attributable to the establishment, operation and maintenance of the preschool programs. Revenues from fees collected by a board under this section shall be deposited in the general fund of the school district and shall be considered reimbursements to the district for the purpose of the school district finance and quality performance act and may be expended whether the same have been budgeted or not and amounts so expended shall not be considered operating expenses.

Sec. 2. K.S.A. K.S.A. 72-67,115 is hereby repealed.";

In the title, by striking all in lines 10 and 11 and inserting:

"AN ACT concerning the powers and duties of local boards of education; relating to preschool programs; amending K.S.A. 72-67,115 and repealing the existing section."