

MINUTES OF THE SENATE EDUCATION COMMITTEE

The meeting was called to order by Chairman Dwayne Umbarger at 1:36 p.m. on February 23, 2004 in Room 123-S of the Capitol.

All members were present except:
Senator Anthony Hensley (excused)

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

Conferees appearing before the committee:
Theresa Kiernan, Revisor of Statutes
Neal Shelley, Concerned Patron
Mark Desetti, Kansas National Teachers Association
Jeff Wagaman, State Treasurer's Office
Melissa Hunsicker Walburn, State Treasurer's Office

Others attending:
See Attached List

SB 293--School safety and security act; weapon, defined

Senator Lyon told the committee that he introduced **SB293** on behalf of a constituent. He introduced Mr. Neal Shelley who did a considerable amount of research to determine a refined description of a weapon and what is and isn't prohibited from being carried into the schools.

Theresa Kiernan described the current law defining a weapon as "any weapon which will or is designed to or may readily be converted to expel a projectile by the action of an explosive." The concern is with the language on page 1, lines 42 & 43 regarding the restriction of the size of the bore.

Mr. Neal Shelley, a concerned patron believes the current law has some loopholes that need to be addressed. The purpose of **SB293** is to make school children safer. He believes there is room for further improvement in the language and he has proposed language for further amendments. ([Attachment 1](#))

Mark Desetti, KNEA, spoke in favor of **SB293**. Mark stated that he does not know what the amendments are that Mr. Shelly is proposing so he is speaking on behalf of KNEA as the bill reads now. He believes the amendment to change some of the definition in the weapons in the school safety and security act is both simple and a matter of common sense. The size of the bore of a barrel is irrelevant to a child who might be struck by a projectile propelled from that barrel. ([Attachment 2](#))

In discussion, the committee talked about a whole new generation of "weapons" on the market today. Mark Desetti, reading the new amendments for the first time, believes the new proposed language by Mr. Shelley defining "weapons" would cover most of what is on the market today. The committee discussed items that could be used as a weapon that would never be conceived as a weapon, such as, any object that could be used to cause harm or injury. Most "weapons" brought in to a school are not actual weapons, but toys that look like real guns. Regarding the zero tolerance policy, it is felt that you would need to examine a number of other issues using a little common sense and good judgement in determining how you deal with students.

Chairman Umbarger requested that staff research the proposed amendments to see how they correspond to federal legislation and what Kansas already has in current law that might resolve some of the issues. Chairman Umbarger said he would have the bill blessed so that it can be worked at a later date.

SB 303--Learning Quest; family postsecondary education savings account; maximum account balance; tax exemption

CONTINUATION SHEET

MINUTES OF THE SENATE EDUCATION COMMITTEE at 1:36 p.m. on February 23, 2004 in Room 123-S of the Capitol.

Jeff Wagaman, Secretary Treasurer's office, quickly reviewed the Learning Quest program and the provisions of **SB303**. Melissa Hunsicker Walburn, Director of Learning Quest, addressed questions the committee asked at the February 4th hearing on **SB303**. A printout was provided with fee information for various states, information on states having incentive programs to attend in-state schools, information relating to matching grants or other savings incentives, and information regarding the tax deduction treatment in the Georgia plan. (Attachment 3)

After discussion, Senator Lee made a motion to change the income tax deduction from the original amount of \$2000 for individuals and \$4000 for married couples to \$3000 for individuals and \$6000 for married couples beginning with the tax year 2005, and to delete a change that would have allowed a maximum contribution of an amount equal to five years of undergraduate study at the highest-cost institution eligible to participate in the program. Seconded by Senator Downey. Delaying the effective date was discussed, but the proposed amendment was not changed. The motion carried.

Senator Downey made a motion to recommend **SB303** as amended favorably for passage. Seconded by Senator Emler. Motion carried.

Senator Corbin made a motion to approve the minutes for February 16, February 17 and the February 17 meeting at the rail. Seconded by Senator Schodorf. Motion carried.

The meeting was adjourned at 2:30 p.m. The next meeting is scheduled for February 24, 2004.

SENATE EDUCATION COMMITTEE GUEST LIST

DATE - 2/23/04

<u>NAME</u>	<u>REPRESENTING</u>
John Smith	
BOB LYON	
Melissa Hunsicker Walburn	State Treasurer
Peggy Nanne	- -
Scott Grates	- -
Vatalie Haag	Security Beautif Group
MARK DEBETTI	KNEA
Dusti Hardison	Little Government Relations
John Fogliasso	Pitt State - Student Gov.
Angela Meyer	Pitt State - Student Gov.
Elaine Frisbie	Pr. of Budget
Denise Ayl	U.S.D. # 500
Bill Brady	Am. Century
John Peteyo	Kc Governmental Consulting
Val DiFonzo	SQE
Larry Geil	USD 408

Testimony on Senate Bill 293

Before the Senate Committee on Education

by Neal Shelley
February 23, 2004

Good afternoon chairman and committee members,

My name is Neal Shelley and I come before you as a proponent and as a concerned patron about Senate Bill 293.

Though the way the bill stands today leaves several loopholes that should be addressed, I believe it is a step in the right direction. I can only bring forth information that I believe is just and prudent. I would hate to see anything happen in the state of Kansas similar to what happened in Colorado several years ago. I am a Transportation Supervisor for a school district and I take the safety of all students to heart—whether it is riding a bus to and from school or being in the classroom. These days we have children that may not have the guidance at home to know right from wrong so we as elected officials, employers, mentors, and others are looked upon to teach these values. You as elected officials are looked upon to make and change laws that will make our schools safer and to make our students feel safe as they learn during the course of the day.

The bill that Senator Lyon has sponsored is a step in the right direction. I believe that there is still room for more and have proposed language for an amendment. I understand that it is easier to take many small steps instead of one large one. I see the big picture as I am within this realm. To sit outside and not speak up is for me as watching a crime in progress and not trying to stop it or call for help.

Our schools within the state are safe and should stay that way but I feel that by adopting Senate Bill 293, we can take a step to make our schools even more safe. As I have stated, I can only bring you my opinion and hope that you will react to it.

These days with heightened security within our nation and our state, I believe that not passing this amendment would be letting down our guard and the future of our up and coming youth.

If I may be of further assistance in providing any information please let me know. I would like to thank you for your time on this matter.

Senate Education
2-23-04
Attachment 1

Senate Bill No. 293

I believe that the word "Weapon" should mean the following:

- A) For the purposes of this section, "weapon" means any firearm or other weapon, device, instrument, material, material or substance, whether animate or inanimate, which in the manner it is used or is intended to be used, is known to be capable of producing death or serious bodily injury or damage.**

- B) Any weapon, which will or is designed to or may readily, be converted to expel a projectile by the act the action of an explosive or other propellant. Weapon from which may be fired or ejected any solid projectile ball, slug, pellet, missile or bullet, or any gas, vapor or other noxious thing, by means of a cartridge or shell or by the action of an explosive or the igniting of flammable or explosive substances. It shall also include, without limitation, any firearm which is in the nature of an air gun, spring gun or pistol or other weapon of similar nature in which the propelling force is a spring, elastic band, carbon dioxide, compressed or other gas or vapor, air or compressed air, or is ignited by compressed air, and ejecting a bullet or missile with sufficient force capable of producing death, serious bodily injury or damage.**

- C) Any knife, commonly referred to as a switch-blade, which has a blade that opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife, or any knife having a blade that opens or falls or is ejected into position by the force of gravity or by an outward, downward or centrifugal thrust or movement.**

Nothing is said about any fixed bladed knife referred to as a bowie knife, skinning knife, hunting knife or other.



Mark Desetti, testimony
Senate Education Committee
February 23, 2004
Senate Bill 293

Mr. Chairman, members of the committee, thank you for the opportunity to speak to you today in support of Senate Bill 293.

It seems most years that we get an amendment to change some definition in the weapons in the school safety and security act. The amendment suggested in SB 293 is, in our estimation, both simple and a matter of common sense.

It is our desire to keep our children safe from all weapons regardless of size. It seems to us that the "bore of a barrel" is irrelevant to the child who might be struck by a projectile propelled from that barrel.

The amendment simply strikes the reference to the bore:

"(5) any weapon which will, or which may be readily converted to, expel a projectile by the action of an explosive or other propellant, ~~and which has any barrel with a bore of more than 1/2 inch in diameter;~~

We ask that this committee pass out Senate Bill 293 with a favorable recommendation.

Senate Education
2-23-04
Attachment 2
Web Page: www.knea.org



STATE OF KANSAS

Lynn Jenkins, CPA
TREASURER

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TOPEKA, KANSAS 66612-1235

TELEPHONE
(785) 296-3171

February 10, 2004

Senator Dwayne Umbarger
Kansas State Capitol
300 SW 10th, Room 401-S
Topeka, KS 66612

Dear Senator Umbarger:

Attached for your review and consideration is information obtained as requested by the Senate Education Committee when Jeff Wagaman presented testimony on the Learning Quest program and its proposed legislation Senate Bill 303 on February 4, 2004. Fee information for the various states, information on states having incentive programs to attend in-state schools, information relating to matching grants or other savings incentives, and information regarding the tax deduction treatment inherent in the Georgia 529 plan was requested.

Attached you will find a spreadsheet containing aggregate estimates of the fees charged by plan administrators in other states. The information represented is based on estimates or approximations as the fees, in most cases, vary by fund or may be based on a weighted portfolio average.

I have also included for your review information relating to the other questions posed by the Committee. I have included information on two states, Minnesota and Louisiana, which have contribution matching or state-funded incentives for investors. I have also included some basic information regarding the Alaska ACT portfolio which guarantees investment performance will meet or outpace tuition inflation at the University of Alaska for beneficiaries attending the University of Alaska. Finally, there is additional information relating to how the Georgia plan treats the tax deduction offered by that state.

If you or any member of the committee have questions or need additional information, please let me know. Thank you for your time and consideration.

Sincerely,

A handwritten signature in cursive script that reads "Melissa Hunsicker Walburn".

Melissa Hunsicker Walburn
Director, Learning Quest

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Senate Education
2-23-04
Attachment 3

529 PLAN FEE COMPARISONS BY STATE

STATE	PLAN	ADMIN-ISTRATOR	ANNUAL MAINTENANCE FEE	ASSET BASED FEES
ALABAMA	Higher Education 529 Fund	Van Campen	Yes, \$10 annually for accounts with \$25,000 or less	Approximately 0.90% to 1.24% (portfolio weighted average)
	Higher Education 529 Fund (Advisor)	Van Campen	Yes, \$25 annually for accounts with \$25,000 or less	Approx. 0.90% to 1.24%, plus each share class (A, B, or C) has its own expense structure
ALASKA	Manulife College Savings	T. Rowe Price	Yes, \$30 annually for accounts with less than \$25,000 (waived with automatic contribution)	Approx. 1.30% to 2.97%
	T.Rowe Price College Savings	T. Rowe Price	Yes, \$30 annually for accounts with less than \$25,000 (fee is prorated across all accounts for the same account owner and beneficiary if the total balance of all accounts is less than \$25,000); the fee is waived with automatic bank account investments or payroll deductions or if the total balance of all accounts owned by the same account owner, regardless of the beneficiary, is at least \$75,000)	0.82% to 1.14%
	University of AK College Savings	T. Rowe Price	Yes, \$30 annually for accounts with less than \$25,000 (fee is prorated across all accounts for the same account owner and beneficiary if the total balance of all accounts is less than \$25,000); the fee is waived for investments in the ACT portfolio and with automatic bank account investments or payroll deductions or if the total balance of all accounts owned by the same account owner, regardless of the beneficiary, is at least \$75,000)	0.82% to 1.14%, 0.39 for ACT portfolio
ARIZONA	AZ Family College Savings Program	College Savings Bank	No	N/A
	AZ Family College Savings (SM&R Advisor)	Securities Research and Management	No	Approx. 0.49% to 2.10% plus each share class (A or C) has its own expense structure
	AZ Family College Savings (SM&R-Direct)	Securities Research and Management	No	Approximate range of underlying fund expenses is 0.49% to 2.10%
	Pacific Funds 529 College Savings Plan (Advisor)	Pacific Funds	No	Varies by fund and share class

	Pacific Funds 529 College Savings Plan (Direct)	Pacific Funds	No	Varies by fund and share class
	Waddell & Reed InvestED Plan	Waddell & Reed	No	Approx. 1.21% to 2.02%
ARKANSAS	GIFT College Investing Plan (Advisor)	Mercury Advisors	Yes, \$25 annually for accounts with less than \$25,000 (waived for Arkansas residents)	1.30% to 1.98% plus each share class (has its own expense structure)
	GIFT College Investing Plan (Direct)	Mercury Advisors	No	1.30% to 1.98%
CALIFORNIA	Golden State ScholarShare College Savings Trust	TIAA-CREF	No	Approximately 0.70% - 0.80%
COLORADO	CollegelInvest Scholars Choice (Advisor)	Citigroup Asset Management	Yes, \$30 annual fee is currently being waived; \$20 annual fee begins in May 2004 and will be waived for Colorado residents and accounts with at least \$2,500	Approx. 0.38% to 0.97% plus each share class has its own expense structure
	CollegelInvest Scholars Choice (Direct)	Citigroup Asset Management	Yes, \$30 annual fee is currently being waived; \$20 annual fee begins in May 2004 and will be waived for Colorado residents and accounts with at least \$2,500	0.99% - 1.09%
	CollegelInvest Stable Value Plus	Traveler's Insurance	No	Yes, 0.99%
CONNECTICUT	CT Higher Education Trust	TIAA-CREF	No	Maximum 0.79% (none for the principal plus interest option)
DELAWARE	DE College Investment Plan	Fidelity	Yes, \$30 annually for accounts with less than \$25,000 (waived with automatic contributions)	0.95% to 1.11%
DC	DC 529 College Savings Program (Advisor)	Calvert Asset Management	Yes, \$30 (reduced to \$15 for DC residents)	0.73% to 1.47% for age based options, 0.50% to 1.85% in single fund options, 0.15% for stable principal option.
	DC 529 College Savings Program (Direct)	Calvert Asset Management	Yes, \$15	0.73% to 1.47% for age based options, 0.50% to 1.85% in single fund options, 0.15% for stable principal option.
FLORIDA	FL College Investment Plan	FL Prepaid College Board	No	0.75%
GEORGIA	GA Higher Education Savings	TIAA-CREF	No	0.85% (none for the guaranteed option)
HAWAII	TuitionEDGE (Advisor)	Delaware Investments	Yes, \$25 annually for accounts with \$10,000 or less (waived for accounts for Hawaii residents)	0.95% (none for the bank savings option), and each share class (A, B, or C) has its own additional expense structure
	TuitionEDGE (Direct)	Delaware Investments	No, not for Hawaii residents	0.95% (none for the bank savings option)

IAHO	ID College Savings Program (IDeal)	TIAA-CREF	No	0.86% to 0.93
ILLINOIS	Bright Start College Savings Program	Citigroup Asset Management	No	0.99%
INDIANA	CollegeChoice 529 Plan	One Group Investments	Yes, \$10 annually for Indiana resident accounts, \$30 for non-resident accounts, or \$25 for any account converted from former Indiana 529 plan; fee is waived for accounts with \$25,000 balance or with automatic contributions; there is also a one-time state authority fee of \$10 for Indiana nonresidents only	Approximately 0.35% - 1.49% plus each fund has its own expense structure.
IOWA	College Savings Iowa	The Vanguard Group	No	0.65%
KANSAS	Learning Quest (Advisor)	American Century	Yes, \$27 annually for each account below \$25,000 (waived for Kansas residents)	Approx. 0.86% to 1.39% each share class (A, B, or C) has its own additional expense structure
	Learning Quest (Direct)	American Century	Yes, \$27 annually for each account below \$25,000 (waived for Kansas residents)	Approx. 0.86% to 1.39%
	Schwab 529	American Century	Yes, \$27 annually for each account below \$25,000 (waived for Kansas residents)	1.02% to 1.63%
KENTUCKY	Kentucky Education Savings Plan Trust	TIAA-CREF	No	Approx. 0.80%
LOUISIANA	START Saving Program	LA State Treasurer	No	No
MAINE	NextGen Collge Investing Plan (Direct)	Merrill Lynch	Yes, \$50 annually for accounts with less than \$20,000 (waived for Maine residents and for anyone making at least \$2,500 in contributions during the year)	Approx. 1.32% to 1.67%
	NextGen College Investing Plan (Advisor)	Merrill Lynch	Yes, \$50 annually for accounts with less than \$20,000 (waived for Maine residents and for anyone making at least \$2,500 in contributions during the year)	Approx. 1.33% to 2.37%
MARYLAND	College Savings Plans of Maryland	T. Rowe Price	Yes, \$30 annually for accounts with less than \$25,000 (waived with automatic investments)	Approx. 0.73% to 1.34%
MASSACHUSETTS	U Fund College Investing Plan	Fidelity	Yes, \$30 annually for accounts with less than \$25,000 (waived with automatic contributions)	0.94% to 1.11%
MICHIGAN	MI Education Savings Program	TIAA-CREF	No	Approx. 0.65%
MINNESOTA	MN College Savings Plan	TIAA-CREF	No	Approx. 0.65%
MISSISSIPPI	MS Affordable College Savings (MACS)(Advisor)	TIAA-CREF	Yes, \$25 for accounts below \$25,000	Approx. 0.70%

	MS Affordable College Savings (MACS) (Direct)	TIAA-CREF	No	Approx. 0.70%
MISSOURI	MO Saving for Tuitions (MO\$T) Direct	TIAA-CREF	No	Approx. 0.65%
	MO Saving for Tuitions (MO\$T) Advisor	TIAA-CREF	Yes, \$25 annually for accounts with less than \$25,000	Approx. 0.65%
MONTANA	MT Family Education Savings Program	College Savings Bank	No	No
	Pacific Funds 529 College Savings Plan (Advisor)	Pacific Life and College Savings Bank	Yes, \$25 annually for accounts with \$25,000 or less (waived for accounts with automatic contributions)	Varies by fund and share class
	Pacific Funds 529 College Savings Plan (Direct)	Pacific Life and College Savings Bank	No	Varies
NEBRASKA	AIM College Savings	Union Bank & Trust and AIM	Yes, \$25 annually for accounts with less than \$50,000 (waived for accounts with \$25,000-\$49,999 in the automatic contribution plan)	Approximately 1.06% to 1.67% plus each class has own fee structure.
	College Savings Plan of Nebraska (Advisor)	Union Bank & Trust	Yes, \$5 quarterly	0.78% to 1.00% (blended fund portfolios) 0.65% to 1.71% single-fund portfolios) and each share class (A, C, or H) has its own expense structure
	College Savings Plan of Nebraska (Direct)	Union Bank & Trust	Yes, \$5 quarterly	0.78% to 1.00% (blended fund portfolios) 0.65% to 1.71% single-fund portfolios)
	State Farm College Savings Plan	Union Bank & Trust	Yes, \$25 annually for accounts with less than \$50,000 (waived for accounts with \$25,000-\$49,999 in the automatic contribution plan)	1.06% to 1.70%; each share class (A, B, or C) has its own expense structure
	TD Waterhouse College Savings Plan	Union Bank & Trust	Yes, \$7.50 quarterly	1.03% to 1.25% (blended fund portfolios) 0.90% to 1.96% for single fund portfolios)
NEVADA	American Scandia College Savings	Strong Capital Management	Yes, \$30 annually for accounts with \$25,000 or less (waived with automatic contributions)	0.94% to 2.20% plus each share class (A or C) has its own expense structure
	Columbia 529 Savings Plan	Columbia Management Group	Yes, \$25 annually for accounts with less than \$25,000	0.97% to 1.91% plus each share class (A, B, or C) has its own additional expense structure
	Strong 529	Strong Capital Management	Yes, \$10 with no waivers	1.25% (0.85% for the All-Bond Portfolio)

	Upromise College Fund	Upromise Investments	Yes, \$20 annually	0.65% for the portfolios investing in Vanguard funds; range from 1.00% to approximately 1.59% for the portfolios investing in Strong Funds
	The Vanguard 529 Savings Plan	Upromise Investments	No	0.65% for the 3 age-based options, and range of 0.65% to 0.85% for the 18 individual portfolios
	USAA College Savings Plan	Strong Capital Management	Yes, \$30 annually (\$15 for accounts with \$25,000 or more)	1.30%
NEW HAMPSHIRE	UNIQUE College Investing Plan	Fidelity	Yes, \$30 annually for accounts with less than \$25,000 (waived with automatic contributions)	0.95% to 1.11%
	Fidelity Advisor 529 Plan	Fidelity	Yes, \$30 annually for accounts with less than \$25,000 (waived with automatic contributions)	0.69 to 1.45% and each share class (A, B, or C) has its own additional expense structure
NEW JERSEY	Franklin Templeton 529 College Savings Plan	Franklin Templeton	Yes, \$25 annually for accounts with \$25,000 or less (waived for NJ residents and for accounts in the automatic contribution plan)	0.85% to 1.57% and each share class (A, B, or C) has its own additional expense structure
	NJBEST 529 College Savings Plan	Franklin Templeton	No	0.85% to 1.57%
NEW MEXICO	Arrive Education Savings Plan	Schoolhouse Capital, a division of State Street	Yes, \$25 annually for accounts with less than \$25,000 (waived for NM residents and for accounts in the automatic contribution plan)	0.83% to 1.98% and each share class (A, B, or C) has its own additional expense structure
	CollegeSense 529 Higher Education Savings Plan	Schoolhouse Capital, New York Life Investment	Yes, \$25 annually for accounts with less than \$25,000 (waived for NM residents and for accounts in the automatic contribution plan)	0.84 to 2.62% and each share class (A, B, or C) has its own additional expense structure
	Scholar's Edge	Schoolhouse Capital, a division of State Street	Yes, \$25 annually for accounts with less than \$25,000 (waived for NM residents and for accounts in the automatic contribution plan)	0.49% to 1.71%
	The Education Plan's College Savings Program (Advisor)	Schoolhouse Capital, a division of State Street	Yes, \$30 annually for accounts with less than \$10,000 (waived for NM residents and for accounts in the automatic contribution plan)	0.83% to 1.52%
	The Education Plan's College Savings Program (Direct)	Schoolhouse Capital, a division of State Street	Yes, \$30 annually for accounts with less than \$10,000 (waived for NM residents and for accounts in the automatic contribution plan)	0.83% to 1.52%

NEW YORK	NY College Savings Program (Advisor)	Upromise Investments (Program Manager), Vanguard (Investment Manager)	Yes, \$25 annually for accounts with \$25,000 or less	0.97% to 2.74% and each share class (A, B, or C) has its own additional expense structure
	NY College Savings Program (Direct)	Upromise Investments (Program Manager), Vanguard (Investment Manager)	No	Yes, 0.60% when total program assets are below \$2 billion; 0.58% when assets are \$2 billion to \$4 billion; 0.56% when assets are \$4 billion to \$5 billion; 0.55% when assets exceed \$5 billion
NORTH CAROLINA	National College Savings Program (Advisor)	College Foundation, Inc./ J & W Silegman	Yes, Seligman options: \$25 annually for accounts with less than \$25,000 (waived with automatic contributions). MetLife Protected Stock Fund: none	Yes, 0.25%, and each share class (A, B, or C) has its own additional expense structure
	National College Savings Program (Direct)	College Foundation	No	Approx. 0.15 to 1.43% (varies by investment type)
NORTH DAKOTA	College SAVE (Direct)	Morgan Stanley	Yes, \$30 annually (waived for ND residents)	1.17% to 1.71% for non-ND residents, 0.67 to 1.21% for ND residents
	College SAVE (Advisor)	Morgan Stanley	Yes, \$30 annually (waived for ND residents)	1.17% to 1.71% for non-ND residents, 0.67 to 1.21% for ND residents
OHIO	Ohio College Advantage Savings Plan	Putnam Investments	No	Approx. 0.50 to 2.63%
	Putnam College Advantage Savings Plan	Putnam Investments	Yes, \$25 annually for accounts with less than \$25,000 (waived with automatic contributions)	0.70 to 1.49% and each share class (A, B, or C) has its own additional expense structure
OKLAHOMA	OK College Savings Plan	TIAA-CREF	No	0.66% to 0.68 (none for the guaranteed option)
OREGON	MFS 529 Savings Plan	MFS Investment	Yes, \$25 annually for accounts with less than \$25,000 (waived for Oregon residents)	minimum 0.25%, and each share class (A, B, or C) has its own additional expense structure
	Oregon College Savings Plan/FACTS 529 Plan (Advisor)	Strong Capital Management	Yes, \$30 annually for accounts with \$25,000 or less (waived for Oregon residents and for accounts in the automatic contribution plan)	Approx. 1.25% and each share class (A, B, or C) has its own additional expense structure

	Oregon College Savings Plan/FACTS 529 Plan (Direct)	Strong Capital Management	Yes, \$30 annually for accounts with \$25,000 or less (waived for Oregon residents and for accounts in the automatic contribution plan)	Approx. 1.25%
	USA College Connect	Schoolhouse Capital	Yes, \$30 annually for accounts with \$25,000 or less (waived for Oregon residents and for accounts in the automatic contribution plan)	Approx. 0.45% minimum, and each share class (A, B, or C) has its own additional expense structure
PENNSYLVANIA	TAP 529 Investment Plan (Advisor)	Delaware Investments	Yes, \$25 annually for accounts with \$20,000 or less (waived with automatic contributions)	Approx. 0.75% to 2.04% and each share class (A, B, or C) has its own additional expense structure
	TAP 529 Investment Plan (Direct)	Delaware Investments	Yes, \$25 annually for accounts with \$20,000 or less (waived with automatic contributions)	0.80% to 2.04%
RHODE ISLAND	CollegeBoundfund (Advisor)	Alliance	Yes, \$25 annually for accounts with less than \$25,000 (waived for Rhode Island residents and for accounts in the automatic contribution plan)	Approx. 0.90% to 1.10%
	CollegeBoundfund (Direct)	Alliance	No	Approx. 0.90% to 1.10%
	JP Morgan Higher Ed Plan	Alliance/JP Morgan	Yes, \$25 annually for accounts with \$25,000 or less (waived for Rhode Island residents and for accounts in the automatic contribution plan)	0.90% to 1.10%, and broker-sold accounts must choose a share class (A or B) which has its own additional expense structure
SOUTH CAROLINA	Future Scholar 529 College Savings Plan (Advisor)	BACAP (sub. Of Banc of America)	Yes, \$25 annually for accounts with less than \$10,000 (waived for South Carolina residents and state employees and for accounts in the automatic contribution plan)	0.50% to 1.53% and each share class (A, B, or C) has its own additional expense structure
	Future Scholar 529 College Savings Plan (Direct)	BACAP (sub. Of Banc of America)	No	0.40% to 1.43%
SOUTH DAKOTA	CollegeAccess 529 (Advisor)	PIMCO	Yes, \$25 annually for accounts with less than \$10,000 (waived for SD residents)	0.70% to 1.76% (partial waiver for SD residents) and each share class (A, B, or C) has its own additional expense structure
	CollegeAccess 529 (Direct)	PIMCO	No	Not to exceed 0.65%
	Legg Mason Core4College 529 Plan	PIMCO	Yes, \$25 annually for accounts with less than \$25,000 (waived with automatic contributions)	0.99% to 2.55%
TENNESSEE	TN's BEST Savings Plan	TIAA-CREF	No	Approx. 0.95%

TEXAS	Tomorrow's College Investment Plan (Advisor)	Enterprise Capital	Yes, Yes, \$30 annually for accounts with less than \$25,000 (waived for Texas residents and for all accounts investing through an automatic purchase plan or payroll deduction program)	0.45%; - 0.95%
	Tomorrow's College Investment Plan (Direct)	Enterprise Capital	No	1.16% to 2.20%
UTAH	Utah Educational Savings Plan (UESP)	State Agency	Yes, combined with asset-based management fee	0.25-0.75%
VERMONT	VT Higher Education Investment Plan	TIAA-CREF	No	0.80% for the TIAA-CREF portfolios only, none for interest income option
VIRGINIA	CollegeAmerica	Virginia College Savings/American Funds	Yes, \$10 annually	Varies by fund and share class
	VA Education Savings Trust	VA College Savings Board and its Executive Director	No	Approximately 0.85% - 1.00%
WASHINGTON	(Has only a prepaid/guaranteed program)	WA Higher Ed Coordination Board	n/a prepaid/guarantee program	
WEST VIRGINIA	Cornerstone SMART529	Hartford Life	Yes, \$25 annually for accounts with less than \$25,000 (waived for WV residents and for accounts in the automatic contribution plan). The Annual Maintenance Fee is also waived during the first year if invested in certain investment options	1.20% to 1.74%,
	Leaders SMART 529	Hartford Life	Yes \$25 annually for accounts with less than \$25,000 (waived for West Virginia residents and for accounts in the automatic contribution plan); first-year fee waiver available on accounts with certain investment options	1.27% to 1.45%
	SMART529 College Savings Option (Advisor)	Hartford Life	Yes \$25 annually for accounts with less than \$25,000 (waived for West Virginia residents and for accounts in the automatic contribution plan); first-year fee waiver available on accounts with certain investment options	1.16%, and each share class (has its own additional expense structure
	SMART529 College Savings Option (Direct)	Hartford Life	No	1.16%

WISCONSIN	EdVest (Advisor)	Strong Capital Management	Yes, \$10 annually, but waived with automatic deposits or account balances over \$25,000	1.15 % to 1.27%
	EdVest (Direct)	Strong Capital Management	Yes, \$10 annually for accounts with \$25,000 or less (waived with automatic contributions)	1.15% to 1.27%
	Tomorrow's scholar	Strong Capital Management	Yes, \$15 annually for accounts with \$25,000 or less (waived with automatic contributions)	0.60% to 2.15% and each share class (A, B, or C) has its own additional expense structure
WYOMING	College Achievement Plan (Direct)	Mercury Advisors	Yes, \$25 annually for accounts with less than \$25,000 (waived for Wyoming residents)	1.80% to 2.40%
	College Achievement Plan (Advisor)	Mercury Advisors	Yes, \$25 annually for accounts with less than \$25,000 (waived for Wyoming residents)	1.80% to 2.40%
* Does not include information regarding prepaid plans unless a state has only a prepaid plan.				

MATCHING GRANT OR OTHER STATE FUNDED SAVINGS INCENTIVES

MINNESOTA¹

The state of Minnesota will provide a matching grant to eligible Minnesota resident families contributing at least \$200 to the Plan on behalf of their beneficiary during the calendar year ending December 31st. Account beneficiaries (of individual, entity and Minor Trust Accounts) from Minnesota families with income of \$50,000 or less may be eligible for a matching grant of up to 15 percent of their contributions during the year, up to a maximum of \$300. Account beneficiaries from Minnesota families with income between \$50,001 and \$80,000 may be eligible for a matching grant of up to 5 percent of their contributions during the year, up to a maximum of \$300. Account owners must apply for the matching grant by no later than May 1 of the year immediately following the year in which the \$200 minimum contribution was made. Information about how to apply for a matching grant is in the matching grant application. If multiple Accounts are established for the same beneficiary, the maximum matching grant per year per beneficiary cannot exceed \$300.

Minnesota College Savings Plan Account Owners may apply for a State of Minnesota matching grant on behalf of their Account beneficiary. Account Owners *do not* need to be the beneficiary's parent(s) or guardian(s). To qualify for a matching grant, the Account Owner must apply for a matching grant by May 1 of the year immediately after the calendar year in which contributions were made, and \$200 or more must have been contributed to the Account during the calendar year ending on December 31st. The beneficiary's family must be Minnesota residents.

Also, if a beneficiary is younger than age 25, the parent(s) or guardian(s) must have claimed the beneficiary as a dependent on their federal income tax return for the calendar year in which contributions were made and must have filed a Minnesota income tax return as a Minnesota resident. If beneficiary is age 25 or older, the beneficiary and spouse, if any, must have filed a Minnesota and a federal income tax return as a Minnesota resident for the calendar year in which contributions were made.

The family income of the beneficiary must be \$80,000 or less for the year in which contributions were made. The beneficiary's family income is different depending on the beneficiary's age. If the beneficiary is younger than age 25, family income is defined as the combined federal adjusted gross income of the beneficiary's parent(s) or legal guardian(s), as reported on the federal income tax return for the calendar year in which contributions were made. If the beneficiary's parents are divorced, the income of the parent claiming the beneficiary as a dependent on his or her federal income tax return and the income of that parent's spouse, if any, is used to determine family income. If the beneficiary is age 25 or older, the combined adjusted gross income for the calendar year in which contributions were made of the beneficiary and his or her spouse, if any, is used to determine family income.

Account Owners are required to submit at least the first page of the federal income tax return of the beneficiary's family when filing the match grant application. The federal income tax return is used to establish family income and residency for the year in which contributions were made.

Matching grants are dependent upon appropriations from the Minnesota Legislature as approved by the Minnesota Governor. Eligibility requirements for matching grants are subject to change. If the total amount of matching grants exceeds the amount appropriated, match grant awards will be proportionately reduced.

¹ Information excerpted from the Minnesota College Savings Plan web site at www.mnsaves.org/.

LOUISIANA²

The state of Louisiana offers "earnings enhancement" which is a payment allocated to a 529 account in that state's plan. The amount of the enhancement is based on the classification of the account owner, the federal AGI, and the total annual deposits of principal into the 529 account whether for investment in fixed earning or variable earnings and can be used only for education and are not subject to being refunded otherwise.

According to provisions in the program, 1) a parent, grandparent or court ordered custodian of the beneficiary who also claims the beneficiary on their federal income tax return, or an independent student; or 2) a person determined to be a member of the family of a beneficiary and a resident of the state of Louisiana generally qualify for earnings enhancements according to the following guidelines:

Reported AGI	Earnings Enhancement Rate
0 to \$29,999	14%
\$30,000 to \$44,999	12%
\$45,000 to \$59,999	9%
\$60,000 to \$74,999	6%
\$75,000 to \$99,999	4%
\$100,000 and above	2%

INCENTIVE TO ATTEND A PARTICULAR SCHOOL: ALASKA³

The Alaska College Savings Plan has the usual target-year and static investment options offered by most other plans, including Kansas. Alaska additionally has a particular portfolio, the ACT portfolio, which allows an investor to lock in tuition value at the University of Alaska. For children invested in the ACT, who also attend the University of Alaska, earnings are guaranteed to grow at the same rate, or higher, than the cost of tuition increases at the University of Alaska. The State of Alaska makes up any shortcoming in return rate.

REDUCTION IN TAX DEDUCTIBILITY WITH INCREASED INCOME LEVELS: GEORGIA⁴

Contributions to an account by an account owner are deductible for state income tax purposes if the account owner is the parent or guardian of the beneficiary and the beneficiary is claimed as a dependent on the parents' or guardians' state income tax return. The deduction, however, cannot exceed \$2,000 per year per beneficiary (regardless of parental filing status). The taxpayer must itemize. To claim the full \$2,000 deduction per beneficiary, the taxpayer must have a federal AGI not exceeding \$100,000 for a joint return, or \$50,000 for a single or separate return. The maximum deduction allowable per beneficiary decreases by \$400 for each \$1,000 of federal AGI over the applicable limit.

² Information excerpted from the Louisiana College Savings Program rules at <http://www.osfa.state.la.us/osfa.nsf/main?openframeset&Frame=Content&SRC=/infoindx.htm>

³ Information excerpted from the Alaska College Savings Plan web site at <http://www.uacollegesavings.com>.

⁴ Information excerpted from the Georgia College Savings Plan web site at <http://www.gacollegesavings.com/>