

MINUTES OF THE HOUSE EDUCATION COMMITTEE

The meeting was called to order by Chairman Kathe Decker at 9:00 A.M. on January 21, 2005 in Room 313-S of the Capitol.

All members were present except:

Mitch Holmes- excused

Ted Powers- excused

Committee staff present:

Kathie Sparks, Kansas Legislative Research

Carolyn Rampey, Kansas Legislative Research

Theresa Keirman, Revisor of Statutes Office

Ann Deitcher, Committee Secretary

Conferees appearing before the committee:

Jim Edwards. Ks Assoc. School Boards

Representative DeCastro moved that a bill be accepted to be worked by the Committee. The motion was seconded by Representative Kelsey and passed on a voice vote. (Attachment 1).

Representative Faber introduced two voucher bills, one with an attached credit, for the private schools. The motion was seconded by Representative Huebert and passed on a voice vote.

Representatives Miller, Huebert and Otto informed the Committee that they were each working on the proposal of bills to be presented to the Committee to be worked at a later date.

Jim Edwards proposed a bill that would establish the Kansas School Board Development Program. Another concerned schools and school districts that related to the Kansas State High School Activities Association. (Attachment 2).

It was moved by Representative Craft and seconded by Representative Yonally that these proposed bills be introduced. The motion passed on a vice vote.

The meeting was adjourned at 9:50 a.m. The next meeting of the full Committee has not been scheduled.

By

AN ACT concerning schools and school districts; relating to the Kansas state high school activities association; amending K.S.A. 72-130 and repealing the existing section.

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

Section 1. K.S.A. 72-130 is hereby amended to read as follows: 72-130. (a) Any association with a majority of the high schools of the state as members and the purpose of which association is the statewide regulation, supervision, promotion and development of any of the activities defined in K.S.A. 72-133, and amendments thereto, and in which any public high school of this state may participate directly or indirectly shall:

(1) On or before September 1 of each year make a full report of its operation for the preceding calendar year to the state board of education. The report shall contain a complete and detailed financial statement under the certificate of a certified public accountant.

(2) File with the state board a copy of all reports and publications issued from time to time by such association.

(3) Be governed by a board of directors which shall exercise the legislative authority of the association and shall establish policy for the association.

(4) Submit to the state board of education, for its approval or disapproval prior to adoption, any amendments, additions, alterations or modifications of its articles of incorporation or bylaws. If any articles of incorporation, bylaws or any amendment, addition or alteration thereto is disapproved by the state board of education, the same shall not be adopted. Any rules adopted for post-season play for football shall allow high schools formed through consolidation to be eligible for post-season play beginning in the year the consolidation becomes effective. Any rules adopted allowing for schools to join together to form joint teams shall allow more than two schools to participate in joint teams.

(5) Establish a system for the classification of member high

House Education Committee

Date: 1/21/05

Attachment # 1-1

schools according to student attendance.

(6) Be subject to the provisions of the Kansas open meetings law.

(7) Be subject to the provisions of the open records law.

(b) The board of directors shall consist of not less than 60 members. A majority of the membership of the board of directors shall be members of boards of education of member schools. At least eight directors shall be members of boards of education, elected by local boards of education. At least two of such directors shall be elected from each congressional district of the state. At least two directors shall be representatives of the state board of education, appointed by the state board. Directors who are representatives of the senior high schools which are affiliated with a league shall be members of boards of education of league schools elected by the league. The senior high schools which are not affiliated with a league shall be represented by at least one director. At least four directors shall be representatives of the middle/junior high schools, elected by the middle/junior high schools. At least one director shall be representative of and selected by athletic administrators. At least one director shall be representative of and selected by coaches. At least one director shall be representative of and selected by speech communications educators. At least one director shall be representative of and selected by music educators. At least one director shall be representative of and selected by scholars' bowl coaches. Upon selection of the foregoing directors, the state board of education shall be provided with a list of such directors. In order to attain, when necessary, and insofar as possible, representation of ethnic minority groups and both genders on the board of directors, the state board shall appoint not more than four additional directors from the public at large. All directors are limited to six consecutive years of service.

(c) An executive board which shall be responsible for the administration, enforcement and interpretation of policy established by the board of directors shall be elected by the

board of directors from its membership. Insofar as possible, membership on the executive board shall be representative of ethnic minority groups, both genders, and all geographical areas of the state.

(d) An appeal board which shall be responsible for conducting hearings provided for in K.S.A. 72-134, and amendments thereto, shall be elected as provided in this subsection. The appeal board shall consist of eight members. The membership of the appeal board shall include four members who are board of education members, elected by the boards of education of the member schools of the association; and four members who are school administrators, elected by the member schools of the association. No member of the board of directors shall be eligible for election to membership on the appeal board. All members of the appeal board are limited to six consecutive years of service.

(e) The executive board is authorized to employ an executive director and such other personnel as may be necessary to the exercise of the powers and the performance of the functions and duties of the board of directors, the executive board, and the appeal board. The executive director and all other personnel, except custodial, clerical or maintenance personnel, employed by the executive board pursuant to this subsection, shall file written statements of substantial interests, as provided by K.S.A. 46-248 through 46-252, and amendments thereto.

Sec. 2. K.S.A. 72-130 is hereby repealed.

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

By

AN ACT establishing the Kansas school board development program.

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

Section 1. There is established the Kansas school board development program. As used in this act, "school board" means the board of education of a unified school district.

Sec. 2. The state board of education shall adopt rules and regulations for administration of the Kansas school board development program and shall prescribe and adopt standards and procedures for accreditation of sponsors of courses, programs or other school board development activities for school board members. The state board of education may establish reasonable fees to offset the cost of administering the program.

Sec. 3. (a) Each member of a school board shall earn a minimum of ten credit hours of board development in each year.

(b) Credit hours shall be reported to the state board of education in such form and manner prescribed by the state board.

(c) The state board may grant waivers or extensions of time to complete development program requirements because of hardship, disability or other good cause.

Sec. 4. (a) An organization or person desiring accreditation as a sponsor of courses, programs or other school board development activities for board members of this state, may apply for accreditation to the state board. The state board shall accredit a sponsor if the state board is satisfied that the sponsor's program will meet the standards prescribed under section 2, and amendments thereto, and the sponsor pays the fee, if any, required by the state board.

(b) The state board may reevaluate, at any time, an accredited sponsor. If after such reevaluation, the state board finds there is cause for revocation of the accreditation of a sponsor, the state board, after a hearing held upon 30 days' written notice, may revoke the accreditation of the sponsor. If the state board determines that a course fails to meet the standards for accreditation, it may deny or withdraw approval for

House Education Committee
Date: 1/21/05
Attachment # 2-1

the course even though offered by an accredited sponsor.

Sec. 5. A school board member seeking credit for attendance at or participation in an educational activity which was conducted by a nonaccredited sponsor or which otherwise was nonaccredited may submit to the state board a request for credit. Such request shall include a description of the activity, dates, subjects, instructors and their qualifications, the number of credit hours requested and any fee or other information required by the state board. Within 90 days after receipt of such request, the state board shall advise the school board member in writing whether development credit has been granted and if granted the amount of credit allowed.

Sec. 6. This act shall take effect and be in force from and after its publication in the statute book.