

MINUTES OF THE HOUSE EDUCATION COMMITTEE

The meeting was called to order by Chairman Clay Aurand at 9:00 A.M. on February 21, 2007 in Room 313-S of the Capitol.

All members were present except:

Representative Benjamin Hodge- absent
Representative Ted Powers- excused

Committee staff present:

Sharon Wenger, Kansas Legislative Research Department
Michele Alishahi, Kansas Legislative Research Department
Ashley Holm, Kansas Legislative Research Department
Theresa Kiernan, Revisor of Statutes
Janet Henning, Committee Assistant

HB 2398: School districts; standards relating to the handling of blood and infectious material.

Representative Horst moved to substitute new language for **HB 2398.** The motion was seconded by Representative Faber and carried on a voice vote. (Attachment #1)

Representative Horst moved to pass favorably **Substitute for HB 2398.** The motion was seconded by Representative Craft and carried on a voice vote.

The Chairman requested Representative Horst carry the bill.

HB 2310: Sub for H 2310 by Committee on Education--School districts; policies relating to bullying.

Representative Colloton advised the Sub-Committee recommended a substitute motion be made which would 1) narrow the definition of bullying, 2) the local school district shall adopt and implement additional policies
The motion was seconded by Representative Crow and carried on a voice vote. (Attachment #2)

Representative Mah moved to amend the bill to add "training and education of staff members". The motion was seconded by Representative Horst and carried on a voice vote.

Representative Loganbill made the motion to remove the word "bullying" from section 'B'. The motion was seconded by Representative Storm and carried on a voice vote.

Representative Storm moved that Substitute **HB 2310** be passed as amended. The motion was seconded by Representative Palmer and carried on a voice vote.

HB 2447: Registration of charitable organizations, parent teacher associations exempt

Sharon Wenger provided information from the office of the Kansas Secretary of State.

Representative Colloton moved to untable HB2447 and was seconded by Representative Spalding.

Representative Spalding moved to pass out HB 2447 favorably for passage. The motion was seconded by Representative Horst. The motion carried on a voice vote.

The meeting was adjourned at 9:30 AM. The next meeting is scheduled for Thursday, March 1, 2007.

HOUSE BILL No. 2398

By Committee on Education

2-6

9 AN ACT concerning school districts; directing local boards of education
10 to establish guidelines relating to the handling of blood and other in-
11 fectionous materials.

12
13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. ~~The board of education of each school district shall adopt~~
15 ~~policies which establish standards and procedures to limit the exposure~~
16 ~~of students to blood and other potentially infectious materials. Such stan-~~
17 ~~dards and procedures shall meet, and may exceed, the requirements of~~
18 ~~the needle stick safety and prevention act and any rules and regulations~~
19 ~~adopted pursuant thereto and 29 C.F.R. 1910.1030 relating to bloodborne~~
20 ~~pathogens adopted by the occupational safety and health administration~~
21 ~~as of July 1, 2007.~~

22 Sec. 2. This act shall take effect and be in force from and after its
23 publication in the statute book.

The board of education of each school district shall adopt policies, or incorporate into existing policies, standards and procedures to limit the exposure of students and faculty to blood, other bodily fluids and other potentially infectious materials. The standards and procedures in the policies shall meet, and may exceed, the standards and procedures established by the Kansas department of health and environment in the exposure control plan of 2003, or the most recent version thereof. The policies adopted by the board shall include provisions for the training of students and faculty relating to such policies of the school district.

House Education Committee
Date 2-21-07
Attachment # 1

Section 1. (a) As used in this section:

(1) "Bullying" means: (A) Any intentional gesture or any intentional written, verbal or physical act or threat that is sufficiently severe, persistent or pervasive that it creates an intimidating, threatening or abusive educational environment for a student that a reasonable person, under the circumstances, knows or should know will have the effect of:

- (i) Harming a student, whether physically or mentally;
- (ii) damaging a student's property;
- (iii) placing a student in reasonable fear of harm to the student; or
- (iv) placing a student in reasonable fear of damage to the student's property; or

(B) any other form of bullying, intimidation or harassment prohibited by the board of education of the school district in policies adopted pursuant to this section or subsection (e) of K.S.A. 72-8205, and amendments thereto.

(2) "School vehicle" means any school bus, school van, other school vehicle and private vehicle used to transport students to and from school or any school-sponsored activity or event.

(b) The board of education of each school district shall adopt a policy to prohibit bullying on school property, in a school vehicle or at a school-sponsored activity or event.

(c) The board of education of each school district shall adopt and implement a strategic plan to address bullying on school property, in a school vehicle or at a school-sponsored activity or event. Such strategic plan shall include provisions for the training and education for staff and students.

(d) The board of education of each school district may adopt additional policies relating to bullying pursuant to subsection (e) of K.S.A. 72-8205, and amendments thereto.

Sec. 2. SB