

MINUTES OF THE HOUSE HIGHER EDUCATION COMMITTEE

The meeting was called to order by Chairman Terrie Huntington at 1:30 p.m. on January 27, 2009, in Room 786 of the Docking State Office Building.

All members were present except:

Representative Valdenia Winn- excused

Committee staff present:

Renae Jefferies, Office of the Revisor of Statutes
Mary Galligan, Kansas Legislative Research Department
Jennifer Horchem, Kansas Legislative Research Department
Kay Scarlett, Committee Assistant

Conferees appearing before the committee:

Blake Flanders, Vice President Workforce Development, Kansas Postsecondary Technical Education Authority
Diane Duffy, Vice President of Finance, Kansas Board of Regents
Theresa Gordzica, Chief Business Officer, University of Kansas

Others attending:

See attached list.

Jennifer Horchem, Kansas Legislative Research Department, reviewed sections of the Report of the Joint Committee on Legislative Educational Planning to the 2009 Kansas Legislature and the Final Report of the Kansas Technical College and Technical School Commission pertaining to **HB 2003** and **HB 2006** being heard today. Copies of these reports can be obtained from the Kansas Legislative Research Department. The Legislative Educational Planning Committee recommended these bills.

Hearing on HB 2003 - Career technical education; funding formula; update in terminology

Chairman Huntington opened the hearing on **HB 2003**. In briefing the committee on the bill, Renae Jefferies, Office of the Revisor of Statutes, explained that **HB 2003** amends current law to: 1) Codify appropriations bill proviso language regarding the development of a fund model for postsecondary technical education; 2) Update references regarding the state plan for career and technical education and the federal Carl D. Perkins Act; 3) Replace outdated "vocational educational" terminology with currently used "career technical education" where possible; and 4) Repeal wording and/or statutes that are no longer needed or are obsolete. The fiscal note reports no fiscal effect from the enactment of this act. (Attachment 1)

Blake Flanders, Vice President Workforce Development, Kansas Postsecondary Technical Education Authority, appeared in support of **HB 2003** and provided a chart reviewing the various changes in the statutes. He stated that the statutes presented for revision and/or repeal in **HB 2003** are a starting point for technical clean-up of existing statutes and to lay the groundwork for potential new legislation and policy revisions to improve the technical education system in the future. (Attachment 2)

There being no other conferees, the hearing on **HB 2003** was closed.

Hearing on HB 2006 - State educational institutions; recruitment of payment of moving expenses

Chairman Huntington opened the hearing on **HB 2006**. Renae Jefferies, Office of the Revisor of Statutes, explained that this bill would remove the limit that an applicant for the position of chief executive officer of a state educational institution or an applicant for any position in the office of the State Board of Regents only be reimbursed for the amount of moving expenses for moving 12,000 pounds of household goods if that was less than the actual costs of moving. Under the changes in the bill, such applicants may be paid for actual moving expenses which are verified by receipts. The fiscal effect of removing the limit on expenses could not be determined at this time. (Attachment 3)

Diane Duffy, Vice President of Finance, Kansas Board of Regents, appeared in support of **HB 2006** which would change the current statute to allow for the payment of actual moving expenses for certain employees

CONTINUATION SHEET

Minutes of the House Higher Education Committee at 1:30 p.m. on January 27, 2009, in Room 786 of the Docking State Office Building.

for which this is an expected and customary practice. She noted that this change was initiated by the university business officers, endorsed by the University Presidents, adopted by the Board of Regents and recommended for legislative consideration. (Attachment 4)

Theresa Gordzica, Chief Business Officer, University of Kansas, testified in support of **HB 2006** stating that it is essential to update the statute and provide institutions with the discretion to pay up to actual moving expenses when deemed appropriate. The ability to offer competitive incentives when recruiting new CEO's, faculty, and staff would aid institutions striving to employ the best qualified applicants. (Attachment 5)

The committee questioned clarity of the language in the bill. The hearing on **HB 2006** will be continued to allow time to review the language in the bill.

The meeting was adjourned at 2:45 p.m. The next meeting of the House Higher Education Committee is scheduled for January 29, 2009.

HOUSE HIGHER EDUCATION COMMITTEE GUEST LIST

DATE January 27, 2009

NAME	REPRESENTING
Rita Johnson	KS BOR
David Boucher	Intern - Rep Mah
Blake Flanders	KBOR
Joe Moriman	Hein Law Firm
Diane Dultz	Kansas Board of Regents
Theresa Gardzica	KU
TERRY FOKSYTH	KNEA
Theresa Marcel Bush	KBOR
Julene Miller	KBOR
DAVE BURGESS	Johnson County Comm. College
Cindy Hoss	KIBOR
Kathy Hurd	Commerce
KEITH D PANGBORN	KEARNEY & ASSOCIATES
Mary Ellen Conlee	Ks Career Pipeline
Tom Bruno	WATC
John Beyerlin	Rudgar - Smith

Office of Revisor of Statutes
300 S.W. 10th Avenue
Suite 010-E, Statehouse
Topeka, Kansas 66612-1592
Telephone (785) 296 -2321 FAX (785) 296-6668

MEMORANDUM

To: House Committee on Higher Education
From: Renae Jefferies, Assistant Revisor
Date: January 27, 2008
Subject:: House Bill No. 2003

HB 2003 amends current law to: Codify appropriations bill proviso language regarding the development of a funding model for postsecondary technical education; (2) update references regarding the state plan for career and technical education and the federal Carl D. Perkins act; (3) replace outdated “vocational educational” terminology with currently used “career technical education” where possible; and (4) repeal wording and/or statutes that are no longer needed or obsolete.

Section 1 of the act replaces the term “vocational” with the current terminology of “career technical”

Sections 2 through 7 (pages 2 through 7) are statutes related to the federal Carl D. Perkins legislation and the state plan required by this act. The proposed changes to these statutes are to reflect the name and terminology changes in the Carl D. Perkins Career and Technology Act of 2006.

Sections 8 through 12 (pages 7 through 9) replace outdated terminology with currently used terminology, replacing “vocational” education with “career technical” education or “career and technical” education.

Section 13 (page 7) pertains to participation in the federal Job Training Partnership Act which has expired. The proposed changes are to update this statute to reflect the current federal law (the Workforce Investment Act) and its public law number.

Sections 14 through 16 (pages 9 through 11) pertain to postsecondary aid for technical

education. The proposed changes codify proviso language and the intent of the Legislature to reflect the current practice for distribution of postsecondary aid and eliminate the wording requiring annual Kansas Board of Regents approval of tuition rates for coordinated institutions. It is noted in section 15 (page 11) that the language in line 3 has been changed so that a school is no longer “entitled” to receive postsecondary aid but is “eligible” to receive it.

Sections 17 through 19 (pages 11 and 12) are statutes related to the Kansas Training Information Program. The changes are to update the terminology and to extend the time line for institutions to report information to the Kansas Board of Regents.

Sections 20 through 23 (pages 12 through 16) replace outdated terminology “vocational” and replaces it with “career technical” or “career and technical”.

Section 24, on page 17 of the bill, adds specific language from a 2007 appropriations bill proviso directing the Postsecondary Technical Education Authority to develop and recommend a new funding structure for postsecondary technical education programs.

Sections 25 and 26 (pages 17 through 19) replace the term “vocational” with the term “career technical.”

The bill also repeals various statutes listed in the title of the act as no longer necessary.

The fiscal note reports no fiscal effect from the enactment of this act.



KANSAS BOARD OF REGENTS

1000 SW JACKSON • SUITE 520 • TOPEKA, KS 66612-1368

TELEPHONE – 785-296-3421

FAX – 785-296-0983

www.kansasregents.org

House Higher Education Committee January 27, 2009

Testimony in Support of House Bill 2003

Blake Flanders Vice President for Workforce Development

Good afternoon Chairwoman Huntington and members of the Committee. My name is Blake Flanders and I am the Vice President for Workforce Development with the Kansas Board of Regents, and I provide executive support to the Kansas Postsecondary Technical Education Authority (TEA). I am here today to testify in support of House Bill 2003, legislation that would amend statutes related to career and technical education in Kansas.

The TEA was established under the auspices of the Board of Regents by the 2007 Legislature (Senate Substitute for House Bill 2556). The legislation delegates authority from the Board to the TEA to coordinate state-wide planning for postsecondary technical education, review and recommend approval for new and existing technical programs, recommend a new approach to funding technical education, develop accountability indicators, and coordinate the development of a seamless system between secondary and postsecondary education levels.

A comprehensive list of statutes related to technical education was compiled by the Kansas Legislative Research staff. These statutes and the proposed changes were reviewed by Board staff, recommended for approval by the TEA and approved by the Board of Regents. These statute revisions were also included in the conclusions and recommendations section of the final report of the Kansas Technical College and Technical School Commission. During the inclusive review process, various statutes were identified as needing revision to reflect legislative intent, new federal legislation, current terminology, or found to be obsolete. The statutes presented for revision and/or repeal in HB 2003 are a starting point for technical clean-up of existing statutes and to lay the groundwork for potential new legislation and policy revisions to improve the technical education system in the future.

Proposed Changes to Codify Proviso Language and Current Practice

- K.S.A. 72-4482, enacted in 2007, delineates the delegated powers and duties of the postsecondary technical education authority which includes the reviewing requests for state funding and making recommendations to the Board regarding the amounts and distribution of these funds. The proposed amendment adds the specific verbiage from the 2008 appropriations bill proviso [2008 SB 534, Sec. 116(a)] directing the TEA to develop and recommend a new funding structure for postsecondary technical education programs.

House Higher Education Committee
January 27, 2009
Attachment 2

- The proposed changes to the three statutes pertaining to postsecondary aid (K.S.A. 72-4430, 72-4431, 72-4433) are requested to codify proviso language and intent of the legislature with regard to the distribution of postsecondary aid and eliminate the wording requiring annual KBOR approval of tuition rates for coordinated institutions.

Proposed Changes to Reflect Current Federal Legislation

- The proposed changes to the statutes directly related to the federal Carl Perkins legislation (K.S.A. 72-4408, 72-4411, 72-4412, 72-4413, 72-4414 and 72-4415) reflect the changes in the name and terminology used within the reauthorized Carl D. Perkins Career and Technology Act of 2006.
- K.S.A. 72-4427 pertains to the states participation in the federal Job Training Partnership Act which has expired. The proposed changes will update this statute to reflect the current federal law (the Workforce Investment Act) and its public law number.

Proposed Changes to Reflect Current Terminology

- Proposed changes are being requested for a selected number of statutes (K.S.A. 72-4418, 72-4421, 72-4422, 72-4423, 72-4425, 72-4466, 72-4467, 72-4470a, 72-4471, 71-1507, 74-3201b, and 74-32,141) to replace outdated verbiage by replacing the term “vocational education” with currently used terminology (“career technical education or career and technical education”) as appropriate.
- Proposed changes to the statutes related to the Kansas Training Information Program (K.S.A. 72-4450, 72-4451, and 72-4452) are to update the terminology as well as allow extending the time line for institutions to report information to the Board.

Proposed Changes to Remove Wording or Statutes No Longer Needed

- K.S.A. 72-4416 specifies the process for establishing area vocational schools. Since all area vocational schools were required to merge or affiliate with an existing technical or community college or become an independent technical college this statute is no longer needed. Repeal of this statute and elimination of the moratorium language in subsections (b) and (c) of K.S.A. 72-4412 is recommended.
- K.S.A. 72-4429 pertains to interstate agreements for secondary students from another state and is being recommended for repeal because it is no longer needed.
- Repeal of the statutes pertaining to the vocational education instructional equipment aid and the state pool of instructional equipment (K.S.A. 72-4436, 72-4437, 72-4438, 72-4439, 72-4444, 72-4445, 72-4446, 72-4447, 72-4448, and 72-4449) is recommend because these programs no longer exist.
- Repeal of K.S.A. 72-4470 is being recommended because the powers and duties of governing bodies for technical colleges as outlined in this statute are duplicative, in that all of these powers and duties are restated in K.S.A. 72-4470a and the statute is set to expire on June 30, 2009.
- Three statutes that were part of the Higher Education Coordination Act (K.S.A. 74-3205a, 74-3205b, and 74-3205c) were set to expire on June 30, 2003, and as such are recommended for repeal.

Thank you for the opportunity to comment. I will be happy to answer any questions that you may have.

Kansas Technical Education - Statute Chart

2009 Changes

2-3

Statute	Contents	Recommended Action
Technical Education Authority		
(HB 2556) K.S.A. 72-4481 (pg.)	Established 12 member postsecondary technical education authority (TEA) <ul style="list-style-type: none"> • 9 appointments and 3 ex-officio (voting) – commissioner of education, secretary of labor and secretary of commerce • Quorum is 5 voting members 	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4482-(pg.)	Defined TEA charge and priorities Stated all recommendations by the TEA must be considered by the state board of regents within 45 days of submission <i>(not changing or limiting TEA authority, merely clarifying what is happening & identifying specific considerations)</i>	<ul style="list-style-type: none"> • Amend to add proviso language
K.S.A. 72-4483-(pg.)	Subject to appropriation, KBOR shall provide staff, facilities & other assistance	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4484-(pg.)	All provisions and amendments expire on June 30, 2014	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4479-(pg.)	Plans for merger/affiliation of tech schools be submitted to state board of regents by July 1, 2008	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4485-(pg.) Adopted: 2007	Established the Kansas technical college and technical school commission to sunset on December 31, 2008	<ul style="list-style-type: none"> • No Change—scheduled to expire
State Plan Statutes		
K.S.A. 72-4408-(pg.) Adopted: 1969 Last Amended: 2001	Assigns state board to prepare state plan and supervise administration. Changes board responsibility from board of ed to board of regents on July 1, 2004	<ul style="list-style-type: none"> • Amend to reflect Perkins IV legislation and terminology; delete regarding changing of responsible state agency”
K.S.A. 72-4411-(pg.) Adopted: 1969 Last Amended: 1986	States the purpose of the act	<ul style="list-style-type: none"> • Amend to reflect Perkins IV legislation and terminology;

Kansas Technical Education - Statute Chart 2009 Changes

Statute	Contents	Recommended Action
K.S.A. 72-4412-(pg.) Adopted: 1969 Last Amended: 2002	Definitions; moratorium on establishment/designation of avcs/avts, provisions for governance/operation of avts. a. Board b. Area vocational school c. Area vocational-technical school d. School district e. Community College f. Municipal university g. State educational institution h. Technical college i. State Board j. School Year k. Vocational education l. Technology Education m. State plan n. Associate of applied science degree program	<ul style="list-style-type: none"> Amend to change “vocational” to “career technical” and delete moratorium and obsolete wording
K.S.A. 72-4413-(pg.) Adopted: 1969 Last Amended: 1999	Describes the allowable provisions for the state plan	<ul style="list-style-type: none"> Amend to reflect new Perkins IV legislation, add “substantive” to subsection (a) and delete Perkins III requirements in subsections (b) through (i).
K.S.A. 72-4414-(pg.) Adopted: 1969 Last Amended: never	Allows for the board of regents to enter into contracts with any party/parties for purposes directly related to research in the matter of vocational education.	<ul style="list-style-type: none"> Amend to change “vocational” to “career technical
K.S.A. 72-4415-(pg.) Adopted: 1969 Last Amended: 1987	Requires that the state board be responsible for allocation and distribution of state/federal funds for vocational ed in accordance with the state plan; report to the governor and legislature each year in Feb.	<ul style="list-style-type: none"> Amend to change “vocational” to career technical; repeal subsections (b) and (c) same accountability information reported through KTIP legislation
K.S.A. 72-4416-(pg.) Adopted: 1969 Last Amended: 1989	Describes necessary elements of a plan for establishing an area vo-tech school – may be a department/division of a school district, community college, state educational institution or a municipal university.	<ul style="list-style-type: none"> Repeal—obsolete—also eliminating moratorium language in 72-4412
K.S.A. 72-4416a-(pg.) Adopted: 1984 Last Amended: never	Describes necessary elements of a joint plan between certain school districts and Johnson County Community College for establishing an area vo-tech school.	<ul style="list-style-type: none"> No Change

2-4

Kansas Technical Education - Statute Chart
2009 Changes

Statute	Contents	Recommended Action
K.S.A. 72-4417-(pg.) Adopted: 1969 Last Amended: 1999	Describes liability of tuition and fees payment for secondary and postsecondary students	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4417a-(pg.) Adopted: 1972 Last Amended: 1992	Rules for scheduling the payment of student tuition by the school district to area vo-tech schools and community colleges	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4418-(pg.) Adopted: 1969 Last Amended: 1999	Describes the rules for admission/enrollment of secondary and postsecondary students vocational program(s) in another district or a postsecondary institution	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical.
K.S.A. 72-4419-(pg.) Adopted: 1969 Last Amended: 1985	Identifies the vocational ed fund as the source for student tuition payment from school district funds; authorizes transfers from the general fund when vocational ed funds are insufficient	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4421-(pg.) Adopted: 1969 Last Amended: 1999	Authorizes agreements between boards; conditions; terms; financing; approval; modifications; property ownership & disposition—vocational education agreements between boards	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical
K.S.A. 72-4422-(pg.) Adopted: 1969 Last Amended: 1986	Admission and tuition/fees for out-of-state students	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical.
K.S.A. 72-4423-(pg.) Adopted: 1969 Last Amended: 1983	Allows for boards to receive gifts, grants and bequests for vocational ed programs	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical
K.S.A. 72-4425-(pg.) Adopted: 1969 Last Amended: never	Allows for state board to request reports and coordinate audits and inspections of local boards and facilities	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical
K.S.A. 72-4427-(pg.) Adopted: 1969 Last Amended: 2004	Requires joint participation of the state board and the secretary of commerce in the federal job training partnership.	<ul style="list-style-type: none"> • Amend—Workforce Investment Act (P.L. 105-220)

2.5

Kansas Technical Education - Statute Chart 2009 Changes

2-6

Statute	Contents	Recommended Action
K.S.A. 72-4428-(pg.) Adopted: 1972 Last Amended: never	Financing certain student centers—allows a local school board to use funds from tax levy to contribute to the cost of construction improvements or facilities for a student center on the campus of any avts	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4429-(pg.) Adopted: 1972 Last Amended: 1999	Limitations and conditions of interstate agreements for vocational education	<ul style="list-style-type: none"> • Repeal
Postsecondary Aid		
K.S.A. 72-4430-(pg.) Adopted: 1974 Last Amended: 1992	Definitions (a) Area vocational school, area vocational-technical school, board, state board, community college, and school year (b) Postsecondary student (c) Operating budget (d) Federal aid (e) State aid (f) Postsecondary aid (g) Local cost (h) Total enrollment (i) Local cost per enrollment (j) Total postsecondary enrollment (k) School	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical and change PSA definition to “amount determined pursuant to 72-4482 and amendments thereto
K.S.A. 72-4431-(pg.) Adopted: 1974 Last Amended: 1981	Provides for postsecondary aid for some technical programs at 87.5% of local cost per enrollment hour until 6/30/1982, and 85% thereafter—PSA calculation	<ul style="list-style-type: none"> • Amend to reflect current practice—institutions eligible for PSA in amount determined pursuant to 72-4482 and amendments thereto
K.S.A. 72-4432-(pg.) Adopted: 1974 Last Amended: 2004	Describes the timing and distribution of state aid payments and the reconciliation of underpayments or overpayments	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4433-(pg.) Adopted: 1974 Last Amended: 2002	Allows for different per hour tuition rates (postsecondary) to be fixed by local boards and approved by the state board annually	<ul style="list-style-type: none"> • Amend to delete last sentence requiring annual KBOR approval of tuition
K.S.A. 72-4435-(pg.) Adopted: 1987 Last Amended: never	Scholarships for postsecondary students—prohibits institution from using public funds for postsecondary student scholarships; revenue from investment of public funds not required by law to be used for specific purpose may be used for this purpose	<ul style="list-style-type: none"> • No Change

Kansas Technical Education - Statute Chart
2009 Changes

Statute	Contents	Recommended Action
---------	----------	--------------------

Vocational Education Instructional Equipment Aid		
K.S.A. 72-4436-(pg.) Adopted: 1988 Last Amended: 2003	Definitions (a) Area vocational school, area vocational-technical school, board, state board, and school year (b) Operating budget (c) School (d) Vocational education instructional equipment aid	• Repeal
K.S.A. 72-4437-(pg.) Adopted: 1988 Last Amended: 2003	Distribution of vocational education instructional equipment aid as determined by the secretary of commerce	• Repeal
K.S.A. 72-4438-(pg.) Adopted: 1988 Last Amended: never	Establishes a vocational education instructional equipment fund in every vo-tech school for the receipt of instructional equipment aid funding	• Repeal
K.S.A. 72-4439-(pg.) Adopted: 1988 Last Amended: never	Allows for transfers from operating funds to vocational education instructional equipment fund	• Repeal
K.S.A. 72-4440-(pg.) Adopted: 1977 Last Amended: 1986	Definitions a. Area vocational school, area vocational-technical school, board, state board, and school year b. Operating budget c. School d. Vocational education capital outlay aid	• No Change
K.S.A. 72-4441-(pg.) Adopted: 1977 Last Amended: 1983	Establishes vocational education capital outlay fund in every vo-tech school	• No Change
K.S.A. 72-4442-(pg.) Adopted: 1977 Last Amended: 2001	Authorizes state board to determine and coordinate distribution of capital outlay funds	• No Change

2-7

Kansas Technical Education - Statute Chart 2009 Changes

2-8

Statute	Contents	Recommended Action
K.S.A. 72-4443-(pg.) Adopted: 1977 Last Amended: never	Allows for transfers from operating fund to vocational education capital outlay fund	• No Change
State Pool of Instructional Equipment		
K.S.A. 72-4444-(pg.) Adopted: 1985 Last Amended: 1999	Definitions a. Area vocational school, area vocational-technical school b. Community college c. School d. Instructional equipment e. Vocational education f. State board	• Repeal
K.S.A. 72-4445-(pg.) Adopted: 1985 Last Amended: never	Authorizes the state board to establish, maintain and operate a state pool of instructional equipment	• Repeal
K.S.A. 72-4446-(pg.) Adopted: 1985 Last Amended: never	Describes rules for the use of equipment from the state pool	• Repeal
K.S.A. 72-4447-(pg.) Adopted: 1985 Last Amended: never	Allows the state board to establish a schedule of charges	• Repeal
K.S.A. 72-4448-(pg.) Adopted: 1985 Last Amended: never	Allows for the establishment of a state instructional pool fund to hold the collection of monies	• Repeal
K.S.A. 72-4449-(pg.) Adopted: 1985 Last Amended: never	Rules and Regulations—authorizes state board to adopt rules and regulations for implementation and administration of this act.	• Repeal
Kansas Training Information Program		
K.S.A. 72-4450-(pg.) Adopted: 1987 Last Amended: 2006	Definitions a. Vocational education program b. Vocational education institution c. Area vocational school, area vocational-technical school, community college, municipal university, state educational institution, and state postsecondary education institution d. Program	• Amend to change “vocational” to career technical and specifically include technical colleges

Kansas Technical Education - Statute Chart

2009 Changes

2-9

Statute	Contents	Recommended Action
K.S.A. 72-4451-pg. () Adopted: 1987 Last Amended: 2006	Requires establishment of the Kansas training information program that reports placement rates and salaries of vocational education program completers	<ul style="list-style-type: none"> Amend to change "vocational" to career technical and adjust reporting timeline
K.S.A. 72-4452-(pg.) Adopted: 1987 Last Amended: 2006	Transmittal of student information for training program reporting purposes	<ul style="list-style-type: none"> Amend to change "vocational" to career technical and adjust reporting timeline
K.S.A. 72-4453-(pg.) Adopted: 1991 Last Amended: 1999	Requires transfer agreements be crafted between community colleges and vo-tech schools for like programs/courses to be approved by the state board	<ul style="list-style-type: none"> No Change
K.S.A. 72-4454-(pg.) Adopted: 1991 Last Amended: 1999	Requires state board to develop policy requiring articulation agreements among vocational school, vo-tech schools, community college, technical colleges and state educational institutions	<ul style="list-style-type: none"> No Change
Vocational Education Scholarship Program		
K.S.A. 72-4460-(pg.) Adopted: 1986 Last Amended: 1999	Definitions a. Vocational education scholarship b. Vocational education scholar c. Vocational education program d. Designated educational institution e. Program term f. School year g. Board of regent	<ul style="list-style-type: none"> No Change
K.S.A. 72-4461-(pg.) Adopted: 1986 Last Amended: 1998	Grants authority to board of regents to grant vocational education scholarships	<ul style="list-style-type: none"> No Change
K.S.A. 72-4462-(pg.) Adopted: 1986 Last Amended: never	Sets scholarship ceiling of \$500 (for each program term – not to exceed 2 program terms) for full-time, eligible, vocational education students	<ul style="list-style-type: none"> No Change
K.S.A. 72-4463-(pg.) Adopted: 1986 Last Amended: 2001	Requires that board of regents adopt rules and regulations for administration of the scholarship program.	<ul style="list-style-type: none"> No Change

Kansas Technical Education - Statute Chart
2009 Changes

2-10

Statute	Contents	Recommended Action
K.S.A. 72-4464-(pg.) Adopted: 1986 Last Amended: never	Conditions for times and method of scholarship payment	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4465-(pg.) Adopted: 1986 Last Amended: never	Responsibilities (application, examination fee payments) for scholarship applicants	<ul style="list-style-type: none"> • No Change
Kansas Innovative Technology an Technology Internship Program		
K.S.A. 72-4466-(pg.) Adopted: 1991 Last Amended: 1999	Definitions a. Area vocational school, area vocational-technical school, and community college b. Vocational education institution c. Board d. Program	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical
K.S.A. 72-4467-(pg.) Adopted: 1991 Last Amended: never	Establishes technology innovation and internship program to be administered by the state board to support start up of innovative technical courses or programs and faculty/industry coop-work experiences	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical
K.S.A. 72-4468-(pg.) Adopted: 1994 Last Amended: 1999	Describes procedures, factors, standards, etc. for converting an area vo-tech school to a technical college.	<ul style="list-style-type: none"> • No Change
Technical Colleges		
K.S.A. 72-4469-(pg.) Adopted: 1994 Last Amended: 1999	Places the technical colleges under the general supervision of the board of regents	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4470-(pg.) Adopted: 1994 Last Amended: 2005	Describes the powers and duties of governing bodies for technical colleges	<ul style="list-style-type: none"> • Repeal—set to expire 06/30/09; all powers/duties repeated in 72-4470a
K.S.A. 72-4470a-(pg.) Adopted: 2003 Last Amended: 2005	Describes the rules for establishing independent governing bodies for technical colleges (composition, territory, election/appointment, etc.) and describes the powers/duties of governing bodies for technical colleges	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical

Kansas Technical Education - Statute Chart

2009 Changes

Statute	Contents	Recommended Action
K.S.A. 72-4470b-(pg.) Adopted: 2005 Last Amended: never	Indemnification or hold harmless provision requirements of contracts entered into by technical colleges and/or their governing bodies	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4470c-(pg.) Adopted: 2005 Last Amended: never	Requires that contracts entered into by technical colleges and/or their governing bodies be governed by Kansas law	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4470d-(pg.) Adopted: 2005 Last Amended: never	States the mandatory provisions of contracts entered into by technical colleges and/or their governing bodies	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4471-(pg.) Adopted: 1994 Last Amended: never	States that all legislation that applies to area vocational schools and/or area vocational technical schools shall also apply to technical colleges and authorizes technical colleges to provide technical education to secondary students	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical
K.S.A. 72-4472-(pg.) Adopted: 1995 K.S.A. 72-4473-(pg.) Adopted: 1995 K.S.A. 72-4474-(pg.) Adopted: 1996 K.S.A. 72-4475-(pg.) Adopted: 1996 K.S.A. 72-4476-(pg.) Adopted: 2000 K.S.A. 72-4477-(pg.) Adopted: 2001 L.2008, Ch. 119, §8	Official designation—Wichita area technical college Official designation—Flint hills technical college Official designation—North central Kansas technical college Official designation—Manhattan area technical college Official designation—Northeast Kansas technical college Official designation—Northwest Kansas technical college Official designation---Salina Area Technical College	<ul style="list-style-type: none"> • No Change • No Change • No Change • No Change • No Change • No Change • No Change • No Change
K.S.A. 72-4478-(pg.) Adopted: 2003 Last Amended: never	Protects salary/benefits of faculty/employees moving from school district to technical college pursuant to KSA 2006 Supp. 72-4470a	<ul style="list-style-type: none"> • No Change
K.S.A. 72-4480-(pg.) Adopted: 1999 Last Amended: never	Requires state board to monitor core indicators of quality performance to determine eligibility and distribution of quality performance grants and to establish a data management system for aggregating and reporting information that documents effectiveness of schools and colleges	<ul style="list-style-type: none"> • No Change.

2-11

Kansas Technical Education - Statute Chart
2009 Changes

2-12

Statute	Contents	Recommended Action
K.S.A. 72-6810-(pg.) Adopted: 1974 Last Amended: 1986	Definitions a. State scholarship b. State scholar c. Full-time, in-state student d. Financial need e. Eligible institution f. Open enrollment g. Board of regents h. Term i. Semester j. Program period	<ul style="list-style-type: none"> • No Change
K.S.A. 71-1507-(pg. Adopted: 1988 Last Amended: 1999	Authorizes state board to approve transfer of programs between area vo-tech schools and community colleges	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical
K.S.A. 71-1701 (pg) Adopted: 1992 Last Amended: never	Authorization for consolidation of area vocational schools/AVTS with community colleges if approved by KBOR—control of community colleges not affected.	<ul style="list-style-type: none"> • No Change)
K.S.A. 71-1702 (pg) Adopted: 1992 Last Amended: 1999	Describes the provisions required for consolidation agreements; KBOR notification, review, approval; conflict resolution	<ul style="list-style-type: none"> • No Change
K.S.A. 71-1703-(pg.) Adopted: 1992 Last Amended:	Establishes former governing boards as advisory boards when community colleges and vo-tech schools merge; permits program area advisory councils for consolidated programs	<ul style="list-style-type: none"> • No Change
K.S.A. 71-1704 (pg) Adopted: 1992 Last Amended: never	Judicial, administrative and criminal action rights; preserved regardless of consolidation. K.S.A. 71-1705—expired	<ul style="list-style-type: none"> • No Change
K.S.A. 71-1706-(pg.) Adopted: 1992 Last Amended: never	Community college agreement with school districts that enables them to receive state categorical aid for enrollment of secondary students	<ul style="list-style-type: none"> • No Change

Kansas Technical Education - Statute Chart

2009 Changes

2-13

Statute	Contents	Recommended Action
K.S.A. 74-3201b-(pg.) Adopted: 1999 Last Amended: 2006	Definitions a. State board of regents or state board b. State educational institution c. Municipal university d. Community college e. Technical college f. Vocational education school g. Public university h. Postsecondary educational institution i. Private postsecondary educational institution and out-of-state postsecondary educational institution j. Adult basic education program and adult supplementary education program k. Representative of a postsecondary educational institution	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical
K.S.A. 74-3202c-(pg.) Adopted: 1999 Last Amended: 2002	Outlines powers, functions and duties of board of regents; preserves certain powers, duties and functions of community college boards of trustees	<ul style="list-style-type: none"> • No Change
K.S.A. 74-3205a (pg.) Adopted: 1999 Last Amended: 2002	Describes membership and purpose of three commissions within KBOR—community colleges; technical institutions; and public universities—Expired June 30, 2003	<ul style="list-style-type: none"> • Repeal
K.S.A. 74-3205b (pg.) Adopted: 1999 Last Amended: 2002	Established the commission for community colleges, technical colleges, and vocational education schools; meetings, powers, duties—Expired June 30, 2003	<ul style="list-style-type: none"> • Repeal
K.S.A. 74-3205c (pg.) Adopted: 1999 Last Amended: 2002	Established the commission for public universities; meetings, powers, duties—Expired June 30, 2003	<ul style="list-style-type: none"> • Repeal
K.S.A. 74-3205d (pg.) Adopted: 1999 Last Amended: 2002	Established the commission for higher education; meetings, powers and duties; expiration date, certain provisions; powers and duties transferred to state board; authorizes other advisory bodies. Subsection (a) expired; duties in subsection (b) revert to KBOR; subsection (c) gives KBOR authority to establish/organize commissions, committees, advisory councils or other groups as it deems necessary and appropriate to the fulfillment of its constitutional and statutory responsibilities	<ul style="list-style-type: none"> • No Change
K.S.A. 74-32,141-(pg.) Adopted: 1999 Last Amended: 2000	Establishes supervision and coordination role of the state board of regents relative to technical colleges, area vocational schools and area vo-tech schools; preserves certain powers, duties and functions of their governing boards	<ul style="list-style-type: none"> • Amend to change “vocational” to career technical

Kansas Technical Education - Statute Chart 2009 Changes

2-14

Statute	Contents	Recommended Action
---------	----------	--------------------

State Student Assistance Programs		
K.S.A. 74-32,145-(pg.) Adopted: 1996 Last Amended: never	Kansas national guard education assistance act – for eligible members of the Kansas national guard	<ul style="list-style-type: none"> • No Change—KBOR Financial Aid Unit
K.S.A. 74-32,151-(pg.) Adopted: 2002 Last Amended: 2005	Workforce development loan program act – administered by the board of regents – loans awarded to qualified applicants with financial need	<ul style="list-style-type: none"> • No Change—KBOR Financial Aid Unit
K.S.A. 74-32,152-(pg.) Adopted: 2002 Last Amended: never	Workforce development loan conditions and requirements	<ul style="list-style-type: none"> • No Change—KBOR Financial Aid Unit
K.S.A. 74-32,153-(pg.) Adopted: 2002 Last Amended: never	Workforce development loan forgiveness and interest rate	<ul style="list-style-type: none"> • No Change—KBOR Financial Aid Unit
K.S.A. 74-32,154-(pg.) Adopted: 2002 Last Amended: never	Workforce development loan repayment rules and regulations	<ul style="list-style-type: none"> • No Change—KBOR Financial Aid Unit
K.S.A. 74-32,155-(pg.) Adopted: 2002 Last Amended: never	Established workforce development loan fund with the state treasury for deposits and expenditures	<ul style="list-style-type: none"> • No Change—KBOR Financial Aid Unit
K.S.A. 74-32,156-(pg.) Adopted: 2002 Last Amended: never	State treasurer's duties, rules and regulations as the loan program receiving agent	<ul style="list-style-type: none"> • No Change—KBOR Financial Aid Unit
K.S.A. 74-32,157-(pg.) Adopted: 2002 Last Amended: never	Exceptions to repayment and regular terms of loan	<ul style="list-style-type: none"> • No Change—KBOR Financial Aid Unit
K.S.A. 74-32,158-(pg.) Adopted: 2002 Last Amended: never	Changes in repayment obligation resulting from changes in compliance	<ul style="list-style-type: none"> • No Change—KBOR Financial Aid Unit
K.S.A. 74-32,159-(pg.) Adopted: 2002 Last Amended: never	Authorizes state board to adopt rules and regulations for administration of loan program	<ul style="list-style-type: none"> • No Change—KBOR Financial Aid Unit

Office of Revisor of Statutes
300 S.W. 10th Avenue
Suite 010-E, Statehouse
Topeka, Kansas 66612-1592
Telephone (785) 296 -2321 FAX (785) 296-6668

MEMORANDUM

To: House Committee on Higher Education
From: Renae Jefferies, Assistant Revisor
Date: January 27, 2008
Subject:: House Bill No. 2006

HB 2006 amends K.S.A. 2008 Supp. 76-727 to remove the limit that an applicant for the position of chief executive officer of a state educational institution or an applicant for any position in the office of the State Board of Regents only be reimbursed for the amount of moving expenses for moving 12,000 pounds of household goods if that was less than the actual costs of moving. Under the changes to the bill, such applicants may be paid for actual moving expenses which are verified by receipts.

The fiscal effect of removing the limit on expenses could not be determined at this time.



KANSAS BOARD OF REGENTS

1000 SW JACKSON • SUITE 520 • TOPEKA, KS 66612-1368

TELEPHONE – 785-296-3421
FAX – 785-296-0983
www.kansasregents.org

**House Higher Education Committee
January 27, 2009**

Testimony in Support of House Bill 2006

**Diane C. Duffy
Vice-President for Finance and Administration**

Good afternoon Chairwoman Huntington, Ranking Member Mah, and members of the Committee. My name is Diane Duffy and I serve as the Board of Regents' Vice-President for Finance and Administration. Today, I am here to testify in support of House Bill 2006, which would change the current statute to allow for the payment of actual moving expenses for certain employees for which this is an expected and customary practice.

Current law allows for payment of moving expenses based on actual moving expenses or the cost to move 12,000 pounds of household goods, whichever is less. While the current statute, last amended nearly a decade ago, recognizes the need for recruiting incentives for chief executive officers and other accomplished faculty and staff, the 12,000 pound restriction is outdated. The Board and its Chief Executive Officers need the discretion to take into account unique variables when formulating an offer to competitive applicants, including the reimbursement of actual moving expenses that may exceed the current law's restriction of 12,000 pounds.

This proposed change was initiated by the university business officers (I am joined today by Theresa Gordizca, Chief Financial Officer for the University of Kansas and a member of the Council of Business Officers), endorsed by the University Presidents, adopted by the Board of Regents, and recommended to you for your consideration. On behalf of the Board, I respectfully request your support of HB 2006 and thank you for your consideration.

I am happy to address any questions that you may have.

House Higher Education Committee
January 27, 2009
Attachment 4

House Higher Education Committee
January 26, 2009

Testimony in support of House Bill 2006
Theresa Gordzica, Chief Business and Financial Planning Officer

Good Afternoon Chairwoman Huntington, and members of the committee, I am Theresa Gordzica, Chief Financial Officer for the University of Kansas. I appreciate the opportunity to testify in support of HB 2006.

HB 2006 updates Kansas statute **76-727**, by eliminating the 12,000 pound weight maximum for moving expenses. This change will provide the Board of Regents and the state universities with discretion to pay the full moving costs when recruiting chief executive officers and accomplished faculty and staff with household goods that exceed the current limit.

This statute authorizes the Board of Regents and state universities to pay various kinds of recruiting expenses for applicants, including moving expenses for successful applicants. Moving expense reimbursements to individuals accepting employment offers are currently limited to 12,000 pounds or actual documented costs, whichever is less. The 12,000 pound weight restriction does not reflect the reality of the composition of a modern household. Eliminating the limit would permit the Board of Regent or the universities to take into account the size of family, personal collections of academic and/or research materials, and other variables when formulating an offer to competitive applicants. Maintaining this limitation diminishes the effectiveness of the original intent that payment of all or part of moving expenses would be an inducement to accept a position of employment.

Recruiting the most distinguished researchers, educators, and administrators continues to be a key priority for the Regents' universities. The ability to accomplish mission objectives at a high level is dependent on how successful universities are in employing highly qualified individuals. Higher education is a competitive market, and leading researchers and educators are in great demand for their expertise and research productivity. While the current statute recognizes the need for recruiting incentives and the need to remain competitive when offering moving expenses as part of the recruiting package, it is essential to update the statute and provide institutions with the discretion to pay up to actual moving expenses when deemed appropriate.

The ability to offer competitive incentives when recruiting new CEO's, faculty, and staff would aid institutions striving to employ the best qualified applicants

I would be happy to answer any questions.