

Approved: March 20, 2009
Date

MINUTES OF THE HOUSE HIGHER EDUCATION COMMITTEE

The meeting was called to order by Chairman Terrie Huntington at 1:30 p.m. on March 10, 2009, in Room 786 of the Docking State Office Building.

All members were present.

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:

Others attending:

See attached list.

Discussion and action on SB 11 - Community colleges; acquisition of real property within service area

Chairman Huntington opened discussion on **SB 11**. Renae Jefferies, Office of the Revisor of Statutes, explained that **SB 11** would allow community colleges to acquire land and improvements not only within the community college district, but also within the service area of the community college. The bill would define service areas as designated geographic areas of the state established by agreement of community college presidents and adopted by the Kansas Board of Regents.

Ms. Jefferies presented a prepared balloon amendment to SB 11 making a technical correction on page 5, lines 9 and 10, to remove the language "as established by the state board of regents pursuant to section 1, and amendments thereto." (Attachment 1) Representative Mah moved to adopt the balloon amendment. Seconded by Representative McLeland, the motion carried.

Representative Rhoades moved to recommend SB 11, as amended, favorably for passage. Seconded by Representative Moxley, the motion carried.

The meeting was adjourned at 1:43 p.m. The next meeting of the House Higher Education Committee is scheduled for March 11, 2009.

HOUSE HIGHER EDUCATION COMMITTEE GUEST LIST

DATE March 10, 2009

| NAME | REPRESENTING |
|----------------------------|------------------|
| Theresa Marie Bush (Terry) | KSBOR |
| KEITH PANGBORN | KEATNEY & ASSOC. |
| LARRY BERG | KACC |
| LINDA FURZ | KACC |
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SENATE BILL No. 11

By Legislative Educational Planning Committee

1-6

Revisor Technical Amendments
February 25, 2009

10 AN ACT concerning postsecondary institutions; relating to community
11 colleges and the powers and duties thereof; amending K.S.A. 2008
12 Supp. 71-201 and repealing the existing section.

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

15 ~~New Section 1. The state board of regents shall establish, by policy,~~
16 ~~the boundaries of the service area of each community college.~~

17 ~~—Sec. 2. [Section 1.]~~ K.S.A. 2008 Supp. 71-201 is hereby amended
18 to read as follows: 71-201. (a) The board of trustees, in accordance with
19 the provisions of law and the rules and regulations of the state board of
20 regents, shall have custody of and be responsible for the property of the
21 community college and shall be responsible for the operation, manage-
22 ment and control of the college. The board of trustees shall hold at least
23 one regular meeting each month at a time prescribed by the board. The
24 board shall make an annual report in the manner prescribed by the state
25 board of regents. Members of the board of trustees shall be paid subsis-
26 tence allowances, mileage and other actual and necessary expenses in-
27 curred in the performance of their official duties.

28 (b) For effectuation of the purposes of this act, the board of trustees
29 in addition to such other powers expressly granted to it by law and subject
30 to the rules and regulations of the state board of regents is hereby granted
31 the following powers:

32 (1) To select its own chairperson and such other officers as it may
33 deem desirable, from among its own membership. The secretary may be
34 chief administrative officer of the college.

35 (2) To sue and be sued.

36 (3) To determine the educational program of the college subject to
37 prior approval thereof as provided in this act and to grant certificates of
38 completion of courses or curriculum.

39 (4) To appoint and fix the compensation and term of office of a pres-
40 ident or chief administrative officer of the college.

41 (5) To appoint upon nomination of the president or the chief admin-
42 istrative officer members of the administrative and teaching staffs, to fix
43 and determine within state adopted standards their specifications, define

House Higher Education Committee
March 10, 2009
Attachment 1

1-2

1 electors voting on the proposition in such community college district shall
2 have voted in favor of the issuance of the bonds. Such election shall be
3 called, noticed and held and the bonds issued, sold, delivered and retired
4 in accordance with the provisions of the general bond law except as herein
5 otherwise expressly provided.

6 (d) The board of trustees of a community college may ~~not~~ purchase
7 or otherwise acquire land or land and improvements ~~outside~~ *within*: (1)
8 The community college district; or (2) *the service area of the community*
9 *college as established by the state board of regents pursuant to section 1,*
10 *and amendments thereto.* Nothing in this subsection shall be construed
11 or operate in any manner to require a board of trustees to sell, convey or
12 otherwise dispose of land or land and improvements located outside the
13 community college district *or the service area of the community college*
14 and owned or being acquired by the community college on the effective
15 date of this act, ~~but no board of trustees may enter into a contract for the~~
16 ~~construction of improvements on any such land after the effective date~~
17 ~~of this act.~~

18 ***[For the purposes of this subsection, "service area" means des-***
19 ***ignated geographic areas of the state established pursuant to agree-***
20 ***ment of the presidents of the community colleges and adopted in***
21 ***policy by the state board of regents.]***

22 Sec. ~~3.~~ [2.] K.S.A. 2008 Supp. 71-201 is hereby repealed.

23 Sec. ~~4.~~ [3.] This act shall take effect and be in force from and after
24 its publication in the statute book.