

**MINUTES**

**2010 COMMISSION**

December 3, 2010  
Room 144-S—Statehouse

**Members Present**

Rochelle Chronister, Chairperson  
Dr. Ray Daniels, Vice-chairperson  
Senator Jean Kurtis Schodorf  
Representative Marti Crow  
Carolyn L. Campbell  
Steve Iliff  
Dennis Jones  
Emile McGill

**Members Absent**

Representative Clay Aurand  
Scott Frank, Legislative Post Auditor  
Dan Gibb, Assistant Attorney General

**Staff Present**

Sharon Wenger, Kansas Legislative Research Department  
Martha Dorsey, Kansas Legislative Research Department  
Reagan Cussimano, Kansas Legislative Research Department  
Theresa Kiernan, Office of the Revisor of Statutes  
Jason Long, Office of the Revisor of Statutes  
Dale Dennis, Kansas Department of Education  
Dorothy Gerhardt, Commission Assistant

**Others Attending**

See attached list.

The meeting was called to order by Chairperson Chronister at 9:30 a.m.

## **Update on the Early Learning Coordinating Council**

Jim Redmon, Executive Director, Kansas Children's Cabinet, presented a brief report on the Early Learning Coordinating Council. Mr. Redmon stated that the Council was being terminated and becoming the Early Childhood Advisory Council with funding of \$800,000 over the next three years. The newly formed Advisory Council will have several functions, which will include the following:

- Dealing with an annual statewide needs assessment concerning the availability and quality of early childhood education programs;
- Identifying opportunities for collaboration and coordination among federally funded and state funded child care and early childhood education programs;
- Developing recommendations for increasing the overall participation of children in existing federal, state, and local child care and early childhood education programs;
- Developing recommendations regarding the establishment of a unified data collection system for early childhood education development programs;
- Developing recommendations regarding statewide professional development and career advancement plans for early childhood educators in the state;
- Assessing the capacity and effectiveness of two and four year private institutions of higher education in the state of Kansas toward supporting the development of early childhood programs;
- Making recommendations toward the establishment of early learning standards; and
- Undertaking efforts to develop high-quality comprehensive early learning standards.

Mr. Redmon's report continued with highlights of the goals of this advisory council. The goals include developing a high quality system in the state by consolidating existing committees; giving them a place to take their work; making sure funding goes toward the programs that work; providing professional development for child care providers; and placing an emphasis on literary skills.

Commission discussion followed. Chairperson Chronister posed a question regarding participation by Head Start personnel. She suggested the final report of this Commission include a recommendation that emphasis be placed on early childhood education. She also stated that the license plates supporting the Children's Initiatives Trust Fund be advertised more.

## **Federal Jobs Funding, Special Education Waiver**

Dale Dennis, Deputy Commissioner, Kansas Department of Education, presented a brief report ([Attachment 1](#)) on the history of teacher vacancies and licensed and non-licensed staff

over the previous ten years. This study indicated that during the current school year the number of licensed personnel was reduced by 816.3, and the number of non-licensed personnel was reduced by 844.0. He discussed the request for a waiver of federal maintenance of effort requirements due to cuts in special education maintenance of effort support. Reductions in special education state aid, as well as a reduction in general fund expenditures for education, indicates a reduction of 0.5 percent in federal aid; showing approximately \$2 million owed to the federal government for FY 2010 and an estimated \$16 million owed for FY 2011. He discussed the Federal Jobs Bill, stating that the total of \$92,377,000 had been distributed to the schools at the building level. The future of education funding in relation to receipt of the Federal Jobs Bill funding also was discussed. Commission discussion regarding Mr. Dennis' presentation followed.

## Discussion of Final Report

Chairperson Chronister began the discussion regarding the final report to the 2011 Legislature from the 2010 Commission by reviewing the list of suggestions received from Commission members (Attachment 2). The first item brought forth was early childhood education increasing the visibility of the various programs and trying to bring the different provider groups together. Regarding funding, it was pointed out that this group needed to make sure the Governor and others are aware that the 2010 Commission members have determined the school finance formula is adequate, funding should be at an adequate level, and it needs to be on a three-year cycle to give school administrators support in planning.

*It was moved by Dennis Jones, seconded by Dr. Daniels, that because it has been demonstrated that the current school finance formula makes suitable provision for financing school districts and takes into account the diversity of the state, the 2010 Commission recommend that the current formula remain unchanged, except beginning with school year 2011-2012, the Legislature should fund the school finance formula with a base state aid per pupil of \$4,492, which is current law. The funding plan should include a three-year funding cycle with a cost of living increase or decrease adjustment, as applicable, each year. Motion carried with members Campbell, Chronister, Daniels, Jones, McGill and Schodorf voting yes; and Mr. Iliff voting in opposition (Member Crow was absent for the vote). Mr. Iliff's reasoning in voting against the motion was his concern regarding the danger to the private sector if all funds raised to support education come from the private sector, including the sales tax and property tax.*

Discussion continued regarding items to be included in the final report. Chairperson Chronister stated that the hearings held in areas of the state should be included as well as including a reference to the performance audits conducted on finance and at-risk programming, which showed that the money did go toward the at-risk sector. A list of other completed performance audits should be included.

The Commission briefly discussed early childhood education and its inclusion in the report. *A motion was made by Dr. Daniels, seconded by Emile McGill, that early childhood education, including the tiny-K program, become a part of a seamless integration of special education programming under the Department of Education. Motion carried.*

*It was moved by Senator Schodorf, seconded by Carolyn Campbell, that the report show the importance of early childhood programs as they lead to success in grades K-12, as well as describing the importance of cooperation and collaboration among all early childhood programs. Motion carried.*

*It was moved by Emile McGill, seconded by Carolyn Campbell, that the Commission recommend the State fund all-day kindergarten. Motion carried with a vote of six in favor, one opposed.*

Mr. Jones requested statements regarding mentoring and staff development for teachers and administrators, *i.e.*, professional development issues, leadership academies, and principals as education leaders, be included in the report.

*It was moved by Chairperson Chronister that the report show the courts have noted that an oversight commission should be in place reviewing school finance and note that the 2010 Commission is ending and the Legislature should consider establishing a new oversight entity. Motion seconded by Carolyn Campbell. Motion carried.*

The Commission decided the report should include a section titled "Other Issues." A number of items were discussed regarding inclusion in this section, such as a standardized accounting system, career and technical education, and there being a seamless transition to college or technical education.

*It was moved by Steve Iliff, seconded by Dennis Jones, that the implementation of a standardized accounting system would be advantageous. Motion carried.*

Commission discussion followed regarding the efficiency audits conducted by Legislative Post Audit. The Chairperson stated the report should include a special note that the efficiency audits were helpful to the participating districts. This also should include information regarding the increase in testing scores in the state.

## **Approval of Minutes**

*It was moved by Dennis Jones and seconded by Dr. Daniels that the minutes of September 24, 2010, be approved as submitted. Motion carried.*

The meeting was adjourned at 2:20 p.m.

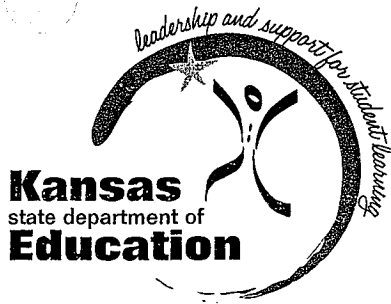
Prepared by Dorothy Gerhardt  
Edited by Martha Dorsey

Approved by the Commission on:

\_\_\_\_\_  
January 28, 2011

(Date)





## Division of Fiscal & Administrative Services

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December 3, 2010

TO: 2010 Commission

FROM: Dale M. Dennis, Deputy  
Commissioner of Education

SUBJECT: History of Teacher Vacancies and Licensed/Non-Licensed Staff

Attached you will find the following information for Kansas unified school districts for your review. We hope this information will be helpful to you.

- Ten-year history of teacher vacancies
- Ten-year history of licensed personnel  
During the current school year, licensed personnel was reduced by 816.3.
- Ten-year history of non-licensed personnel  
During the current school year, non-licensed personnel was reduced by 844.0.

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## TEACHER VACANCY HISTORY – As of August 1 of Each School Year

	2000-01	2001-02	2002-03	2003-04	2004-05	2005-06	2006-07	2007-08	2008-09	2009-10	2010-11
<b>ELEMENTARY</b>											
Counseling	8.0	15.3	4.0	6.5	4.5	15.0	15.3	7.7	11.3	2.7	4.0
Music	18.0	19.0	11.2	10.25	8.25	8.4	8.9	7.4	4.0	1.7	2.0
Special Education	73.5	66.4	56.8	50.33	41.0	76.9	55.5	45.5	27.7	12.4	11.0
Other	120.5	85.7	78.0	90.15	64.0	88.1	102.0	47.7	41.0	30.7	27.0
<b>MIDDLE SCHOOL</b>											
Counseling	2.0	3.8	3.0	3.2	3.45	6.25	4.0	6.0	6.5	0	2.0
Business	2.0	1.0	1.0	1.0	1.0	1.6	0	.5	0	0	1.0
Foreign Language	4.8	4.0	4.5	8.0	4.3	1.5	2.0	2.3	4.0	.25	2.0
Math	14.1	7.5	11.0	9.0	6.0	12.0	11.0	10.0	2.0	3.0	4.0
Music	10.6	10.4	7.2	5.75	4.95	3.3	2.1	5.8	5.5	1.1	1.0
Science	11.5	7.5	5.5	4.25	3.25	8.5	4.0	7.0	2.0	.50	5.0
Special Education	31.0	49.7	34.6	27.33	25.5	33.4	40.0	19.0	6.5	5.25	13.5
Technology	3.0	1.3	2.2	2.25	2.0	4.5	4.0	1.5	0	0	0
Other	34.0	28.8	29.6	25.4	9.2	25.5	45.7	18.5	10.0	5.25	13.0
<b>HIGH SCHOOL</b>											
Counseling	1.5	3.9	4.0	2.3	3.55	8.25	4.0	7.7	4.7	.90	3.0
Business	14.0	17.5	7.0	4.5	3.2	4.5	9.3	4.5	1.0	1.5	2.0
Foreign Language	14.3	16.3	14.6	10.79	9.39	10.5	13.0	3.8	11.5	2.75	3.0
Ind. Technology	5.0	10.0	9.0	7.5	3.5	5.5	4.0	7.0	5.0	1.5	0
Vocational		12.5	6.0	7.0	5.14	17.0	9.5	9.0	3.0	2.0	1.0
Math	16.1	19.0	13.5	12.9	10.5	31.0	29.0	28.0	15.5	5.0	1.0
Music	17.7	12.6	10.5	5.5	3.5	2.3	4.5	2.3	3.5	2.2	3.0
Science	NA	NA	NA	NA	NA	NA	15.5	0	7.0	5.5	2.25
Special Education	50.5	58.9	42.5	23.74	31.5	45.2	63.5	40.5	32.0	18.45	13.0
Technology	4.0	3.9	3.3	0.5	6.5	6.0	1.5	2.0	0	0	1.0
Other	74.0	57.4	43.0	32.6	40.35	68.8	48.9	31.9	25.2	1.5	19.63
<b>SUBTOTALS</b>	530.1	512.4	402.0	350.74	294.53	483.4	497.2	315.5	228.9	104.15	134.38
Temporary Positions	175.0	144.2	144.0	75.25	147.70	101.0	116.0	161.0	121.5	51.70	50.63
<b>TOTALS</b>	705.1	656.6	546.0	425.99	442.23	584.4	613.2	476.5	350.4	155.85	185.01

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KANSAS STATE DEPARTMENT OF EDUCATION											
CERTIFIED PERSONNEL HISTORY											
Position	2001-2002	2002-2003	2003-2004	2004-2005	2005-2006	2006-2007	2007-2008	2008-2009	2009-2010	2010-2011	2010-2011 Inc/Dec
Superintendents	278.0	274.3	271.1	268.7	269.7	267.1	266.2	264.9	263.5	255.6	-7.9
Associate/Assistant Superintendents	101.0	94.7	88.8	83.8	86.4	93.5	91.1	91.0	89.7	91.3	1.6
Administrative Assistants	40.0	40.1	31.8	44.2	40.6	41.5	43.1	62.5	58.4	52.3	-6.1
Principals	1,273.8	1,254.9	1,237.6	1,225.6	1,234.2	1,243.0	1,249.3	1,248.7	1,242.3	1,212.9	-29.4
Assistant Principals	480.5	473.0	471.7	491.7	503.5	518.1	531.8	543.7	529.5	534.0	4.5
Directors/Supervisors of Special Education	113.5	120.5	120.1	120.1	122.8	120.5	123.7	120.8	121.3	105.8	-15.5
Directors/Supervisors of Health	14.3	10.0	12.5	10.0	9.0	9.2	7.0	11.6	8.1	8.0	-0.1
Directors/Supervisors of Vocational Education	23.3	23.2	18.7	15.2	16.2	19.0	19.0	13.9	13.0	11.4	-1.6
Instructional Coordinators/Supervisors	136.4	118.3	118.3	109.7	132.1	162.5	180.4	178.4	175.4	137.1	-38.3
Other Directors/Supervisors	192.4	189.6	195.3	195.2	201.0	203.5	203.6	202.1	202.3	185.7	-16.6
Other Curriculum Specialist	121.0	117.5	101.1	101.5	98.4	133.8	149.9	164.8	149.3	171.8	22.5
Practical Arts/ Vocational Education Teachers	1,093.2	1,113.7	1,122.5	1,144.4	1,234.6	1,219.8	1,268.2	1,282.1	1,266.8	1,271.3	4.5
Special Education Teachers	3,518.8	3,504.6	3,556.0	3,542.6	3,597.9	3,745.6	3,857.6	3,958.2	3,910.3	3,841.4	-68.9
Pre-Kindergarten Teachers	326.3	336.3	373.6	380.4	396.0	404.3	423.1	461.8	490.0	514.8	24.8
Kindergarten Teachers	1,199.4	1,199.6	1,243.9	1,325.7	1,439.8	1,598.7	1,722.2	1,776.2	1,765.3	1,769.2	3.9
Other Teachers	26,380.8	25,952.2	25,715.1	25,743.0	26,068.2	26,523.0	26,851.2	27,130.4	26,689.9	26,074.8	-615.1
Library Media Specialists	974.9	950.1	923.2	924.4	924.6	913.3	912.7	903.1	859.9	809.0	-50.9
School Counselors	1,172.7	1,141.2	1,117.9	1,111.3	1,120.7	1,140.0	1,138.1	1,169.9	1,136.2	1,085.1	-51.1
Clinical/School Psychologists	369.3	341.9	351.9	358.3	384.4	369.5	372.3	387.0	395.3	386.7	-8.6
Nurses	446.0	448.8	441.3	430.0	432.7	451.3	499.5	530.9	556.8	576.6	19.8
Speech Pathologists	518.3	495.8	494.9	530.9	529.8	528.2	541.4	559.7	590.0	601.1	11.1
Audiologists	9.4	8.7	- 9.6	9.6	10.2	11.0	11.5	12.7	13.5	12.6	-0.9
Social Work Services	276.2	251.0	257.8	273.5	273.4	306.8	353.8	341.1	382.5	353.1	-29.4
Reading Specialists/Teachers	565.5	551.8	597.5	688.5	742.4	859.7	835.4	829.3	862.8	860.0	-2.8
Others	340.1	401.1	354.8	352.8	304.8	344.9	346.5	292.7	293.6	327.8	34.2
<b>Total</b>	<b>39,965.1</b>	<b>39,412.9</b>	<b>39,227.0</b>	<b>39,481.1</b>	<b>40,173.4</b>	<b>41,227.8</b>	<b>41,998.6</b>	<b>42,537.5</b>	<b>42,065.7</b>	<b>41,249.4</b>	<b>-816.3</b>
<b>Total Teachers</b>	<b>33,084.0</b>	<b>32,658.2</b>	<b>32,608.6</b>	<b>32,824.6</b>	<b>33,478.9</b>	<b>34,351.1</b>	<b>34,957.7</b>	<b>35,438.0</b>	<b>34,985.1</b>	<b>34,331.5</b>	<b>-653.6</b>
Note - Totals are in FTE (Full Time Equivalency).											





SIMPLIFIED EXAMPLE OF  
*SPECIAL EDUCATION  
MAINTENANCE OF EFFORT*

FISCAL YEAR 2010

Percent Reduction in Special Education State Aid	12.8%	*
Percent Reduction in General Fund Expenditures	12.3%	
Difference	.5%	
Federal Aid Reduction .005 X \$433,384,160	\$ 2,186,454	**

FISCAL YEAR 2011

Percent Reduction in Special Education State Aid	12.6%	
Percent Reduction in General Fund Expenditures	8.7%	
Difference	3.9%	
Federal Aid Reduction .039 X \$428,484,050	\$ 16,710,878	**

\*Special education state reduction for all state agencies, less gifted.

\*\*May not compute due to rounding.

**SPECIAL NOTE:** If you consider reappropriation for Fiscal Year 2011, this amount will increase to approximately \$27,000,000

**FEDERAL EDUCATION JOBS FUNDS**  
**\$92,377,000**

**GENERAL STATE AID**

Loss in Est. Revenue from 20 Mills—BSAPP @ \$4,012	\$ 29,800,000
5 Percent Increase At-Risk Pupils—BSAPP @ \$4,012	13,600,000
.3 Percent Increase Enrollment (1,430)—BSAPP @ \$4,012	5,700,000
Other Miscellaneous Adjustments such as, bilingual, etc.	1,000,000
<b>TOTAL</b>	<b>\$ 50,100,000</b>

If not funded, it will result in BSAPP being reduced by \$75  
(\$4,012 to \$3,937)

SPECIAL EDUCATION  
Needed to Avoid Federal MOE Penalty

	\$ 16,710,878*
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**AMOUNT REMAINING** **\$ 25,566,122**

\*If you consider reappropriation for Fiscal Year 2011, this amount will increase to approximately \$27,000,000.

**TOP 2010 COMMISSION RECOMMENDATIONS BY COMMISSION MEMBER**  
*Working Draft – as of November 30, 2010*

Commission Member	Recommendation #1	Recommendation #2	Recommendation #3	Recommendation #4	Recommendation #5	Recommendation #6	Recommendation #7
Rochelle Chronister	Importance of Early Childhood Education including pre-school and all-day kindergarten.	Principals must be <u>educational</u> leaders of their buildings for children to succeed.	School finance formula is fair if properly funded.				
Ray Daniels	The Legislature should refocus its revenue and funding priorities to make education Priority No. 1	The finance formula developed as a result of the Montoy case should be maintained, and a commitment to fully fund the formula within 3 years should be made by the Legislature.	The Legislature should emphasize early childhood programs by increasing funding for early childhood programs such as the pre-school at-risk program; and by shifting the Tiny-K and Early Head Start programs' administration to the Department of Education.				
Senator Schodorf	Adequate funding.	Meeting graduation requirements and NCLB standards, and increase graduation rate.	Alignment from pre-K through graduation from college/ transition to work.				
Dennis Jones	Three (3) year funding cycle.	Mentoring and staff development for both teachers and administrators.	Adequate funding for vocational and career development programs for all students.	Abolishment of the LOB caps.	Incentive rewards and salary enhancement for those teachers who have demonstrated excellence in the classroom.		

2-2

Commission Member	Recommendation #1	Recommendation #2	Recommendation #3	Recommendation #4	Recommendation #5	Recommendation #6	Recommendation #7
Steve Iliff	Standardized accounting system.	Recognize the unfunded Pension plan as bankrupt (it is only 50% funded) and convert all State employees pension to defined contribution plans so they know what they really have that can't or won't be taken from them.	Pass the Parent Trigger law like California just did. (From Wall Street Journal 11-13-2010 Article by David Feith: "... if 51% of parents in a failing school sign a petition, they can trigger a forcible transformation of the school—either by inviting a charter operator to take it over, by forcing certain administrative changes, or by shutting it down outright. Schools are eligible for triggering if they have failed to make "adequate yearly progress," according to state standards, for four consecutive years.				
Representative Crow	Make the funding of the Kansas public school system Priority Number One by approving a new three year school finance plan which brings the state school finance law in compliance with	Expand all-day kindergarten to include funding for every child eligible to attend.	Funding flexibility or other means to expand funding for at-risk pre-school for 4 year olds.	No cuts in funding for at risk programs.	Expand funding for attracting, retaining and developing staff, including professional development, mentoring, leadership academies, focusing on increasing teacher salaries and benefits to a competitive level and	The Legislature should renew the 2010 Commission, perhaps calling it the 2020 Commission, to provide oversight of school finance and to work toward establishing and continuing compliance with constitutional	

2-2

Commission Member	Recommendation #1	Recommendation #2	Recommendation #3	Recommendation #4	Recommendation #5	Recommendation #6	Recommendation #7
Representative Crow	existing state law and Article 6 of the Kansas Constitution and increases state funding based upon actual costs of providing educational services and not upon increasing local property taxes and political posturing.				enhance the working environment for educators statewide.	requirements.	
Carolyn Campbell	Early childhood education – funding for expansion of all-day kindergarten.	Three year school finance formula. This was a great help for districts.	To address teacher shortage – expand and fund successful programs to retain, professional development for all educators, and mentoring program for new educators.				

2-4

Commission Member	Recommendation #1	Recommendation #2	Recommendation #3	Recommendation #4	Recommendation #5	Recommendation #6	Recommendation #7
Emile McGill	Funding of All Day K, including All Day K in the funding formula at the same rate as 1-12 grades for all eligible students.	Early childhood programs to be administered by the Department of Education; and all funding for early childhood programs received from federal and state to be distributed through the Department of Education.	Staff development and mentoring be funded for all teachers and administrators to ensure continuous growth.	At Risk Funding should not be cut.			
Rep. Aurand							
Scott Frank	Nonvoting/declined to send rec's.						
Dan Gibb	Nonvoting						
Sue Storm (former)	Fund all day K. I know 64% of USD's (or is it 5 year olds) now have all day K. But if the state were funding it, that at-risk money now going to all day K could go back to after school programs, tutoring, etc., that we know work. We need to be sure that the parents of	Early childhood education in general. Good programs can exist outside the school system. We need to see how we can foster great pre-K programs outside schools, particularly when space is a problem.	Mentoring of new teachers.	Professional development to help teachers become proficient at what we expect them to do--best practices MTSS, etc.			

5-2

Commission Member	Recommendation #1	Recommendation #2	Recommendation #3	Recommendation #4	Recommendation #5	Recommendation #6	Recommendation #7
Sue Storm (former) continued	at-risk children are not being charged a fee for all day K. After 5 years, no parent should pay for this program. In my district, we have parents who are caught in the middle. They can't afford the fee, but they don't qualify for a free program.						
Rep. Kathe Decker (fmr.)	Spoke to her on 11/17 - she said she will have bio. and rec's. to me but not right away.						
Barbara Mackey (fmr.)	Have left a phone message.						