

MINUTES OF THE SENATE EDUCATION COMMITTEE

The meeting was called to order by Chairman Jean Schodorf at 1:30 p.m. on February 18, 2009, in Room 545-N of the Capitol.

All members were present except:

Senator Bob Marshall- excused
Senator Dwayne Umbarger- excused

Committee staff present:

Theresa Kiernan, Office of the Revisor of Statutes
Matt Sterling, Office of the Revisor of Statutes
Sharon Wenger, Kansas Legislative Research Department
Dorothy Gerhardt, Committee Assistant

Conferees appearing before the committee:

Jim Modig, Director, Design and Construction, Kansas University

Others attending:

See attached list.

Approval of Minutes

Senator Abrams moved to approve the minutes of February 9, 2009; February 10, 2009; February 11, 2009; and February 12, 2009 as written. The motion was seconded by Senator Owens. Motion carried on a voice vote.

SB 175 - School districts; transfer of moneys to community foundations

Theresa Kiernan, Office of the Revisor of Statutes, provided a short review of the bill. This legislation would allow school districts to transfer moneys they received from gifts or donations that are not immediately needed for the purpose for which they were donated to a community foundation. The foundation would be required to keep the money in a restricted fund and would remain subject to the restrictions made by the original donor. Any distribution of the fund would have to be made for the benefit of the school district or for a specific purpose as agreed to by the original donor or a successor of the donor and agreed to by the school district. She also stated on line 35 the word "donee" should be "donor". A short discussion was held regarding qualifying community foundations and restrictions on investments.

Senator Vratil moved to amend **SB 175** on line 35 by striking the word "donee" and inserting the word "donor". The motion was seconded by Senator Owens. Motion carried on a voice vote.

Senator Vratil moved to recommend **SB 175** favorable for passage as amended. The motion was seconded by Senator Owens. Motion carried on a voice vote.

SB 225 - Low-income family postsecondary savings accounts incentive program

Senator Abrams presented an amendment which stated that even though no money may be appropriated for the funding of this program this year which will end if not re-authorized, the program will continue.

Senator Abrams moved to amend **SB 225** by inserting the amendment presented. The motion was seconded by Senator Teichman. Motion carried on a voice vote.

Discussion followed regarding subsection (I) which requires the treasurer shall prepare and submit to the governor and legislature an annual report on the program. He feels no one reads the annual reports and thousands of dollars are spent on annual reports for no good purpose.

Senator Vratil moved to amend **SB 225** by deleting subsection (I). The motion was seconded by Senator Steineger. Motion carried on a voice vote.

Theresa Kiernan, Office of the Revisor of Statutes, brought to the attention of the committee page 3, line 18

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which refers to publication in the Kansas register. She stated that since the program would not be funded, the committee should consider amending it to read "publication in the statute book".

Senator Vratil moved to amend **SB 225** on page 3, line 18 to read "publication in the Statute book". The motion was seconded by Senator Owens. Motion carried on a voice vote.

Senator Teichman moved to recommend **SB 225** favorable for passage as amended. The motion was seconded by Senator Vratil. Motion carried on a voice vote.

SB 9 - State educational institutions; capital improvements totally financed with non-state moneys

Senator Schodorf presented a brief review of the provisions of **SB 9**, which is the design-bid-build of projects with non-state moneys at universities. All interested parties, including the Associated General Contractors, Kansas University, architects and the Department of Administration would feel comfortable with. Jim Modig, Director Design and Construction, Kansas University, (Attachment 1), presented an overview of the bill as agreed to by all interested parties.

Senator Hensley stated he felt the bill should have been referred to the Joint Committee on Building Construction. He felt the purpose of the Joint Committee on Building Construction was to handle bills like this which dealt with capital improvements as he stated **SB 9** does. He feels **SB 9** does not address education policy, just capital improvements. Senator Vratil stated the Joint Committee on Building Construction does not have authority to recommend bills to the Senate. Senator Hensley stated in that case it should have been referred to the Senate Ways and Means Committee.

Senator Teichman moved to amend **SB 9** as presented, including technical, and recommend it favorable for passage. The motion was seconded by Senator Vratil. Motion carried on a voice vote.

SB 84 - School districts; personal financial literacy; statewide assessments

Senator Vratil next introduced discussion of **SB 84** which had been acted on previously by the committee. He understood there were concerns over budget cuts versus setting up a new program on personal financial literacy in schools by committee members.

Senator Teichman moved to bring **SB 84** for discussion and final action. The motion was seconded by Senator Owens. Motion carried on a voice vote.

Additional discussion among committee members included comments regarding this bill being a mandate on schools. Senator Abrams stated schools are already teaching it but it is important to develop state curriculum standards. Senator Vratil stated this bill contained no mandates on school districts, if any mandates existed they were on school districts.

Senator Vratil moved to amend **SB 84** on page 2, lines 16 and 17 by striking the words "its publication in the statute book" and inserting the words "after July 1, 2012. Motion was seconded by Senator Teichman. Motion carried on a voice vote.

Senator Vratil moved to recommend **SB 84** favorable for passage as amended. The motion was seconded by Senator Teichman. Motion carried on a voice vote.

The next meeting is scheduled for February 25, 2009.

The meeting was adjourned at 2:25 p.m.