

STATE OF KANSAS

HOUSE OF REPRESENTATIVES

MR. CHAIRMAN:

I move to amend **HB 2757**, on page 1, in line 8, after "(a)" by inserting "(1)"; also in line 8, after "means" by inserting ": (A)"; in line 10, after "district" by inserting a semicolon; also in line 10, after "and" by inserting "(B)"; in line 11, after the period by inserting:

"(2) ";

Also on page 1, in line 12, after "meaning" by inserting ": (A)"; in line 14, by striking the second comma and inserting a semicolon; also in line 14, after "or" by inserting "(B)";

On page 3, following line 27, by inserting:

"Sec. 4. K.S.A. 2017 Supp. 72-2258 is hereby amended to read as follows: 72-2258. ~~(a)~~ Unless otherwise agreed to by both the board and the teacher, the hearing officer shall render a written opinion not later than 30 days after the close of the hearing, setting forth the hearing officer's findings of fact and determination of the issues. The decision of the hearing officer shall be submitted to the teacher and to the board.

~~(b) The decision of the hearing officer shall be final, subject to appeal to the district court by either party as provided in K.S.A. 60-2101, and amendments thereto."~~

On page 5, following line 1, by inserting:

"New Sec. 6. (a) Except as otherwise provided in subsection (c), for any teacher as defined by K.S.A. 2017 Supp. 72-2252(a)(1)(A), and amendments thereto, who has been continuously employed as a teacher by the same school district since July 1, 2014, and for whom the provisions of K.S.A. 2017 Supp. 72-2253 through 72-2258, and amendments thereto, were applicable on June 30, 2014, and for any teacher as defined by K.S.A. 2017 Supp. 72-2252(a)(1)(B), and amendments thereto, the decision

of the hearing officer shall be final, subject to appeal to the district court by either party as provided in K.S.A. 60-2101, and amendments thereto.

(b) For any teacher for whom the provisions of subsection (a) are inapplicable, the board's decision in the matter shall be given deference by the hearing officer, and the hearing officer's review shall be limited to determining if: (1) The board acted within the scope of its authority; (2) the board's decision was supported by substantial evidence; and (3) the board acted fraudulently, arbitrarily or capriciously. The decision of the hearing officer shall be final, subject to appeal to the district court by either party as provided in K.S.A. 60-2101, and amendments thereto.

(c) The professional employees' organization representing the majority of the teachers in a school district may elect to make all teachers who are members of such organization and who are employed by the school district subject to the provisions of subsection (b). Any professional employees' organization that makes such an election shall notify the board of education of the school district in writing of such election. An election made pursuant to this section shall be effective 30 days after the board of education receives such notice.";

Also on page 5, in line 2, after "72-2254" by inserting ", 72-2258";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "72-2254" by inserting ", 72-2258"

_____ District.