

SENATE BILL No. 145

By Committee on Education

2-2

1 AN ACT concerning schools; relating to the Kansas state high school
2 activities association; relating to the system for classification of high
3 schools; amending K.S.A. 2016 Supp. 72-130 and repealing the
4 existing section.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 2016 Supp. 72-130 is hereby amended to read as
8 follows: 72-130. (a) Any association with a majority of the high schools of
9 the state as members and the purpose of which association is the statewide
10 regulation, supervision, promotion and development of any of the
11 activities defined in K.S.A. 72-133, and amendments thereto, and in which
12 any public high school of this state may participate directly or indirectly
13 shall:

14 (1) On or before September 1 of each year make a full report of its
15 operation for the preceding calendar year to the state board of education.
16 The report shall contain a complete and detailed financial statement under
17 the certificate of a certified public accountant.

18 (2) File with the state board a copy of all reports and publications
19 issued from time to time by such association.

20 (3) Be governed by a board of directors which shall exercise the
21 legislative authority of the association and shall establish policy for the
22 association.

23 (4) Submit to the state board of education, for its approval or
24 disapproval prior to adoption, any amendments, additions, alterations or
25 modifications of its articles of incorporation or bylaws. If any articles of
26 incorporation, bylaws or any amendment, addition or alteration thereto is
27 disapproved by the state board of education, the same shall not be adopted.

28 (5) Establish a system for the classification of member high schools
29 according to student attendance.

30 (6) Be subject to the provisions of the Kansas open meetings law.

31 (7) Be subject to the provisions of the open records law.

32 (b) (1) The board of directors shall consist of not less than 60
33 members as follows:

34 (A) At least eight directors shall be members of boards of education,
35 elected by local boards of education. At least two of such directors shall be
36 elected from each congressional district of the state;

1 (B) at least two directors shall be representatives of the state board of
2 education, appointed by the state board;

3 (C) (i) directors who are representatives of the senior high schools
4 which are affiliated with a league shall be elected by the league;

5 (ii) the senior high schools which are not affiliated with a league shall
6 be represented by at least one director;

7 (D) at least four directors shall be representatives of the middle/junior
8 high schools, elected by the middle/junior high schools;

9 (E) at least one director shall be representative of and selected by
10 athletic administrators;

11 (F) at least one director shall be representative of and selected by
12 coaches;

13 (G) at least one director shall be representative of and selected by
14 speech communications educators;

15 (H) at least one director shall be representative of and selected by
16 music educators; and

17 (I) at least one director shall be representative of and selected by
18 scholars' bowl coaches.

19 (2) The directors appointed by the state board of education from the
20 public at-large prior to July 1, 2014, whose terms are set to expire after
21 July 1, 2014, may continue to serve on the board of directors until such
22 director's term expires. Upon the expiration of the term of any such
23 director, the governor shall appoint a successor member of the board of
24 directors. In the event of a vacancy or the expiration of the term of any
25 director appointed by the governor, the governor shall appoint a successor
26 member of the board of directors. Any person appointed by the governor
27 shall not be employed by any school affiliated with a league in the Kansas
28 state high school activities association, nor shall such person be a member
29 of the state board of education. The governor shall be provided a list of
30 those directors appointed pursuant to subsection (b)(1). The governor shall
31 make appointments pursuant to this subsection in order to attain, when
32 necessary, and insofar as possible, representation of ethnic minority groups
33 and both genders on the board of directors and to ensure that a resident
34 from each congressional district is appointed to the board of directors.

35 (3) All directors are limited to six consecutive years of service.

36 (c) (1) An executive board which shall be responsible for the
37 administration, enforcement and interpretation of policy established by the
38 board of directors shall be elected by the board of directors from its
39 membership, provided that a director shall serve at least one year as a
40 member of the board of directors prior to being elected to the executive
41 board.

42 (2) At least two members of the board of directors elected to the
43 executive board shall be directors appointed by the governor under

1 subsection (b)(2), provided such directors are eligible for election to the
2 executive board under this subsection. Members of the executive board
3 elected pursuant to this paragraph shall only be eligible to serve on the
4 executive board during the second, fourth and sixth years of such director's
5 term.

6 (3) Insofar as possible, membership on the executive board shall be
7 representative of ethnic minority groups, both genders, and all
8 geographical areas of the state.

9 (d) An appeal board which shall be responsible for conducting
10 hearings provided for in K.S.A. 72-134, and amendments thereto, shall be
11 elected as provided in this subsection. The appeal board shall consist of
12 eight members. The membership of the appeal board shall include four
13 members who are board of education members, elected by the boards of
14 education of the member schools of the association; and four members
15 who are school administrators, elected by the member schools of the
16 association. No member of the board of directors shall be eligible for
17 election to membership on the appeal board. All members of the appeal
18 board are limited to six consecutive years of service.

19 (e) The executive board is authorized to employ an executive director
20 and such other personnel as may be necessary to the exercise of the powers
21 and the performance of the functions and duties of the board of directors,
22 the executive board, and the appeal board. The executive director and all
23 other personnel, except custodial, clerical or maintenance personnel,
24 employed by the executive board pursuant to this subsection, shall file
25 written statements of substantial interests, as provided by K.S.A. 46-248
26 through 46-252, and amendments thereto.

27 Sec. 2. K.S.A. 2016 Supp. 72-130 is hereby repealed.

28 Sec. 3. This act shall take effect and be in force from and after its
29 publication in the statute book.