

SESSION OF 2018

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2542

As Amended by Senate Committee on
Education

Brief*

HB 2542 would remove the June 30, 2018, sunset on a statute authorizing the Kansas Board of Regents (KBOR) to fix, charge, and collect fees for state institutions and institutions domiciled or having their principal place of business outside the state of Kansas. The bill would also remove fees concerning program modification; on-site branch campus reviews; renewal of registration of a representative; and changes in institution profiles. Finally, the bill would add “up to” before the percentage of gross tuition allowed to be charged for renewal fees.

The bill would be in effect from and after June 29, 2018, and upon publication in the *Kansas Register*.

Background

The bill was introduced by the House Committee on Education. In the House Committee hearing, a representative of KBOR explained removal of the sunset would allow KBOR to continue to charge fees sufficient to cover costs of regulating private and out-of-state postsecondary institutions. Additionally, the representative indicated fees related to changes to an institution’s name, location, ownership, representative, and programs can be eliminated as the changes are minimal and updates will now be part of the annual renewal application. Further, fees are not charged for the on-site campus branch review; thus, KBOR recommends

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

elimination of that fee. Finally, the representative explained adding “up to” before the percentage charged as part of the annual renewal application would give KBOR flexibility to adjust the percentage within statutory limits to correspond with the workload associated with KBOR’s regulatory duties.

No other testimony was provided.

In the Senate Committee on Education hearing, staff noted that because the statute was scheduled to sunset June 30, 2018, the Senate Committee may want to change the effective date of the bill from upon publication in the statute book to a date prior to June 30. A representative of KBOR appeared in support of the bill. No other testimony was provided.

The Senate Committee amended the bill so it would be in effect from and after June 29, 2018, and upon publication in the *Kansas Register*.

According to the fiscal note prepared by the Division of the Budget, KBOR estimates enactment of the bill would reduce annual fees by \$3,870 beginning in FY 2019. The testimony of the KBOR representative to the House Committee on Education indicates this reduction is not expected to impact the unit’s ability to operate. Any fiscal effect associated with enactment of the bill is not reflected in *The FY 2019 Governor’s Budget Report*.