

## HOUSE BILL No. 2055

By Representatives Colloton and Carter

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9 AN ACT establishing the mathematics and science teacher service schol-  
10 arship program.

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12 *Be it enacted by the Legislature of the State of Kansas:*

13 Section 1. (a) This act shall be known and may be cited as the math-  
14 ematics and science teacher service scholarship program.

15 (b) The provisions of this act shall expire on June 30, 2010.

16 Sec. 2. As used in this act:

17 (a) "Executive officer" means the chief executive officer of the state  
18 board of regents appointed under K.S.A. 74-3203a, and amendments  
19 thereto;

20 (b) "qualified student" means a person who: (1) Is a resident of the  
21 state of Kansas; (2) has been accepted for admission to or is enrolled full-  
22 time in an approved course of instruction leading to certification as a  
23 teacher in the disciplines of mathematics or science for any of the grades  
24 six through 12; and (3) has qualified for the award of a scholarship under  
25 the mathematics and science teacher service scholarship program on the  
26 basis of having demonstrated scholastic ability, or who has previously so  
27 qualified and remains qualified for renewal of the scholarship on the basis  
28 of remaining in good standing and making satisfactory progress toward  
29 completion of the requirements of the course of instruction in which  
30 enrolled.

31 Sec. 3. (a) There is hereby established the mathematics and science  
32 teacher service scholarship program. The number of new scholarships  
33 awarded each year shall not exceed 50. A scholarship may be awarded  
34 under such program to any qualified student and may be renewed for  
35 each such student who remains qualified for the scholarship. Determi-  
36 nation of the students qualified for such scholarships shall be made by  
37 the executive officer. Scholastic ability shall be determined on the basis  
38 of cumulative college grade point average and any other indicator of scho-  
39 lastic ability which the state board of regents determines to be demon-  
40 strative of potential for successful completion of a course of instruction  
41 leading to certification as a teacher. To the extent practicable and con-  
42 sistent with qualification factors, preference shall be given to students  
43 who have received at least 60 credit hours in an approved course of in-

1 instruction leading to certification as a teacher in the disciplines of math-  
2 ematics or science for any of the grades six through 12.

3 (b) A scholarship awarded under the program shall provide for pay-  
4 ment to a qualified student of \$2500 each semester or its equivalent. A  
5 qualified student may be awarded a scholarship for not more than two  
6 academic years of study.

7 Sec. 4. (a) An applicant for designation as a qualified student and for  
8 the award of a scholarship under the mathematics and science teacher  
9 service scholarship program shall provide to the executive officer, on  
10 forms supplied by the executive officer, information required by the ex-  
11 ecutive officer.

12 (b) As a condition to awarding a scholarship under this act, the ex-  
13 ecutive officer and the applicant shall enter into an agreement which shall  
14 require the applicant to:

15 (1) Complete the required course of instruction leading to certifica-  
16 tion as a teacher in the disciplines of mathematics or science for any of  
17 the grades six through 12;

18 (2) engage in teaching in Kansas in the disciplines of mathematics or  
19 science for any of the grades six through 12 and comply with such other  
20 terms and conditions as may be specified by such agreement;

21 (3) commence teaching on a full-time basis in Kansas in an accredited  
22 public or private school in accordance with the agreement and continue  
23 teaching on a full-time basis for a period of not less four years or com-  
24 mence teaching on a part-time basis in Kansas in an accredited public or  
25 private school in accordance with the agreement and continue teaching  
26 on such a part-time basis for a period of time that is equivalent to teaching  
27 on a full-time basis for a period of not less than four years, as determined  
28 by the state board of regents;

29 (4) commence teaching in Kansas on a full-time or part-time basis  
30 within six months after certification and continue teaching for the period  
31 of time required by the agreement;

32 (5) maintain records and make reports to the executive officer as re-  
33 quired by the executive officer to document the satisfaction of the obli-  
34 gations under this act and the agreement; and

35 (6) upon failure to satisfy an agreement to engage in teaching for the  
36 required period of time under any such agreement, repay to the state  
37 amounts as provided in section 5, and amendments thereto.

38 Sec. 5. (a) Except as provided in section 6, and amendments thereto,  
39 upon the failure of any person to satisfy the obligation under any agree-  
40 ment entered into pursuant to the mathematics and science teacher serv-  
41 ice scholarship program, such person shall pay to the executive officer an  
42 amount equal to the total amount of money received by such person  
43 pursuant to such agreement plus accrued interest at a rate which is equiv-

1   alent to the interest rate applicable to loans made under the federal PLUS  
2   program at the time such person first entered into an agreement plus five  
3   percentage points. Amounts of payment under this section shall be ad-  
4   justed proportionately for full years of the obligation that have been sat-  
5   isfied. Installment payments of any such amounts may be made in ac-  
6   cordance with the provisions of the agreement entered into by the  
7   scholarship recipient or if no such provisions exist in such agreement, in  
8   accordance with rules and regulations of the state board of regents, except  
9   that such installment payments shall commence six months after the date  
10  of the action or circumstances that cause the failure of the person to  
11  satisfy the obligations of such agreements, as determined by the executive  
12  officer based upon the circumstances of each individual case. Amounts  
13  paid under this section to the executive officer shall be deposited in the  
14  mathematics and science teacher service scholarship repayment fund in  
15  accordance with section 8, and amendments thereto.

16       (b) The state board of regents is authorized to turn any repayment  
17  account arising under the mathematics and sciences teacher service schol-  
18  arship program over to a designated loan servicer or collection agency,  
19  the state not being involved other than to receive payments from the loan  
20  servicer or collection agency at the interest rate prescribed under this  
21  section.

22       Sec. 6. (a) Except as otherwise specified in the agreement, an obli-  
23  gation under any agreement entered into under the teacher service schol-  
24  arship program shall be postponed: (1) During any required period of  
25  active military service; (2) during any period of service as a part of vol-  
26  unteers in service to America (VISTA); (3) during any period of service  
27  in the peace corps; (4) during any period of service commitment to the  
28  United States public health service; (5) during any period of religious  
29  missionary work conducted by an organization exempt from tax under  
30  section 501(c)(3) of the federal internal revenue code as in effect on  
31  December 31, 2000; (6) during any period of time the person obligated  
32  is unable because of temporary medical disability to teach; (7) during any  
33  period of time the person obligated is enrolled and actively engaged on  
34  a full-time basis in a course of study leading to a degree in the field of  
35  education which is higher than that formerly attained; (8) during any  
36  period of time the person obligated is on job-protected leave under the  
37  federal family and medical leave act of 1993; or (9) during any period of  
38  time the state board of regents determines that the person obligated is  
39  unable because of special circumstances to teach. Except for clauses (6),  
40  (8) and (9), an obligation under any agreement entered into as provided  
41  in the mathematics and science teacher service scholarship program shall  
42  not be postponed more than five years from the time the obligation was  
43  to have been commenced under such agreement. An obligation under

1 any agreement entered into as provided in the mathematics and science  
2 teacher service scholarship program shall be postponed under clause (6)  
3 during the period of time the medical disability exists. An obligation under  
4 any agreement entered into as provided in the mathematics and science  
5 teacher service scholarship program shall be postponed under clause (8)  
6 during the period of time the person obligated remains on FMLA leave.  
7 An obligation to engage in teaching in accordance with an agreement  
8 under the mathematics and science teacher service scholarship program  
9 shall be postponed under clause (9) during the period of time the state  
10 board of regents determines that the special circumstances exist. The  
11 state board of regents shall adopt rules and regulations prescribing criteria  
12 or guidelines for determination of the existence of special circumstances  
13 causing an inability to teach, and shall determine the documentation re-  
14 quired to prove the existence of such circumstances.

15 (b) An obligation under any agreement entered into as provided in  
16 the mathematics and science teacher service scholarship program shall  
17 be satisfied: (1) If the obligation has been completed in accordance with  
18 the agreement; (2) if the person obligated dies; (3) if, because of per-  
19 manent physical disability, the person obligated is unable to satisfy the  
20 obligation; (4) if the person obligated fails to satisfy the requirements for  
21 a graduation from a teacher education program in the disciplines of math-  
22 ematics or science in any of the grades 6 through 12 after making the  
23 best effort possible; (5) if the person obligated fails to satisfy all require-  
24 ments for certification to teach in Kansas or has been denied certification  
25 after applying for a certificate to teach and making the best effort possible  
26 to obtain such certificate; or (6) if the person obligated is unable to obtain  
27 employment as a teacher in the disciplines of mathematics or science in  
28 any of the grades 6 through 12 after making the best effort possible to  
29 obtain such employment and the person obligated otherwise completes  
30 the terms, conditions and obligations of the agreement.

31 Sec. 7. The state board of regents shall adopt rules and regulations  
32 for administration of the mathematics and science teacher service schol-  
33 arship program and shall establish terms, conditions and obligations which  
34 shall be incorporated into the provisions of any agreement entered into  
35 between the executive officer and an applicant for the award of a schol-  
36 arship under the program. The terms, conditions and obligations shall be  
37 consistent with the provisions of law relating to the program and shall  
38 include, but not be limited to, the circumstances under which eligibility  
39 for financial assistance under the program may be terminated, the amount  
40 of financial assistance to be provided, the circumstances under which  
41 obligations may be discharged or forgiven, the amount of money required  
42 to be repaid because of failure to satisfy the obligations under an agree-  
43 ment and the method of repayment.

1     Sec. 8. (a) There is hereby created in the state treasury the mathe-  
2     matics and science teacher service scholarship program fund. The exec-  
3     utive officer shall remit all moneys received under such program, which  
4     are paid because of nonattendance or discontinuance by scholarship re-  
5     cipients, to the state treasurer in accordance with the provisions of K.S.A.  
6     75-4215, and amendments thereto. Upon receipt of each such remittance,  
7     the state treasurer shall deposit the entire amount in the state treasury  
8     to the credit of the mathematics and science teacher service scholarship  
9     program fund. All expenditures from such fund shall be for scholarships  
10    awarded under the mathematics and science teacher service scholarship  
11    program and shall be made in accordance with appropriation acts upon  
12    warrants of the director of accounts and reports issued pursuant to vouch-  
13    ers approved by the executive officer or by a person designated by the  
14    executive officer.

15    (b) There is hereby created in the state treasury the mathematics and  
16    science teacher service scholarship repayment fund. The executive officer  
17    shall remit all moneys received under the mathematics and science  
18    teacher service scholarship program, which are for payment of amounts  
19    pursuant to section 5, and amendments thereto, to the state treasurer in  
20    accordance with the provisions of K.S.A. 75-4215, and amendments  
21    thereto. Upon receipt of each such remittance, the state treasurer shall  
22    deposit the entire amount in the state treasury to the credit of the math-  
23    ematics and science teacher service scholarship repayment fund. All ex-  
24    penditures from such fund shall be for scholarships awarded under the  
25    mathematics and science teacher service scholarship program and shall  
26    be made in accordance with appropriation acts upon warrants of the di-  
27    rector of accounts and reports issued pursuant to vouchers approved by  
28    the executive officer or by a person designated by the executive officer.

29    Sec. 9. This act shall take effect and be in force from and after its  
30    publication in the statute book.