

[As Amended by Senate Committee of the Whole]

As Amended by Senate Committee

Session of 2005

SENATE BILL No. 244

By Committee on Ways and Means

2-9

12 AN ACT concerning school districts; establishing the 2010 commission;
13 prescribing the powers and duties thereof.

14
15 *Be it enacted by the Legislature of the State of Kansas:*

16 Section 1. (a) There is hereby established the 2010 commission. The
17 commission shall be composed of 13 members to be appointed as follows:

18 (1) Two members appointed by the president of the senate, of which,
19 one shall be a superintendent of a large school district ***[and one shall***
20 ***be a member from the business community].***

21 (2) Two members appointed by the speaker of the house of repre-
22 sentatives, of which, one shall be a teacher ***[and one shall be a member***
23 ***from the business community].***

24 (3) Two members appointed by the minority leader of the senate, of
25 which, one shall be a teacher ***[and one shall be a member from the***
26 ***business community].***

27 (4) Two members appointed by the minority leader of the house of
28 representatives, of which, one shall be a superintendent of a small school
29 district ***[and one shall be a member from the business community].***

30 (5) The chairperson of the senate education committee, or a designee
31 thereof.

32 (6) The chairperson of the house education committee, or a designee
33 thereof.

34 (7) Two members appointed by the governor, of which, one shall be
35 a member of the board of education of a school district.

36 (8) ~~The commissioner of education, or a designee thereof.~~ ***[A mem-***
37 ***ber of the State Board of Education, or a designee thereof, selected***
38 ***by the State Board of Education.]***

39 (b) Except as specifically provided in paragraphs (5) and (6) of sub-
40 section (a), nothing in this section shall be construed as requiring the
41 appointment of legislators to the commission.

42 (c) Except for legislative members of the commission, members shall
43 serve at the pleasure of the appointing authority. Legislative members

1 shall serve for terms of two years and until a successor is appointed and
2 qualified. Except for vacancies created by the expiration of a term, a
3 vacancy shall be filled for the unexpired term by appointment in the
4 manner prescribed by this section for the original appointment.

5 (d) A quorum of the commission shall be seven members.

6 (e) The chairperson and vice-chairperson of the commission shall be
7 selected from among legislative members. In odd-numbered years, the
8 chairperson shall be designated by the president of the senate and the
9 vice-chairperson shall be designated by the speaker of the house of rep-
10 resentatives. In even-numbered years, the chairperson shall be designated
11 by the speaker of the house of representatives and the vice-chairperson
12 shall be designated by the president of the senate.

13 (f) Unless additional authority to meet is granted by the legislative
14 coordinating council, the commission is authorized to meet 15 days each
15 year. Unless authorized by the legislative coordinating council, the com-
16 mission shall not meet when the legislature is in session.

17 (g) Members of the commission attending regular or special meetings
18 or subcommittee meetings authorized by the commission, shall be paid
19 amounts for expenses, mileage and subsistence as provided in subsection
20 (e) of K.S.A. 75-3223, and amendments thereto. Expenses for the com-
21 mission shall be part of the budget of the legislative coordinating council
22 and shall be subject to the council's approval.

23 (h) The staff of the office of the revisor of statutes, the legislative
24 research department and the division of legislative administrative services
25 shall provide such assistance as may be requested by the commission.

26 (i) Upon request of the commission, the state board of education and
27 the center for innovative school leadership established pursuant to K.S.A.
28 2004 Supp. 76-767, and amendments thereto, shall provide consultants
29 and assistance when requested by the commission. Subject to the ap-
30 proval of the legislative post audit committee and for the purpose of
31 conducting school district efficiency and other audits, the commission
32 may request the services of the legislative division of post audit. Upon
33 request of the commission and if funds are available therefor, the legis-
34 lative coordinating council may enter into a contract on behalf of the
35 commission for services and consultants, other staff or experts to assist
36 the commission in its work. In accordance with K.S.A. 46-1204, and
37 amendments thereto, the legislative coordinating council may provide for
38 other professional services as may be requested by the commission.

39 (j) The commission shall cease to exist on December 31, 2009.

40 Sec. 2. The commission shall:

41 (a) Conduct continuous and on-going monitoring of the implemen-
42 tation and operation of the school district finance and quality performance
43 act, other school district finance legislation and the quality performance

- 1 accreditation system to determine that the state's public school system is
2 maintained in a manner that promotes constant and improved levels of
3 student achievement which can be measured;
- 4 (b) evaluate the school district *finance* and quality performance act
5 and determine if there is a fair and equitable relationship between the
6 costs of the weighted components and assigned weightings;
- 7 (c) determine if existing weightings should be altered or eliminated;
- 8 (d) determine if additional school district operations should be
9 weighted;
- 10 (e) evaluate the reform and restructuring components of the act and
11 assess the impact thereof;
- 12 (f) evaluate the system of financial support, reform and restructuring
13 of public education in Kansas and in other states to ensure that the Kansas
14 system is the most efficient and effective;
- 15 (g) examine the availability of revenues to ensure adequate funding
16 of elementary and secondary education in the state;
- 17 (h) examine school district efficiencies and whether districts are using
18 best practices to deliver a high quality level of services and programs;
- 19 (i) examine school district consolidation and impediments thereto;
- 20 (j) examine voluntary activities, including extracurricular activities,
21 which affect educational costs;
- 22 (k) monitor and evaluate associations and organizations that promote
23 or regulate voluntary or extracurricular activities including, but not lim-
24 ited to, the Kansas state high school activities association;
- 25 (l) conduct other studies, as directed by the legislature, relating to
26 the improving, reforming or restructuring of the educational system and
27 the financing thereof;
- 28 (m) conduct hearings and seek a wide variety of input from individ-
29 uals and groups affected by and concerned with the quality, efficiency
30 and cost of public elementary and secondary education in Kansas. Such
31 individuals and groups shall include, but not be limited to, teachers, par-
32 ents, students, the department of education, the state board of education,
33 other governmental officers and agencies, professional educational or-
34 ganizations and associations, the business community, institutions of
35 higher education, other persons who have an interest in the quality and
36 efficiency of elementary and secondary education in Kansas and members
37 of the general public interested in the improvement in the state's edu-
38 cational system and the financing thereof;
- 39 (n) make any other recommendation it deems is necessary to guide
40 the legislature to fulfill goals established by the legislature in meeting its
41 constitutional duties to: (A) Provide for intellectual, educational, voca-
42 tional and scientific improvement in public schools established and main-
43 tained by the state; and (B) make suitable provision for the finance of the

1 educational interests of the state; and

2 (o) make and submit annual reports to the legislature on the work of
3 the ~~committee~~ **commission** concerning recommendations of the ~~council~~
4 **commission** relating to the improving, reforming or restructuring of the
5 educational system and the financing thereof and other topics of study
6 directed to the ~~council~~ **commission** by the legislature **legislative coor-**
7 **minating council**. Such report also shall include recommendations for
8 legislative changes. The report shall be submitted to the legislature, gov-
9 ernor and the state board of education on or before December 1, 2005
10 and annually thereafter.

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