

SENATE BILL No. 582

By Committee on Ways and Means

3-2

9 AN ACT concerning education; relating to the 2010 commission and the
10 at-risk education council; amending K.S.A. 2005 Supp. 46-3401 and
11 72-9910 and repealing the existing sections.

12

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

14 Section 1. K.S.A. 2005 Supp. 46-3401 is hereby amended to read as
15 follows: 46-3401. (a) There is hereby established the 2010 commission.
16 The commission shall be composed of 11 members as follows:

17 (1) One member appointed by the speaker of the house of
18 representatives;

19 (2) one member appointed by the president of the senate;

20 (3) one member appointed by the minority leader of the house of
21 representatives;

22 (4) one member appointed by the minority leader of the senate;

23 (5) the chairperson of the house education committee;

24 (6) the chairperson of the senate education committee;

25 (7) one member appointed jointly by the speaker of the house of
26 representatives, the minority leader of the house of representatives, the
27 president of the senate and the minority leader of the senate;

28 (8) two members appointed by the governor, of which one shall be a
29 person licensed by the state board of education;

30 (9) the legislative post auditor, or the designee thereof; and

31 (10) the attorney general, or the designee thereof.

32 The legislative post auditor and the attorney general shall serve ex of-
33 ficio and shall be nonvoting members of the commission.

34 (b) Except as specifically provided in paragraphs (5) and (6) of sub-
35 section (a), nothing in this section shall be construed as requiring the
36 appointment of legislators to the commission. Of the members of the
37 commission, one member shall be from the professional and business
38 sector who is recognized for leadership and expertise in such person's
39 field and one member shall be a certified public accountant who is rec-
40 ognized for expertise in the area of school district financial operations and
41 who regularly conducts or has regularly conducted audits of school
42 districts.

43 (c) A member appointed by the speaker or minority leader of the

1 house of representatives, one of the members appointed by the governor
2 and the member appointed pursuant to paragraph (7) of subsection (a)
3 shall serve for terms of two years and until a successor is appointed and
4 qualified. A member appointed by the president or minority leader of the
5 senate and one member appointed by the governor shall serve for terms
6 of four years and until a successor is appointed and qualified. Terms of
7 members of the legislature appointed to the commission shall expire at
8 the expiration of the legislative term for which such legislator was elected.
9 Except for vacancies created by the expiration of a legislative term, a
10 vacancy shall be filled for the unexpired term by appointment in the
11 manner prescribed by this section for the original appointment.

12 (d) Members of the commission attending regular or special meetings
13 or subcommittee meetings authorized by the commission, shall be paid
14 amounts for expenses, mileage and subsistence as provided in subsection
15 (e) of K.S.A. 75-3223, and amendments thereto. Expenses for the com-
16 mission shall be ~~part of the budget of~~ *paid from appropriations for leg-*
17 *islative expense and vouchers therefor shall be prepared by the director*
18 *of legislative administrative services and approved by the chairperson or*
19 *vice-chairperson of the legislative coordinating council and shall be sub-*
20 ~~ject to the council's approval.~~

21 (e) The members of the commission annually shall select a chairper-
22 son and vice-chairperson from the membership of the commission.

23 (f) The commission may meet at any time and at any place within the
24 state on the call of the chairperson. A quorum of the commission shall
25 be six voting members. All actions of the commission shall be by motion
26 adopted by a majority of those voting members present when there is a
27 quorum.

28 (g) In accordance with K.S.A. 46-1204, and amendments thereto, the
29 legislative coordinating council may provide for such professional services
30 as may be requested by the commission.

31 (h) The staff of the office of the revisor of statutes, the legislative
32 research department and the division of legislative administrative services
33 shall provide such assistance as may be requested by the commission.
34 Upon request of the commission, the state board of education and the
35 center for innovative school leadership established pursuant to K.S.A.
36 2005 Supp. 76-767, and amendments thereto, shall provide consultants
37 and assistance when requested by the commission. In addition and upon
38 the request of the commission, the state board of education and school
39 districts shall provide any information and supporting documentation re-
40 lated thereto.

41 (i) The commission shall cease to exist on December 31, 2010.

42 Sec. 2. K.S.A. 2005 Supp. 72-9910 is hereby amended to read as
43 follows: 72-9910. (a) There is hereby established the at-risk education

1 council. The council shall be composed of six members as follows:
2 (1) One member appointed by the president of the senate;
3 (2) one member appointed by the minority leader of the senate;
4 (3) one member appointed by the speaker of the house of
5 representatives;
6 (4) one member appointed by the minority leader of the house of
7 representatives;
8 (5) the commissioner of education or a designee thereof; and
9 (6) a member appointed by the governor who shall be the chairperson
10 of the council. Such person shall be selected from two nominations sub-
11 mitted to the governor by the president of the senate and two nominations
12 submitted by the speaker of the house of representatives.
13 (b) Members shall be selected with special reference to training, ex-
14 perience or expertise in serving at-risk children. No members of the leg-
15 islature may be appointed to the council.
16 (c) All members of the council shall serve at the pleasure of the ap-
17 pointing authority.
18 (d) Members of the council attending regular or special meetings or
19 subcommittee meetings authorized by the council, shall be paid amounts
20 for expenses, mileage and subsistence as provided in subsection (e) of
21 K.S.A. 75-3223, and amendments thereto. Expenses for the commission
22 shall be ~~part of the budget of~~ *paid from appropriations for legislative*
23 *expense and vouchers therefor shall be prepared by the director of legis-*
24 *lative administrative services and approved by the chairperson or vice-*
25 *chairperson of the legislative coordinating council and shall be subject to*
26 *the council's approval.*
27 (e) The council may meet at any time and at any place within the
28 state on the call of the chairperson as authorized by the legislative coor-
29 dinating council. A quorum of the council shall be four members. All
30 actions of the council shall be by motion adopted by a majority of those
31 voting members present when there is a quorum.
32 (f) In accordance with K.S.A. 46-1204, and amendments thereto, the
33 legislative coordinating council may provide for such professional services
34 as may be requested by the council.
35 (g) The staff of the office of the revisor of statutes, the legislative
36 research department and the division of legislative administrative services
37 shall provide such assistance as may be requested by the council. Upon
38 request of the council, the state board of education and the center for
39 innovative school leadership established pursuant to K.S.A. 2005 Supp.
40 76-767, and amendments thereto, shall provide consultants and assistance
41 when requested by the council. In addition and upon the request of the
42 council, the state board of education and school districts shall provide any
43 information and supporting documentation related thereto.

- 1 (h) The council shall cease to exist on June 30, 2007.
- 2 Sec. 3. K.S.A. 2005 Supp. 46-3401 and 72-9910 are hereby repealed.
- 3 Sec. 4. This act shall take effect and be in force from and after its
- 4 publication in the statute book.