

Approved March 15, 1989
Date

MINUTES OF THE SENATE COMMITTEE ON EDUCATION

The meeting was called to order by SENATOR JOSEPH C. HARDER at
Chairperson

1:30 ~~xxx~~/~~xxx~~p.m. on Tuesday, March 14, 1989 in room 123-S of the Capitol.

All members were present except:

Senator Allen, excused

Committee staff present:

Mr. Ben Barrett, Legislative Research Department
Mrs. Avis Swartzman, Revisor's Office
Mrs. Millie Randell, Committee Secretary

Conferees appearing before the committee:

HB 2484 - Motorcycle safety fund, community colleges (Transportation)

Proponents:

Representative Jim Russell
Mr. Bill Musick, Legislative Chairman, State Board of Education
Dr. W. Merle Hill, Executive Director, Kansas Association of Community Colleges

HB 2086 - Community colleges, affect composition of boards of trustees thereof (Education, by request)

Proponents:

Representative Carol Sader

Comments:

Dr. W. Merle Hill, Executive Director, Kansas Association of Community Colleges

Following a call to order, the Chairman recognized Representative Jim Russell, the first proponent of HB 2484. Representative Russell explained that HB 2484 would allow the state's nineteen community colleges "to provide noncredit advanced motorcycle safety training for the adult motorcycle riders in Kansas". (Attachment 1) Responding to a question, Representative Russell replied that no additional state funds would be involved. Mr. Dale Dennis, State Department of Education, informed the Committee that at the present time such courses are limited for instruction in USD's only.

The Chair then called on Mr. Bill Musick, Legislative Chairman, State Board of Education, who also presented testimony in favor of HB 2484. (Attachment 2). Mr. Musick pointed out that at present there are only twelve high schools in Kansas which offer the motorcycle safety course.

Dr. W. Merle Hill, reminded the Committee that course requests must be approved by the State Board of Education. Dr. Hill said he felt that response to such a training course would have better reception in the community colleges than in the high schools because of adult response. Replying to a question, Dr. Hill responded that the motorcycle safety fund has remained at approximately \$85,000 to \$90,000 per year. Dr. Hill also replied that funds would be prorated should there be any great demand for them as a consequence of enacting HB 2484. One Committee concern related to the state's liability in case of an accident by someone who had passed the course.

Hearing no further requests for testimony on HB 2484, the Chairman announced that the hearing on HB 2484 was concluded.

HB 2086 - The Chairman then recognized Representative Carol Sader, who informed the Committee that she had requested the introduction of HB 2086 by the House Education Committee. Representative Sader suggested that HB 2086, affecting the composition of boards of trustees of community colleges, be passed in its original form, without House Committee amend-

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON EDUCATION,
room 123-S, Statehouse, at 1:30 ~~am~~/p.m. on Tuesday, March 14, 19 89

ments giving boards of trustees the option of having six or seven members on their boards of trustees. (Attachment 3)

Dr. W. Merle Hill commented that a bill similar to HB 2086 had passed the House last year but was tabled by the Senate Education Committee. He said that although the Kansas Association of Community Colleges had taken no position on the bill last year, a poll taken of boards of trustees last year resulted in a vote of ten to nine (for) compared with this year's tally of ten to nine (against).

Dr. Hill pointed out that Hutchinson Community College would prefer to maintain its six-member board of trustees. Dr. Hill further stated that should HB 2086 be passed, the community colleges would like to see it passed in its amended, not original, form.

Following testimony by Dr. Hill, the Chairman announced that the hearing on HB 2086 was concluded.

When the Chair asked the Committee's pleasure regarding HB 2484, relating to the motorcycle safety fund, Senator Karr moved that HB 2484 be recommended favorably for passage. Senator Kerr seconded the motion, and the motion carried.

After the Chairman called the Committee's attention to HB 2806, relating to the composition of boards of trustees of community colleges, Senator Anderson moved to amend HB 2086 by striking all of the House amendments. Senator Karr seconded the motion. After the Chair called for a division, the Chair ruled that the motion to amend HB 2086 had carried. Senator Montgomery requested that his nay vote be recorded.

Senator Anderson then moved that HB 2086, as amended, be recommended favorably for passage. Senator Karr seconded the motion. The Chair called for a division and then ruled that the motion had carried. Nay votes are recorded for Senator Kerr and Senator Montgomery.

Senator Montgomery moved that minutes of the Committee meetings of March 2 and March 6 be approved. Senator Frahm seconded the motion, and the motion carried. The Chair adjourned the meeting.

SENATE EDUCATION COMMITTEE

TIME: 1:30 p.m. PLACE: 123-S DATE: Tuesday, March 14, 1989

GUEST LIST

<u>NAME</u>	<u>ADDRESS</u>	<u>ORGANIZATION</u>
Bruce Munsch	Wys.	sl. Bd of ED
Merle Hice	Topeka	KACC
Gerry Mowbray	Topeka	ABATE of Ks.
Brenda Leerskov	Wichita	KFT
Bill Curtis	Topeka	KASB
Carol Sadler	Prairie Village	Leg.
Nancy C. Kemmer	Topeka	N/A
Pat Moly	"	DOB
Leslie Anderson	Topeka	USA

JIM RUSSELL
REPRESENTATIVE, SEVENTH DISTRICT
704 SPRUCE
COFFEYVILLE, KANSAS 67337
(316) 251-1615



TOPEKA

HOUSE OF
REPRESENTATIVES

March 13, 1989

COMMITTEE ASSIGNMENTS
MEMBER COMMERCIAL AND FINANCIAL INSTITUTIONS
ELECTIONS
TRANSPORTATION

TO: SENATE EDUCATION COMMITTEE

SUBJECT: H.B. 2484

Mr. Chairman, members of the Senate Education Committee...thank you for the opportunity to appear before you today in support of H.B. 2484.

This bill is a result of meetings between Kansas motorcycle instructors and the Kansas State Department of Education.

The intent of H.B. 2484 is to merely allow the availability of motorcycle safety education throughout the State of Kansas...allow the 19 community colleges to provide non-credit advanced motorcycle safety training for the adult motorcycle riders in Kansas, in addition to what is already being provided through approximately 12 school districts.

A handwritten signature in cursive script that reads "Jim".

Jim Russell

JR:hlh

Education
3/14/89
Attachment 1



Kansas State Board of Education

Kansas State Education Building

120 East 10th Street Topeka, Kansas 66612-1103

Mildred McMillon
District 1

Kathleen White
District 2

Paul D. Adams
District 3

Connie Hubbell
District 4

I. B. "Sonny" Rundell
District 5

March 14, 1989

Bill Musick
District 6

Richard M. Robl
District 7

Evelyn Whitcomb
District 8

Timothy R. Emert
District 9

Richard J. Peckham
District 10

TO: Senate Education Committee
FROM: State Board of Education
SUBJECT: 1989 House Bill 2484

My name is Bill Musick, Legislative Chairman of the State Board of Education. It is a pleasure for me to appear before this Committee on behalf of the State Board.

House Bill 2484 would make the community colleges eligible to receive motorcycle safety fund revenue for students who have completed an approved course in motorcycle safety. Currently, the law limits funding to unified school districts.

Many of the persons who desire to enroll in a motorcycle safety program are adults which fits the mission of community colleges.

House Bill 2484 would permit unified school districts and community colleges to offer approved courses in motorcycle safety subject to State Board approval.

We believe this bill would improve the program and make it more available to Kansas citizens.

The State Board of Education recommends House Bill 2484 be reported favorably for passage.

Education
3/14/89
Attachment 2

STATE OF KANSAS

CAROL H. SADER
REPRESENTATIVE, TWENTY-SECOND DISTRICT
JOHNSON COUNTY
8612 LINDEN DR.
SHAWNEE MISSION, KANSAS 66207
(913) 341-9440



TOPEKA

HOUSE OF
REPRESENTATIVES

March 14, 1989

COMMITTEE ASSIGNMENTS
RANKING MINORITY MEMBER:
PENSIONS, INVESTMENTS AND BENEFITS
MEMBER: ECONOMIC DEVELOPMENT
ELECTIONS
PUBLIC HEALTH AND WELFARE
JOINT COMMITTEE ON ECONOMIC
DEVELOPMENT

TESTIMONY BEFORE THE SENATE EDUCATION COMMITTEE ON HB 2086

My name is Carol Sader. I represent the 22nd Legislative District. Prior to my election as a State Representative, I served on the Board of Trustees of Johnson County Community College from 1981-1986 and served as Chairman of that Board from 1983-1985. During that time, I also served as Chairman of the Trustee Section of the Kansas Association of Community Colleges.

I appear before you today in support of HB 2086 which would increase the number of members on a Community College Board of Trustees from six to seven. The House Education Committee amended the bill by adding new Section 11 to provide for the increase in membership at the option of each local community college board subject to a protest petition. I would like to share with you the fact that after some thought, I question the merit of this amendment because it calls upon existing trustees voluntarily to dilute their individual influence and I suspect that some may not be inclined to do this. I, therefore, would suggest that the bill be passed in its original form.

During my years of service as a Community College Trustee, the disadvantages of having an even-number of members on a decision-making board were apparent. The Community College Board of Trustees is statutorily composed of six members. To deal with the unnecessary difficulties which the even number presents, some of the Boards have adopted a policy wherein a tie vote is a "no" vote. This course clearly disenfranchises one half of the members of the Board and all of the constituents whom they represent. Other Boards have chosen to deal with the problem by precluding the Chairman from voting. This, too, clearly disenfranchises one elected member of the Board and the constituents whom he or she represents. HB 2086 would cure the problem.

In addition, increasing the boards by one member would provide greater citizen representation and would assure that decisions are made by a greater percentage of trustees in cases of trustee absence.

This bill would not in any way disturb the present "district" or "at-large" methods of election in any community college district. It would simply add a seventh member to each board with the seventh member to be elected at-large in each community college district.

Psychologists of group dynamics inform us that for optimum efficiency, a decision-making board of this type should number seven

Education
3/14/89
Attachment 3

or nine. In the short time that I have been in the Legislature, I have learned that opportunities to make significant improvements rarely present themselves without a fiscal note attached. HB 2086 presents such an opportunity and I respectfully request that you give it favorable consideration.

Thank you.

Carol H. Arden