

## MEMORANDUM

To: House Committee on K-12 Education Budget  
From: Office of Revisor of Statutes  
Date: February 17, 2025  
Subject: House Bill 2382 – As Introduced

House Bill 2382 would increase the daily rate of compensation for members of the state board of education attending meetings of the board to an amount that corresponds to the daily rate of compensation for services rendered by members of the legislature while in session. HB 2382 would establish a formula to determine such daily rate of compensation using the base salary of legislators and the payment schedule that frontloads such pay to the first five months of the calendar year during the months of the legislative session.

### *Current Statutory Compensation Rate for Members of the State Board of Education*

Currently, state board of education member pay is tied to statute. K.S.A. 72-253 establishes that members of the state board of education shall receive compensation and travel and subsistence expenses as provided pursuant to K.S.A. 75-3212 for members of the legislature. K.S.A. 75-3212 sets such payment amounts as follows:

- Daily compensation - The daily rate of compensation for members of the legislature established in K.S.A. 46-137a(a) which is \$88.66;
- Subsistence allowance – The subsistence allowance established in K.S.A. 46-137a(b) which is \$109. Such statute provides that the amount shall be increased as necessary to match the federal per diem rates for federal employee travel to Kansas.
- Travel mileage allowance – Established by the secretary of administration pursuant to K.S.A. 75-3203a.

*Legislative Compensation Commission – Legislative Pay Increase*

The 2023 legislature enacted 2023 House Sub. for Senate Bill 229 (SB 229) to establish the legislative compensation commission. SB 229 directed the commission to study the compensation, salary and retirement benefits of the legislature and to set such compensation and salary and make recommendations regarding retirement benefits. On October 12, 2023, the commission submitted its report to the legislature establishing and increasing such legislative compensation and salary. The legislature allowed such compensation to take effect commencing in 2025.

Pursuant to the commission's report and recommendations, commencing with the 2025 session, members of the legislature are paid an annual salary of \$43,000 per year and are authorized to receive subsistence and mileage allowances as established in K.S.A. 46-137a. Payment for such base annual salary is frontloaded, such that members of the legislature are paid 60.03% of their base salary during the first five months of the year, generally during the months of regular legislative session. During the final seven months of the year, members of the legislature are paid the remaining 39.97% of such base salary. Commencing in January 2026, and each year thereafter, the base salary shall be adjusted each year to match the percent change in wages for all Kansas employees as reflected by the U.S. Bureau of Labor Statistics (BLS).

*HB 2382 – Increasing the Daily Rate of Compensation for Members of the State Board*

HB 2382 would amend K.S.A. 72-253 to provide that members of the state board of education shall receive an amount that corresponds to the daily rate of pay for members of the legislature while in session. HB 2382 would provide a formula to determine such daily rate which is based on the base salary of legislators and the payment schedule that frontloads such pay to the first five months of the calendar year. Such formula would also capture future salary adjustments that will occur in future years as the base salary will be indexed to the year-over-year percent change in wages for all Kansas employees as published by the BLS. The formula that HB 2382 would establish to determine such daily compensation rate would be:

- $\text{Base Salary} \times .6003 \div 90 \text{ days} = \text{Daily Compensation Rate}$

Currently, until the first day of the 2026 legislative session when the base salaries will be adjusted, such formula would establish such daily compensation rate at \$286.81 for members of the state board of education.