

## HOUSE BILL No. 2523

By Representative Howe

1-22

AN ACT concerning higher education; authorizing affiliation among Kansas universities and colleges; authorizing technical colleges and community colleges to affiliate with Kansas universities; providing procedures for such affiliations; amending K.S.A. 71-201, 71-204, 71-501, 71-617, 71-1802, 72-3810, 74-32,413 and 76-712 and K.S.A. 2025 Supp. 71-222 and repealing the existing sections; also repealing K.S.A. 74-32,433.

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

New Section 1. As used in sections 1 through 4, and amendments thereto:

(a) "Accredited independent institution" means a not-for-profit institution of postsecondary education, the main campus of which is located in Kansas, and that: (1) Is operated independently and not controlled or administered by any state agency or any subdivision of the state; (2) maintains open enrollment; and (3) is accredited by a nationally recognized accrediting agency for higher education in the United States.

(b) "Affiliation" means:

(1) The association or connection of a state educational institution or municipal university with another Kansas university or college in which the direct or indirect control of the affiliating Kansas university or college is determined by the affiliation agreement; and

(2) the association or connection of a technical college or community college with a Kansas university or college in which the technical college or community college is directly or indirectly under the control of the affiliating Kansas university or college.

(c) "Community college" means any community college established in accordance with chapter 71 of the Kansas Statutes Annotated, and amendments thereto.

(d) "Community college campus" means the grounds and buildings of the community college.

(e) "Governing body," when referring to a:

(1) State educational institution, means the state board of regents;

(2) municipal university, means the governing body of such municipal university; and

(3) accredited independent institution, means the governing body of

1 such accredited independent institution.

2 (f) "Kansas university or college" means any:

3 (1) State educational institution;

4 (2) municipal university; and

5 (3) accredited independent institution.

6 (g) "Municipal university" means Washburn university of Topeka or  
7 any other municipal university established under the laws of this state.

8 (h) "State educational institution" means the university of Kansas,  
9 Kansas state university, Wichita state university, Emporia state university,  
10 Pittsburg state university and Fort Hays state university.

11 (i) "Technical college" means a technical college designated pursuant  
12 to K.S.A. 74-32,458, 74-32,460, 74-32,461, 74-32,462, 74-32,464 or 74-  
13 32,465, and amendments thereto.

14 New Sec. 2. (a) Upon approval by the state board of regents or the  
15 governing body of a municipal university, as applicable, and a majority  
16 vote of the governing body of an accredited independent institution, a state  
17 educational institution or municipal university may enter into agreements  
18 to affiliate with an accredited independent institution.

19 (b) As part of the affiliation, the state educational institution or  
20 municipal university may change its official designation. Whenever the  
21 state educational institution or municipal university, or words of like  
22 effect, is referred to or designated by any statute, contract or other  
23 document, such reference or designation shall be deemed to apply to the  
24 state educational institution or municipal university affiliated pursuant to  
25 this section.

26 (c) (1) Except as otherwise provided herein, all of the powers and  
27 duties established by law concerning the state educational institution or  
28 municipal university shall be transferred to the affiliating state educational  
29 institution or municipal university, subject to the supervision of the  
30 governing board of the affiliating state educational institution or municipal  
31 university and as provided in the affiliation agreement.

32 (2) Unless otherwise provided in the affiliation agreement, the state  
33 board of regents or the governing body of a municipal university, as  
34 applicable, shall:

35 (A) Oversee the operation of the state educational institution or  
36 municipal university campus; and

37 (B) administer the funds of the state educational institution or  
38 municipal university or moneys received from student tuition and fees, the  
39 state or the United States for the purpose of the operation of the state  
40 educational institution or municipal university campus.

41 (d) The affiliation plan between the state educational institution or  
42 municipal university and the affiliating accredited independent institution  
43 shall include provisions relating to the manner and terms upon which

1 faculty, employees and students will be transferred to the affiliating state  
2 educational institution, municipal university or accredited independent  
3 institution. Such provisions shall specify terms of employment and address  
4 other personnel matters. Subject to the authorization of the governing  
5 board of the affiliating state educational institution, municipal university or  
6 accredited independent institution, all personnel of a state educational  
7 institution or municipal university affiliated pursuant to this section who  
8 are necessary to the operation of such affiliating state educational  
9 institution, municipal university or accredited independent institution, in  
10 accordance with the needs of the affiliating state educational institution,  
11 municipal university or accredited independent institution, may become  
12 personnel of the affiliating state educational institution, municipal  
13 university or accredited independent institution. The employment of such  
14 personnel shall be deemed uninterrupted.

15 (e) Any affiliation entered into pursuant to this section shall not affect  
16 any contract, agreement or assurance in effect on July 1, 2026.

17 (f) (1) No suit, action or other proceeding, judicial or administrative,  
18 lawfully commenced or that could have been commenced by or against an  
19 affiliating state educational institution or municipal university prior to  
20 affiliation, or by or against any personnel of such state educational  
21 institution or municipal university, shall abate by reason of such affiliation.  
22 Any such suit, action or other proceeding may be allowed to be maintained  
23 by or against the affiliating state educational institution or municipal  
24 university.

25 (2) No criminal action commenced or that could have been  
26 commenced by a state educational institution or municipal university prior  
27 to affiliation shall abate by reason of such affiliation.

28 (g) The affiliation plan between the affiliating state educational  
29 institution, municipal university or accredited independent institution shall  
30 include provisions relating to any indebtedness of the affiliating state  
31 educational institution, municipal university or accredited independent  
32 institution.

33 New Sec. 3. (a) Upon approval by the governing body of the Kansas  
34 university or college, as applicable, and a majority vote of the governing  
35 body of the technical college or community college, a Kansas university or  
36 college may enter into agreements to affiliate with a technical college or a  
37 community college.

38 (b) As part of the affiliation, the technical college or community  
39 college may change its official designation. Whenever the technical  
40 college or community college, or words of like effect, is referred to or  
41 designated by any statute, contract or other document, such reference or  
42 designation shall be deemed to apply to the technical college or  
43 community college affiliated pursuant to this section.

1 (c) (1) Except as otherwise provided herein, all of the powers and  
2 duties established in the governing body of the technical college or the  
3 board of trustees of the community college by law shall be transferred to  
4 the affiliating Kansas university or college, subject to the supervision of  
5 the governing body of the Kansas university or college.

6 (2) Unless otherwise provided in the affiliation agreement, the board  
7 of trustees of an affiliated community college shall:

8 (A) Oversee the operation of the community college campus; and

9 (B) administer the funds of the community college or moneys  
10 received from student tuition and fees, the state or the United States for the  
11 purpose of the operation of the community college campus.

12 (3) Except as provided in subsection (k)(2) and upon affiliation of a  
13 community college:

14 (A) No board of trustees of an affiliated community college or  
15 governing board, president or chancellor of a Kansas university or college  
16 that affiliated with a community college pursuant to this section shall have  
17 the authority to levy any tax on the taxable tangible property of the  
18 community college district; and

19 (B) any funding responsibility for the support, operation and  
20 maintenance of the community college that had been provided through  
21 taxes imposed on the community college district prior to affiliation shall  
22 be imposed on the state.

23 (d) (1) The governing body of the technical college or the board of  
24 trustees of the community college shall become the industry advisory  
25 board to the president or chancellor of the affiliating Kansas university or  
26 college.

27 (2) For each technical college that affiliates with a Kansas university  
28 or college pursuant to this section, the president or chancellor of the  
29 affiliating Kansas university or college shall appoint the members of the  
30 industry advisory board. The members of the advisory board shall  
31 represent the industry sectors that correspond to the programs offered by  
32 the technical college affiliated pursuant to this section. For each  
33 community college that affiliates with a Kansas university or college  
34 pursuant to this section, the members of the board of trustees shall  
35 continue to be elected in accordance with the provisions of article 14 of  
36 chapter 71 of the Kansas statutes annotated, and amendments thereto.

37 (e) The industry advisory board shall:

38 (1) Review non-credit and credit programs with the president or  
39 chancellor and senior leadership of the Kansas university or college to  
40 ensure that such programs are aligned with current and emerging needs of  
41 industry and the community for an educated and trained workforce; and

42 (2) provide input relating to changes in each member's industry sector  
43 that affect academic programs.

1 (f) (1) Except as provided in paragraph (2), the following persons  
2 admitted by a Kansas university or college into a technical college or  
3 community college affiliated pursuant to this section shall not be subject to  
4 the admission requirements of K.S.A. 76-717, and amendments thereto, or  
5 the board of regents rules and regulations establishing qualified admission  
6 criteria for state educational institutions:

7 (A) Persons admitted as degree-seeking students in career technical  
8 education courses or programs terminating with an associate of applied  
9 science degree; and

10 (B) persons admitted as nondegree-seeking students in career  
11 technical education certificate programs.

12 (2) Persons admitted into a technical college or community college  
13 affiliated with a Kansas university or college pursuant to this section who  
14 subsequently seek to transfer into another school within the state  
15 educational institution, or into a bachelor's, master's or doctorate degree  
16 program, shall be subject to the admission requirements of K.S.A. 76-717,  
17 and amendments thereto, and the board of regents rules and regulations  
18 establishing qualified admission criteria for state educational institutions.

19 (g) (1) A technical college affiliated pursuant to this section shall  
20 continue to be eligible for funding that is available to technical colleges to  
21 the extent provided by law. The amounts of such funding are to be  
22 determined in the same manner as provided by law for technical colleges.

23 (2) A community college affiliated pursuant to this section shall  
24 continue to be eligible for funding that is available to community colleges  
25 to the extent provided by law. The amounts of such funding are to be  
26 determined in the same manner as provided by law for community  
27 colleges.

28 (h) The affiliation agreement between the technical college or  
29 community college and the affiliating Kansas university or college shall  
30 include provisions relating to the manner and terms upon which faculty,  
31 employees and students will be transferred to the affiliating Kansas  
32 university or college. Such provisions shall specify terms of employment  
33 and address other personnel matters. Subject to the authorization of the  
34 governing board of the affiliating Kansas university or college, all  
35 personnel of a technical college or community college affiliated pursuant  
36 to this section who are necessary to the operation of such technical college  
37 or community college, in accordance with the needs of the affiliating  
38 Kansas university or college, may become personnel of the affiliating  
39 Kansas university or college. The employment of such personnel shall be  
40 deemed uninterrupted.

41 (i) The affiliation of a technical college or community college with a  
42 Kansas university or college shall not affect any contract, agreement or  
43 assurance in effect on July 1, 2026.

1 (j) (1) No suit, action or other proceeding, judicial or administrative,  
2 lawfully commenced or that could have been commenced by or against a  
3 technical college or community college prior to affiliation, or by or against  
4 any personnel of such technical college or community college, shall abate  
5 by reason of such affiliation. Any such suit, action or other proceeding  
6 may be allowed to be maintained by or against the affiliating Kansas  
7 university or college.

8 (2) No criminal action commenced or that could have been  
9 commenced by a technical college or community college prior to  
10 affiliation shall abate by reason of such affiliation.

11 (k) The affiliation agreement between a community college and the  
12 affiliating Kansas university or college shall include provisions relating to  
13 any bond indebtedness of the community college. The affiliation  
14 agreement may provide that either:

15 (1) The affiliating Kansas university or college shall assume and  
16 agree to pay all of the bonded indebtedness of the affiliated community  
17 college; or

18 (2) the bonded indebtedness of the affiliated community college shall  
19 remain a charge upon the territory of the community college district.

20 (l) Except as otherwise provided in this section, the provisions of all  
21 statutes of general application to area vocational schools, area vocational  
22 technical schools or technical colleges shall apply to a technical college  
23 affiliated pursuant to this section. Except as otherwise provided, the  
24 provisions of all statutes of general application to community colleges  
25 shall apply to a community college affiliated pursuant to this section.

26 New Sec. 4. The state board of regents or any governing body of an  
27 affiliated Kansas university or college shall not create and implement any  
28 service area for any state educational institution, municipal university,  
29 community college, technical college or affiliated Kansas university or  
30 college. On the effective date of this act, any policies or rules and  
31 regulations that have been adopted concerning a service area are hereby  
32 declared to be null and void and shall have no force and effect.

33 Sec. 5. K.S.A. 71-201 is hereby amended to read as follows: 71-201.

34 (a) The board of trustees, in accordance with the provisions of law ~~and~~, the  
35 rules and regulations of the state board of regents *and an affiliation*  
36 *agreement entered into pursuant to law*, shall have custody of and be  
37 responsible for the property of the community college and ~~shall~~ be  
38 responsible for the operation, management and control of the college. The  
39 board of trustees shall hold at least one regular meeting each month at a  
40 time prescribed by the board. The board shall make an annual report in the  
41 manner prescribed by the state board of regents. Members of the board of  
42 trustees shall be paid subsistence allowances, mileage and other actual and  
43 necessary expenses incurred in the performance of their official duties.

1 (b) For effectuation of the purposes of this act, the board of trustees,  
2 in addition to such other powers expressly granted to it by law and subject  
3 to the rules and regulations of the state board of regents, is hereby granted  
4 the following powers:

5 (1) To select its own chairperson and such other officers as it may  
6 deem desirable, from among its own membership. The secretary may be  
7 chief administrative officer of the college.

8 (2) To sue and be sued.

9 (3) To determine the educational program of the college subject to  
10 prior approval thereof as provided in this act and to grant certificates of  
11 completion of courses or curriculum.

12 (4) To appoint and fix the compensation and term of office of a  
13 president or chief administrative officer of the college.

14 (5) To appoint upon nomination of the president or the chief  
15 administrative officer members of the administrative and teaching staffs, to  
16 fix and determine within state adopted standards their specifications,  
17 define their duties and to fix their compensation and terms of employment.  
18 No community college teacher shall be required to meet licensure  
19 requirements greater than those required in the state educational  
20 institutions.

21 (6) Upon recommendation of the chief administrative officer, to  
22 appoint or employ such other officers of the college, agents and employees  
23 as may be required to carry out the provisions of law and to fix and  
24 determine within state adopted standards their qualifications, duties,  
25 compensation, terms of office or employment and all other items and  
26 conditions of employment.

27 (7) To enter into contracts.

28 (8) To accept from any government or governmental agency, or from  
29 any other public or private body, or from any other source, grants or  
30 contributions of money or property ~~which~~ that the board may use for or in  
31 aid of any of its purposes.

32 (9) To acquire by gift, purchase, lease-purchase, condemnation or  
33 otherwise, and to own, lease, use and operate property, whether real,  
34 personal, or mixed, or any interest therein, ~~which~~ that is necessary or  
35 desirable for community college purposes. Any lease-purchase agreement  
36 entered into under authority of this subsection shall be subject to the  
37 conditions set forth in K.S.A. 10-1116c, and amendments thereto. The  
38 term of any lease entered into under authority of this subsection may be for  
39 not to exceed 10 years. Such lease may provide for annual or other  
40 payment of rent or rental fees and may obligate the community college to  
41 payment of maintenance or other expenses. Any lease or lease-purchase  
42 agreement entered into under authority of this subsection shall be subject  
43 to change or termination at any time by the legislature. Any assignment of

1 rights in any lease or lease-purchase made under this subsection shall  
2 contain a citation of this section and a recitation that the lease or lease-  
3 purchase agreement and assignment thereof are subject to change or  
4 termination by the legislature. To the extent that the provisions of the cash-  
5 basis and budget laws conflict with this subsection in such a manner as to  
6 prevent the intention of this subsection from being made effective, the  
7 provisions of this subsection shall control. This provision is subject to the  
8 provisions of subsection (d).

9 (10) To enter into lease agreements as lessor of any property, whether  
10 real, personal, or mixed, ~~which~~ *that* is owned or controlled by the  
11 community college. Any such agreement may specify the purposes for  
12 which the property may be used, require that the property be maintained  
13 and operated by the lessee, ~~and may~~ contain such restrictions or limitations  
14 on the use of the property, be entered into for such period of time; and  
15 include such other terms and conditions as the board of trustees determines  
16 to be necessary and proper. Every such agreement shall be subject to  
17 change or termination at any time by the legislature. Any assignment of  
18 rights under any such agreement shall be subject to approval by the board  
19 of trustees and shall contain a citation of this section and a recitation that  
20 the lease agreement and assignment of rights thereunder are subject to  
21 change or termination by the legislature.

22 (11) To determine that any property owned by the college is no longer  
23 necessary for college purposes and to dispose of ~~the same~~ *such property* in  
24 such manner and upon such terms and conditions as provided by law.

25 (12) To exercise the right of eminent domain, pursuant to chapter 26  
26 of the Kansas Statutes Annotated, and amendments thereto.

27 (13) To make and promulgate such rules and regulations, not  
28 inconsistent with the provisions of law or with rules and regulations of the  
29 state board of regents, that are necessary and proper for the administration  
30 and operation of the community college; and for the conduct of the  
31 business of the board of trustees.

32 (14) To exercise all other powers, not inconsistent with the provisions  
33 of law or with the rules and regulations of the state board of regents  
34 ~~which~~, *that* may be reasonably necessary or incidental to the  
35 establishment, maintenance and operation of a community college.

36 (15) To appoint a member to fill any vacancy on the board of trustees  
37 for the balance of the unexpired term. When a vacancy occurs, the board  
38 shall publish a notice one time in a newspaper having general circulation  
39 in the community college district stating that the vacancy has occurred and  
40 ~~that it~~ *such vacancy* will be filled by appointment by the board not sooner  
41 than 15 days after such publication.

42 (16) To contract with one or more agencies, either public or private,  
43 whether located within or outside the community college district or



1 whether located within or outside the state of Kansas for the conduct by  
2 any such agencies of education for students of the community college; and  
3 to provide for the payment to any such agencies for their contracted  
4 educational services from any funds or moneys of the community college,  
5 including funds or moneys received from student tuition and fees, funds  
6 received from the state of Kansas or the United States for education; or  
7 taxes collected under K.S.A. 71-204, and amendments thereto. Any  
8 contract made under this subsection with an institution of another state  
9 shall be subject to the provisions of K.S.A. 71-202, and amendments  
10 thereto.

11 (17) To authorize by resolution the establishment of a petty cash fund  
12 in an amount not to exceed \$1,000; and to designate in such resolution an  
13 employee to maintain such petty cash fund. The employee designated in  
14 any resolution provided for in this subsection receiving such funds shall  
15 keep a record of all receipts and expenditures from the fund; and ~~shall~~  
16 from time to time; and at the end of the fiscal year, prepare a statement for  
17 the board showing all receipts, expenditures; and the balance in the petty  
18 cash fund. The board of trustees may authorize the employee designated to  
19 maintain any petty cash fund to make a claim for replenishment of the  
20 fund to its original amount in advance of approval by the board of trustees  
21 if, at any time during the period between regular monthly meetings of the  
22 board of trustees, the balance remaining in the fund is insufficient to make  
23 needed expenditures for any purpose for which the petty cash fund is  
24 maintained. No petty cash fund may be replenished more than one time  
25 during each period between regular monthly meetings of the board of  
26 trustees. If a petty cash fund is replenished prior to the end of the fiscal  
27 year in accordance with the foregoing authorization, the employee  
28 authorized to maintain the petty cash fund shall keep an accurate record of  
29 all expenditures made therefrom, and the purpose therefor, ~~and such~~  
30 *authorized employee* shall submit the record to the board of trustees at the  
31 next regular monthly meeting thereof. The petty cash fund shall be  
32 replenished by payment from the appropriate funds of the community  
33 college to the petty cash fund upon proper claim. The fund shall be kept  
34 separate from all other funds and shall be used only for authorized  
35 expenditures, and itemized receipts shall be taken for each expenditure. No  
36 part of such fund may be loaned or advanced against the salary of an  
37 employee. All employees entrusted with such funds under this subsection  
38 shall be bonded by the community college district.

39 (c) Subject to the provisions of subsection (d), the board of trustees  
40 may purchase or otherwise acquire land or land and improvements and  
41 may acquire, construct, reconstruct, repair or remodel improvements  
42 thereon or additions thereto, including furnishings, equipment; and  
43 architectural and incidental expense related thereto, and for such purposes,

1 the board of trustees is authorized to issue and sell general obligation  
2 bonds, the cumulative total not to exceed the following amounts: Where  
3 the community college district has a taxable tangible valuation of less than  
4 \$90,000,000 or is located in a county designated as urban under the  
5 provisions of K.S.A. 19-3524, and amendments thereto, not to exceed 5%  
6 of the taxable tangible property of the community college district;; and  
7 where the community college district has a taxable tangible valuation of  
8 more than \$90,000,000, not to exceed 3% except as provided above for  
9 any community college district located in a county designated as urban  
10 under the provisions of K.S.A. 19-3524, and amendments thereto, of the  
11 taxable tangible property of the community college district. If any increase  
12 in the valuation of a community college district results in an outstanding  
13 bonded indebtedness in excess of that provided in this subsection, such  
14 increase shall not constitute a violation of this subsection. No such bonds  
15 shall be issued until the question of their issuance shall have been  
16 submitted to a vote of the electors of the community college district at a  
17 regular election or at a special election called for that purpose and the  
18 majority of the electors voting on the proposition in such community  
19 college district shall have voted in favor of the issuance of the bonds. Such  
20 election shall be called, noticed and held and the bonds issued, sold,  
21 delivered and retired in accordance with the provisions of the general bond  
22 law except as herein otherwise expressly provided.

23 ~~(d)-(1) Except as provided in K.S.A. 74-32,433, and amendments~~  
24 ~~thereto, The board of trustees of a community college may purchase or~~  
25 ~~otherwise acquire land or land and improvements within: (A) the~~  
26 ~~community college district; or (B) the service area of the community~~  
27 ~~college. Nothing in this subsection shall be construed or operate in any~~  
28 ~~manner to require a board of trustees to sell, convey or otherwise dispose~~  
29 ~~of land or land and improvements located outside the community college~~  
30 ~~district or the service area of the community college and owned or being~~  
31 ~~acquired by the community college on the effective date of this act July 1,~~  
32 ~~2013. Nothing in this subsection shall be construed or operate in any~~  
33 ~~manner to require a board of trustees to sell convey or otherwise dispose~~  
34 ~~of land or land and improvements located outside the service area of the~~  
35 ~~community college and owned or being acquired by the community college~~  
36 ~~on the effective date of any affiliation agreement entered into pursuant to~~  
37 ~~law.~~

38 ~~(2) For the purposes of this subsection, "service area" means a~~  
39 ~~designated geographic area of the state established pursuant to agreement~~  
40 ~~of the presidents of the community colleges and adopted in policy by the~~  
41 ~~state board of regents.~~

42 Sec. 6. K.S.A. 71-204 is hereby amended to read as follows: 71-204.

43 (a) (1) For the purpose of community college maintenance and operation,

1 the board of trustees is authorized to levy a tax on the taxable tangible  
2 property of the community college district, *except as provided in*  
3 *subsection (c).*

4 (2) Such tax levy shall be the amount determined by the board of  
5 trustees to be sufficient to finance that part of the budget of the community  
6 college ~~which~~ *that* is not financed from any other source provided by law.  
7 The budget of the community college shall be prepared and adopted as  
8 provided by law, and the tax levy therefor shall be certified to the county  
9 clerk of every county a part of the territory of which is in the community  
10 college district.

11 (b) The tax levy authorized by subsection (a) shall be reduced ~~(1) in~~  
12 ~~the 2001 fiscal year by an amount equal to 80% of the amount of the~~  
13 ~~difference between the amount of state aid received by the community~~  
14 ~~college in the 2000 fiscal year less an amount equal to 25% of the amount~~  
15 ~~of out-district tuition received by the community college in such fiscal~~  
16 ~~year and the amount of the state grant to which the community college is~~  
17 ~~entitled in the 2001 fiscal year and (2) in fiscal years 2002, 2003 and 2004~~  
18 ~~by an amount equal to 80% of the amount of the difference between the~~  
19 ~~amount of the state grant received by the community college in the~~  
20 ~~preceding fiscal year less an amount equal to 25% of the amount of out-~~  
21 ~~district tuition received by the community college in the 2000 fiscal year~~  
22 ~~and the amount of the state grant to which the community college is~~  
23 ~~entitled in the current fiscal year and (3) in each fiscal year after the 2004~~  
24 ~~fiscal year by an amount equal to 80% of the amount of the difference~~  
25 ~~between the amount of the state grant received by the community college~~  
26 ~~in the preceding fiscal year and the amount of the state grant to which the~~  
27 ~~community college is entitled in the current fiscal year.~~

28 (c) *This section shall not apply to any community college or board of*  
29 *trustees of a community college that affiliated with a Kansas university or*  
30 *college pursuant to section 3, and amendments thereto.*

31 Sec. 7. K.S.A. 2025 Supp. 71-222 is hereby amended to read as  
32 follows: 71-222. The board of trustees of each community college shall  
33 annually publish the following information on such community college's  
34 website homepage with an easily identifiable link, which shall be titled,  
35 "Taxpayer and student transparency data":

36 (a) The tuition rate for: (1) Students residing in the community  
37 college district; (2) students residing outside the community college  
38 district; (3) students residing outside the state of Kansas; and (4) students  
39 residing outside the United States;

40 (b) the fees charged to: (1) Students residing in the community  
41 college district; (2) students residing outside the community college  
42 district; (3) students residing outside the state of Kansas; and (4) students  
43 residing outside the United States;

1 (c) the total cost, excluding textbooks and housing costs, per credit  
2 hour for each semester for: (1) Students residing in the community college  
3 district; (2) students residing outside the community college district; (3)  
4 students residing outside the state of Kansas; and (4) students residing  
5 outside the United States;

6 (d) the percentage of students attending each campus operated by the  
7 community college for: (1) Students residing in the community college  
8 district; (2) students residing outside the community college district; (3)  
9 students residing outside the state of Kansas; and (4) students residing  
10 outside the United States;

11 (e) the enrollment percentage of: (1) Students residing in the  
12 community college district; and (2) students residing outside the  
13 community college district;

14 ~~(f) the enrollment percentage of students residing in the service area~~  
15 ~~of the community college;~~

16 ~~(g)~~ the aggregate amount of property tax revenues collected for tax  
17 levies imposed by the board of trustees of the community college for each  
18 of the immediately preceding five fiscal years and the change in such  
19 amount from year-to-year, expressed as a percentage;

20 ~~(h)~~(g) the aggregate amount of mills levied by the board of trustees of  
21 the community college for each of the immediately preceding five fiscal  
22 years and the change in such amount from year-to-year, expressed as a  
23 percentage; and

24 ~~(h)~~(h) (1) subject to paragraph (2), the aggregate amount disbursed for  
25 the two immediately preceding fiscal years for all institutional  
26 scholarships, foundation scholarships and pell grants, and the total amount  
27 disbursed for the two immediately preceding fiscal years for:

28 (A) Athletic scholarships for students residing in the community  
29 college district;

30 (B) athletic scholarships for students residing outside the state of  
31 Kansas;

32 (C) non-athletic scholarships for students residing in the community  
33 college district; and

34 (D) non-athletic scholarships for students residing outside the state of  
35 Kansas.

36 (2) No aggregate information required to be reported pursuant to  
37 paragraph (1) shall be reported if such information could identify a student  
38 with reasonable certainty.

39 Sec. 8. K.S.A. 71-501 is hereby amended to read as follows: 71-501.

40 (a) *Except as provided in subsection (e)*, the board of trustees of any  
41 community college is authorized to make an annual tax levy for a period of  
42 not to exceed five years of not to exceed two mills upon all taxable  
43 tangible property in the community college district for the purpose of

1 construction, reconstruction, repair, remodeling, additions to, furnishing  
2 and equipping of community college buildings, architectural expenses  
3 incidental thereto; and the acquisition of real property for use as building  
4 sites or for educational programs. No levy shall be made under this section  
5 until a resolution authorizing the levy is passed by the board of trustees  
6 and published once each week for three consecutive weeks in a newspaper  
7 having general circulation in the community college district. The  
8 resolution shall specify the mill rate of the tax levy and the period of time  
9 for which the tax levy shall be made under authority thereof. After  
10 adoption of the resolution, the levy may be made unless, within 60 days  
11 following the last publication of the resolution, a petition in opposition to  
12 the levy, signed by not less than 5% of the qualified electors of the  
13 community college district, is filed with the county election officer of the  
14 county in which the main campus of the community college is located. If a  
15 petition is filed, the levy shall not be made without the question of ~~levying~~  
16 ~~the same~~ *the tax levy* having been submitted to and approved by a majority  
17 of the qualified electors of the district voting at an election called for that  
18 purpose or at the next general election. If a petition is filed and no election  
19 is held, a new resolution authorizing a levy for the purposes specified in  
20 this section may not be adopted for a period of one year after the filing of  
21 the petition.

22 (b) *Except as provided in subsection (e)*, whenever an initial  
23 resolution has been adopted under subsection (a) and the resolution  
24 specified a lesser mill rate than two mills, the board of trustees of the  
25 community college may adopt a second resolution under the same  
26 procedure as is provided in subsection (a) for the initial resolution and,  
27 subject to the same conditions and for the same purposes as provided in  
28 subsection (a), shall be authorized to make an additional tax levy in an  
29 amount to be specified in the second resolution for the remainder of the  
30 period of time specified in the initial resolution for the making of the levy  
31 under authority thereof. Any second resolution shall be limited in amount  
32 as specified in subsection (a), less such amount as was authorized in the  
33 initial resolution, and not to exceed an aggregate amount of two mills in  
34 any one year. If any such resolution is adopted and the tax levy therein  
35 specified is authorized under the conditions specified in subsection (a), the  
36 amount of bonds ~~which~~ *that* may be issued under K.S.A. 71-502, and  
37 amendments thereto, may be increased accordingly.

38 (c) *Except as provided in subsection (e)*, the board of trustees of any  
39 community college ~~which~~ *that* has made a tax levy under this section may  
40 initiate, at any time after the final levy is certified to the county clerk under  
41 any current authorization, procedures to renew its authority to make a like  
42 annual tax levy in the amount, upon the conditions, and in the manner  
43 specified in subsection (a).

1 (d) As used in this act, "unconditionally authorized to make a tax levy  
2 under authority of article 5 of chapter 71 of Kansas Statutes Annotated"  
3 means that the board of trustees of the community college has adopted a  
4 resolution under this section; ~~and has published the same, and such~~  
5 *resolution stating* either that such resolution was not protested or that ~~it~~  
6 *such resolution* was protested and an election was held by which the tax  
7 levy of the community college was approved.

8 (e) *This section shall not apply to any community college or board of*  
9 *trustees of a community college that affiliated with a Kansas university or*  
10 *college pursuant to section 3, and amendments thereto. If a community*  
11 *college board of trustees has authorized an annual tax levy pursuant to*  
12 *this section and affiliates with a Kansas university or college pursuant to*  
13 *section 3, and amendments thereto, during the period in which such levy is*  
14 *authorized, the levy shall not be made after the date of affiliation. The*  
15 *board of trustees shall notify the county clerk of the termination of the*  
16 *levy.*

17 Sec. 9. K.S.A. 71-617 is hereby amended to read as follows: 71-617.

18 (a) *Except as provided in subsection (c), the board of trustees of any*  
19 *community college may levy a tax in each year for a period of not to*  
20 *exceed five* ~~(5)~~ *years of not to exceed* ~~one-fourth (1/4)~~ *mill on all taxable*  
21 *tangible property within the district to maintain and operate an adult basic*  
22 *education program at a level approved by the state board. In no event shall*  
23 *the tax levy authorized hereunder be at a rate* ~~which~~ *that will produce an*  
24 *amount in excess of* ~~fifty thousand dollars (\$50,000).~~ *Such tax levy shall*  
25 *be in addition to all other tax levies authorized or limited by law. Proceeds*  
26 *from such tax levy shall be deposited in the adult education fund of the*  
27 *community college, which fund is hereby established. All moneys received*  
28 *by a community college for adult basic education shall be deposited in the*  
29 *adult education fund. The expenses of a community college attributable to*  
30 *adult basic education shall be paid from the adult education fund.*

31 (b) *No tax levy shall be made under authority of this section until a*  
32 *resolution authorizing such a levy is passed by the board of trustees and*  
33 *published once a week for three* ~~(3)~~ *consecutive weeks in a newspaper*  
34 *having general circulation in the community college district, and such*  
35 *resolution shall specify the millage rate of such tax levy and the period of*  
36 *time for which such tax levy shall be made under authority thereof. After*  
37 *the adoption of such resolution such levy may be made unless, within*  
38 ~~ninety (90)~~ *days following the last publication of the resolution, a petition*  
39 *in opposition to such levy, signed by not less than* ~~five percent (5%)~~ *of the*  
40 *qualified electors of such community college district, is filed with the*  
41 *county election officer of the county in which the main campus of the*  
42 *community college is located. In the event* ~~that~~ *such a petition is filed,*  
43 *such levy shall not be made without the question of levying the same*

1 having been submitted to and been approved by a majority of the qualified  
2 electors of the district voting at an election ~~which shall be called for that~~  
3 purpose or at the next general election.

4 *(c) This section shall not apply to any community college or board of*  
5 *trustees of a community college that affiliated with a Kansas university or*  
6 *college pursuant to section 3, and amendments thereto.*

7 Sec. 10. K.S.A. 71-1802 is hereby amended to read as follows: 71-  
8 1802. As used in K.S.A. 71-1801 through 71-1810, and amendments  
9 thereto:

10 (a) "Community college" means any community college established  
11 in accordance with chapter 71 of the Kansas Statutes Annotated, *and*  
12 *amendments thereto.*

13 (b) "Community college operating grant" means the operating grant  
14 provided for under ~~subsection (a) of~~ K.S.A. 71-620(a), and amendments  
15 thereto, prior to fiscal year 2012.

16 (c) (1) "Credit hour" means the basic unit of collegiate level  
17 instruction, as determined by the state board, in a subject or course offered  
18 by an eligible institution at a postsecondary level not higher than those  
19 programs or courses normally offered to freshmen and sophomores in  
20 four-year public institutions of postsecondary education, in a program that  
21 has been approved by the state board.

22 (2) The term "credit hour" does not include instruction in a program  
23 or course taken by a student enrolled for audit or not for postsecondary  
24 credit, or in any program or course not approved by the state board.

25 (3) The state board shall determine whether the programs and courses  
26 offered are at the level of freshmen and sophomore programs and courses  
27 offered in the state educational institutions and shall not approve for  
28 funding any program or course offered at a higher level.

29 (d) "Eligible institution" or "institution" means any community  
30 college, technical college ~~or~~, the institute of technology *or any technical*  
31 *college or community college that affiliated with a Kansas university or*  
32 *college pursuant to section 3, and amendments thereto.*

33 (e) "Institute of technology," "institute" or "Washburn institute of  
34 technology" means the institute of technology at Washburn university.

35 (f) *"Kansas university or college" means the same as defined in*  
36 *section 1, and amendments thereto.*

37 (g) *"Municipal university" means Washburn university of Topeka or*  
38 *any other municipal university established under the laws of this state.*

39 (h) "Non-tiered course" means any postsecondary credit-bearing  
40 course offered by an eligible institution and identified by the state board as  
41 not meeting the definition of a tiered technical course. Non-tiered courses  
42 include courses that are generally designed to: (1) Contribute to academic  
43 knowledge or skills across multiple disciplines and occupations, such as

1 communication, writing, mathematics, humanities, social or behavioral  
2 science and natural or physical science courses, some of which may be  
3 considered for transfer as general education credit toward a baccalaureate  
4 degree; (2) contribute to general knowledge or skills in areas such as  
5 critical thinking and reasoning, problem solving, use of technology and  
6 teamwork skills; (3) provide instruction in basic or foundational skills  
7 necessary for individuals to effectively participate in technical programs;  
8 (4) prepare individuals for certification or licensure exams or ~~re-~~  
9 ~~certifications~~ *recertifications* and skill updates; or (5) allow individuals to  
10 explore various career opportunities. Seminars, workshops or other  
11 courses that are supplemental to the primary instruction required for the  
12 occupationally specific technical program shall be considered non-tiered  
13 courses, unless otherwise specified by the state board.

14 ~~(g)~~(i) "State board of regents" or "state board" means the state board  
15 of regents provided for in the constitution of this state and established by  
16 K.S.A. 74-3202a, and amendments thereto.

17 ~~(h)~~(j) "*State educational institution*" means the university of Kansas,  
18 Kansas state university, Wichita state university, Emporia state university,  
19 Pittsburg state university and Fort Hays state university.

20 (k) "Technical college" means a technical college designated pursuant  
21 to K.S.A. 74-32,458, 74-32,460, 74-32,461, 74-32,462, 74-32,464 or 74-  
22 32,465, and amendments thereto.

23 ~~(i)~~(l) "Technical program" means any program of study comprised of  
24 a sequence of tiered technical courses and non-tiered courses, which  
25 program is identified by the state board as a technical program for funding  
26 purposes. Technical programs ~~must~~ shall: (1) Be designed to prepare  
27 individuals for gainful employment in current or emerging technical  
28 occupations requiring other than a baccalaureate or advanced degree; (2)  
29 lead to technical skill proficiency, an industry-recognized credential, a  
30 certificate or an associate degree; and (3) be delivered by an eligible  
31 institution.

32 ~~(j)~~(m) "Tiered technical course" means a postsecondary credit-bearing  
33 course included in the sequence of courses comprising a technical  
34 program, which course is itself designed to provide competency-based  
35 applied instruction to prepare individuals with occupationally specific  
36 knowledge and skills necessary for employment, and ~~which~~ that the state  
37 board has identified as a tiered technical course.

38 ~~(k)~~(n) "Tiered technical course credit hour" means a credit hour in a  
39 tiered technical course.

40 ~~(l)~~(o) "Washburn institute of technology operating grant" means any  
41 legislative appropriation designated for non-tiered courses delivered by the  
42 Washburn institute of technology.

43 Sec. 11. K.S.A. 72-3810 is hereby amended to read as follows: 72-



1 3810. (a) Students admitted to a career technical education course or  
2 program—~~which~~ *that* is conducted by the school district in which the  
3 student is enrolled may be charged fees but shall not be charged tuition.

4 (b) Postsecondary students admitted to a career technical education  
5 course or program shall pay tuition and fees as provided by laws  
6 applicable thereto.

7 (c) (1) Secondary students admitted to a career technical education  
8 course or program—~~which~~ *that* is conducted by a community college,  
9 technical college—~~or~~, institute of technology *or any technical college or*  
10 *community college that affiliated with a Kansas university or college*  
11 *pursuant to section 3, and amendments thereto*, may be charged fees; but  
12 shall not be charged tuition.

13 (2) Each—~~school~~ *academic* year, to the extent there are sufficient  
14 moneys appropriated to the career technical education secondary program,  
15 the state board of regents shall distribute state funds to community  
16 colleges, technical colleges, *any technical college or community college*  
17 *that affiliated with a Kansas university or college pursuant to section 3,*  
18 *and amendments thereto*, and the Washburn institute of technology for the  
19 cost associated with secondary students enrolled in postsecondary career  
20 technical education programs as determined by the state board of regents.

21 (3) For purposes of this subsection:

22 (A) "Community college" means any community college established  
23 in accordance with chapter 71 of the Kansas Statutes Annotated, and  
24 amendments thereto.

25 (B) "Fees" means those charges assessed against a student by a  
26 community college, technical college—~~or~~, the institute of technology, *a*  
27 *Kansas university or college* for student services, such as health clinics,  
28 athletic activities and technology services, or for books, supplies or other  
29 materials necessary for a particular course or program, the expense of  
30 which is not covered by tuition.

31 (C) "Institute of technology" means the institute of technology at  
32 Washburn university.

33 (D) *"Kansas university or college" means the same as defined in*  
34 *section 1, and amendments thereto.*

35 (E) *"Municipal university" means Washburn university of Topeka or*  
36 *any other municipal university established under the laws of this state.*

37 (F) "Secondary student" means a pupil who: (i) Has not attained a  
38 high school diploma or a general educational development (GED)  
39 credential; and (ii) is regularly enrolled in and attending a public or private  
40 secondary school.

41 (G) *"State educational institution" means the university of Kansas,*  
42 *Kansas state university, Wichita state university, Emporia state university,*  
43 *Pittsburg state university and Fort Hays state university.*

1       ~~(E)~~(H) "Technical college" means a technical college designated  
2 pursuant to K.S.A. 74-32,458, 74-32,460, 74-32,461, 74-32,462, 74-  
3 32,464 or 74-32,465, and amendments thereto.

4       ~~(F)~~(I) "Tuition" means ~~those~~ charges assessed against a student by a  
5 community college, technical college, *any technical college or community*  
6 *college that affiliated with a Kansas university or college pursuant to*  
7 *section 3, and amendments thereto*, or the institute of technology on a per  
8 credit hour, per course or per term basis, and that are charged to cover the  
9 general expense of providing instructional services.

10       (d) Students admitted to a ~~vocational~~ *career technical* education  
11 course or program ~~which that~~ is not conducted by the school district in  
12 which the student is enrolled shall be charged tuition and fees determined  
13 in accordance with subsection (e), subject ~~however~~ to the following:

14       (1) Tuition or fees, or tuition and fees may be paid for the student in  
15 accordance with any agreement made under K.S.A. 72-3814, and  
16 amendments thereto; or

17       (2) if ~~the~~ tuition of a student is not paid under paragraph (1) ~~of this~~  
18 ~~subsection~~, the tuition of the student shall be paid by the school district in  
19 which the student is enrolled. No school district shall pay tuition for a  
20 student who is a postsecondary student, and no school district shall be  
21 required to pay tuition or fees of a student who is eligible to have tuition  
22 and fees for the course or training *that* the student selects paid by any state  
23 or federal agency from moneys, funds or appropriations made available  
24 under any one or more state or federal programs. Any state agency  
25 administering any one or more such programs shall pay such tuition and  
26 fees upon proper application by a student therefor.

27       (e) All tuition and fees charged for career technical education by any  
28 board shall be in such amounts as are authorized by rules and regulations  
29 adopted by the state board, which shall establish general guidelines for  
30 tuition and fee schedules in career technical education courses and  
31 programs, ~~except that tuition of postsecondary students shall be fixed in~~  
32 ~~accordance with K.S.A. 72-4433\*, and amendments thereto~~. The particular  
33 tuition and fee schedule of every career technical education program shall  
34 be subject to annual approval of the state board. A current complete  
35 schedule of tuition and fees for each career technical education course and  
36 program of each board as approved by the state board shall be maintained  
37 on file in the office of the state board; and shall be open for public  
38 inspection at any reasonable time.

39       Sec. 12. K.S.A. 74-32,413 is hereby amended to read as follows: 74-  
40 32,413. As used in this act:

41       (a) "Board," "state board," "school year" and "technical college" ~~have~~  
42 ~~the meanings respectively ascribed thereto~~ *mean the same as defined in*  
43 K.S.A. 74-32,407, and amendments thereto.

1 (b) "Career technical education capital outlay aid" means state  
2 financial aid distributed under this act by the state board to an eligible  
3 institution for the purpose of construction, reconstruction, repair,  
4 remodeling, additions to, furnishing and equipping of buildings,  
5 architectural expenses incidental thereto, the acquisition of buildings and  
6 building sites and the acquisition of equipment.

7 (c) "Eligible institution" or "institution" means any technical college,  
8 Coffeyville community college, Cowley county community college,  
9 Dodge City community college, Highland community college, Hutchinson  
10 community college, Johnson county community college, Kansas City,  
11 Kansas community college, Pratt community college, Seward county  
12 community college ~~and~~, the institute of technology at Washburn university  
13 *and any technical college or community college that affiliated with a*  
14 *Kansas university or college pursuant to section 3, and amendments*  
15 *thereto.*

16 (d) *"Kansas university or college" means the same as defined in*  
17 *section 1, and amendments thereto.*

18 (e) *"Municipal university" means Washburn university of Topeka or*  
19 *any other municipal university established under the laws of this state.*

20 (f) *"State educational institution" means the university of Kansas,*  
21 *Kansas state university, Wichita state university, Emporia state university,*  
22 *Pittsburg state university and Fort Hays state university.*

23 Sec. 13. K.S.A. 76-712 is hereby amended to read as follows: 76-712.  
24 Except as otherwise provided by act of the legislature, the state  
25 educational institutions are separate state agencies and state institutions  
26 and shall be controlled by and operated and managed under the  
27 supervision of the board of regents. For such control, operation,  
28 management or supervision, the board of regents may make contracts and  
29 adopt orders, policies or rules and regulations and do or perform such  
30 other acts as are authorized by law or are appropriate for such purposes,  
31 except that no state educational institution, or campus thereof, shall be  
32 closed, combined or merged with any other state educational institution,  
33 for administrative or management or other purposes, except as *authorized*  
34 *in section 2 or 3, and amendments thereto, or specifically authorized by*  
35 *appropriations or other act of the legislature.*

36 Sec. 14. K.S.A. 71-201, 71-204, 71-501, 71-617, 71-1802, 72-3810,  
37 74-32,413, 74-32,433 and 76-712 and K.S.A. 2025 Supp. 71-222 are  
38 hereby repealed.

39 Sec. 15. This act shall take effect and be in force from and after its  
40 publication in the statute book.