

HOUSE BILL No. 2191

By Committee on Education

2-7

1 AN ACT concerning school districts; relating to teachers; amending
2 K.S.A. 2010 Supp. 72-5445 and repealing the existing section.

3
4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. K.S.A. 2010 Supp. 72-5445 is hereby amended to read as
6 follows: 72-5445. (a) (1) Subject to the provisions of subsection (b), the
7 provisions of K.S.A. 72-5438 through 72-5443, and amendments thereto,
8 apply only to: (A) Teachers who have completed not less than ~~three~~ *five*
9 consecutive years of employment, and been offered a ~~fourth~~ *sixth*
10 contract, in the school district, area vocational-technical school or
11 community college by which any such teacher is currently employed; and
12 (B) teachers who have completed not less than ~~two~~ *three* consecutive
13 years of employment, and been offered a ~~third~~ *fourth* contract, in the
14 school district, area vocational-technical school or community college by
15 which any such teacher is ~~currently employed~~ if at any time prior to the
16 current employment the teacher has completed the years of employment
17 requirement of subpart (A) in any school district, area vocational-
18 technical school or community college in this state.

19 (2) Any board may waive, at any time, the years of employment
20 requirements of provision (1) for any teachers employed by it.

21 (3) The provisions of this subsection are subject to the provisions of
22 K.S.A. 72-5446, and amendments thereto.

23 (b) The provisions of K.S.A. 72-5438 through 72-5443, and
24 amendments thereto, do not apply to any teacher whose license has been
25 nonrenewed or revoked by the state board of education for the reason that
26 the teacher: (1) Has been convicted of a felony under K.S.A. 2010 Supp.
27 21-36a01 through 21-36a17, and amendments thereto, or any felony
28 violation of any provision of the uniform controlled substances act prior
29 to July 1, 2009; (2) has been convicted of a felony described in any
30 section of article 34 of chapter 21 of the Kansas Statutes Annotated, *prior*
31 *to their repeal, or sections 36 through 64, 174, 210 or 211 of chapter 136*
32 *of the 2010 Session Laws of Kansas, and amendments thereto, or an act*
33 *described in K.S.A. 21-3412 or K.S.A. 21-3412a, prior to their repeal, or*
34 *sections 48 or 49 of chapter 136 of the 2010 Session Laws of Kansas, and*
35 *amendments thereto, if the victim is a minor or student; (3) has been*
36 *convicted of a felony described in any section of article 35 of chapter 21*

1 of the Kansas Statutes Annotated, *prior to their repeal, or sections 65*
2 *through 77 or 229 through 231 of chapter 136 of the 2010 Session Laws*
3 *of Kansas, and amendments thereto, or has been convicted of an act*
4 *described in K.S.A. 21-3517, prior to its repeal, or section 69 of chapter*
5 *136 of the 2010 Session Laws of Kansas, and amendments thereto, if the*
6 *victim is a minor or student; (4) has been convicted of any act described*
7 *in any section of article 36 of chapter 21 of the Kansas Statutes*
8 *Annotated, prior to their repeal, or sections 78 through 86 of chapter 136*
9 *of the 2010 Session Laws of Kansas, and amendments thereto; (5) has*
10 *been convicted of a felony described in article 37 of chapter 21 of the*
11 *Kansas Statutes Annotated, prior to their repeal, or sections 87 through*
12 *125 and subsection (a)(6) of section 223 of chapter 136 of the 2010*
13 *Session Laws of Kansas, and amendments thereto; (6) has been convicted*
14 *of an attempt under K.S.A. 21-3301, prior to their repeal, or section 33*
15 *of chapter 136 of the 2010 Session Laws of Kansas, and amendments*
16 *thereto, to commit any act specified in this subsection; (7) has been*
17 *convicted of any act which is described in K.S.A. 21-4301, 21-4301a or*
18 *21-4301c, prior to their repeal, or sections 212 or 213 of chapter 136 of*
19 *the 2010 Session Laws of Kansas, and amendments thereto; (8) has been*
20 *convicted in another state or by the federal government of an act similar*
21 *to any act described in this subsection; or (9) has entered into a criminal*
22 *diversion agreement after having been charged with any offense*
23 *described in this subsection.*

24 Sec. 2. K.S.A. 2010 Supp. 72-5445 is hereby repealed.

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

27
28