

SESSION OF 2011

**CONFERENCE COMMITTEE REPORT BRIEF
HOUSE BILL NO. 2020**

As Agreed to March 31, 2011

Brief*

HB 2020 would allow revenues from rents, boarding fees, and other charges related to university student housing at state universities, to go to either the Housing System Suspense Fund or directly to the Housing System Operations Fund, at the discretion of the university.

In addition, the bill would allow interest earned from the Housing System Operations Fund and Housing System Repairs Fund to be transferred into those funds. (Current law allows interest earned from the Housing System Suspense Fund to be transferred into that Fund.)

The bill would require that the interest earnings from the Johnson County Education Research Triangle sales tax be transferred from the State General Fund to the Johnson County Education Triangle Fund of the University of Kansas, the University of Kansas Medical Center, and Kansas State University. The bill would require that the interest earnings be transferred by the tenth day of each month, and would be determined by the average daily balance in each of the respective funds in the preceding month, and the net earnings rate for the Pooled Money Investment Board portfolio for the preceding month.

The bill would continue the new categories and fee levels established for FY 2011 that the Board of Regents may

* Conference committee report briefs are prepared by the Legislative Research Department and do not express legislative intent. No summary is prepared when the report is an agreement to disagree. Conference committee report briefs may be accessed on the Internet at <http://www.kslegislature.org/kldr>

charge private and out-of-state postsecondary educational institutions in order to carry out the Board's statutory and regulatory responsibilities through July 1, 2012. The fees listed in the bill would be the maximum allowable amounts and are shown below.

For institutions domiciled or having their principal place of business within Kansas:

Initial application fees:

- Non-degree granting institution.....\$2,000
- Degree granting institution.....\$3,000

Initial evaluation fee (in addition to initial application fees):

- Non-degree level.....\$750
- Associate degree level.....\$1,000
- Baccalaureate degree level.....\$2,000
- Master's degree level.....\$3,000
- Professional or doctoral degree level.....\$4,000

Renewal application fees:

- Non-degree granting institution 2 percent of gross tuition, but not less than \$800, nor more than \$25,000
- Degree granting institution ... 2 percent of gross tuition, but not less than \$1,600, nor more than \$25,000

New program submission fees, for each new program:

- Non-degree program.....\$250
- Associate degree program.....\$500
- Baccalaureate degree program.....\$750
- Master's degree program.....\$1,000

- Professional or doctoral degree program\$2,000
- Program modification fee, for each program.....\$100

Branch campus site fees, for each branch campus site:

- Initial non-degree granting institution.....\$1,500
- Initial degree granting institution.....\$2,500

Renewal branch campus site fees, for each branch campus site:

- Non-degree granting institution.....2 percent of gross tuition, but not less than \$800, nor more than \$25,000
- Degree granting institution...2 percent of gross tuition, but not less than \$1,600, nor more than \$25,000
- Onsite branch campus review fee, for each site \$250

Representative fees:

- Initial registration.....\$200
- Renewal of registration.....\$150
- Late submission of renewal of application fee.....\$125
- Student transcript copy fee.....\$10
- Returned check fee.....\$50

Changes in institution profile fees:

- Change of institution name.....\$100
- Change of institution location.....\$100
- Change of ownership only.....\$100

For institutions domiciled or having their principal place of business outside of Kansas:

Initial application fees:

- Non-degree granting institution.....\$4,000
- Degree granting institution.....\$5,500

Initial evaluation fee (in addition to initial application fees):

- Non-degree level.....\$1,500
- Associate degree level.....\$2,000
- Baccalaureate degree level.....\$3,000
- Master's degree level.....\$4,000
- Professional or doctoral degree level.....\$5,000

Renewal application fees:

- Non-degree granting institution.....3 percent of gross tuition, but not less than \$2,400 nor more than \$25,000
- Degree granting institution.....3 percent of gross tuition, but not less than \$3,000 nor more than \$25,000

New program submission fees, for each new program:

- Non-degree program.....\$500
- Associate degree program.....\$750
- Baccalaureate degree program.....\$1,000
- Master's degree program.....\$1,500
- Professional or doctoral degree program.....\$2,500
- Program modification fee, for each program.....\$100

Branch campus site fees, for each branch campus site:

- Initial non-degree granting institution.....\$4,000
- Initial degree granting institution.....\$5,500

Renewal branch campus site fees, for each branch campus site:

- Non-degree granting institution.....3 percent of gross tuition, but not less than \$2,400 nor more than \$25,000
- Degree granting institution...3 percent of gross tuition, but not less than \$3,000 nor more than \$25,000
- Onsite branch campus review fee, for each site.....\$500

Representative fees:

- Initial registration.....\$350
- Renewal of registration.....\$250
- Late submission of renewal of application fee.....\$125
- Student transcript copy fee.....\$10
- Returned check fee.....\$50

Changes in institution profile fees:

- Change of institution name.....\$100
- Change of institution location.....\$100
- Change of ownership only.....\$100

The bill would remove the requirement in existing law that second year Kansas State University veterinary medical students who perform spay or neuter surgeries at animal shelters be supervised by a faculty member of Kansas State University's Veterinary Medical Center. The bill would require that such students performing spay or neuter surgeries would do so as part of a spay or neuter program as part of curriculum under the direct supervision of a licensed

veterinarian. In addition, the bill would limit students to performing spay or neuter surgeries on dogs or cats belonging to a pound or animal shelter, and not dogs or cats belonging to a member of the public. This portion of the bill dealing with veterinary students would become effective upon publication in the *Kansas Register*.

Conference Committee Action

The Conference Committee agreed to insert HB 2386 regarding Kansas State University veterinary medical students who perform spay or neuter surgeries at animal shelters, removing language in the bill requiring spay or neuter programs in which students participate to meet standards of the American Veterinary Medical Association Council. Also, inserted in HB 2020 was SB 41 dealing with fee levels that the Board of Regents may charge private and out-of-state postsecondary educational institutions. The Conference Committee also changed the date on which the provisions of SB 41 would sunset to July 1, 2012 (instead of July 1, 2015).

Background

The original HB 2020 was part of the Kansas Board of Regents legislative package brought to the Legislative Educational Planning Committee.

Proponents of the original HB 2020 included representatives of the University of Kansas and Kansas Board of Regents.

SB 28 was amended into HB 2020 by the Senate Committee of the Whole. This bill dealt with interest earnings from the Johnson County Education Research Triangle sales tax.

SB 28 was part of the Kansas Board of Regents legislative package and was recommended by the Legislative Education Planning Commission.

Regarding HB 2386, proponents of the original bill included Dr. Roger Fingland, Executive Associate Dean of the College of Veterinary Medicine at Kansas State University and a third year veterinary student at Kansas State University. The Executive Director of the Kansas Board of Veterinary Examiners provided neutral testimony. There were no opponents.

The House Committee on Education amended HB 2386 by adding language that would require that such students performing spay or neuter surgeries would do so as part of a spay or neuter program that meets American Veterinary Medical Association Council on Education accreditation standards. In addition, the amendment would limit students to performing spay or neuter surgeries on dogs or cats belonging to a pound or animal shelter, and not dogs or cats belonging to a member of the public. The amendment would only permit one student per supervising veterinarian to perform a spay or neuter at any one time. Finally, an amendment would make the bill become effective upon publication in the *Kansas Register*.

The House Committee of the Whole amended HB 2386 by removing the requirement that would permit only one student per supervising veterinarian to perform a spay or neuter at any one time.

SB 41 was part of the Kansas Board of Regents legislative package brought to the Legislative Educational Planning Committee dealing with private and out-of-state postsecondary educational institutions.

Proponents of the bill included the President and CEO of the State Board of Regents and the Executive Director of the Kansas Real Estate Commission. There were no opponents.

The Education Budget Committee amended the bill to sunset the provisions on July 1, 2015.

The Division of the Budget fiscal note on the original HB 2020 stated here would be no fiscal impact.

The Division of the Budget fiscal note on SB 28 stated that the Board of Regents estimated that the bill would decrease State General Fund revenues by approximately \$4,320 in FY 2012 and would provide a corresponding increase in revenue to the Johnson County Education Research Triangle Fund of the University of Kansas, the University of Kansas Medical Center, and Kansas State University.

In addition to the fiscal note, the Department of Administration indicated that the costs associated with calculating and transferring interest earnings on a monthly basis would be negligible and could be absorbed within existing resources. Any fiscal effect associated with this bill is not reflected in *The FY 2012 Governor's Budget Report*.

The Division of Budget fiscal note on the original HB 2386 stated that the Kansas Board of Veterinary Examiners (Board) indicated that passage of the bill could result in additional costs for inspecting and monitoring the licensed veterinary facilities where the surgeries could take place; however, a precise fiscal effect is difficult to predict, according to the Board because the number of veterinarians who would supervise student surgeries is unknown. The Division of the Budget assumed the bill would not create additional surgical premises for the Board to inspect. Kansas State University and the Animal Health Department both stated that the bill would have no fiscal effect on those agencies.

The Division of Budget fiscal note on SB 41 stated that the budget for the State Board of Regents recommended by the Governor for FY 2012 assumes continuation of the current fee structure. If the bill is not enacted, according to the fiscal note, fees would revert back to the 2003 level and

revenues and expenditures would decline by approximately \$500,000.

Postsecondary Education