

MINUTES OF THE SENATE COMMITTEE ON EDUCATION.

The meeting was called to order by Chairperson Senator Dwayne Umbarger at 1:30 p.m. on March 7, 2001 in Room 123-S of the Capitol.

All members were present except: Senator Corbin (excused)

Committee staff present: Avis Swartzman, Revisor of Statutes
Ben Barrett, Legislative Research Department
Carolyn Rampey, Legislative Research Department
Judy Steinlicht, Secretary

Conferees appearing before the committee: Diane Gjerstad, Wichita Public Schools
Ben Gaut, General Director of Special Education, USD 501
Craig Grant, KNEA
David Monical, Washburn University
Robert Kelly, Exec. Director, KS Independent College Assn.
Christine Ross-Baze, Director, KDHE

Others attending: See Attached List

Chairman Umbarger asked for a motion to reconsider the Committee's action on **SB124** and bring the bill back to the Committee. The Committee passed the bill after turnaround and the bill had not been "blessed." Senator Oleen offered a motion to reconsider action on **SB124**. Senator Teichman seconded the motion. Motion carried.

SB338--School district finance, revising definition of enrollment for count of nonresident exceptional children

Diane Gjerstad, Wichita Public Schools, offered testimony in support of **SB338**. (Attachment 1) **SB338** would add an additional count date for out of state special education students after September 20. At present, the districts do not receive the base per pupil for students who arrive after the September 20 count date. The districts receive categorical aid only if a teacher or paraprofessional is hired.

The Committee asked about pro-rating payment to districts if a later count date is used and what happens if the count is less at a later count date. Diane stated the bill did not ask for pro-rated payment and that the special education count continues to go up, it has never gone down. The bill does not ask for pro-rated payment because the program is under funded.

Ben Gaut, General Director of Special Service, USD 501, offered testimony to support **SB338**. (Attachment 2) The new counting procedure would allow the schools to receive additional revenue to provide special education services.

The Committee discussed whether a residency law was needed if districts are attracting so many out of state special education students. It is not that students are coming to Kansas just for the schools, the parents move into the area with jobs and are then residents.

Craig Grant, KNEA, provided written testimony in support of **SB338** (Attachment 3)

HB2015--Postsecondary educational institutions, certain programs exempted from licensure as a child care facilities

David Monical, Washburn University, gave testimony in support of **HB2015**. (Attachment 4) The bill, as amended, would exempt public and independent postsecondary educational institutions from the necessity of having a day care license or temporary permit from the Secretary of Health and Environment in order

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to operate various academic, athletic and recreational camps on their campus.

Robert Kelly, Kansas Independent College Association, gave testimony in support of **HB2015**. (Attachment 5) Mr. Kelly agreed with Mr. Monical's testimony and stated that he did not believe that the state ever intended to license their summer camps as day care centers.

Christine Rose-Baze, Director Child Care Licensing and Registration Section, Bureau of Consumer Health, Kansas Department of Health and Environment, offered testimony supporting **HB2015** with reservation. (Attachment 6)

Chairman Umbarger closed the hearings on **HB2015**.

Senator Teichman made a motion to accept the minutes of February 27, February 28 and March 1, 2001. Senator Vratil seconded the motion. Motion carried.

Chairman Umbarger advised the Committee that the intent on **SB124** was to amend its contents into **SB134** on the Senate floor.

Meeting was adjourned at 1:29 p.m. The next meeting is scheduled for March 5, 2001.