

MINUTES OF THE SENATE EDUCATION COMMITTEE

The meeting was called to order by Chairperson Molly Baumgardner at 1:30 pm on Monday, March 20, 2017, in room 144-S of the Capitol.

All members were present

Committee staff present:

Amy Robinson, Kansas Legislative Committee Assistant
John Hess, Legislative Research Department
Lauren Mendoza, Legislative Research Department
Nick Myers, Office of Revisor of Statutes
Tamera Lawrence, Office of Revisor of Statutes

Conferees appearing before the Committee:

Tamera Lawrence, Office of Revisor of Statute

Others in attendance:

[See Attached List](#)

Discussion & possible action on: HB2212 — Reauthorizing the Postsecondary Technical Education Authority until 2022.

Chairperson Baumgardner called the meeting to order.

The Committee was presented a handout from the Kansas Board of Regents, which is a follow-up from last Monday's meeting on **HB2212** and **HB2213**. It addresses the questions Committee members had from that meeting.

Chairperson Baumgardner stated they would bring up **HB2212** for possible action. Tamera Lawrence gave a brief explanation of the bill. Chairperson Baumgardner asked if there were any further questions, and none were presented.

Ms. Lawrence handed out a balloon amendment for **HB2212**. The amendment changes the sunset date from 2022 to 2019. The Committee discussed the change of dates, expenses for this Committee, and possible changes KBOR intends to explore to increase the efficiency of the board. ([Attachment 1](#))

Senator Doll moved to accept the amendment, and Senator Alley seconded the motion. All in favor raised their hands, and the amendment passed unanimously.

Senator Doll moved to accept the bill as amended, and Senator Alley seconded the motion. All in favor raised their hands, and the bill as amended passed unanimously.

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Discussion & possible action on: HB2213 — Reauthorizing the fee schedule in the Kansas private and out-of-state postsecondary educational institution act.

Chairperson Baumgardner started by discussing possible action on **HB2212**.

Tamera Lawrence, Office of Revisor of Statutes, gave a brief explanation of the bill. Chairperson Baumgardner asked if there were any further questions, and none were presented.

Ms. Lawrence presented the Committee with a balloon amendment. The Kansas Board of Regents is considering a pilot program that addresses funding, so the balloon amendment extends the date for another year. ([Attachment 2](#))

Senator Taylor asked if a reallocation of funds was addressed in this bill. Chairperson Baumgardner stated it was not, but could be in the budget bill.

Senator Doll moved to accept the amendment, and Senator Boller seconded the motion. All in favor raised their hands, and the amendment passed by majority.

Senator Doll moved to accept the bill as amended, and Senator Taylor seconded the motion. All in favor raised their hands, and the bill as amended passed by majority.

Briefing on:

Chairperson Baumgardner introduced Laura Jurgensen, Kansas State Department of Education. Ms. Jurgensen began by discussing the laws around student seclusion in schools, and the use of Emergency Safety Interventions (ESI). In 2015 the Kansas Legislature passed statutes pertaining to ESI. Ms. Jurgensen noted it is important that the regulations and statutes are consistent, and the statute requires the data to be reported to the Legislature and a task force to be created. Ms. Jurgensen stated she was before the Committee to present the latest ESI report. ([Attachment 3](#))

Ms. Jurgensen discussed the data contained in the report, noting that data has been collected since 2007, however it was not required until the 2015-2016 school year. The data is now required by all Kansas schools, and the report is to be presented yearly to the Legislature.

Senator Doll inquired if regular school fights were included in the average age for restraint data. Ms. Jurgensen stated yes, noting that seclusion and in-school suspension were not the same thing, and had different requirements. Senator Doll asked about the liability of leaving kids alone without supervision, as with seclusion. Ms. Jurgensen clarified that the students were always watched but the staff or adult was not with them in the room.

Chairperson Baumgardner stated that testimony from the House Education Committee discussed how seclusion incidences may not always be reported to the school or parents, and asked if this was being

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addressed. Ms. Jurgensen stated that if an adult was in the room it did not have to be reported, and noted it would take a change to the statute to include these incidences.

Chairperson Baumgardner asked questions regarding the maximum amount of time a child can spend in seclusion. She discussed the report showed that a seven year old was in seclusion for five hours. Ms. Jurgensen noted she had confirmed that to be accurate, but that lengths of time reported were a running total for the day and may not reflect a straight period of time. Chairperson Baumgardner noted that the data shows children as young as six being secluded for two hours. Ms. Jurgensen discussed that educators are provided tools to help de-escalate student issues, and individual technical assistance to students.

Senator Taylor asked how many staff are on the Emergency Intervention Team, and Ms. Jurgensen responded that six are. Senator Taylor also asked about the expenses, teacher training requirements, and asked if funds were allocated for the training. Chairperson Baumgardner responded that there were not additional funds allocated.

Senator Alley and Senator Pettey asked questions to clarify data on the report. Chairperson Baumgardner noted that seclusion rooms were not consistent from school to school. Senator Hensley clarified staff members working with ESI.

With no further questions or comments, Chairperson Baumgardner adjourned the meeting.