

MINUTES OF THE SENATE COMMITTEE ON EDUCATION.

The meeting was called to order by Chairperson Senator Dwayne Umbarger at 1:35 p.m. on February 27, 2001 in Room 123-S of the Capitol.

All members were present except:

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  
  John Federico, Federico Consulting for Kelley Detention  
  Services  
  Dale Dennis, Deputy Commissioner of Education

Others attending:            See Attached List

**HB2094--School districts, definition of juvenile detention facility for services and state grants**

Diane Gjerstad gave testimony in support of **HB2094**. (Attachment 1) Diane testified that this bill will add Liberty Juvenile Services and Treatment Center to the bill so that Wichita Public Schools can receive the per pupil reimbursement for students currently in the custody of the Juvenile Justice Authority residing at Liberty.

During discussion, it was determined that the facility now has 15 students and has the capacity for 60 students. The school provides two teachers on site and the school receives two times the base or actual cost whichever is less. Kings Achievement Center at Goddard is also being added to the bill. They have 21 students at this time. The schools are responsible to provide teachers and they are not being notified early enough to plan for staffing which makes it very difficult. Diane agreed that a better communication mechanism is needed between JJA and the school district where the facility is being housed.

John Federico, Federico Consulting, gave testimony in support of **HB2094** on behalf of Kelley Detention Services. (Attachment 2) He requested an amendment to add the Clarence M. Kelley Transitional Living Center of Topeka to the bill. It is a Level 5 residential facility which will house 28 juvenile offenders when it opens in mid-March. USD 501 will be responsible for educating the residents.

During discussion, regarding the costs to school districts, it was determined that the level of the facility is not the issue, but whether or not the students can leave the facility to attend school. The additional cost is incurred when teachers have to go to the facility. The funding is under categorical aid and is provided for in Section 3, page 5, line 39 to 43, statute 72-8187. It was discussed why the law had to be amended each year to add the new facilities. It was stated that these facilities come and go and this is the only way to keep track. The Committee would like to hear from JJA to make sure all operating facilities are listed before voting on the bill. The Committee would also like to hear from USD 501.

Senator Vratil moved that **HB2094** be amended to reflect the amendment proposed by Mr. Federico to add the Clarence M. Kelley Transitional Living Center to the definition of juvenile detention facilities. Motion seconded by Senator Teichman. Motion carried.

**HB2049--Repeals statutes relating to outdated exceptions to the school term**

**HB2050--Repeals statute relating to extraordinary procedures for adoption of rules and regulations by State Board of Education**

**CONTINUATION SHEET**

February 27, 2001

**HB2051--Repeals statute relating to rules and regulations of certain extinct state agencies**

**HB2052--Repeals statute relating to bonds issued by city and school district for joint acquisition of community buildings**

**HB2053--Repeals an outdated statute relating to school unification**

Dale Dennis recommended repeal of the above bills which are statutes that are outdated or are no longer needed. (Attachment 3)

Senator Vratil made a motion to amend provisions of **HB2051** into **HB2050**. Seconded by Senator Oleen. Motion carried.

Senator Vratil moved that the Committee favorably recommend **HB2049**, **HB2052** and **HB2053** and place them on the consent calendar. Seconded by Senator Jenkins. Motion carried.

Senator Vratil made a motion to favorably recommend **HB2050** as amended. Seconded by Senator Oleen. Motion carried.

Senator Downey made a motion to accept the minutes of February 13, 2001, February 14, 2001 and February 15, 2001. Seconded by Senator Jenkins. Motion carried.

Meeting adjourned at 2:30. The next meeting is scheduled for February 28, 2001.