

HOUSE BILL No. 2542

AN ACT concerning postsecondary educational institutions; relating to the Kansas private and out-of-state postsecondary educational institution act; fee schedule; exempting certain postsecondary educational institutions from performance-based budgeting; amending K.S.A. 2017 Supp. 74-32,181 and 75-3718b and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 2017 Supp. 74-32,181 is hereby amended to read as follows: 74-32,181. (a) The state board shall fix, charge and collect fees not to exceed the following amounts by adopting rules and regulations for such purposes:

(1) For institutions chartered, incorporated or otherwise organized under the laws of Kansas and having their principal place of business within the state of 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	<i>Up to 2% of gross tuition,</i> but not less than \$500, nor more than \$25,000
Degree granting institution	<i>Up to 2% of gross tuition,</i> but not less than \$1,000, 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	<i>Up to 2% of gross tuition,</i> but not less than \$500, nor more than \$25,000
Degree granting institution	<i>Up to 2% of gross tuition,</i> but not less than \$1,000, nor more than \$25,000
On-site branch campus review fee, for each site	\$250
Representative fees:	
Initial registration	\$200
Renewal of registration	\$150
Late submission of renewal of application fee	\$500
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
(2) For institutions domiciled or having their principal place of business outside the state 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	<i>Up to 3% of gross tuition,</i> but not less than \$1,000, nor more than \$25,000

Degree granting institution	<i>Up to 3% of gross tuition, but not less than \$2,000, nor more than \$25,000</i>
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	<i>Up to 3% of gross tuition, but not less than \$1,000, nor more than \$25,000</i>
Degree granting institution	<i>Up to 3% of gross tuition, but not less than \$2,000, nor more than \$25,000</i>
On-site branch campus review fee, for each site	\$500
Representative fees:	
Initial registration	\$350
Renewal of registration	\$250
Late submission of renewal of application fee	\$500
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

(b) Fees shall not be refundable.

(c) If there is a change in the ownership of an institution and, if at the same time, there also are changes in the institution's programs of instruction, location, entrance requirements or other changes, the institution shall be required to submit an application for an initial certificate of approval and shall pay all applicable fees associated with an initial application.

(d) An application for renewal shall be deemed late if the applicant fails to submit a completed application for renewal, including all required documentation, information and fees requested by the state board to complete the renewal process, at least 60 days prior to the expiration of the institution's certificate of approval.

(e) The state board shall determine on or before June 1 of each year the amount of revenue which will be required to properly carry out and enforce the provisions of the Kansas private and out-of-state postsecondary educational institution act for the next ensuing fiscal year and shall fix the fees authorized for such year at the sum deemed necessary for such purposes within the limits of this section.

(f) Fees may be charged to conduct on-site reviews for degree granting and non-degree granting institutions or to review curriculum in content areas where the state board does not have expertise.

~~(g) The provisions of this section shall expire on June 30, 2018.~~

Sec. 2. K.S.A. 2017 Supp. 75-3718b is hereby amended to read as follows: 75-3718b. (a) On or before January 14, 2019, the secretary of administration, in consultation with the division of the budget, the office of revisor of statutes and the Kansas legislative research department, shall implement a budget process that accomplishes the following objectives:

(1) A program service inventory, to be complete on or before January 9, 2017. Such inventory shall include, but not be limited to, the following:

- (A) Identification of agency programs and subprograms by objective, function and purpose;
- (B) the state or federal statutory citation authorizing those programs, if any;
- (C) identification of programs that are mandatory versus discretionary;
- (D) a history of the programs, including interaction with other agency programs and objectives;
- (E) state matching or other federal financial requirements;
- (F) prioritization of the level of all programs and subprograms; and

(G) the consequence of not funding the program or subprogram.

(2) An integrated budget fiscal process, to be complete on or before January 6, 2018. Such process shall institute common accounting procedures consistent with budget development, budget approval, budget submission, through actual expenditures by fund.

(3) A performance based budgeting system, to be completed on or before January 14, 2019. Such budgeting system shall include, but not be limited to, the following:

(A) Incorporation of various outcome based performance measures, for state programs; and

(B) enhancement of the capability to compare program effectiveness across multiple state and political boundaries.

(b) *The provisions of this section shall not apply to postsecondary educational institutions that have implemented the performance agreement pursuant to K.S.A. 74-3202d, and amendments thereto.*

Sec. 3. K.S.A. 2017 Supp. 74-32,181 and 75-3718b are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after June 29, 2018, and its publication in the Kansas register.

I hereby certify that the above BILL originated in the HOUSE, and was adopted by that body

HOUSE adopted
Conference Committee Report _____

Speaker of the House.

Chief Clerk of the House.

Passed the SENATE
as amended _____

SENATE adopted
Conference Committee Report _____

President of the Senate.

Secretary of the Senate.

APPROVED _____

Governor.