

**SENATE BILL No. 32**

By Committee on Education

1-12

1 AN ACT concerning education; relating to the Kansas state high school  
2 activities association and the system for classification of high schools;  
3 authorizing the classification system to be based on student attendance  
4 and other factors; amending K.S.A. 72-7114 and repealing the existing  
5 section.

6  
7 *Be it enacted by the Legislature of the State of Kansas:*

8 Section 1. K.S.A. 72-7114 is hereby amended to read as follows: 72-  
9 7114. (a) Any association with a majority of the high schools of the state  
10 as members and the purpose of which association is the statewide  
11 regulation, supervision, promotion and development of any of the  
12 activities defined in K.S.A. 72-7117, and amendments thereto, and in  
13 which any public high school of this state may participate directly or  
14 indirectly shall:

15 (1) On or before September 1 of each year make a full report of its  
16 operation for the preceding calendar year to the state board of education.  
17 The report shall contain a complete and detailed financial statement under  
18 the certificate of a certified public accountant.

19 (2) File with the state board a copy of all reports and publications  
20 issued from time to time by such association.

21 (3) Be governed by a board of directors which shall exercise the  
22 legislative authority of the association and shall establish policy for the  
23 association.

24 (4) Submit to the state board of education, for its approval or  
25 disapproval prior to adoption, any amendments, additions, alterations or  
26 modifications of its articles of incorporation or bylaws. If any articles of  
27 incorporation, bylaws or any amendment, addition or alteration thereto is  
28 disapproved by the state board of education, the same shall not be adopted.

29 (5) Establish a system for the classification of member high schools  
30 according to student attendance *and other factors*.

31 (6) Be subject to the provisions of the ~~Kansas open meetings law act~~.

32 (7) Be subject to the provisions of the ~~open records law act~~.

33 (b) (1) The board of directors shall consist of not less than 60  
34 members as follows:

35 (A) At least eight directors shall be members of boards of education,  
36 elected by local boards of education. At least two of such directors shall be

1 elected from each congressional district of the state;

2 (B) at least two directors shall be representatives of the state board of  
3 education, appointed by the state board;

4 (C) (i) directors who are representatives of the senior high schools  
5 which are affiliated with a league shall be elected by the league;

6 (ii) the senior high schools which are not affiliated with a league shall  
7 be represented by at least one director;

8 (D) at least four directors shall be representatives of the ~~middle/junior~~  
9 *middle and junior* high schools, elected by the ~~middle/junior~~ *middle and*  
10 *junior* high schools;

11 (E) at least one director shall be representative of and selected by  
12 athletic administrators;

13 (F) at least one director shall be representative of and selected by  
14 coaches;

15 (G) at least one director shall be representative of and selected by  
16 speech communications educators;

17 (H) at least one director shall be representative of and selected by  
18 music educators; and

19 (I) at least one director shall be representative of and selected by  
20 scholars' bowl coaches.

21 (2) The directors appointed by the state board of education from the  
22 public at-large prior to July 1, 2014, whose terms are set to expire after  
23 July 1, 2014, may continue to serve on the board of directors until such  
24 director's term expires. Upon the expiration of the term of any such  
25 director, the governor shall appoint a successor member of the board of  
26 directors. In the event of a vacancy or the expiration of the term of any  
27 director appointed by the governor, the governor shall appoint a successor  
28 member of the board of directors. Any person appointed by the governor  
29 shall not be employed by any school affiliated with a league in the Kansas  
30 state high school activities association, nor shall such person be a member  
31 of the state board of education. The governor shall be provided a list of  
32 those directors appointed pursuant to subsection (b)(1). The governor shall  
33 make appointments pursuant to this subsection in order to attain, when  
34 necessary, and insofar as possible, representation of ethnic minority groups  
35 and both genders on the board of directors and to ensure that a resident  
36 from each congressional district is appointed to the board of directors.

37 (3) All directors are limited to six consecutive years of service.

38 (c) (1) An executive board which shall be responsible for the  
39 administration, enforcement and interpretation of policy established by the  
40 board of directors shall be elected by the board of directors from its  
41 membership, provided that a director shall serve at least one year as a  
42 member of the board of directors prior to being elected to the executive  
43 board.

1 (2) At least two members of the board of directors elected to the  
2 executive board shall be directors appointed by the governor under  
3 subsection (b)(2), provided such directors are eligible for election to the  
4 executive board under this subsection. Members of the executive board  
5 elected pursuant to this paragraph shall only be eligible to serve on the  
6 executive board during the second, fourth and sixth years of such director's  
7 term.

8 (3) ~~Insofar as~~ *To the extent* possible, membership on the executive  
9 board shall be representative of ethnic minority groups, both genders; and  
10 all geographical areas of the state.

11 (d) (1) An appeal board which shall be responsible for conducting  
12 hearings provided for in K.S.A. 72-7118, and amendments thereto, shall be  
13 elected as provided in this subsection. The appeal board shall consist of  
14 eight members. The membership of the appeal board shall include:

15 (A) Four members who are board of education members, elected by  
16 the boards of education of the member schools of the association; and

17 (B) four members who are school administrators, elected by the  
18 member schools of the association.

19 (2) No member of the board of directors shall be eligible for election  
20 to membership on the appeal board. All members of the appeal board are  
21 limited to six consecutive years of service.

22 (e) The executive board is authorized to employ an executive director  
23 and such other personnel as may be necessary to the exercise of the powers  
24 and the performance of the functions and duties of the board of directors,  
25 the executive board; and the appeal board. The executive director and all  
26 other personnel, except custodial, clerical or maintenance personnel,  
27 employed by the executive board pursuant to this subsection, shall file  
28 written statements of substantial interests, as provided by K.S.A. 46-248  
29 through 46-252, and amendments thereto.

30 Sec. 2. K.S.A. 72-7114 is hereby repealed.

31 Sec. 3. This act shall take effect and be in force from and after its  
32 publication in the statute book.