

Substitute for SENATE BILL No. 393

By Committee on Education

2-16

Proposed Amendments for Sub SB 393  
For Committee on Education  
March 15, 2012  
RE: CR (BPA)  
Prepared by: Eunice Peters  
Office of Revisor of Statutes

1 AN ACT concerning career technical education; relating to secondary  
2 students; amending K.S.A. 72-4417 and 72-4419 and K.S.A. 2011  
3 Supp. 71-201 and repealing the existing sections.

Insert: "and 72-6413"

4  
5 *Be it enacted by the Legislature of the State of Kansas:*

6 New Section 1. (a) The state board shall conduct a study of, or  
7 contract for the study of, the implementation of requiring each district to  
8 maintain an individual career plan of study for each pupil enrolled in the  
9 district in grades eight through 12. On or before January 15, 2014, the state  
10 board shall prepare and submit a report to the legislature on the findings of  
11 such study and whether the state board intends to initiate implementing  
12 such requirements.

Insert: "of education"

13 (b) For purposes of this section, the term "individual career plan of  
14 study" means a proposed individualized coherent sequence of classes  
15 focused on a career pathway that will enable seamless transition into a  
16 postsecondary program.

17 (c) The provisions of this section shall take effect and be in force  
18 from and after July 1, 2013.

See Attachment #1 for changes to this section

19 ¶ New Sec. 2. (a) The board of regents shall establish a career technical  
20 education incentive program. Each school year, to the extent there are  
21 sufficient moneys appropriated to the program, the board of regents shall  
22 make an award to those school districts who have at least one pupil who  
23 graduates from a high school in the school district having obtained an  
24 industry-recognized credential in an occupation identified by the secretary  
25 of labor as an occupation in highest need of additional skilled employees.  
26 Such school districts shall receive an award in an amount equal to \$1,000  
27 for each such pupil graduating from a high school in the school district.  
28 Such awards shall be paid at such times as established by the board of  
29 regents. Such awards may be expended for any expenses incurred in  
30 operating the school from which the pupils graduated as determined by the  
31 board of education of the school district.

32 (b) Each school year, at such time as agreed to by the secretary of  
33 labor and the commissioner of education, the secretary shall provide the  
34 state board of education with a list of those occupations in highest need of  
35 additional skilled employees.

36 (c) The state board of education shall certify to the board of regents

1 board of regents; (B) for technical colleges, the territory set forth in the  
2 college's plan submitted to the board of regents pursuant to K.S.A. 72-  
3 4470a, and amendments thereto; and (C) for the institute of technology,  
4 Shawnee county.

5 (d) The provisions of this section shall take effect and be in force  
6 from and after July 1, 2013.

7 New Sec. 4. (a) The state board of regents shall initiate the  
8 development of a statewide articulation agreement on career technical  
9 education programs among the high schools, community colleges,  
10 technical colleges and the institute of technology.

11 (b) For the purposes of this section, the term "articulation agreement"  
12 means an agreement entered into to provide for the transferability of  
13 substantially equivalent courses of study or programs.

14 Sec. 5. From and after July 1, 2013, K.S.A. 2011 Supp. 71-201 is  
15 hereby amended to read as follows: 71-201. (a) The board of trustees, in  
16 accordance with the provisions of law and the rules and regulations of the  
17 state board of regents, shall have custody of and be responsible for the  
18 property of the community college and shall be responsible for the  
19 operation, management and control of the college. The board of trustees  
20 shall hold at least one regular meeting each month at a time prescribed by  
21 the board. The board shall make an annual report in the manner prescribed  
22 by the state board of regents. Members of the board of trustees shall be  
23 paid subsistence allowances, mileage and other actual and necessary  
24 expenses incurred in the performance of their official duties.

25 (b) For effectuation of the purposes of this act, the board of trustees in  
26 addition to such other powers expressly granted to it by law and subject to  
27 the rules and regulations of the state board of regents is hereby granted the  
28 following powers:

29 (1) To select its own chairperson and such other officers as it may  
30 deem desirable, from among its own membership. The secretary may be  
31 chief administrative officer of the college.

32 (2) To sue and be sued.

33 (3) To determine the educational program of the college subject to  
34 prior approval thereof as provided in this act and to grant certificates of  
35 completion of courses or curriculum.

36 (4) To appoint and fix the compensation and term of office of a  
37 president or chief administrative officer of the college.

38 (5) To appoint upon nomination of the president or the chief  
39 administrative officer members of the administrative and teaching staffs, to  
40 fix and determine within state adopted standards their specifications,  
41 define their duties and to fix their compensation and terms of employment.  
42 No community college teacher shall be required to meet licensure  
43 requirements greater than those required in the state educational

1 termination by the legislature.

2 (11) To determine that any property owned by the college is no longer  
3 necessary for college purposes and to dispose of the same in such manner  
4 and upon such terms and conditions as provided by law.

5 (12) To exercise the right of eminent domain, pursuant to chapter 26  
6 of Kansas Statutes Annotated.

7 (13) To make and promulgate such rules and regulations, not  
8 inconsistent with the provisions of law or with rules and regulations of the  
9 state board of regents, that are necessary and proper for the administration  
10 and operation of the community college, and for the conduct of the  
11 business of the board of trustees.

12 (14) To exercise all other powers not inconsistent with the provisions  
13 of law or with the rules and regulations of the state board of regents which  
14 may be reasonably necessary or incidental to the establishment,  
15 maintenance and operation of a community college.

16 (15) To appoint a member to fill any vacancy on the board of trustees  
17 for the balance of the unexpired term. When a vacancy occurs, the board  
18 shall publish a notice one time in a newspaper having general circulation  
19 in the community college district stating that the vacancy has occurred and  
20 that it will be filled by appointment by the board not sooner than 15 days  
21 after such publication.

22 (16) To contract with one or more agencies, either public or private,  
23 whether located within or outside the community college district or  
24 whether located within or outside the state of Kansas for the conduct by  
25 any such agencies of education for students of the community college, and  
26 to provide for the payment to any such agencies for their contracted  
27 educational services from any funds or moneys of the community college,  
28 including funds or moneys received from student tuition and fees, funds  
29 received from the state of Kansas or the United States for education, or  
30 taxes collected under K.S.A. 71-204, and amendments thereto. Any  
31 contract made under this subsection with an institution of another state  
32 shall be subject to the provisions of K.S.A. 71-202, and amendments  
33 thereto.

34 (17) To authorize by resolution the establishment of a petty cash fund  
35 in an amount not to exceed \$1,000, and to designate in such resolution an  
36 employee to maintain such petty cash fund. The employee designated in  
37 any resolution provided for in this subsection receiving such funds shall  
38 keep a record of all receipts and expenditures from the fund, and shall  
39 from time to time, and at the end of the fiscal year, prepare a statement for  
40 the board showing all receipts, expenditures, and the balance in the petty  
41 cash fund. The board of trustees may authorize the employee designated to  
42 maintain any petty cash fund to make a claim for replenishment of the  
43 fund to its original amount in advance of approval by the board of trustees

1 accordance with the provisions of the general bond law except as herein  
2 otherwise expressly provided.

3 (d) (1) Except as provided in section 3, and amendments thereto, the  
4 board of trustees of a community college may purchase or otherwise  
5 acquire land or land and improvements within: (A) The community  
6 college district; or (2) (B) the service area of the community college.  
7 Nothing in this subsection shall be construed or operate in any manner to  
8 require a board of trustees to sell, convey or otherwise dispose of land or  
9 land and improvements located outside the community college district or  
10 the service area of the community college and owned or being acquired by  
11 the community college on the effective date of this act.

12 (2) For the purposes of this subsection, "service area" means a  
13 designated geographic area of the state established pursuant to agreement  
14 of the presidents of the community colleges and adopted in policy by the  
15 state board of regents.

16 Sec. 6. K.S.A. 72-4417 is hereby amended to read as follows: 72-  
17 4417. (a) Students admitted to a ~~vocational career technical~~ education  
18 course or program which is conducted by the school district in which the  
19 student is enrolled may be charged fees but shall not be charged tuition.

20 (b) Postsecondary students admitted to a ~~vocational career technical~~  
21 education course or program shall pay tuition and fees as provided by laws  
22 applicable thereto.

23 (c) (1) ~~Except as provided in paragraph (2) of this subsection,~~  
24 ~~Secondary~~ students admitted to a ~~vocational career technical~~ education  
25 course or program which is conducted by a community college shall pay  
26 tuition and fees as provided by laws applicable to community colleges and  
27 the provisions of this section shall not apply thereto, nor shall any  
28 provisions of this act which are inconsistent with laws relating to  
29 community college tuition and fees apply to community colleges,  
30 technical college or institute of technology may be charged fees, but shall  
31 not be charged tuition.

32 (2) Students admitted to a vocational education course or program  
33 under the provision of K.S.A. 71-1706 and which is conducted by a  
34 community college which is consolidated with an area vocational school  
35 or area vocational technical school may be charged fees but tuition shall  
36 be paid as provided in paragraph (2) of subsection (d). Nothing in this act  
37 shall be construed to amend, repeal or in any way change laws relating to  
38 community college student or out-district tuition. For purposes of this  
39 subsection:

40 (A) "Fees" means those charges assessed against a student by a  
41 community college, technical college or the institute of technology for  
42 student services, such as health clinics, athletic activities and technology  
43 services, or for books, supplies or other materials necessary for a

Insert: "Community college" means any community college established in accordance with chapter 71 of the Kansas Statutes Annotated. (B)"

1 agreement so provides. In the case of a school district which is not a party  
2 to an agreement under K.S.A. 72-4421, and amendments thereto, should  
3 there be insufficient or no moneys in the ~~vocational career technical~~  
4 education fund to pay such tuition, the board of education shall transfer  
5 from the general fund to the ~~vocational career technical~~ education fund  
6 such amount as will satisfy the insufficiency.

7 ~~Sec. 8. K.S.A. 72-4417 and 72-4419 are hereby repealed.~~

8 ~~Sec. 9. From and after July 1, 2013, K.S.A. 2011 Supp. 71-201 is~~  
9 ~~hereby repealed.~~

10 ~~Sec. 10. This act shall take effect and be in force from and after its~~  
11 ~~publication in the statute book.~~

Insert: K.S.A. 72-6413 as amended by this committee on 3/12/12; and by renumbering remaining sections accordingly

Insert a period

Insert: "and K.S.A. 2011 Supp. 72-6413"

Insert: "Sec. 8. K.S.A. 2011 Supp. 72-6413 is hereby amended to read as follows: 72-6413.  
(a) (1) In school year 2012-2013, The program weighting of each district shall be determined by the state board as follows:  
(1) (A) Compute full time equivalent enrollment in programs of bilingual education and multiply the computed enrollment by .395;  
(2) (B) compute full time equivalent enrollment in approved vocational education programs and multiply the computed enrollment by 0.5;  
(3) (C) add the products obtained under (1) subparagraphs (A) and (2) (B). The sum is the program weighting of the district.  
(2) In school year 2013-2014 and each school year thereafter, the program weighting of each district shall be determined by the state board as follows: Compute the full time equivalent enrollment in programs of bilingual education and multiply the computed enrollment by .395. The result is the program weighting of the district.  
(b) A school district may expend amounts received from the bilingual weighting to pay the cost of providing at-risk and preschool-aged at-risk education programs and services."

New Sec. 2. The state board of regents shall establish a career technical education

incentive program.

(a) (1) Each school year, to the extent there are sufficient moneys appropriated to the

career technical education incentive program, the state board of regents shall make an award to those school districts who have at least one pupil who graduates from a high school in the school district having obtained an industry-recognized credential in an occupation that has been

identified by the secretary of labor, in consultation with the state board of regents and the state

board of education, as an occupation in highest need of additional skilled employees at the time

the pupil entered the career technical education course or program in the school district. Such

school districts shall receive an award in an amount equal to \$1,000 for each such pupil

graduating from a high school in the school district. Such awards shall be paid at such times as

established by the state board of regents. Such awards may be expended for any the

expenses incurred in operating the school from which the pupils graduated as

determined by the board of education of the school district under subsection (a)(2), and any

moneys remaining after distribution in accordance with subsection (a)(2) may be expended as

determined by the board of education of the school district towards operating the school from

which the pupil graduated.

(2) (A) Except as provided by subsection (a)(2)(B), upon application by a pupil who has

not attained a high school diploma and is currently or was previously enrolled in a career

technical education course or program in the school district, the board of education of each

school district shall pay the costs of the industry-recognized credential assessment specified in

such application in an amount not to exceed \$1,000. Such industry-recognized credential

assessment shall be related to the career technical education course or program in which such

pupil is currently or was previously enrolled as determined by the board of education.

(B) No board of education shall be required to pay for three or more industry-recognized

credential assessments for the same or substantially the same industry-recognized credential for a

pupil if such pupil fails to earn the industry-recognized credential within two attempts of taking

the industry-recognized credential assessment.

(3) The state board of education shall certify to the state board of regents and the director

of accounts and reports the amounts due to each school district pursuant to this subsection. Such

certification, and the amount payable, shall be approved by the director of the budget. The

director of accounts and reports shall draw warrants on the state treasurer payable to the district

treasurer of each school district entitled to payment of such award amount, pursuant to vouchers

approved by the state board of regents. Upon receipt of such warrant, each district treasurer shall

deposit the amount of such award in the general fund of the school district.

(b) (1) Each school year, to the extent there are sufficient moneys appropriated to the

career technical education incentive program, the state board of regents shall make an award to a

community college, technical college or institute of technology who has at least one secondary

student who is currently or was previously admitted to a career technical education course or

program in accordance with subsection (c) of K.S.A. 72-4417, and amendments thereto, and such

secondary student is regularly enrolled in and attending a private secondary school. The purpose

of such award is to reimburse such community college, technical college or institute of

technology for the costs of paying for an industry-recognized credential assessment in an

occupation that has been identified by the secretary of labor, in consultation with the state board

of regents and the state board of education, as an occupation in highest need of additional skilled

(e) The state board of education shall certify to the board of regents and the director of accounts and reports the amounts due to each school district pursuant to this section subsection. Such certification, and the amount payable, shall be approved by the director of the budget. The director of accounts and reports shall draw warrants on the state treasurer payable to the district treasurer of each school district entitled to payment of such award amount, pursuant to vouchers approved by the board of regents. Upon receipt of such warrant, each district treasurer shall deposit the amount of such award in the general fund of the school district.

(d) The state board of regents and the state board of education, jointly, may adopt such rules and regulations necessary to implement and carry out the provisions of this section.

employees at the time the secondary student was admitted into such career technical education course or program.

(2) (A) Except as provided by subsection (b)(2)(B), upon application by a secondary

student who is currently or was previously enrolled in a career technical education course or program in accordance with subsection (c) of K.S.A. 72-4417, and amendments thereto, and is

regularly enrolled in and attending a private secondary school, the governing body of the

community college, technical college or the institute of technology in which admitted such

secondary student shall pay the costs of the industry-recognized credential assessment specified

in such application in an amount not to exceed \$1,000. Such industry-recognized credential

assessment shall be related to the career technical education course or program in which such

secondary student is currently or was previously enrolled as determined by such governing body

of a community college, technical college or institute of technology.

(B) No governing body of a community college, technical college or institute of

technology shall be required to pay for three or more industry-recognized credential assessments

for the same or substantially the same industry-recognized credential for a secondary student if

such secondary student fails to earn the industry-recognized credential within two attempts of

taking the industry-recognized credential assessment.

(3) Each governing body of a community college, technical college or institute of

technology which has made payments of the costs specified in subsection (b)(2) may file an

application with the state board of regents for state aid and shall certify to the state board of

regents the amount of such payments. The application and certification shall be on a form

prescribed and furnished by the state board of regents, shall contain such information as the state

board of regents shall require and shall be filed at the time specified by the state board of regents.

(4) In each school year, each governing body of a community college, technical college

or institute of technology is entitled to receive from appropriations for the career technical

education incentive program an amount which is equal to the amount certified to the state board

of regents in accordance with the provisions of subsection (b)(3). The state board of regents shall

certify to the director of accounts and reports the amount due each governing body of a

community college, technical college, technical college or institute of technology. The director of

accounts and reports shall draw warrants on the state treasurer payable to the treasurer of each governing body

of a community college, technical college or institute of technology entitled to payment under

this subsection upon vouchers approved by the state board of regents.

(5) Moneys received by a state board of regents under this subsection shall be deposited

in the postsecondary technical education fund of each community college and at Washburn

university for the Washburn institute of technology or the general operating fund in the technical

college in accordance with K.S.A. 2011 Supp. 71-1808, and amendments thereto, and shall be

considered reimbursements to the community college, technical college or institute of

technology.

(b) (c) Each school year, at such time as agreed to by the secretary of labor, the president

of the state board of regents and the commissioner of education, the secretary shall provide the

state board of regents and the state board of education with a list of those occupations in highest

need of additional skilled employees. If the occupations identified in such list are not

substantially the same as those occupations identified in the list from the prior year, reasonable

notice of such changes shall be provided to school districts, community colleges, technical

colleges and the institute of technology.

ATTACHMENT #1: (New Sec. 2 from the bill with additional amendments)  
\* see word document

1 particular course or program, the expense of which is not covered by  
2 tuition.

3 ~~(B)~~ "Tuition" means those charges assessed against a student by a  
4 community college, technical college or the institute of technology on a  
5 per credit hour; per course or per term basis, and that are charged to  
6 cover the general expense of providing instructional services.

7 (d) Students admitted to a vocational education course or program  
8 which is not conducted by the school district in which the student is  
9 enrolled shall be charged tuition and fees determined in accordance with  
10 subsection (e), subject however to the following: (1) Tuition or fees, or  
11 tuition and fees may be paid for the student in accordance with any  
12 agreement made under K.S.A. 72-4421, and amendments thereto; or

13 (2) if tuition of a student is not paid under ~~provision~~ *paragraph (1)* of  
14 this subsection, the tuition of the student shall be paid by the school  
15 district in which the student is enrolled. No school district shall pay tuition  
16 for a student who is a postsecondary student, and no school district shall  
17 be required to pay tuition or fees of a student who is eligible to have  
18 tuition and fees for the course or training the student selects paid by any  
19 state or federal agency from moneys, funds or appropriations made  
20 available under any one or more *state or federal* programs. Any state  
21 agency administering any one or more such programs shall pay such  
22 tuition and fees upon proper application by a student therefor.

23 (e) All tuition and fees charged for ~~vocational~~ *career technical*  
24 education by any board shall be in such amounts as are authorized by rules  
25 and regulations adopted by the state board which shall establish general  
26 guidelines for tuition and fee schedules in ~~vocational~~ *career technical*  
27 education courses and programs, except that tuition of postsecondary  
28 students shall be fixed in accordance with K.S.A. 72-4433, and  
29 amendments thereto. The particular tuition and fee schedule of every  
30 ~~vocational~~ *career technical* education program shall be subject to annual  
31 approval of the state board. A current complete schedule of tuition and fees  
32 for each ~~vocational~~ *career technical* education course and program of each  
33 board as approved by the state board shall be maintained on file in the  
34 office of the state board, and shall be open for public inspection at any  
35 reasonable time.

36 Sec. 7. K.S.A. 72-4419 is hereby amended to read as follows: 72-  
37 4419. The school district in which a student is enrolled shall pay the tuition  
38 of such student to attend any ~~vocational~~ *career technical* education course  
39 or program when such attendance is approved as provided in K.S.A. 72-  
40 4418, and amendments thereto, from its vocational education fund, except  
41 that any board receiving funds under an agreement under K.S.A. 72-4421,  
42 and amendments thereto, shall pay such tuition when the student is  
43 enrolled in a school district which is a party to the agreement if the

Insert:

"(C) "Institute of technology," means the institute of technology at Washburn university.

(D) "Secondary student" means a pupil who: (i) Has not attained a high school diploma or a general educational development (GED) credential; and (ii) is regularly enrolled in and attending a public or private secondary school.

(E) "Technical college" means a technical college designated pursuant to K.S.A. 72-4472, 72-4473, 72-4474, 72-4475, 72-4477 or 72-4477a, and amendments thereto.

(F)"

1 if, at any time during the period between regular monthly meetings of the  
2 board of trustees, the balance remaining in the fund is insufficient to make  
3 needed expenditures for any purpose for which the petty cash fund is  
4 maintained. No petty cash fund may be replenished more than one time  
5 during each period between regular monthly meetings of the board of  
6 trustees. If a petty cash fund is replenished prior to the end of the fiscal  
7 year in accordance with the foregoing authorization, the employee  
8 authorized to maintain the petty cash fund shall keep an accurate record of  
9 all expenditures made therefrom, and the purpose therefor, and shall  
10 submit the record to the board of trustees at the next regular monthly  
11 meeting thereof. The petty cash fund shall be replenished by payment from  
12 the appropriate funds of the community college to the petty cash fund  
13 upon proper claim. The fund shall be kept separate from all other funds  
14 and shall be used only for authorized expenditures and itemized receipts  
15 shall be taken for each expenditure. No part of such fund may be loaned or  
16 advanced against the salary of an employee. All employees entrusted with  
17 such funds under this subsection shall be bonded by the community  
18 college district.

19 (c) Subject to the provisions of subsection (d), the board of trustees  
20 may purchase or otherwise acquire land or land and improvements and  
21 may acquire, construct, reconstruct, repair or remodel improvements  
22 thereon or additions thereto, including furnishings, equipment, and  
23 architectural and incidental expense related thereto, and for such purposes  
24 the board of trustees is authorized to issue and sell general obligation  
25 bonds, the cumulative total not to exceed the following amounts: Where  
26 the community college district has a taxable tangible valuation of less than  
27 \$90,000,000 or is located in a county designated as urban under the  
28 provisions of K.S.A. 19-3524, and amendments thereto, not to exceed 5%  
29 of the taxable tangible property of the community college district, and  
30 where the community college district has a taxable tangible valuation of  
31 more than \$90,000,000 not to exceed 3% except as provided above for any  
32 community college district located in a county designated as urban under  
33 the provisions of K.S.A. 19-3524, and amendments thereto, of the taxable  
34 tangible property of the community college district. If any increase in the  
35 valuation of a community college district results in an outstanding bonded  
36 indebtedness in excess of that provided in this subsection, such increase  
37 shall not constitute a violation of this subsection. No such bonds shall be  
38 issued until the question of their issuance shall have been submitted to a  
39 vote of the electors of the community college district at a regular election  
40 or at a special election called for that purpose and the majority of the  
41 electors voting on the proposition in such community college district shall  
42 have voted in favor of the issuance of the bonds. Such election shall be  
43 called, noticed and held and the bonds issued, sold, delivered and retired in

1 institutions.

2 (6) Upon recommendation of the chief administrative officer, to  
3 appoint or employ such other officers of the college, agents and employees  
4 as may be required to carry out the provisions of law and to fix and  
5 determine within state adopted standards their qualifications, duties,  
6 compensation, terms of office or employment and all other items and  
7 conditions of employment.

8 (7) To enter into contracts.

9 (8) To accept from any government or governmental agency, or from  
10 any other public or private body, or from any other source, grants or  
11 contributions of money or property which the board may use for or in aid  
12 of any of its purposes.

13 (9) To acquire by gift, purchase, lease-purchase, condemnation or  
14 otherwise, and to own, lease, use and operate property, whether real,  
15 personal, or mixed, or any interest therein, which is necessary or desirable  
16 for community college purposes. Any lease-purchase agreement entered  
17 into under authority of this subsection shall be subject to the conditions set  
18 forth in K.S.A. 10-1116c, and amendments thereto. The term of any lease  
19 entered into under authority of this subsection may be for not to exceed 10  
20 years. Such lease may provide for annual or other payment of rent or rental  
21 fees and may obligate the community college to payment of maintenance  
22 or other expenses. Any lease or lease-purchase agreement entered into  
23 under authority of this subsection shall be subject to change or termination  
24 at any time by the legislature. Any assignment of rights in any lease or  
25 lease-purchase made under this subsection shall contain a citation of this  
26 section and a recitation that the lease or lease-purchase agreement and  
27 assignment thereof are subject to change or termination by the legislature.  
28 To the extent that the provisions of the cash-basis and budget laws conflict  
29 with this subsection in such a manner as to prevent the intention of this  
30 subsection from being made effective, the provisions of this subsection  
31 shall control. This provision is subject to the provisions of subsection (d).

32 (10) To enter into lease agreements as lessor of any property, whether  
33 real, personal, or mixed, which is owned or controlled by the community  
34 college. Any such agreement may specify the purposes for which the  
35 property may be used, require that the property be maintained and  
36 operated by the lessee, and may contain such restrictions or limitations on  
37 the use of the property, be entered into for such period of time, and include  
38 such other terms and conditions as the board of trustees determines to be  
39 necessary and proper. Every such agreement shall be subject to change or  
40 termination at any time by the legislature. Any assignment of rights under  
41 any such agreement shall be subject to approval by the board of trustees  
42 and shall contain a citation of this section and a recitation that the lease  
43 agreement and assignment of rights thereunder are subject to change or

1 and the director of accounts and reports the amounts due to each school  
2 district pursuant to this section. Such certification, and the amount  
3 payable, shall be approved by the director of the budget. The director of  
4 accounts and reports shall draw warrants on the state treasurer payable to  
5 the district treasurer of each school district entitled to payment of such  
6 award amount, pursuant to vouchers approved by the board of regents.  
7 Upon receipt of such warrant, each district treasurer shall deposit the  
8 amount of such award in the general fund of the school district.

9 (d) The board of regents and the state board of education may adopt  
10 such rules and regulations necessary to implement and carry out the  
11 provisions of this section.

12 New Sec. 3. (a) Provided a particular career technical education  
13 program is not offered in a particular service area, the governing board of a  
14 community college, technical college or institute of technology located  
15 outside such service area, in coordination with one or more school districts  
16 located within such service area, may apply to the board of regents for  
17 permission to establish such career technical education program to be  
18 taught at a location in such service area. An application for such  
19 permission shall be submitted in such form and manner as prescribed by  
20 the board of regents. In reviewing any such application, the board of  
21 regents shall consider the ability and willingness of any postsecondary  
22 educational institution located in such service area to offer such career  
23 technical education program. If no such career technical education  
24 program is offered in such service area and no postsecondary educational  
25 institution located in such service area intends to offer such career  
26 technical education program, then the board of regents may approve such  
27 application to establish such career technical education program. Upon  
28 approval of its application by the board of regents, the governing board of  
29 a community college, technical college or institute of technology may  
30 purchase or otherwise acquire land or land and improvements in such  
31 service area for the purpose of providing such career technical educational  
32 program.

33 (b) The board of regents may adopt such rules and regulations  
34 necessary to administer the provisions of this section.

35 (c) For purposes of this section:

36 (1) The terms "career technical education," "community college,"  
37 "institute of technology" and "technical college" have the same meaning as  
38 such terms are defined in K.S.A. 72-4412, and amendments thereto.

39 (2) "Postsecondary educational institution" has the same meaning as  
40 such term is defined in K.S.A. 74-3201b, and amendments thereto.

41 (3) "Service area" means: (A) For community colleges, a designated  
42 geographic area of the state established pursuant to agreement of the  
43 presidents of the community colleges and adopted in policy by the state

Insert: "state"