

**HOUSE BILL No. 2435**

By Legislative Educational Planning Committee

1-11

1 AN ACT concerning postsecondary technical education; relating to career  
2 technical education programs and workforce grants; amending K.S.A.  
3 72-4460, 72-4461, 72-4462, 72-4463, 72-4464 and 72-4465 and  
4 repealing the existing sections.  
5

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

7 Section 1. K.S.A. 72-4460 is hereby amended to read as follows: 72-  
8 4460. As used in this act:

9 (a) "*Board of regents*" means the state board of regents provided for  
10 in the constitution of this state.

11 (a) "~~Vocational education scholarship~~"(b) "*Career technical*  
12 *workforce grant*" means the award of a financial grant-in-aid by this state  
13 under this act to a ~~vocational education scholaran eligible student~~.

14 (b) "~~Vocational education scholar~~" means a person who: (1) Is a  
15 resident of Kansas; (2) has been graduated from a high school accredited  
16 by the state board of education or has received general educational  
17 development credentials issued by the board of regents; (3) is enrolled in  
18 or has been accepted for admission to a vocational education program  
19 operated by a designated educational institution; and (4) has qualified on  
20 the basis of a competitive examination of ability and aptitude for the award  
21 of a vocational education scholarship or has previously so qualified and  
22 remains qualified on the basis of satisfactory performance for the renewal  
23 of the award of a vocational education scholarship.

24 (e) "~~Vocational education program~~" means a vocational education  
25 program operated at the postsecondary level by a designated educational  
26 institution.

27 (c) "*Designated career technical education program*" means ~~an~~ **a**  
28 **program operated at the postsecondary level by a designated** educational  
29 *institution that has been identified by the Kansas board of regents,*  
30 *working in conjunction with the Kansas department of commerce, as*  
31 ~~delivering programs that are a high cost, high demand or in a critical~~  
32 **industry field program.**

33 (d) "~~Designated educational institution~~" means an educational  
34 institution which ~~qualifies as an eligible institution for the federal~~

1 ~~guaranteed loan program under the higher education act of 1965 (P.L. 89-~~  
 2 ~~329), as amended, that: (1) has been identified by the Kansas board of~~  
 3 ~~regents, working in conjunction with the Kansas department of commerce,~~  
 4 ~~as delivering programs that are high cost, high demand or in a critical~~  
 5 ~~industry field; (2) is eligible to receive federal title IV funding; and (3) has~~  
 6 ~~its and the main campus or principal place of operation of which is located~~  
 7 ~~in Kansas.~~

8 (e) *"Eligible career technical education program" means a*  
 9 *designated career technical education program operated at the*  
 10 *postsecondary level by a designated educational institution.*

11 (f) *"Eligible student" means a person who: (1) Is a resident of*  
 12 *Kansas; (2) has graduated from a high school accredited by the state*  
 13 *board of education or has received general educational development*  
 14 *credentials issued by the board of regents, or has graduated from a home*  
 15 *school program or a nonaccredited private secondary school, as defined*  
 16 *and authorized pursuant to K.S.A. 72-53,100 et seq.; and (3) is enrolled in*  
 17 *or has been accepted for admission to an eligible career technical*  
 18 *education program operated by a designated Kansas educational*  
 19 *institution.*

20 ~~(e)~~(g) *"Program term" means ½ the duration of the period of time*  
 21 *required for completion of a vocational career technical education program*  
 22 *when such period of time encompasses more than one school year.*

23 (h) *"Satisfactory performance" means retaining admission in and*  
 24 *meeting the standards established by the Kansas educational institution*  
 25 *being attended by the eligible student.*

26 ~~(f)~~(i) *"School year" means the period of time beginning on July 1 in*  
 27 *each calendar year and ending on June 30 in the succeeding calendar year.*

28 ~~(g)~~ *"Board of regents" means the state board of regents provided for*  
 29 *in the constitution of this state.*

30 (j) *"State board of education" means the state board of education*  
 31 *provided for in the constitution of this state.*

32 Sec. 2. K.S.A. 72-4461 is hereby amended to read as follows: 72-  
 33 4461. ~~(a)~~ Within the limits of appropriations therefor and in accordance  
 34 with the provisions of this act:

35 ~~(+)~~ ~~(A)~~ **(1)** The board of regents may: ~~(A) (1) Award a vocational-~~  
 36 ~~education scholarship to every person who is career technical workforce~~  
 37 ~~grant to persons enrolled in or accepted for admission to a vocational-~~  
 38 ~~education an eligible career technical education program at a designated~~  
 39 ~~educational institution and who qualifies on the basis of the results of a~~  
 40 ~~competitive examination of vocational education ability and aptitude for~~  
 41 ~~designation as a vocational education scholar and for the award of a~~  
 42 ~~vocational education scholarship; and (B) (2) renew the award of a~~  
 43 ~~vocational education scholarship career technical workforce grants to~~

1 every person who is currently ~~designated as a vocational education~~  
2 ~~scholar~~ *receiving a career technical workforce grant* and who qualifies on  
3 the basis of satisfactory performance in a vocational education program at  
4 a designated educational institution for the renewal of the award of a  
5 vocational education scholarship; **and**

6 (2) **(b)** in each school year, the board of regents may ~~designate as~~  
7 ~~vocational education scholars and award vocational education~~  
8 ~~scholarships~~ *award career technical workforce grants* to those applicants  
9 who exhibit ~~the greatest ability and aptitude for vocational education~~  
10 ~~financial need as determined on the basis of criteria under the federal~~  
11 ~~methodology of need analysis, with preference given to those who exhibit~~  
12 ~~the greatest financial need.~~ An applicant who ~~fails to be designated as a~~  
13 ~~vocational education scholar and to be awarded a vocational education~~  
14 ~~scholarship~~ *is found to be ineligible for a career technical workforce grant*  
15 shall not be disqualified from ~~applying therefor in a later school year so~~  
16 ~~long as all requirements for eligibility to apply for such designation and~~  
17 ~~award are met~~ *subsequently applying in later school years*;

18 (3) ~~in each school year, the board of regents may renew the award of~~  
19 ~~vocational education scholarships to all vocational education scholars who~~  
20 ~~remain eligible and qualified.~~

21 (b) ~~A vocational education scholar who is eligible for the award of a~~  
22 ~~state scholarship under the provisions of article 68 of chapter 72 of Kansas~~  
23 ~~Statutes Annotated may be awarded such state scholarship in addition to a~~  
24 ~~vocational education scholarship. The amount received by a vocational~~  
25 ~~education scholar under a vocational education scholarship shall not be~~  
26 ~~considered in determining financial need under the state scholarship~~  
27 ~~program.~~

28 Sec. 3. K.S.A. 72-4462 is hereby amended to read as follows: 72-  
29 4462. (a) Subject to the other provisions of this section, a ~~vocational~~  
30 ~~education scholarship~~ *a career technical workforce grant* shall provide,  
31 upon certification by a designated educational institution that the  
32 ~~vocational education scholar is enrolled full time in a vocational~~  
33 ~~education~~ *eligible student is enrolled in an eligible career technical*  
34 *education* program, for payment to the ~~vocational education scholar~~  
35 ~~eligible student~~ of an amount not to exceed:

36 (1) ~~Five hundred~~ *One thousand* dollars when the period of time  
37 required for completion of the ~~vocational career technical~~ education  
38 program in which the ~~vocational education scholar~~ *eligible student* is  
39 enrolled is not more than one school year in duration; or

40 (2) ~~five hundred one thousand~~ dollars for each program term, not to  
41 exceed two program terms, when the duration of the period of time  
42 required for completion of the ~~vocational career technical~~ education  
43 program in which the ~~vocational education scholar~~ *eligible student* is

1 enrolled encompasses more than one school year.

2 (b) In no event shall the amount awarded to a ~~vocational education~~  
3 ~~scholar under a vocational education scholarship~~ *eligible student under*  
4 *a career technical workforce grant* or the total of any amounts awarded  
5 thereunder ~~and under a state scholarship~~ exceed an amount equal to the  
6 amount of the total tuition and required fees for the ~~vocational career~~  
7 *technical education* program in which the ~~vocational education scholar~~  
8 *eligible student* is enrolled.

9 (c) *Eligible students who are enrolled as part-time students in a*  
10 *career technical education program at a designated educational*  
11 *institution may qualify for a career technical workforce grant, but shall*  
12 *receive a proportionate amount of the grant based upon the number of*  
13 *credit hours they are enrolled in per academic period, when compared and*  
14 *computed as a fraction of the total number of credit hours required for*  
15 *full-time enrollment.*

16 Sec. 4. K.S.A. 72-4463 is hereby amended to read as follows: 72-  
17 4463. (a) The board of regents ~~shall~~ *may* adopt rules and regulations for  
18 administration of the provisions of this act and shall:

19 (1) Publicize procedures for application for ~~vocational education~~  
20 ~~scholarships~~ *career technical workforce grants*;

21 (2) provide application forms;

22 (3) ~~determine residence, as provided by law, of applicants for~~  
23 ~~vocational education scholarships~~ *establish and prescribe the information*  
24 *and documentation that must be provided by each applicant in order to*  
25 *establish financial need*;

26 (4) ~~prescribe examinations of ability and aptitude for vocational~~  
27 ~~education and provide for administration of such examinations to~~  
28 ~~determine qualifications of applicants for vocational education~~  
29 ~~scholarships~~;

30 (5)(4) notify each person who qualifies for ~~designation as a~~  
31 ~~vocational education scholar and for the award of a vocational education~~  
32 ~~scholarship~~ *career technical workforce grant* and each ~~vocational~~  
33 ~~education scholar~~ *eligible student* who remains eligible and qualified for  
34 the renewal of the award of a ~~vocational education scholarship~~ *career*  
35 *technical workforce grant*;

36 (6) ~~designate vocational education scholars~~;

37 (7)(5) approve and award or renew the award of ~~vocational education~~  
38 ~~scholarships~~ *career technical workforce grants*;

39 (8)(6) determine full-time *or part-time* enrollment in a ~~vocational~~  
40 ~~career technical~~ education program;

41 (9)(7) provide for apportionment of ~~vocational education scholarships~~  
42 ~~career technical workforce grants~~ if appropriations therefor are  
43 insufficient for payment in full to all ~~vocational education scholars~~ *eligible*

1 *students;*

2 ~~(10)(8)~~ evaluate the ~~vocational education scholarship career~~  
3 *technical workforce grant* program for each school year and make a report  
4 thereon to the governor and the legislature;

5 ~~(11)(9)~~ request any designated educational institution to furnish any  
6 information relating to and necessary for administration of this act.

7 ~~(b)~~ In order to comply with the requirements of subsection (a)(4), the  
8 board of regents shall prescribe an examination designed to measure the  
9 basic ability and aptitude for vocational education of applicants for  
10 designation as vocational education scholars and for the award of  
11 vocational education scholarships and shall provide for administration and  
12 validation of the examination. The examination shall be administered to  
13 applicants at least two times each school year, commencing with the 1986-  
14 87 school year, at various locations within the state. The board of regents  
15 may establish and provide for the charging to and collection from  
16 applicants for a vocational education scholarship of a fee to offset, in part  
17 or in total, the expense of administration of the examination. The board of  
18 regents shall remit all moneys received by or for it from fees collected  
19 under this subsection to the state treasurer in accordance with the  
20 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of  
21 each such remittance, the state treasurer shall deposit the entire amount in  
22 the state treasury to the credit of the vocational education scholarship  
23 examination fees fund, and shall be used only for the payment of expenses  
24 connected with the administration of such examinations. All expenditures  
25 from the vocational education scholarship examination fees fund shall be  
26 made in accordance with appropriation acts upon warrants of the director  
27 of accounts and reports issued pursuant to vouchers approved by the board  
28 of regents or by a person or persons designated by it.

29 *(b) Upon the effective date of this act, the director of accounts and*  
30 *reports is directed to transfer all moneys in the vocational education*  
31 *scholarship examination fees fund to the career technical workforce grant*  
32 *discontinued attendance fund established in K.S.A. 72-4464, and*  
33 *amendments thereto. Upon the effective date of this act, all liabilities of*  
34 *the vocational education scholarship examination fees fund existing prior*  
35 *to such effective date are hereby imposed on the career technical*  
36 *workforce grant discontinued attendance fund established in K.S.A. 72-*  
37 *4464, and amendments thereto. The vocational education scholarship*  
38 *examination fees fund is hereby abolished.*

39 Sec. 5. K.S.A. 72-4464 is hereby amended to read as follows: 72-  
40 4464. (a) Payments to ~~vocational education scholars of vocational~~  
41 ~~education scholarships~~ *an eligible student of a career technical workforce*  
42 *grant* shall be made at times specified by the board of regents upon  
43 vouchers approved by its designated administrative officer and upon

1 warrants of the director of accounts and reports. Payments of ~~vocational~~  
2 ~~education scholarships~~ *a career technical workforce grant* may be made by  
3 the issuance of a single warrant to each designated educational institution  
4 at which a ~~vocational education scholar~~ *an eligible student* is enrolled for  
5 the total amount of ~~vocational education scholarships~~ *career technical*  
6 *workforce grants* for all ~~vocational education scholars~~ *eligible students*  
7 enrolled at that institution. The director of accounts and reports shall cause  
8 such warrant to be delivered to the designated educational institution at  
9 which the ~~vocational education scholar or scholars~~ *eligible student is*  
10 enrolled. Upon receipt of such warrant, the designated educational  
11 institution shall credit immediately the account of each ~~vocational~~  
12 ~~education scholar~~ *eligible student* enrolled at that institution by an amount  
13 specified by the board of regents for each such ~~scholar~~ *eligible student*.

14 (b) If a ~~vocational education scholar~~ *an eligible student* discontinues  
15 attendance before the end of a ~~vocational~~ *an eligible career technical*  
16 education program or program term, after the designated educational  
17 institution has received payment under this section, the designated  
18 educational institution shall pay to the state: (1) The entire amount which  
19 the ~~vocational education scholar~~ *eligible student* would otherwise qualify to  
20 have refunded not to exceed the amount of the payment made under the  
21 ~~vocational education scholarship~~ *career technical workforce grant*; or (2)  
22 if the ~~vocational education scholar~~ *eligible student* has received payments  
23 under any federal program of student assistance, the state's pro rata share  
24 of the entire amount which the ~~vocational education scholar~~ *eligible*  
25 *student* would otherwise qualify to have refunded, not to exceed the  
26 amount of the payment made under the ~~vocational education scholarship~~  
27 *career technical workforce grant*.

28 (c) All amounts paid to the state by a designated educational  
29 institution under subsection (b) shall be deposited in the state treasury and  
30 credited to the ~~vocational education scholarship~~ *career technical*  
31 *workforce grant* discontinued attendance fund which is hereby established.  
32 All expenditures from the ~~vocational education scholarship~~ *career*  
33 *technical workforce grant* discontinued attendance fund shall be for  
34 ~~vocational education scholarships~~ *career technical workforce grants*. *On*  
35 *the effective date of this act, the vocational education scholarship*  
36 *discontinued attendance fund is hereby redesignated as the career*  
37 *technical workforce grant discontinued attendance fund*.

38 Sec. 6. K.S.A. 72-4465 is hereby amended to read as follows: 72-  
39 4465. Each applicant for a ~~vocational education scholarship~~ *career*  
40 *technical workforce grant*, in accordance with rules and regulations of the  
41 board of regents, shall:

42 (a) Complete and file an application for the award or renewal of a  
43 ~~vocational education scholarship~~ *career technical workforce grant*.

1       ~~(b) Be responsible for the payment of any fee required by the board~~  
2 ~~of regents for administration of the examination on the basis of which~~  
3 ~~qualification for the award of a vocational education scholarship is~~  
4 ~~determined.~~

5       ~~(e)~~(b) Report promptly to the board of regents any information  
6 requested relating to the administration of this act.

7       Sec. 7. K.S.A. 72-4460, 72-4461, 72-4462, 72-4463, 72-4464 and 72-  
8 4465 are hereby repealed.

9       Sec. 8. This act shall take effect and be in force from and after its  
10 publication in the statute book.