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6 **House Bill No. 2953**

7  
8 By Committee on Education

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10 2-14

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12 ~~AN ACT concerning schools; [relating to teachers; providing for an~~  
13 ~~alternative teacher preparation program;] relating to transfer of~~  
14 ~~school district territory; amending K.S.A. 2001 Supp. 72-7108 and re-~~  
15 ~~pealing the existing section.~~

16 ***AN ACT concerning schools and school districts; relating to the***  
17 ***transfer of territory and the consolidation or disorganization***  
18 ***thereof; amending K.S.A. 2001 Supp. 72-6445 and 72-7108 and***  
19 ***repealing the existing sections.***

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

22 Section 1. K.S.A. 2001 Supp. 72-7108 is hereby amended to read as  
23 follows: 72-7108. (a) Transfers of territory from one unified district to  
24 another unified district shall be made only as follows: ~~(a)~~

25 (1) Upon the written agreement of any two boards approved by the  
26 state board of education; or ~~(b)~~

27 (2) upon order of the state board after petition therefor by one board  
28 and a public hearing thereon conducted by the state board of education.

29 (b) The effective date of any such transfer shall be the date of ap-  
30 proval thereof or order therefor issued by the state board of education or  
31 the July 1 following.

32 (c) Notice of the public hearing on such a petition shall be given by  
33 publication by the state board of education ***at least once each week*** for  
34 two consecutive weeks in a newspaper of general circulation in the unified  
35 district from which territory is to be transferred, the last publication to  
36 be not more than 10 nor less than three days prior to the date of the  
37 hearing. The notice shall state the time and place of the hearing and shall  
38 give a summary description of the territory proposed to be transferred.

39 (d) *Prior to issuing an order, the state board shall consider the*  
40 *following:*

41 ~~(1) City boundaries and the area within three miles surrounding any~~  
42 ~~city with more than one district in the area;~~

43 ~~(2) available capacity of districts involved in the territory transfer to~~

1 ~~serve existing or additional students;~~

2 ~~—(3) condition and age of buildings and physical plant;~~

3 ~~—(4) overall costs including renovation of existing buildings versus~~  
4 ~~construction;~~

5 ~~—(5) cost of bussing;~~

6 ~~—(6) food service;~~

7 ~~—(7) administration and teachers;~~

8 ~~—(8) areas of interest including access and distances for parents to~~  
9 ~~travel to participate in student activities;~~

10 ~~—(9) matters of commerce, including regular shopping areas, meeting~~  
11 ~~places, community activities and youth activities;~~

12 ~~—(10) districts that are landlocked with changing demographics that~~  
13 ~~cause declining enrollment; and~~

14 ~~—(11) effect on students living in the area.~~

15 ~~[The foregoing shall not be deemed to limit the factors which~~  
16 ~~the state board of education may consider.]~~

17 *(1) Whether the proposed transfer is justified by a material*  
18 *change in circumstances from those extant when the school district*  
19 *boundaries were previously established, including school district*  
20 *consolidation, a school closing or construction of a school in the*  
21 *petitioning district in close proximity to the proposed transfer*  
22 *territory;*

23 *(2) if the petition is granted, would there be a positive long-term*  
24 *effect on children living in the territory proposed to be transferred*  
25 *and in the petitioning school district;*

26 *(3) if the petition is granted, would there be a substantial det-*  
27 *rimonental effect on the school district from which the territory is to*  
28 *be transferred;*

29 *(4) distances of travel for students to attend school and parents*  
30 *to attend school activities;*

31 *(5) the community ties of residents in the territory proposed to*  
32 *be transferred, including school district of choice, location of em-*  
33 *ployment, regular shopping areas, meeting places, and community*  
34 *and youth activities;*

35 *(6) whether the proposed transfer is motivated to achieve lower*  
36 *taxes or private economic gain, including making property more*  
37 *marketable or valuable; and*

38 *(7) such other factors as deemed relevant to the state board of*  
39 *education.*

40 *(e) Within 90 days after receiving an agreement or, if a public hearing*  
41 *is held, within 90 days after the hearing, the state board of education shall*  
42 *issue its order either approving or disapproving such transfer petition or*  
43 *agreement, or approving the same with such amendments as it deems*

1 appropriate.

2 (f) Whenever a petition for transfer of territory has been denied by  
3 the state board of education, no petition for transfer of substantially the  
4 same territory shall be received or considered by the state board of ed-  
5 ucation for a period of two years.

6 ~~[New Sec. 2. The state board of education shall adopt rules  
7 and regulations for administration and effectuation of the provi-  
8 sions of this act and, in accordance therewith, may issue an initial  
9 license to teach in this state to any person who successfully com-  
10 pletes the alternate teacher preparation program.]~~

11 ~~—[New Sec. 3. As used in this act:~~

12 ~~—[(a) “Alternate teacher preparation program” means a pro-  
13 gram which is provided for by the state board of education under  
14 contractual arrangements with an accredited Kansas teacher ed-  
15 ucation institution having an approved teacher education program  
16 and with accredited schools and which is designed to ensure the  
17 attainment of the basic competencies necessary to engagement in  
18 the profession of teaching through correlation of professional de-  
19 velopment study at the teacher education institution with practical  
20 experience at an accredited school.]~~

21 ~~—[(b) “Teacher licensure applicant” means a person who applies  
22 under authority of this act for an initial license to teach in this state.]~~

23 ~~—[New Sec. 4. (a) The alternate teacher preparation program  
24 will require a teacher licensure applicant to complete:~~

25 ~~—[(1) Nine semester hours of professional development study at  
26 the teacher education institution. Professional development study  
27 shall include, but not be limited to, study of adolescent psychology,  
28 foundations of education, classroom management, and methodol-  
29 ogy. Professional development study may be taken during a sum-  
30 mer or regular session and must be completed by the applicant  
31 prior to entry into the classroom;~~

32 ~~—[(2) a 10 contact hour preservice orientation conducted by the  
33 employing accredited school prior to a classroom assignment. Ori-  
34 entation shall include familiarization with school policies, proce-  
35 dures, curriculum, instructional model, community characteristics,  
36 and resources;~~

37 ~~—[(3) an internship of two school years (four semesters). During  
38 internship, the applicant will be enrolled in three credit hours of  
39 internship each semester. The contact and delivery system will be  
40 determined by the teacher education institution. At the successful  
41 completion of internship, student teaching requirements will be  
42 waived; and~~

43 ~~—[(4) professional development coursework during the second~~

~~1 year of internship or the second summer of participation in the  
2 program as needed to meet professional development standards  
3 set by the state board of education.~~

~~4 —[(b) During internship, a teacher licensure applicant will be  
5 supervised by a team of three persons consisting of a mentor  
6 teacher from the accredited school employing the applicant, the  
7 building principal, and a faculty member from the teacher edu-  
8 cation institution. Guidelines for supervision will be provided by  
9 the teacher education institution. The supervisory team will meet  
10 no fewer than three times per school year to evaluate, consult with,  
11 and provide advice to the applicant. The last meeting of the first  
12 year of internship will result in a recommendation for discontin-  
13 uation of the program or continuation for the second year of in-  
14 ternship. Successful completion of the program will result in a ree-  
15 commendation for licensure.~~

~~16 —[(c) In order to receive institutional recommendation for initial  
17 licensure, a teacher licensure applicant must successfully complete  
18 the required semester hours of professional development study at  
19 the teacher education institution and the two years of internship.  
20 An applicant will be suspended from participation in the program  
21 by failure to attain a 3.0 grade point average on a 4.0 scale or for  
22 causes for suspension arising under law or rules and regulations  
23 of the state board of education.~~

~~24 —[New Sec. 5. A teacher licensure applicant shall:~~

~~25 —[(a) Be the holder of a baccalaureate or higher degree, earned  
26 with a minimum cumulative grade point average of 2.75 on a 4.0  
27 scale, and granted by an accredited college or university;~~

~~28 —[(b) have earned academic credits appropriate to meeting sub-  
29 ject and field requirements for licensure with an endorsement at  
30 the secondary level for such subject or field. The teacher education  
31 institution will assure attainment by the applicant of the minimum  
32 semester hour requirements for general education and minimum  
33 competence in subjects or fields of specialization. Minor deficien-  
34 cies in the subject or field of specialization may be satisfied  
35 through additional course work approved by the teacher education  
36 institution;~~

~~37 —[(c) take and pass the PPST or other basic skills test as pre-  
38 scribed by the state board of education;~~

~~39 —[(d) apply for and receive from the state board of education a  
40 restricted license valid for three years and renewable in accord-  
41 ance with rules and regulations of the state board of education;~~

~~42 —[(e) fulfill formal requirements for admission to a teacher ed-  
43 ucation program at an accredited Kansas teacher education~~

1 institution;

2 ~~—[(f) meet all nonacademic requirements of the teacher educa-~~  
3 ~~tion institution upon which the applicant will depend for initial~~  
4 ~~institutional recommendation;~~

5 ~~—[(g) receive and document an offer of a teaching position at an~~  
6 ~~accredited Kansas school in accordance with rules and regulations~~  
7 ~~of the state board of education;~~

8 ~~—[(h) pay a fee approved by the state board of education as part~~  
9 ~~of the contractual arrangements with the teacher education insti-~~  
10 ~~tution and employing accredited school, which fee shall be in an~~  
11 ~~amount determined to be necessary for payment of the costs of~~  
12 ~~the program including, but not limited to, the costs related to the~~  
13 ~~credit hours of professional development study and internship~~  
14 ~~earned at the teacher education institution, the costs for travel~~  
15 ~~expenses of the teacher education institution faculty member of~~  
16 ~~the supervisory team, and the costs for remuneration of the prin-~~  
17 ~~cipal and mentor teacher members of the supervisory team. The~~  
18 ~~applicant and employing accredited school will share equally in~~  
19 ~~the costs for remuneration of the principal and mentor teacher.~~

20 ~~—[New Sec. 6. Upon successful completion of the alternate~~  
21 ~~teacher participation program as verified by the teacher education~~  
22 ~~institution, a teacher licensure applicant may apply for licensure~~  
23 ~~on a form provided by the state board of education. The state~~  
24 ~~board shall review the application and the recommendation of the~~  
25 ~~teacher education institution and shall grant or deny licensure.~~  
26 ~~Successful completion of the alternate teacher preparation pro-~~  
27 ~~gram will not entitle a teacher licensure applicant to certification~~  
28 ~~with an endorsement in special education.~~

29 ~~—[New Sec. 7. Upon completion of each school year, commene-~~  
30 ~~ing with the 2004-05 school year, the state board of education shall~~  
31 ~~make a report to the governor and the legislature on the effect-~~  
32 ~~iveness of the alternate teacher preparation program. The report~~  
33 ~~shall include the following information:~~

34 ~~—[(a) The number of accredited schools participating in the~~  
35 ~~program;~~

36 ~~—[(b) the number of persons who applied for employment as~~  
37 ~~teacher licensure applicants and the number of such applicants~~  
38 ~~who actually were employed;~~

39 ~~—[(c) the number of persons who successfully completed the al-~~  
40 ~~ternate teacher preparation program, who were recommended for~~  
41 ~~licensure, and who were granted licenses;~~

42 ~~—[(d) the rate of attrition of teachers granted licenses under this~~  
43 ~~act as compared with teachers who have completed a regular~~

1 ~~teacher preparation program; and~~

2 ~~—[(c) the costs of the alternate teacher preparation program as~~  
 3 ~~compared with costs associated with regular teacher preparation~~  
 4 ~~programs.]~~

5 ~~—[New Sec. 8. Nothing contained in this act shall be construed~~  
 6 ~~to abrogate, affect the status, force or operation of any other pro-~~  
 7 ~~vision of law relating to initial issuance of licenses to teach or of~~  
 8 ~~any rules and regulations adopted pursuant thereto. The require-~~  
 9 ~~ments and procedures contained in this act for initial issuance of~~  
 10 ~~licenses to teach shall be deemed alternative to the requirements~~  
 11 ~~and procedures therefor that are in effect under any other provi-~~  
 12 ~~sion of law and under rules and regulations adopted pursuant~~  
 13 ~~thereto by the state board of education.]~~

14 ~~—Sec. 2. [9.] K.S.A. 2001 Supp. 72-7108 is hereby repealed.~~

15 **Sec. 2. K.S.A. 2001 Supp. 72-6445 is hereby amended to read**  
 16 **as follows: 72-6445. (a) For the purposes of the school district fi-**  
 17 **nance and quality performance act, and notwithstanding any pro-**  
 18 **vision of the act to the contrary, state financial aid for any district**  
 19 **formed by consolidation in accordance with the statutory provi-**  
 20 **sions contained in article 87 of chapter 72 of Kansas Statutes An-**  
 21 **notated shall be computed by the state board of education as**  
 22 **follows:**

23 ~~(a)~~ **(1) Determine the amount in the school year preceding the**  
 24 **school year in which the consolidation is effectuated of the state**  
 25 **financial aid of each of the former districts of which the consoli-**  
 26 **dated district is composed;**

27 ~~(b)~~ **(2) add the amounts determined under ~~(a)~~ subsection (a)(1).**  
 28 **The sum is the state financial aid of the consolidated district for the**  
 29 **school year in which the consolidation is effectuated and for the next**  
 30 **succeeding school year. For the next succeeding three school years, the**  
 31 **state financial aid shall be the greater of: (1) The amount received in the**  
 32 **preceding school year; or (2) the amount the district would receive under**  
 33 **the school district finance and quality performance act prior to amend-**  
 34 **ment by this section.**

35 **(b) The provisions of this subsection shall apply only if a school dis-**  
 36 **trict is disorganized in accordance with article 73 of chapter 72 of the**  
 37 **Kansas Statutes Annotated, and amendments thereto, and if all the ter-**  
 38 **ritory which comprised such disorganized district is attached to a single**  
 39 **school district.**

40 **For the purposes of the school district finance and quality performance**  
 41 **act, and notwithstanding any provision of the act to the contrary, state**  
 42 **financial aid for any school district to which this subsection applies, shall**  
 43 **be computed by the state board of education as follows:**

1     (1) *Determine the amount in the school year preceding the school year*  
2 *in which the attachment of territory is effectuated of the state financial*  
3 *aid of each of the former districts of which the enlarged district is*  
4 *composed;*

5     (2) *add the amounts determined under subsection (b)(1). The sum is*  
6 *the state financial aid of the district for the school year in which the*  
7 *attachment is effectuated. For the next succeeding three school years, the*  
8 *state financial aid shall be the greater of: (1) The amount received in the*  
9 *preceding school year; or (2) the amount the district would receive under*  
10 *the school district finance and quality performance act prior to amend-*  
11 *ment by this section.*

12     *The provisions of this subsection shall apply to any school district to*  
13 *which all of the territory of a disorganized district has been attached*  
14 *pursuant to an order issued by the state board of education during school*  
15 *year 2001-2002, or any time thereafter, under article 73 of chapter 72 of*  
16 *the Kansas Statutes Annotated, and amendments thereto.*

17     **Sec. 3. K.S.A. 2001 Supp. 72-6445 and 72-7108 are hereby**  
18 **repealed.**

19     Sec. ~~3.~~ **4.** This act shall take effect and be in force from and  
20 after its publication in the statute book.

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