CHAPTER 94

SENATE BILL No. 10

An Act concerning postsecondary educational institutions; relating to the identification, selection and approval of core indicators of quality performance; preserving certain powers, duties and functions of community college boards of trustees; amending K.S.A. 2000 Supp. 71-801, 74-3202c and 74-3202d and repealing the existing sections.

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

Section 1. K.S.A. 2000 Supp. 71-801 is hereby amended to read as follows: 71-801. (a) Community colleges are under the supervision of the state board of regents.

(b) The state board of regents shall identify and approve core indicators of quality performance for *each of the* community colleges *separately, after considering core indicators recommended by the board of trustees of each respective community college,* and shall establish and implement a data management system that includes a process and format for collecting, aggregating and reporting common and institution-specific information documenting effectiveness of the colleges in meeting the role and mission thereof.

Sec. 2. K.S.A. 2000 Supp. 74-3202c is hereby amended to read as follows: 74-3202c. (a) In the exercise of its leadership role, the state board of regents shall be an advocate for the provision of adequate resources and sufficient authority for all postsecondary educational institutions so that each postsecondary educational institution can realize, within its prescribed mission, role and scope, its full potential to the benefit of the students who attend such postsecondary educational institution and to the benefit of all Kansas residents in terms of receiving the benefits of a highly educated and vocationally trained populace.

(b) In addition to other duties and functions prescribed by law, the state board of regents shall:

(1) Adopt, from time to time amend, revise or modify, and administer a comprehensive plan for coordination of higher education within this state;

(2) determine institutional roles and review institutional missions and goals;

(3) develop articulation procedures so that maximum freedom of transfer among and between postsecondary educational institutions is ensured;

(4) approve or disapprove for state funding purposes existing and pro-

posed educational programs, courses of instruction and out-district program and course locations;

(5) review budget requests and requests for state funding of postsecondary educational institutions and present a unified budget for higher education to the governor and the legislature each year;

(6) approve core indicators of quality performance for postsecondary educational institutions *after considering core indicators recommended by each such postsecondary educational institution*;

(7) resolve conflicts among and between postsecondary educational institutions;

(8) develop and implement a comprehensive plan for the utilization of distance learning technologies;

(9) develop each year and recommend to the governor and the legislature a policy agenda for higher education, which policy agenda shall assess priorities among proposals for policy change, programatic recommendations, and state funding requests;

(10) conduct continuous studies of ways to maximize the utilization of resources available for higher education in Kansas and initiate action for improvement;

(11) conduct continuous studies of how state policies affect higher education and how Kansas economic and demographic trends impact upon accessibility and affordability of postsecondary education to Kansas residents, and initiate ways to improve such accessibility and affordability;

(12) receive and consider reports, proposals and recommendations of the commissions and take such actions thereon as are deemed necessary and appropriate;

(13) report annually on the performance of its functions and duties to the governor and the legislature; and

(14) exercise such other powers and perform such other functions and duties as are deemed necessary and appropriate to the fulfillment of its constitutional and statutory responsibilities.

(c) Notwithstanding any of the powers, duties and functions conferred and imposed upon the state board of regents under the Kansas higher education coordination act, the boards of trustees of the community colleges shall continue to have custody of and be responsible for the property of their

respective community colleges and shall be responsible for the operation, management and control of such community colleges, except as otherwise expressly provided by law.

Sec. 3. K.S.A. 2000 Supp. 74-3202d is hereby amended to read as follows: 74-3202d. (a) During the 2000 fiscal year, the state board of regents (1) shall review the performance indicators developed by the postsecondary educational institutions, including the municipal university; (2) after consideration of the core indicators of quality performance identified by the respective commissions and with the active involvement of the institutions, shall approve those indicators that the state board determines should be implemented; and (3) shall select from among the indicators approved for implementation those indicators that will become determinants for the allocation of state moneys on the basis of performance. The indicators selected may vary among the institutions and among institutional sectors *and, if feasible, shall include indicators developed and adopted by the governing bodies of each postsecondary educational institution based on the needs of each such institution.*

(b) During the 2001 fiscal year, the postsecondary educational institutions, including the municipal university, shall develop institutional improvement plans showing how they will implement the performance indicators applicable to their institution and how they will measure performance on the basis of each indicator. Institutional improvement plans shall be revised and submitted to the state board of regents by each institution at least every three years. The board of regents shall provide technical assistance to institutions in the development, implementation, and revision of their improvement plans.

(c) Commencing on July 1, 2001, institutional improvement plans shall be implemented for each postsecondary educational institution, including the municipal university. Each institution shall begin the data collection, measurement, or other documentation necessary in order for its performance to be evaluated with regard to each indicator.

Sec. 4. K.S.A. 2000 Supp. 71-801, 74-3202c and 74-3202d are hereby repealed.

Sec. 5. This act shall take effect and be in force from and after its publication in the statute book.

Approved April 10, 2001.