House Substitute for SENATE BILL No. 142

AN ACT concerning education; relating to the duration of the school term; authorizing the grant of a waiver from school term requirements; amending K.S.A. 72-3117 and repealing the existing section.

WHEREAS, It is the intent of the legislature that any school district applying for a waiver under K.S.A. 72-3117, and amendments thereto, shall continue to pay all current hourly employees, including, but not limited to, paras, maintenance and custodial employees.

Now, therefore:

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

Section 1. K.S.A. 72-3117 is hereby amended to read as follows: 72-3117. (a) The state board of education may waive the requirements of law relating to the duration of the school term in any school year upon application for such waiver by a school district. The waiver may be granted by the state board of education upon: (1) Certification by a board of education that, due to disaster, conditions resulting from widespread or severe property damage caused by the disaster *or other conditions restricting the operation of public schools* will exist in the school district for an inordinate period of time; and (2) a determination by the state board that the school district cannot reasonably adjust its schedule to comply with such requirements of law. The period of time school is not maintained during any school year due to conditions resulting from disaster, upon granting of the waiver by the state board of education, shall be considered a part of the school term.

(b) As used in this section, the term "disaster" means the *declaration of a state of disaster emergency by the governor pursuant to K.S.A. 48-924, and amendments thereto, closure of schools by order issued by a county or joint board of health, a local health officer pursuant to K.S.A. 65-119, and amendments thereto, or the secretary of health and environment pursuant to K.S.A. 65-126, and amendments thereto, or* occurrence of widespread or severe damage, injury or loss of life or property resulting from any natural or manmade cause, including*,* but not limited to*,* fire, flood, earthquake, tornado, wind, storm, epidemics, air contamination, blight, drought, infestation~~,~~ or explosion.

Sec. 2. K.S.A. 72-3117 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

I hereby certify that the above BILL originated in the SENATE, and passed that body

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SENATE concurred in

HOUSE amendments _____

_____

President of the Senate.

_____

Secretary of the Senate.

Passed the HOUSE

as amended _____

_____

Speaker of the House.

_____

Chief Clerk of the House.

APPROVED _____

_____

Governor.