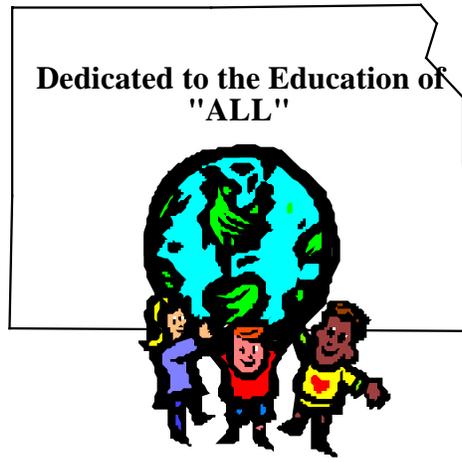


KANSAS SEAC



Revised By-laws

First Review: 10/17/00

Second Review: 1/09/01

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This document has been prepared to assist the Kansas Special Education Advisory Council members, the Mountain Plains Regional Resource Center, and technical assistants. Questions concerning the Special Education Advisory Council and the Council's operation should be directed to the State Director of Special Education:

Dr. Alexa Pochowski
Kansas State Department of Education
120 S.E. 10th Avenue
Topeka, KS 66612-1182
Phone: (785) 291-3097 FAX: 785-296-1413 E-Mail: apochowski@ksbe.state.ks.us

July 2000

Interested Parties:

It is with pleasure that I write this letter of support and recognition for the efforts of the Kansas Special Education Advisory Council. Members of the Advisory Council are appointed by the Kansas State Board of Education to represent constituencies interested in the educational needs of exceptional children. The Council's advice and consultation related to the preparation and administration of the state plan, formulation and review of rules and regulations, consideration of special issues, and recommendations concerning special education services is greatly valued.

The State Board is dedicated to fulfilling its responsibility for Kansas educational systems and promoting quality education programs as reflected in the mission for Kansas:

"The Kansas State Board of Education promotes student achievement by providing educational vision, leadership, opportunity, accountability, and advocacy for all."

The focus of the Special Education Advisory Council as reflected in its mission and vision is highly regarded and supportive of the goal to provide quality education for "all" Kansas children. I commend the dedication of the Council members as they seek to accomplish their responsibility and vision for Kansas education.

Sincerely,

Andy Tompkins
Commissioner of Education

Kansas Special Education Advisory Council

Operating Procedures

Introduction

The purpose of this manual is to provide information and resources that clarify the role of the Kansas Special Education Advisory Council (SEAC) in the education of Kansas youth. Its membership is composed of individuals in, or concerned with, the education of children with exceptionalities.

The Advisory Council shall have and perform such powers, functions, and duties as specified by law. Responsibilities include offering advice, consultation, and recommendations to the Kansas State Board of Education regarding matters concerning special education services.

The Kansas Special Education Advisory Council advocates for an educational system that achieves excellence, equity, and lifelong learning for all individuals in Kansas. As such, it is committed to representing individuals with diverse and changing educational needs. The role of advocate presupposes a sensitivity and responsiveness to these needs. Similarly, this manual provides supportive resources that meet the needs of the SEAC membership.

Definitions

The following terms are used throughout this manual and at Council meetings.

Advisory Council	The Kansas Special Education Advisory Council.
Child with an exceptionality	Children with disabilities who are school aged.
Council	The Kansas Special Education Advisory Council.
Executive Committee	This committee shall consist of the Council Chairperson, Vice-Chairperson, Secretary, and two additional members appointed from Council Membership, at least one of whom should be a parent of a child with a disability.
Individuals with Disabilities Education Act (IDEA)	Federal special education law and corresponding regulations.
Institution of Higher Education	A person who is under contract with an institution of higher education.
Kansas State Eligibility Document	A state document that outlines Kansas special education regulations, policies, and procedures in Kansas.
Local education agency (LEA)	A public board of education or other public authority legally constituted within a state for either administrative control or direction of, or to perform a services function for, public elementary or secondary schools in a city, county, township, school district, or other political subdivision of a state; these governmental agencies are authorized and/or required by state law to provide education to children, including each unified school district, special education cooperative, school district interlocal, state school and state institution.
Membership	Individuals are appointed by the Kansas State Board of Education as stipulated by Kansas State statute to serve on the Special Education Advisory Council.
Parent of a Child with a Disability	The parent of a child; the child is enrolled in a school program, is between the ages of 3-21, and has not graduated or completed his/her course of study.

Related services	Transportation and such developmental, corrective, and other supportive services, including speech/language pathology and audiology services, psychological services, physical and occupational therapy, recreation, including therapeutic recreation, social work services, counseling services, including rehabilitation counseling, and orientation and mobility services.
SEAC	The Kansas Special Education Advisory Council.
Special teacher	A person, employed by or under contract with a school district to provide special education.
State	The state of Kansas.
State Board	Kansas State Board of Education.
State agency	Social & Rehabilitative Services, Corrections, and Juvenile Justice
State Education Agency	The Kansas State Department of Education.
Teacher	A teacher who is under contract in a public or privately accredited school.
Transition services	A coordinated set of activities that promotes movement from school to post-school activities.
Team Leader, Student Support Services	State Director of Special Education or Staff Administrator of Special Education.

KSBE Vision

Schools will work with families and communities to prepare each student with the living, learning, and working skills and values necessary for caring, productive, and fulfilling participation in our changing society.

Learning Services Division-Student Support Services Mission

The mission of the Kansas State Department of Education Division of Learning Services is to work collaboratively to provide leadership for continuous improvement of educational systems to ensure equity and enhance learning for all students in Kansas.

SEAC Goal

The Kansas Special Education Advisory Council will advocate for an educational system that achieves excellence, equity, and lifelong learning for all individuals in Kansas.

SEAC Beliefs

The Kansas Special Education Advisory Council is committed to life long learning. SEAC believes that:

- Partnerships increase collaboration for better services.
- Visionary leadership is essential for appropriate services to meet the needs of all students.
- Innovation is essential to the process of life long learning.
- All child service systems must be provided in an integrated and collaborative manner.

- Education is an evolving process that requires innovation, continuous growth, and evaluation.
- The needs of individuals in a diverse community must be met.

Council Membership

The Kansas Special Education Advisory Council (SEAC) is composed of no more than twenty-one individuals involved in or concerned with the education of children with exceptionalities and the state administrator of special education services (Team Leader for Student Support Services). A majority of the members of the council shall be individuals with disabilities or parents of children with disabilities. The membership must include representation from the following groups:

- parents of children with exceptionalities, at least one of whom shall be only a parent of a child with giftedness
- individuals with disabilities
- teachers
- a representative of institutions of higher education that prepare special education and related services personnel
- a local education official
- a state education official
- a representative of other state agencies involved with financing or delivery of related services to children with disabilities
- a representative of a vocational, community, or business organization concerned with provision of transition services for children with disabilities
- a representative of a private school
- a representative of a public charter school
- an administrator of a program for children with exceptionalities
- a representative of the State adult corrections agency
- a representative of the State juvenile agency

Consideration for membership includes the following:

- membership representation from each of the KSBE (ten) state regions
- individuals who possess knowledge of educational needs of children with exceptionalities
- ability of the individual to represent his/her constituency, and to maintain communication between the constituency membership and the Special Education Advisory Council
- personal experience demonstrating a knowledge of a broad view of special education services
- membership representing a diverse population
- commitment to active participation in the Special Education Advisory Council meetings

Council members are appointed for a term of three years, beginning July 1 of their first year and ending June 30 of their third year. The Executive Committee (page 6) will assign a Council

member to serve as a first year mentor for each new Council appointee. As noted in Kansas Statute, members of the State Advisory Council for special education who attend meetings of the council, or attend a subcommittee meeting thereof authorized by the state board, shall be paid subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, (see page 25) and amendments thereto.

Council Leadership

At the SEAC's third to the last meeting of the year, nominees for the positions of chairperson and vice-chairperson will be solicited. At the Council's second to the last meeting of the year, the Council will elect a chairperson and vice-chairperson. The office of secretary will be filled by the person in the State Department of Education designated by the Board as the Team Leader for Student Support Services.

The Executive Committee shall be comprised of five members. The Executive Committee shall include the Council Chairperson, Vice-Chairperson, Secretary, and two additional members appointed from the Council membership. At least one member of the Executive Committee will be a parent of a child with a disability. Responsibilities of the Executive Committee shall include, but are not limited to, the following:

- Meet/consult at least one time prior to each SEAC meeting to preview proposed agenda items and set forth recommendations for Council consideration.
- Provide a report (written or verbal) to the membership at each Council meeting.
- Coordinate and assign members to serve on ad-hoc committees as needed.
- Represent the Council in matters requiring immediate attention prior to the next scheduled meeting.
- Call additional and/or emergency Council meetings when deemed necessary to perform Council responsibilities.
- Be responsible for insuring that recommendations for committee membership be forwarded to the State Board when a vacancy exists.
- Prepare a SEAC annual report to the Kansas State Board of Education.
- Provide leadership supporting the Council's efforts to fulfill its responsibility as established by state and federal regulations.
- Assign a Council member to serve as a first year mentor for each new Council appointee.

Membership Tenure

Membership shall consist of not more than 21 members. Membership appointment on the Kansas Special Education Advisory Council shall be for a term of three years. No members may serve more than two consecutive terms. Acceptance by an individual to the Council appointment indicates a commitment of the individual to actively participate in Council meetings and duties. Should a member miss three meetings in a given year, the Executive Committee will recommend a replacement to the State Board for the position represented by the inactive member and notify the inactive member of the termination of their appointment. Failure of the appointed member to personally attend a scheduled meeting will result in a recorded absence.

In unexpected circumstances, events may occur during a three-year membership term prohibiting the appointed member from fulfilling his/her responsibilities and/or disqualifying the member from representing the assigned constituency. Should this situation occur, the Executive Committee will recommend to the State Board the removal of the appointee. Subsequently, a replacement for the position will be recommended for State Board approval. An individual appointed to replace a Council member who has resigned or been removed, will be appointed for the completion of the term vacated by the replaced member. This partial fulfillment of a previous member's term is not considered one of the two possible consecutive terms a member may serve. Upon completion of the partial term, and with recommendation of the Executive Committee, the State Board may reappoint the individual for a full three-year term of membership.

Membership Responsibilities

Council responsibilities under Part B, Individuals with Disabilities Education Act (IDEA) include:

The State advisory panel shall--

1. Advise the SEA of unmet needs within the State in the education of children with disabilities;
2. Comment publicly on any rules or regulations proposed by the State regarding the education of children with disabilities
3. Advise the SEA in developing evaluations and reporting on data to the Secretary under section 618 of the Act;
4. Advise the SEA in developing corrective action plans to address findings identified in Federal monitoring reports under Part B of the Act; and
5. Advise the SEA in developing and implementing policies relating to the coordination of services for children with disabilities, including;
 - Advising on eligible students with disabilities in adult prisons. The advisory panel also shall advise on the education of eligible students with disabilities who have been convicted as adults and incarcerated in adult prisons.

Additional responsibilities specified in the State Statute include the charge to:

6. Advise the SEA of unmet needs within the State in the education of children with exceptionalities, including gifted.

One of the major functions of the Advisory Council is to serve as a liaison between the statewide populace and the Kansas State Board of Education. Citizens of Kansas are encouraged to communicate with the Council. This may be accomplished through contact with any Council member or the Secretary to the Council. Local education agency personnel, school patrons, students, lay community persons, private sector, public and private agencies, and educators at all levels are encouraged to submit relevant issues, questions and problems to the Council for consideration and action.

Fulfillment of state and federal regulations may require Council membership involvement in the following activities:

1. providing advice and recommendations regarding the preparation and administration of the state eligibility document;
2. providing recommendations/testimony regarding special education regulations revisions;
3. presenting to the State Board of Education, recommendations and/or testimony regarding special education regulations or issues impacting special education programs;
4. developing recommendations concerning issues related to special education services;
5. obtaining information from constituencies regarding issues before the Council and under consideration by the State Board; and
6. developing materials and/or resources addressing special education issues in the State.

Format for Public Comment

Members of the public are welcome to address the State Advisory Council for Special Education (SEAC) on relevant topics. Public comments will be scheduled at a designated time, during regularly scheduled meetings. Persons who wish to comment will be asked to share their name, organization, and topic. With prior agreement of the Chairperson, a statement may be extended beyond five minutes. The members of the Council will take comments under consideration. Should public comments indicate the need for a Council response or action, members will take comments under consideration and an official response will be made at a later time. Written materials may be submitted at any time to the Kansas State Department of Special Education, 120 SE Tenth Avenue, Topeka, Kansas 66612-1182.

There are four types of meetings which could be included in the Advisory Panel structure. Meeting notices should indicate what type of meeting is being held and whether public input will be heard.

Regular Meetings

1. Those persons who wish to speak are asked to write or phone the Council Chairperson, in a reasonable time frame before the meeting (if possible).
2. At the meeting, the Council Chairperson will determine how many speakers can be heard, giving priority to those who have made requests in advance. Presentations will not exceed five (5) minutes.

Individuals may be heard at other times during the meeting at the discretion of the Council Chairperson. It is in order, and at times necessary, for the Chairperson to rule that only Council members speak on a selected topic or motion. Requests to present information to a Committee shall be directed by the Council Chairperson and forwarded to the Committee Chairperson.

3. The Committee Chairperson shall determine at which Committee meeting the presentation will be placed on the published agenda.
4. Presenters are to bring copies of their materials or send a copy to the Council Secretary before or after the presentation so that copies can be made and

distributed to members. Copies submitted after the meeting should be sent within five days of the presentation.

5. If time permits, the Council Chairperson will allow input on items that are not on the agenda.
6. A time for general input will be scheduled at each regular meeting.

Specially Called Working Sessions

Notices of these meetings will indicate whether input will be heard. If so, the guidelines for regular meetings will apply.

Committee Meetings

The agenda will list the time and place of all Council Committee meetings along with the topics to be considered. Input and interaction with members are welcome at all Committee meetings with ground rules set by the Committee Chairperson at the time of the meeting.

Public Input Sessions

Sessions on special topics will be scheduled by the Council as needed. Presentations will be limited by the Council Chairperson depending upon the number of persons wishing to speak. Council members will remain until all persons wishing to speak have been heard. Members may ask questions for clarification at these sessions, but will not interact with the audience.

NOTE: Written input may be sent to any member, the Council Chairperson, or the Council Secretary. Disposition of the communication will be at the discretion of the Council Chairperson.

Public Notice

Public Notice will be made for each meeting of the Council. The notice shall include: "The Kansas Special Education Advisory Council will meet (date) (time) (place). Interested persons are invited to attend. Agendas are available by calling (785-291-3097) or writing Special Education Advisory Council, Kansas State Department of Education, 120 SE Tenth Avenue, Topeka, Kansas 66612-1182."

Role of Student Support Services

The Team Leader, Student Support Services will serve as secretary and may appoint a SEA staff member to serve as a liaison to the Advisory Council. The primary role of the Team Leader is to assist with the functions of the Executive Committee and facilitate the acquisition of information and resources requested by Council members.

Council Meetings

The Kansas Special Education Advisory Council shall meet upon the call of the Chairperson or upon the call of the State Board as often as may be necessary, at times and places designated by the Chairperson or by the State Board, in order to fulfill the duties prescribed under the provisions of the Individuals with Disabilities Education Act (IDEA).

The Council's yearly meeting schedule will be determined at the first Council meeting of the year. The Council will conduct a minimum of four "regular" one day meetings during the year. These meetings will be scheduled to coincide with meeting dates of the Kansas State Board of Education and will generally be held in Topeka. In addition, an orientation session for new members will be held; a retreat may be organized; a long-range planning session may be held; and study groups to address key issues in special education may be formed. Consideration will also be given to the scheduling of special "networking" meetings that may coincide with other organizational meetings and/or conferences such as: CEC, USA, KASEA, and the Student Support Services Leadership Conference. Required meetings of members include the "regular" meetings.

Meeting Norms

- Council members are responsible for reviewing the agenda and materials for each meeting. It is important that all members be well informed in order to represent their constituency and insure that Council actions are appropriate.
- Members will arrive on time and stay until the meeting is adjourned except in emergencies.
- Each meeting will start and end on time.
- A quorum shall be constituted by a simple majority of the Council membership and will be necessary for all matters of official business.
- In the absence of the Chairperson, the Vice-Chairperson shall assume the position of temporary Chairperson and shall preside at the meeting.
- Approximately ten days prior to each scheduled meeting, Council members will receive a meeting agenda and a packet of information pertaining to the meeting.
- Council discussion will be limited to items on the proposed agenda. Should there be a desire to submit additional items for the agenda, changes to the agenda can be made by a majority vote at the beginning of each meeting.
- The Council will determine the method to be used for making decisions. This may be accomplished by using majority vote and/or parliamentary procedures or by consensus.
- All members are encouraged, and will be given an equal chance, to assume various roles. Opportunities for personal growth and professional development are valued.

- The Special Education Advisory Council will assume responsibility for any oversights or errors in judgment that lead to inappropriate decisions and/or actions by the Council. When identified, said problem will be revisited.

Council Procedures

The Kansas Special Education Advisory Council will operate in compliance with State and Federal requirements.

Each year at the Council's first meeting, the Council shall appointing the Chairperson and Vice-Chairperson and two additional members to serve on the executive committee. Meeting times and places may be designated by the Chairperson or by the state board in order to fulfill the duties prescribed under the provisions of the Special Education for Exceptional Children Act.

1. On or before October 1 of each year, the Special Education Advisory Council will submit an annual report of the preceding year's activities and recommendations to the State Board. This report will be made available to the public.
2. The Council will maintain official minutes for all Council meetings (these minutes shall be made available to the public on request and placed in the annual report).
3. All Council meetings and agenda items will be publicly announced prior to the meetings (meetings will be open to the public).
4. Auxiliary aids and services will be provided as needed to council members or participants with exceptionalities upon request.

Appendix

Kansas State Board of Education/Special Education Advisory Council

Kansas State Board of Education 2000-2001

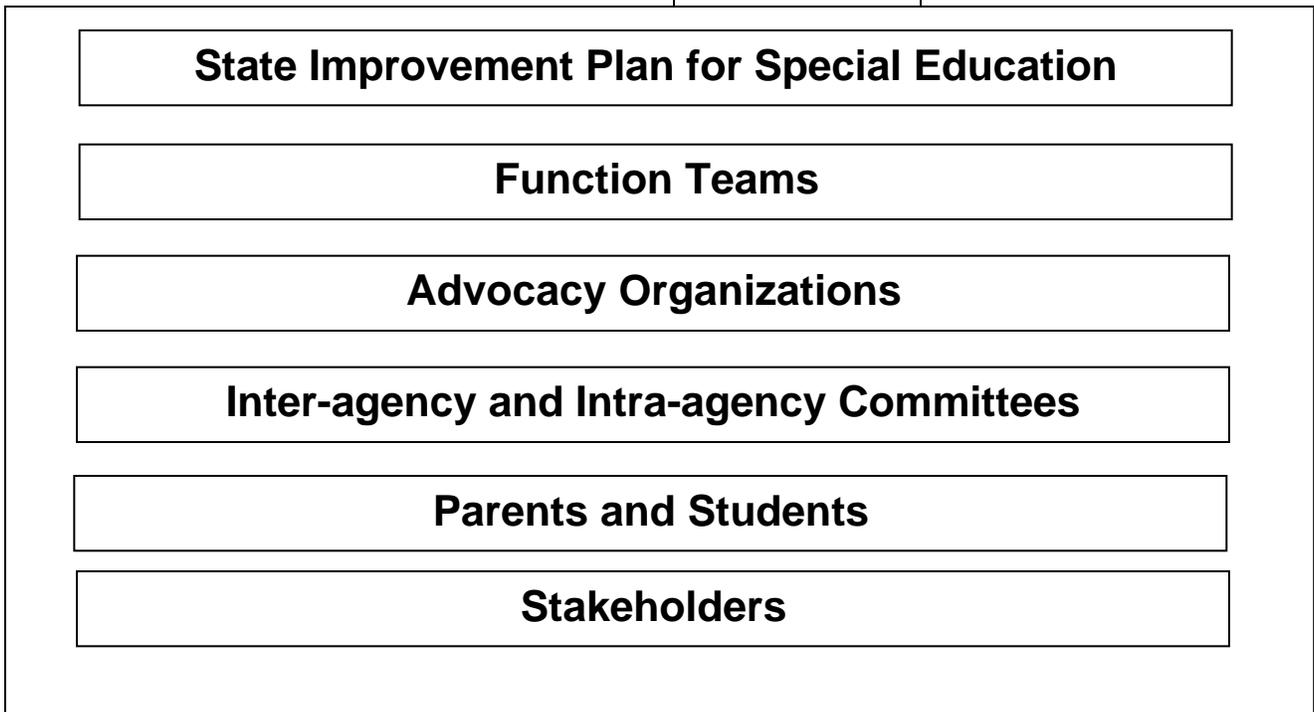
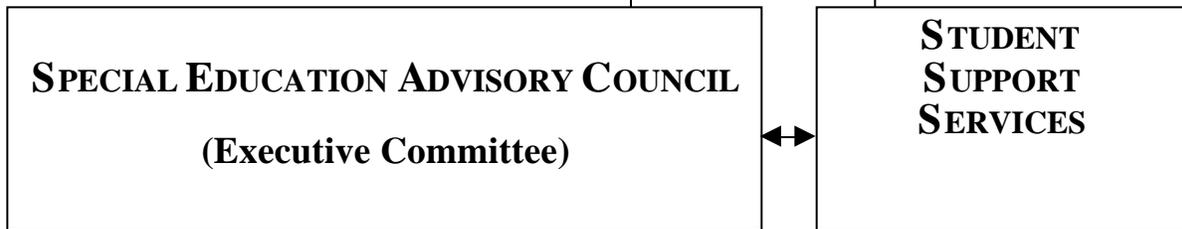
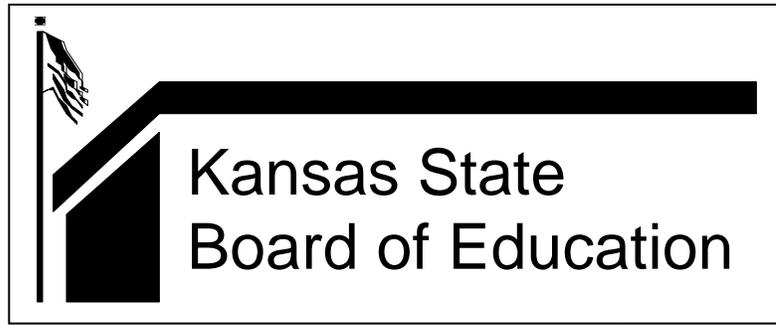
Kansas Special Education Advisory Council 2000-2001

Kansas SEAC Meeting Dates 2000-2001

Federal Regulations - SEAC

Kansas State Statute - SEAC

Kansas State Statute - Compensation



KANSAS STATE BOARD OF EDUCATION 2000-2001

DISTRICT 1 (2003) Democrat	Mrs. Janet Waugh	2540 S 59th Kansas City, KS 66106 (913) 375-1535 (home) FAX: 913-287-4004 e-mail: JWaugh1052@aol.com
DISTRICT 2 (2001) Republican	Mrs. Sue Gamble	17724 W 67threet Shawnee, KS 66217 (913) 631-8663 FAX: 913-631-8155 e-mail: MSGamble@swbell.net
DISTRICT 3 (2003) Republican	Mr. John W. Bacon	15831 West 136 th Street Olathe, KS 66062 (913) 829-4213 FAX: (same as home) e-mail: jwmsbacon@aol.com
DISTRICT 4 (2001) Democrat	Dr. Bill Wagnon	1606 SW Boswell Topeka, KS 66604 (785)235-5881 (home) (785)231-1084 (work) FAX: 913-235-1707 e-mail: wagnon@washburn.ed
DISTRICT 5 (2003) Republican	Mr. I.B. "Sonny" Rundell	Post Office Box 813 401 Gardner Syracuse, KS 67878 (316) 384-7732 FAX: 316-384-7595 e-mail: ibvrrun@pld.com
DISTRICT 6 (2001) Republican	Mr. Bruce Wyatt	4401 W. State Street Road Salina, KS 67401 785-823-2806 (home) 785- 825-4385 (fax) e-mail: wyattsalina@aol.com
DISTRICT 7 (2003) Republican	Mr. Harold L. Voth	104 South Salina Haven, KS 67543 (316) 465-3301 (home) FAX: 316-465-3608 e-mail: hlv@ourtownusa.net
DISTRICT 8 (2001) Republican	Mrs. Carol Rupe	1110 N. Cypress Ct. Wichita, KS 67206 (316) 636-5436 FAX: 316-973-5173 e-mail: crupe@southwind.ne
DISTRICT 9 (2003) Republican	Mrs. Val DeFever	P.O. Box 644 Independence, KS 67301 (316) 331-3363 (home) FAX: 316-331-5696 e-mail: vdefever@ksbe.org
DISTRICT 10 (2001) Republican	Dr. Steve E. Abrams	6964 W 252 nd Road Arkansas City, KS 67005 (316) 442-7960 FAX: 316-442-8803 e-mail: sabrams@kcisp.net

State Advisory Council for Special Education FY2000-01

Council Member	Address	Telephone	Representation	Board Region	Appl
Shirley Armentrout	Most Pure Heart of Mary 6934 SW 33 rd Street Topeka, KS 66614 e-mail: shirarm@mph.com	785-478-4090	Parent of Child with Disability *	4	J
Lorraine Bockorny	Rainbows United 340 S. Broadway Wichita, KS 67202 e-mail: lbockorny@rui.org	316-267-5437	Private Schools *	8	J
Doug Bowman	Kansas Interagency Coordinating Council 900 SW Jackson Rm 1005 Topeka, KS 66612 e-mail: dbowman@kdhe.state.ks.us	785/296-1294	Parent of a Child with Giftedness	8	J
Larry Cyrier, Ph.D.	Kansas Dept. of Corrections Lansing Correctional Facility Box 2, Mailbox 13 Lansing, KS 66043 e-mail: LarryCy@kdoc.dc.state.ks.us	913-727-3235 ext. 7720	Adult Corrections	1	J
William Daugherty	KSSB 1100 State Avenue Kansas City, KS 66102 e-mail: bdaugherty@kssb.net	913-281-3308	State Official	1	J
Barb McGrath	North Beloit High School Beloit Juvenile Corr. Facility 1720 N. Hersey Beloit, KS 67420 e-mail: hmcgrath@nckcn.com	785-738-5735	Juvenile Justice	6	J
Bert Moore	Chautauqua & Elk Cty Sp Serv Coop P O Box 607 Howard KS 67349 e-mail: bmoore@terraworld.net	620-374-2113 FAX: 620-374-2414	Administrator of Exceptional Programs	9	J
Ray Petty	2009 Alabama Lawrence, KS 66046 e-mail: raypetty@aol.com	785-841-8558	Individual with Disability *	3	J
Joe Porting	KDHE 900 SW Jackson Topeka, KS 66612 e-mail: jporting@kdhe.state.ks.us	785-296-8625	State Agency/ Service Delivery *	4	J

Council Member	Address	Telephone	Representation	Board Region	Appl
Patricia Schremmer	3560 SW Oak Parkway Topeka, KS 66614	785-273-9840	Parent of Child with Disability *	4	J
Sheila Simmons	ATK 2601 Gabriel Parsons, KS 67357 e-mail: ssimmons@parsons.lsi.ukans.edu	620-421-8367	Related Services	9	J
Tom Skrtic, Ph.D.	Dept. of Special Education 521 J.R. Pearson Hall University of Kansas Lawrence, KS 66045 e-mail: tms@ukans.edu	785-864-4954	IHE Special Education	3	J
Sue Stacey	McPherson Co. SPED Coop. 514 N. Main McPherson, KS 67460 e-mail: sue.stacey@mcpherson.com	620-241-9420	Vocational/Comme rce or Business concerned with Transition *	7	J
Janice Suddath	c/o Student Support Services 120 SE 10 th Avenue Topeka, KS 66612 e-mail: jsudda01@sprintspectrum.com	913-262-3562	Parent of Child with Disability *	2	J
Danny Thornton	NWKESC 703 W. 2 nd Oakley, KS 67748 e-mail: nkescga0@ruraltel.net	785-672-3125	LEA Official*	5	J
Karen L. Untereker	716 W. Euclid Pittsburg, KS 66762 e-mail: Untereker@Fament.com	620-231-2577	Teacher*	9	J
Jim Wheeler, Ph.D.	NEKESC PO Box 320 Lecompton, KS 66050 e-mail: jwheeler@nekesc.org	785-887-6711	Charter Schools	3/4	J

* **These representatives fulfill the majority requirement; persons who are both individuals with a disability or parents of children with a disability and who may represent another required area.**

Kansas Special Education Advisory Council

Meeting Schedule for 2000-2001

November 6, 2000	Wichita Suites Hotel 5211 E. Kellogg Wichita	1:00 - 8:00 p.m.
January 9-10, 2001	Satellite Room across the street from KSDE building 120 SE. 10 th Ave., Topeka	Breakfast on second day with KSBE
February 23, 2001	Satellite Room across the street from KSDE building 120 SE. 10 th Ave., Topeka	9:00 a.m. - 4:00 p.m.
April 10, 2001	Satellite Room across the street from KSDE building 120 SE. 10 th Ave., Topeka	9:00 a.m. - 4:00 p.m.
July 25-26, 2001	Holiday Inn Holidome, Manhattan	In concert with the KSDE Leadership Conference

Federal Regulations
Regarding the Special Education Advisory Council

State Advisory Panel

§ 300.650 Establishment of advisory panels.

- (a) Each State shall establish and maintain, in accordance with §§ 300.650--300.653, a State advisory panel on the education of children with disabilities.
- (b) The advisory panel must be appointed by the Governor or any other official authorized under State law to make those appointments.
- (c) If a State has an existing advisory panel that can perform the functions in § 300.652, the State may modify the existing panel so that it fulfills all of the requirements of §§ 300.650--300.653, instead of establishing a new advisory panel.

(Authority: 20 U.S.C. 1412(a)(21)(A))

§ 300.651 Membership.

- (a) General. The membership of the State advisory panel must consist of members appointed by the Governor, or any other official authorized under State law to make these appointments, that is representative of the State population and that is composed of individuals involved in, or concerned with the education of children with disabilities, including--
 - (1) Parents of children with disabilities;
 - (2) Individuals with disabilities;
 - (3) Teachers;
 - (4) Representatives of institutions of higher education that prepare special education and related services personnel;
 - (5) State and local education officials;
 - (6) Administrators of programs for children with disabilities;
 - (7) Representatives of other State agencies involved in the financing or delivery of related services to children with disabilities;
 - (8) Representatives of private schools and public charter schools;
 - (9) At least one representative of a vocational, community, or business organization concerned with the provision of transition services to children with disabilities; and
 - (10) Representatives from the State juvenile and adult corrections agencies.
- (b) *Special rule.* A majority of the members of the panel must be individuals with disabilities or parents of children with disabilities.

(Authority: 20 U.S.C. 1412(a)(21)(B) and (C))

§ 300.652 Advisory panel functions.

(a) General. The state advisory panel shall --

- (1) Advise the SEA of unmet needs within the State in the education of children with disabilities;
- (2) Comment publicly on any rules or regulations proposed by the State regarding the education of children with disabilities;
- (3) Advise the SEA in developing evaluations and reporting on data to the Secretary under section 618 of the Act;
- (4) Advise the SEA in developing corrective action plans to address findings identified in Federal monitoring reports under Part B of the Act; and
- (5) Advise the SEA in developing and implementing policies relating to the coordination of services for children with disabilities.

(b) Advising on eligible students with disabilities in adult prisons. The advisory panel also shall advise on the education of eligible students with disabilities who have been convicted as adults and incarcerated in adult prisons.

(Authority: 20 U.S.C. 1412(a)(21)(D))

§ 300.653 Advisory panel procedures.

- (a) The advisory panel shall meet as often as necessary to conduct its business.
- (b) By July 1 of each year, the advisory panel shall submit an annual report of panel activities and suggestions to the SEA. This report must be made available to the public in a manner consistent with other public reporting requirements of Part B of the Act.
- (c) Official minutes must be kept on all panel meetings and must be made available to the public on request.
- (d) All advisory panel meetings and agenda items must be announced enough in advance of the meeting to afford interested parties a reasonable opportunity to attend. Meetings must be open to the public.
- (e) Interpreters and other necessary services must be provided at panel meetings for panel members or participants. The State may pay for these services from funds under § 300.620.
- (f) The advisory panel shall serve without compensation but the State must reimburse the panel for reasonable and necessary expenses for attending meetings and performing duties. The State may use funds under § 300.620 for this purpose.

(Authority: 20 U.S.C. 1412(a)(21))

1999
Kansas State Statute
Regarding the Special Education Advisory Council

K.S.A. 72-964

State Advisory Council for special education.

Sec. 6. K.S.A. 72-964 is hereby amended to read as follows: 72-964.

- (a) There is established a state advisory council for special education which shall consist of not more than 21 members. Members of the advisory council shall be appointed by the state board of education, and shall *serve* for a term of three years. No member may serve more than two consecutive terms. Whenever a vacancy occurs in the membership of the advisory council for any reason other than the expiration of the term of a member, the state board shall appoint a successor for the remainder of the unexpired term.
- (b) (1) The advisory council established under this section shall be representative of the state population and be comprised of persons involved in, or concerned with, the education of exceptional children, including:
- (A) parents of exceptional children, at least one of whom shall be the parent of a gifted child;
 - (B) individuals with disabilities;
 - (C) teachers;
 - (D) representatives of institutions of higher education that prepare special education and related services personnel;
 - (E) state and local education officials;
 - (F) administrators of programs for exceptional children;
 - (G) representatives of other state agencies involved in the financing or delivery of related services to exceptional children;
 - (H) representatives of private schools and public charter schools;
 - (I) at least one representative of a vocational, community, or business organization concerned with the provision of transition services to children with disabilities; and
 - (J) representatives from the state juvenile and adult corrections agencies.
- (2) A majority of the members of the advisory council shall be individuals with disabilities or parents of children with disabilities.
- (c) The state advisory council for special education shall:
- (1) advise the state board of unmet needs within the state in the education of exceptional children;
 - (2) comment publicly on any rules and regulations proposed by the state board regarding the education of exceptional children;
 - (3) advise the state board in developing evaluations and reporting on data to the federal government;
 - (4) advise the state board in developing corrective action plans to address findings identified in federal monitoring reports; and

- (5) advise the state board in developing and implementing policies relating to the coordination of services for exceptional children.
- (d) Members of the state advisory council for special education attending meetings of such council, or attending a subcommittee meeting thereof authorized by the state board, shall be paid subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto.
- (e) The state board shall call the members of the advisory council to meet at least once each year, at which meeting the council shall organize by electing a Chairperson and a Vice-Chairperson. The person in the department specified to be the principal administrator of special education and related services shall be the secretary of the advisory council. The council shall meet upon the call of the Chairperson or upon the call of the state board as often as may be necessary at times and places designated by the Chairperson or by the state board in order to fulfill the duties prescribed under the provisions of this act.

Chapter 75.--STATE DEPARTMENTS; PUBLIC OFFICERS AND EMPLOYEES
Article 32.--COMPENSATION AND ALLOWANCES

K.S.A. 75-3223 Compensation, subsistence allowances, mileage and expenses of members of board; "board" defined.

- (a) Whenever it is provided by law that a member of a board is to receive compensation as provided in this section, such member shall be paid per diem compensation of thirty-five dollars (\$35) for each day of actual attendance at any meeting of such board or any subcommittee meeting authorized by such board. No per diem compensation shall be paid under this section to salaried state officers or employees except that whenever a member of the legislature is a member of a board he or she shall receive compensation as provided in

K.S.A. 75-3212 and amendments thereto.

- (b) Whenever it is provided by law that a member of a board is to be paid subsistence allowances as provided in this section, such member shall be paid subsistence allowances as provided in K.S.A. 75-3207, unless such member is also a member of the legislature, in which case such member shall be paid subsistence allowances as provided in K.S.A. 75-3212 and amendments thereto.
- (c) Whenever it is provided by law that a member of a board shall be paid mileage as provided in this section, such member shall be paid the mileage rate prescribed under K.S.A. 75-3203a and amendments thereto for miles actually traveled in going to and returning from a meeting of such board (or any subcommittee meeting authorized by such board), computed in accordance with rules and regulations of the secretary of administration adopted under K.S.A. 75-3207.
- (d) Whenever it is provided by law that a member of a board shall be paid expenses (in addition to mileage and subsistence), such member shall be paid actual and necessary expenses incurred in performing his or her statutory duties as such member in accordance with K.S.A. 75-3203 and amendments thereto and K.S.A. 75-3207 and rules and regulations of the secretary of administration adopted under K.S.A. 75-3207.
- (e) Whenever it is provided by law that members of a board shall receive amounts provided for in [this] subsection (e) of K.S.A. 75-3223 and amendments thereto, such members shall receive subsistence allowances as provided in K.S.A. 75-3207 and amendments thereto, mileage at the rate prescribed under K.S.A. 75-3203a and amendments thereto and other actual and necessary expenses incurred in performing his or her statutory duties as such member in accordance with K.S.A. 75-3203 and amendments thereto and rules and regulations of the secretary of administration adopted under K.S.A. 75-3207, unless such member is a legislator in which case such legislator shall receive the compensation,

subsistence allowances, mileage and other expenses authorized for legislators under subsections (a), (b), (c) and (d) of this section.

- (f) "Board" as used in this section means any three or more public officers or other persons who are given by law a joint authority.

History: L. 1974, ch. 348, § 1; L. 1974, ch. 361, § 93; L. 1975, ch. 416, § 29; July 1.