

## HOUSE BILL No. 2348

By Committee on Judiciary

Requested by Representative Howe on behalf of Steven Lovett

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\* ! " ! C# concernin\$ hi\$her education% providin\$ that tenure at  
2 postsecondary educational institutions shall not be defined% awarded or  
5 reco\$ni'ed as an entitlement% ri\$ht or property interest in a faculty  
4 member(s current% on\$oin\$ or future employment by an institution)

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

Section \*)+ ,a- ! n award of tenure may confer certain benefits%  
9 processes or preferences% but tenure shall be discretionary and conditional  
: and shall not% nor shall it be interpreted to% create any entitlement% ri\$ht or  
\*6 property interest in a faculty member(s current% on\$oin\$ or future  
\*\* employment by an institution)

\*2 ,b- + #he board of re\$ents and any institution shall not define% award or  
\*5 otherwise reco\$ni'e tenure as an entitlement% ri\$ht or property interest in a  
\*4 faculty member(s current% on\$oin\$ or future employment by an institution)

\*8 ,c- + " o award of tenure by the board of re\$ents or any institution in  
\*7 e. istence on the effective date of this act shall be considered or deemed an  
\* entitlement% ri\$ht or property interest in a faculty member(s current%  
\*9 on\$oin\$% or future employment by an institution)

\*: ,d- + !ny special benefits% processes or preferences conferred on a  
26 faculty member by an institution(s award of tenure can be at any time  
2\* revo/ed% limited% altered or otherwise modified by the awardin\$ institution  
22 or by the state board of re\$ents)

25 ,e- + " othin\$ in this section shall be interpreted or used to infrin\$e or  
24 abro\$ate a faculty member(s otherwise constitutionally protected ri\$hts or  
28 interests)

27 ,f- + !s used in this section()

2 ,\*- + !2aculty1 means any unclassified employee of any institution  
29 whose primary duties include teachin\$ or research% re\$ardless of ran/ or  
2: title% e. cept employees who are employed under an employment contract%

56 ,2- + !institution1 means any postsecondary educational institution as  
5\* defined in 3)S)!) 4-526\*b% and amendments thereto%

52 ,5- + !state board of re\$ents1 means the same as defined in 3)S)!) 7-  
55 \*\*% and amendments thereto% and

54 ,4 - + !tenure1 means a feature of employment that()

58 , ! - + Shall be affirmatively \$ranted by an institution at its discretion in

\* recognition of meritorious performance and thereafter conditioned on  
2 future meritorious performance and  
5 ,B- + may conditionally confer special benefits, processes or  
4 preferences)  
8 Sec) 2) + #his act shall take effect and be in force from and after its  
7 publication in the Kansas Register)