

KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Review Item:

704 KAR 3:471, Repeal of 704 KAR 3:470, Ranking of certified school personnel

Commissioner's Recommendation:

The Commissioner recommends repeal of 704 KAR 3:470, Ranking of certified school personnel at the April meeting. No action is necessary at this meeting.

Rationale:

Since KRS 161.028 and 161.1211 place the authority to set the standards for certification and rank with the Education Professional Standards Board, this regulation is no longer needed. Additionally, the Commissioner has directed staff to repeal those regulations that are unnecessary.

Applicable Statute or Regulation:

KRS 157:390, KRS 161.028, KRS 161.1211, 704 KAR 3:470

History/Background:

Existing Policy: 704 KAR 3:470 was promulgated in 1995 because at that time, the Educational Professional Standards Board (EPSB) lacked the statutory authority in KRS 161.028 to rank certified personnel.

Summary: With the passage of KRS 161.1211 in 2000, EPSB now has the statutory authority to set the criteria for the ranking of certified school personnel.

Budget Impact: No impact occurs on state funds.

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Commissioner of Education

Date:

February 2016

Education Cabinet

Kentucky Board of Education

Department of Education

(Repealer)

704 KAR 3:471. Repeal of 704 KAR 3:470.

RELATES TO: KRS 157:390, KRS 161.028

STATUTORY AUTHORITY: KRS 161.1211

NECESSITY, FUNCTION, AND CONFORMITY: This is to repeal administrative regulation 704 KAR 3:470, Ranking of certified personnel. The Education Professional Standards Board lacked the authority to promulgate regulations related to the ranking of certified personnel. With the passage of KRS 161.1211, statutory authority was granted to the Education Professional Standards Board to promulgate regulation on ranking of certified personnel making 704 KAR 3:470 unnecessary.

Section 1. 704 KAR 3:470 is hereby repealed.