

KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Review Item:

703 KAR 4:041, Repeal of 703 KAR 4:040, Interim Methods for Verifying Successful Completion of the Primary Program (First Reading)

Rationale:

To eliminate redundancy and inefficiency, this regulation is being repealed. During its June 2016 regular meeting, the Kentucky Board of Education will be asked to take final action to repeal this regulation.

Applicable Statute or Regulation:

156.160(1)(a), KRS 158.030, KRS 158.031, 703 KAR 4:040, 704 KAR 3:440

History/Background:

Existing Policy: KRS 158.030 originally established the primary school program and required the promulgation of administrative regulations to address methods for verifying successful completion. This statute was later revised to address entrance ages. Primary program requirements are now set forth in KRS 158.031 which provides the Kentucky Board of Education with authority to establish administrative regulations, including methods of verifying successful completion of the primary school program.

In 1993, 703 KAR 4:040 established the interim methods for verifying successful completion of the primary program under KRS 158.030. Primary program guidelines are now governed by KRS 158.031 and 704 KAR 3:440.

Summary: When 703 KAR 4:040 was approved in 1993, the purpose was to provide a temporary measure of student readiness to advance to fourth grade. During implementation of these interim methods for verifying successful completion of the primary program, KDE built the components of a permanent primary program. Now, 704 KAR 3:440 establishes permanent primary program guidelines pursuant to authority set forth in KRS 158.031.

KRS 158.031 provides local school districts with authority to determine successful completion of the primary program by assessing the best educational interest of the student. KDE provides guidance on primary program retention and advancement through its website.

Budget Impact: No impact occurs to state funds due to the repeal of the regulation.

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A handwritten signature in blue ink that reads "Stephen L. Pruitt". The signature is written in a cursive style with a horizontal line extending from the end.

Commissioner of Education

Date:

April 2016