

KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Review Item:

780 KAR 4:012, Repeal of 780 KAR 4:010, General Standards (*First Reading*)

Rationale:

To bring forward a justification for the repeal of this regulation through a first reading in June and then bring it back for approval (second reading) to the August meeting. This regulation is redundant and no longer needed.

Applicable Statute or Regulation:

KRS 156.802, 156.850, 156.852

History/Background:

Existing Policy: KRS 156.802 gives the Department of Education's Office of Career and Technical Education the responsibility for all administrative functions of the state in relation to the management, control, and operation of state-operated secondary area technology centers. KRS 156.850 ensures that the state accepts all federal acts related to career and technical education. KRS 156.852 gives the Kentucky Board of Education the authorization to carry out the purposes of the the program of career and technical education. Title 780 provides administrative regulations for the state-operated area technology centers, also known as the KY Tech System.

Summary: Since the merger of Kentucky's two secondary career and technical education (CTE) systems in 2013 through HB 207, the Office of Career and Technical Education has worked to identify statutes and administrative regulations that could be amended or repealed in an effort to simplify our regulatory scheme and eliminate redundancies. 780 KAR 4:010 establishes general program standards for area technology centers that are already set forth in 705 KAR 4:231, making the language in 780 KAR 4:010 redundant and unnecessary. Relevant amendments are being made to 705 KAR 4:231 that ensure this regulation is accurate and comprehensive for all of secondary CTE.

Budget Impact: The repeal of this administrative regulation has no fiscal impact on the Kentucky Department of Education.

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A handwritten signature in black ink, reading "Stephen L. Pruitt". The signature is written in a cursive style with a large, stylized "S" and "P".

Commissioner of Education

Date:

June 2016

1 EDUCATION AND WORKFORCE DEVELOPMENT CABINET

2 Kentucky Board of Education

3 Department of Education

4 (Repealer)

5 780 KAR 4:012. Repeal of 780 KAR 4:010.

6 RELATES TO: KRS 156.802(3), (6), 156.850, 156.852, 20 U.S.C. 2391-2415

7 STATUTORY AUTHORITY: KRS 156.802(3), (6), 156.850, 156.852

8 NECESSITY, FUNCTION, AND CONFORMITY: KRS 156.802 gives the Department of

9 Education's Office of Career and Technical Education the responsibility for all administrative

10 functions of the state in relation to the management, control, and operation of state-operated

11 secondary area technology centers. KRS 156.850 ensures that the state accepts all federal acts

12 related to career and technical education. KRS 156.852 authorizes the Kentucky Board of

13 Education to carry out the purposes of the program of vocational education and the provisions of

14 the Acts of Congress accepted by KRS 156.850. 780 KAR 4:010 establishes the broad, general

15 standards for all career and technical education programs to qualify for federal funding. The

16 need for the regulation is still apparent, however there are two regulations currently addressing

17 general and program standards for career and technical education. Relative language from 780

18 KAR 4:010 will be merged into 705 KAR 4:231, to create one comprehensive regulation

19 governing general and program standards for all of career and technical education in the

20 Commonwealth. Combining the two regulations will simplify the regulatory scheme, increase

21 administrative efficiency, and provide clarity to career and technical education programs.

- 1 Section 1. 780 KAR 4:010, General standards, is hereby repealed.

780 KAR 4:010. General standards.

RELATES TO: KRS 151B.025(3), (6), 151B.145, 20 U.S.C. 2391-2415

STATUTORY AUTHORITY: KRS 151B.025(3), (6), 151B.145, 151B.150

NECESSITY, FUNCTION, AND CONFORMITY: KRS 151B.150 to implement the federal programs accepted by KRS 151B.145 and to promulgate necessary administrative regulations. KRS 151B.025(3) and (6) establishes program standard responsibilities for state-operated secondary career and technical education programs. This administrative regulation establishes the broad, general standards for all career and technical education programs to qualify for federal funding.

Section 1.(1) Career and technical education programs shall be designed to serve secondary students.

(2) Instructional programs shall not discriminate on the basis of race, color, national origin, age, religion, marital status, sex, or disability.

Section 2. Career and technical education instruction shall be provided within the following program areas: agriculture, business and office technology, health and personal services, home economics, industrial technology education, marketing, environmental education, special career and technical education programs, and other program areas:

- (1) Agriculture;
- (2) Business and office technology;
- (3) Health and personal services;
- (4) Home economics;
- (5) Industrial technology education;
- (6) Marketing;
- (7) Environmental education;
- (8) Special career and technical education programs; and
- (9) Program areas with content regarding emerging technologies and business and industry needs.

Section 3. The instruction shall be designed to accomplish one (1) or more of the following objectives:

- (1) Prepare individuals for employment in skilled or technical occupations;
- (2) Prepare individuals for transition from education and training to work;
- (3) Assist individuals in making meaningful occupational choices;
- (4) Upgrade and update individuals in their present occupations; or
- (5) Retrain existing workers.

Section 4. The content of instruction in career and technical education programs shall:

- (1) Be based on a consideration of the skills, attitude, and knowledge required to achieve the objectives of instruction and include a planned sequence of those essentials of education, experience, or both as necessary for the individual to achieve objectives;
- (2) Be developed and conducted in consultation with potential employers and other individuals having skills and substantive knowledge of the occupation or the occupational fields included in instruction;
- (3) Include the most up-to-date technology and skills necessary for competencies required to meet the objectives of instruction; and
- (4) Be sufficiently extensive in duration and intensity within a scheduled unit of time to enable the student to achieve the objectives of instruction.

Section 5. The career and technical education program of instruction shall coordinate classroom instruction with field, laboratory, cooperative work, or other work-based experience that shall be:

- (1) Appropriate to the objectives of instruction;
- (2) Of sufficient duration to develop competencies necessary for the student to achieve those objectives; and
- (3) Supervised, directed, or coordinated by a person certified by 16 KAR 2:020.

Section 6. Recognized career and technical education student organizations and leadership activities shall be an integral part of the instructional program and shall be supervised by qualified career and technical education personnel.

Section 7. Each program shall have an active advisory committee, as required by 780 KAR 2:030, Section 4.

Section 8.(1) Assessment of the career and technical education programs shall be conducted in accordance with requirements and instruments approved by the Office of Career and Technical Education.

(2) The executive director for the Office of Career and Technical Education shall designate the records and reports to be kept by local educational agencies operating approved career and technical education programs.

(3) Staff from the Office of Career and Technical Education or the Department of Education shall make biennial evaluation visits for program improvement purposes.

Section 9. If applicable, all career and technical education programs shall operate according to 702 KAR 4:180 and the guidelines developed by state or national licensure, certification, and registration agencies having jurisdiction over graduates who seek employment in occupations governed by those agencies.

Section 10. The facilities for a career and technical education program shall be of adequate size and design to accommodate the activities and number of work stations unique to each program.

(1) Classrooms; libraries; laboratories; and other facilities and instructional equipment, supplies, teaching aids, and other materials, shall be provided in quantity and quality to meet the objectives in the career and technical education instruction.

(2) Facilities and equipment shall be approved by the executive director for the Office of Career and Technical Education in cooperation with the commissioner for the Department of Education or designee.

Section 11. A program offered by an eligible recipient of federal funds shall be disapproved if program requirements established in this administrative regulation or 780 KAR 1:010 are not met. (17 Ky.R. 751; eff. 10-14-90; Am. 22 Ky.R. 369; 731; eff. 10-5-95; 26 Ky.R. 2324; 27 Ky.R. 964; eff. 10-16-2000; 35 Ky.R. 1879; 2241; eff. 5-1-2009.)