

KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Action/Consent Item:

Request from the Marshall County School District for Waiver of 702 KAR7:140, Section 4

Commissioner's Recommendation:

The Commissioner recommends that the Kentucky Board of Education (KBE) approve the request from the Marshall County School District to waive the requirements of 702 KAR 7:140, Section 4 and grant an emergency day waiver for January 24, 2018. On that day, school was cancelled district-wide due to the aftermath of the school shooting tragedy.

Rationale:

To allow the school district to complete the school year without having to make up a day lost due to the January 23, 2018 tragedy.

Action Question:

Should the KBE approve the request from the Marshall County School District for a waiver of the requirements of 702 KAR 7:140, Section 4 and grant an emergency day waiver for the district-wide school day missed as a result of the January 23, 2018 school shooting tragedy?

Applicable Statute or Regulation:

KRS 156.160, 702 KAR 7:140, Section 4

History/Background:

Existing Policy: Pursuant to 702 KAR 7:140, Section 4, school districts shall not be granted emergency day waivers unless the district has missed more than twenty (20) attendance days district-wide and the district has demonstrated that an extreme hardship would result if the district is not granted a waiver. KRS 156.160(2)(a) permits the KBE to waive certain administrative regulations at the request of a local school district when there is a showing of good cause, if implementation of the regulation requirement will cause hardship on the district, or if an alternative approach will achieve the same result as required by the administrative regulation.

Summary: The Marshall County Board of Education, through local board action, has requested a waiver of the requirements of 702 KAR 7:140, Section 4. Specifically, the request is to waive the twenty (20) missed attendance day requirements and grant an emergency day for January 24, 2018. In light of the tragic events, there is good cause or alternatively it would be a hardship on the district to make up the missed day.

Budget Impact: There is no budget impact on state funds.

Contact Person:

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Commissioner of Education

Date:

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