

1 EDUCATION AND WORKFORCE DEVELOPMENT CABINET

2 Kentucky Board of Education

3 Department of Education

4 (Repealer)

5 704 KAR 7:081. Repeal of 704 KAR 7:080.

6 RELATES TO: KRS 156.031, 157.605, 157.606

7 STATUTORY AUTHORITY: KRS 156.070, 157.606

8 NECESSITY, FUNCTION, AND CONFORMITY: KRS 156.031 requires that administrative  
9 regulations relating to statutes amended by the 1990 Kentucky Education Reform Act be reviewed,  
10 amended if necessary, and resubmitted to the Legislative Research Commission prior to December  
11 30, 1990; and KRS 157.605 and 157.606 establish the "Ride to the Center for the Arts Program  
12 Fund" to provide matching funds to local school districts for the cost of transportation of students  
13 in grades 6-9 for the purpose of visiting the Kentucky Center for the Arts. This administrative  
14 regulation repeals 704 KAR 7:080, Ride to the Center for the Arts Program Fund, because funding  
15 to support the program is not available and rules for the distribution of money from the fund are  
16 not needed.

17 Section 1. 704 KAR 7:080, Ride to the Center for the Arts Program Fund, is hereby repealed.

This is to certify that the chief state school officer has reviewed and recommended this administrative regulation prior to its adoption by the Kentucky Board of Education, as required by KRS 156.070(5).

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
Wayne D. Lewis, Ph.D.  
Commissioner of Education

\_\_\_\_\_  
(Date)

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Hal Heiner, Chairperson  
Kentucky Board of Education

**PUBLIC HEARING AND PUBLIC COMMENT PERIOD:** A public hearing on this proposed administrative regulation shall be held on March 27, 2019, at 10:00 a.m. in the State Board Room, Fifth Floor, 300 Sower Boulevard, Frankfort, Kentucky. Individuals interested in being heard at this meeting shall notify this agency in writing five working days prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through close of business March 31, 2019. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to: **CONTACT PERSON:** Deanna Durrett, General Counsel, Kentucky Department of Education, 300 Sower Boulevard, 5<sup>th</sup> Floor, Frankfort, KY 40601, phone 502-564-4474, fax 502-564-9321, email [regcomments@education.ky.gov](mailto:regcomments@education.ky.gov)

## REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Administrative Regulation: 704 KAR 7:081

Agency Contact Person: Deanna Durrett, [Deanna.Durrett@education.ky.gov](mailto:Deanna.Durrett@education.ky.gov)

(1) Provide a brief summary of:

(a) What this administrative regulation does: Repeals administrative regulation 704 KAR 7:080, which governed the distribution of money in the Ride to the Center for the Arts Program Fund. 704 KAR 7:081 repeals the rules for fund distribution since no funds are available.

(b) The necessity of this administrative regulation: This regulation will repeal the rules for the distribution of money from the program fund as no funding was established in this fund; therefore, this regulation is unnecessary.

(c) How this administrative regulation conforms to the content of the authorizing statute: The regulation conforms to the authority given to the Kentucky Board of Education in KRS 156.070 and 157.606.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This regulation would repeal the Ride to the Center for the Arts Program Fund.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation: Repeal.

(b) The necessity of the amendment to this administrative regulation: Repeal.

(c) How the amendment conforms to the content of the authorizing statute: Repeal.

(d) How the amendment will assist in the effective administration of the statutes: Repeal.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: Those affected by this repeal are: no one will be affected as no funding has been available as part of this program fund.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment: no actions will be needed as this does not affect any one.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): No cost is associated with the repeal of this regulation.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): No benefits will accrue to any one.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially: There will be no initial implementation cost. This is a repeal of an administrative regulation.

(b) On a continuing basis: There will be no implementation cost on a continuing basis. This is a repeal of an administrative regulation.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: No funding is necessary for the implementation and enforcement of this repealer.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: No increase in fees or funding is necessary for the implementation of this repealer.

(8) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees: This repealer does not establish or increase any fees directly or indirectly.

(9) TIERING: Is tiering applied? (Explain why or why not) Tiering was not appropriate in this administrative regulation because the administrative regulation applies equally to all schools and districts. Tiering is not applied because this is a repeal of an administrative regulation.

FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

Regulation Number: 704 KAR 7:081  
Contact Person: Deanna Durrett, [Deanna.Durrett@education.ky.gov](mailto:Deanna.Durrett@education.ky.gov)  
Phone number: 502-564-4474

(1) What units, parts, or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation? No one will be impacted by this administrative regulation.

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation. This administrative regulation is authorized by KRS 156.070 and 157.606.

(3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year? This administrative regulation will not generate revenue for state or local government for the first year.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years? This administrative regulation will not generate revenue for state or local government for subsequent years.

(c) How much will it cost to administer this program for the first year? There will be no costs to administer this administrative regulation for the first year.

(d) How much will it cost to administer this program for subsequent years? There will be no costs to administer this administrative regulation for subsequent years.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-): N/A  
Expenditures (+/-):N/A  
Other Explanation: N/A