

Summary of Proposed Amendments to 780 KAR 2:040, Live Work Projects

Amendment	Rationale
<p>Statutory Update: Change KRS 151B.025(3) to KRS 156.802(3)</p> <p><i>Page 1, lines 6-8</i></p>	<p>This statute was renumbered and became effective on June 25, 2013.</p>
<p>Necessity, Function, Conformity Update: Strike “Office of Career & Technical Education” and replace with “Kentucky Department of Education”</p> <p><i>Page 1, line 9</i></p>	<p>The Kentucky TECH system (also known as the Office of Career & Technical Education) was previously overseen by the Kentucky Cabinet for Education and Workforce Development prior to 2013. They were merged into the Kentucky Department of Education (KDE) via Executive Order in 2013 by Governor Beshear.</p>
<p>Section 3(2): Strikes the word “book”</p> <p><i>Page 2, line 4</i></p>	<p>Removing this word allows for flexibility in how the school administrator records work orders, whether that be in written or electronic form.</p>
<p>Section 3(3): Strike the words “policy form” and insert words “Work Order Agreement Form”</p> <p><i>Page 2, line 7</i></p>	<p>This amendment provides clarity as to which specific policy form is required for use by the individual/organization requesting a live work project.</p>
<p>Section 3(3) and Section 3(4): Inserts gender-neutral language</p> <p><i>Page 2, lines 7, 10, 11</i></p>	<p>Provides gender-neutral language.</p>
<p>Section 3(5): Updates reference to applicable regulation</p> <p><i>Page 2, line 13</i></p>	<p>The reference to 780 KAR 2:140, Section 9 is incorrect (no Section 9 exists within this regulation) and should be 780 KAR, Section 8.</p>
<p>Section 3(6)(b): Strikes language allowing school to require students participating in live work projects to reimburse or purchase materials required for such projects.</p>	<p>This is not a known practice and, if implemented, could create a financial hardship for such students. OCTEST leadership does not see the need for this provision, moving forward.</p>

<i>Page 2, lines 17-19</i>	
Section 3(8): Inserts the words “or the instructor” <i>Page 3, line 2</i>	To ensure compliance with the Kentucky Executive Branch Code of Ethics, this insertion ensures that live work projects for family members and other individuals are not accepted in the name of a student <u>OR</u> a Kentucky TECH instructor.
Section 5: Incorporation by Reference <i>Page 3, lines 9-10</i>	This change updates the version date for the document incorporated by reference, “Education Work Order – Agreement Form”. Technical amendments to this form are also provided for review.
Section 5(2): Agency Updates <i>Page 3, lines 12-13</i>	Updates the agency name and physical address.