

Summary of Proposed Amendments to 780 KAR 2:060, Discipline of Students

Amendment	Rationale
<p>Statutory Updates:</p> <p>Change KRS 151B.025(3) to KRS 156.802(3) Change KRS 151B.150 to KRS 156.852</p> <p><i>Page 1, lines 6-8, 11</i></p>	<p>These statutes were renumbered and became effective on June 25, 2013.</p>
<p>Necessity, Function, Conformity Updates:</p> <p>Strike “Office of Career & Technical Education” and replace with “Kentucky Department of Education”</p> <p><i>Page 1, line 9</i></p> <p>Strike “Executive Director of the office” and replace with “Kentucky Board of Education”</p> <p><i>Page 1, line 12</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>Following the merger, the Kentucky Board of Education became the entity authorizes with promulgating administrative regulations related to secondary Career and Technical Education (CTE).</p>
<p>Section 2: Inserts phrase “in or assigned to work”</p> <p><i>Page 2, line 1</i></p>	<p>Clarifies that this section is applicable to all personnel within an Area Technology Center (ATC), regardless of whether they are a state or district employee.</p>
<p>Section 2: Strike the word “vocational” and replace with “career and...”</p> <p><i>Page 2, line 3</i></p>	<p>Revises outdated terminology.</p>
<p>Section 4(1): Strike the word “parent” and replace with the term “sending”</p> <p><i>Page 2, line 16</i> <i>(repeated on Page 2, line 20)</i> <i>(repeated on Page 3, lines 2 and 4)</i></p>	<p>Revises outdated terminology and ensures alignment with language of the KY Tech Policies and Procedures.</p>

<p>Section 4(1): Inserts new statutory reference to KRS 158.444</p> <p><i>Page 2, lines 16-17</i></p>	<p>This insertion provides clarity that the sending high school is required (pursuant to the cited statute) to record the behavior/discipline event within the student information system.</p>
<p>Section 4(2): Inserts gender-neutral language</p> <p><i>Page 2, line 18</i></p>	<p>Provides gender-neutral language.</p>
<p>Section 4(2): Inserts the term “Area Technology Center (ATC)”</p> <p><i>Page 2, line 19</i></p>	<p>Provides clarifying language that the authority to suspend applies to the student’s enrollment in the ATC specifically.</p>
<p>Section 4(2): Strike the words “for a maximum of three (3) days,”</p> <p><i>Page 2, lines 19-20</i></p>	<p>No legal basis for this provision; thus, it is recommended for deletion.</p>
<p>Section 4(5): Creates a new sub-section to insert language stating, “The due process procedures outlines in KRS 158.150(5) shall follow the suspension as soon practicable, but no later than three (3) schools days after the suspension.”</p> <p><i>Page 3, lines 6-7</i></p>	<p>Ensures compliance with due process procedures for student.</p>
<p>Section 5: Strike “or expelled” and insert “or expelled from a participating local school district”</p> <p><i>Page 3, lines 8-9</i></p>	<p>Clarifies difference between suspension and expulsion, in that a student may be suspended from a school or expelled from a local district.</p>