

## KENTUCKY DEPARTMENT OF EDUCATION STAFF NOTE

**Topic:** Amendments to 780 KAR 2:060, Discipline of Students (Second Reading)

**Date:** October 2019

**Action Requested:**  Review  Action/Consent  Action/Discussion

**Held In:**  Full Board  Curriculum, Instruction and Assessment

Finance  Operations Management

### **SUMMARY OF ISSUE BEFORE THE BOARD:**

To take action on the proposed amendments to 780 KAR 2:060, Discipline of students, which are meant to remove outdated statutory references and ensure compliant data reporting practices regarding the discipline of Kentucky TECH students. Pursuant to KRS 156.852, the Kentucky Board of Education (KBE) is vested with the authority to carry out the purposes of career and technical education programs and is given all necessary power and authority in promulgating administrative regulations and carrying out the provisions of the acts relating thereto.

### **COMMISSIONER'S RECOMMENDATION:**

The Commissioner recommends approval of the proposed amendments to 780 KAR 2:040.

### **APPLICABLE STATUTE OR REGULATION:**

KRS 156.802(3), 156.852, 158.150, 158.444, HB 50 (2017)

### **BACKGROUND:**

#### *Existing Policy:*

KRS 156.802(3) gives the Kentucky Department of Education (KDE) the responsibility for all administrative functions of the state in relation to the management, control and operation of state-operated secondary area vocational education and technology centers. KRS 156.852 authorizes the KBE to promulgate regulations to implement Career and Technical Education (CTE) in Kentucky.

This administrative regulation establishes the procedures for the suspension and expulsion of students from Kentucky TECH schools for disciplinary reasons following the grounds and procedures established in KRS 158.150 and ensures compliance with discipline data reporting requirements outlined in KRS 158.444.

#### *Summary of Issue:*

House Bill (HB) 50 (2017) provided amendments to KRS Chapter 13A that established state agency requirements for certifying, amending and/or repealing administrative regulations. The KDE established a regulation review schedule to ensure compliance with HB 50 requirements; thus, this regulation is being brought to the KBE for certification with amendments that bring its

content up-to-date and ensure appropriate implementation and compliance with other applicable statutes. A summary of the proposed changes are highlighted within the attached table.

*Budget Impact:*

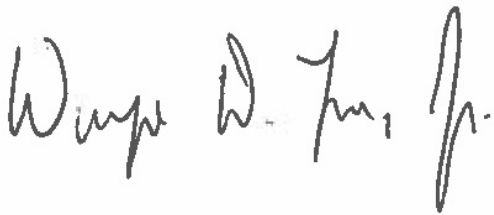
Amendments to 780 KAR 2:060 have no fiscal impact on state funds.

**GROUPS CONSULTED AND BRIEF SUMMARY OF RESPONSES:**

Leadership within the Office of Career and Technical Education and Student Transition (OCTEST), Division of Technical Schools and Continuous Improvement, as well as the data steward from the KDE Office of Continuous Improvement and Support, reviewed and support the proposed amendments. The regulation was reviewed by the School Curriculum, Assessment and Accountability Council (SCAAC) and the Local Superintendents Advisory Committee (LSAC) prior to its first reading in August. The regulation will be reviewed a second time by both groups on September 17 and 24, prior to the second reading by the KBE. Comments from these groups should be received prior to the October KBE meeting.

**CONTACT PERSON(S):**

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**Commissioner of Education**

Category: <input type="checkbox"/> District Innovation <input type="checkbox"/> Strengthening Educators <input type="checkbox"/> Family/Community Involvement <input checked="" type="checkbox"/> Student/Family Supports <input checked="" type="checkbox"/> Student Interventions <input type="checkbox"/> Coursework Completion <input type="checkbox"/> Accountability Reporting
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