

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
Commissioner of Education

(Date)

Hal Heiner, Chairperson
Kentucky Board of Education

PUBLIC HEARING AND PUBLIC COMMENT PERIOD: A public hearing on this administrative regulation shall be held on **XXXXXX**, at **XXXXX** in the State Board Room, 5th Floor, Kentucky Department of Education, 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 until **xxxxxxx**. 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, 5th Floor, Frankfort, KY 40601, phone 502-564-4474, fax 502-564-9321, email regcomments@education.ky.gov.

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Administrative Regulation: 704 KAR 3:370

Contact Person: Deanna Durrett, deanna.durrett@education.ky.gov

Phone: 502-564-4474

(1) Provide a brief summary of:

(a) What this administrative regulation does: Amends administrative regulation 704 KAR 3:370 by replacing the Principal and Assistant Principal Performance Standards with the Professional Standards for Educational Leaders. The regulation aligns with KRS 156.557, a statute requiring the Kentucky Department of Education (KDE) to develop a statewide framework for teaching that promotes the continuous professional growth and development of skills necessary to become a highly effective teacher or a highly effective administrator in a school or district. Development of the framework occurs in consultation with Kentucky's teacher and principal steering committees and other groups identified by the commissioner of education.

(b) The necessity of this administrative regulation: This regulation amends 704 KAR 3:370 related to principal and assistant principal evaluation. The amendment ensures the development of a framework to provide multiple measures for the evaluation process of all principals and assistant principals.

(c) How this administrative regulation conforms to the content of the authorizing statute: KRS 156.070(1) requires the Kentucky Board of Education to manage and control the common schools and all programs operated in the schools. KRS 156.557(2) and (5)(c), authorizes the Kentucky Board of Education to promulgate administrative regulations to establish a statewide framework for the purposes of supporting and improving the performance of all certified school personnel and to develop written guidelines for local school districts to follow in implementing a system of evaluation for certified school personnel. The amendment updates the standards used for principal and assistant principal evaluations to the national Professional Standards for Educational Leaders.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This regulation sets a statewide framework and promotes the continuous professional growth and development of skills needed to be a highly effective teacher or administrator.

(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: The amendment replaces the Principal and Assistant Principal Performance Standards with the Professional Standards for Educational Leaders to be used as the performance measures for principal and assistant principal evaluations.

(b) The necessity of the amendment to this administrative regulation: This amendment is necessary to update the current standards to the national, student-centric standards. The

Professional Standards for Educational Leaders have also been adopted as the standards of preparation for principals and assistant principals in Kentucky.

(c) How the amendment conforms to the content of the authorizing statute: The amendment simply replaces the current standards for principal and assistant principal evaluations with the updated national standards.

(d) How the amendment will assist in the effective administration of the statutes: The amendment provides a statewide framework with multiple measures for principal and assistant principal evaluations that reflect the national standards.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: Those affected by this amendment are: all local school districts, schools, principals and assistant principals.

(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: Districts will have to update their certified evaluation plans to align with the Professional Standards for Educational Leaders for principal and assistant principal evaluations.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): No fees are associated with complying with this amendment; however, district staff time will be needed to update the certified evaluation plan for principal and assistant principal evaluations.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): Principals and assistant principals will be evaluated based on national, student-centric standards that are also the standards for the preparation of principals and assistant principals.

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

(a) Initially: No cost

(b) On a continuing basis: No cost

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: N/A

(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: N/A

(8) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees: N/A

(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. N/A

FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

Administrative Regulation: 704 KAR 3:370

Contact Person: Deanna Durrett, deanna.durrett@education.ky.gov

Phone: 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? All school districts will need to update their certified evaluation plans to reflect the Professional Standards for Educational Leaders for principals and assistant principal evaluations.

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation. KRS 156.070 and 156.557.

(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. No 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? No revenue.

(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? No revenue.

(c) How much will it cost to administer this program for the first year? No cost associated with the amendment.

(d) How much will it cost to administer this program for subsequent years? No cost associated with the amendment.

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

SUMMARY OF MATERIAL INCORPORATED BY REFERENCE

The following documents are incorporated by reference:

(a) “Kentucky Framework for Teaching”, February 2014. The document incorporated by reference consists of forty-seven (47) pages. This document provides guidance to define criteria for teacher evaluation for each performance area listed in a district’s certified evaluation plan.

(b) “Kentucky Framework for Teaching with Specialist Frameworks for Other Professionals”, June 2015. The document incorporated by reference consists of one hundred twenty-nine (129) pages. This document provides guidance to define criteria for teacher evaluation for each performance area listed in a district’s certified evaluation plan.

(c) “Professional Standards for Educational Leaders”, 2015. The document incorporated by reference consists of thirty-six (36) pages. This document, developed by the National Policy Board for Educational Administration, provides guidance to define criteria for principal and assistant principal evaluations for each performance area listed in a district’s certified evaluation plan.

