

## KENTUCKY DEPARTMENT OF EDUCATION STAFF NOTE

**Topic:** Amendment to 701 KAR 5:100

**Date:** April 2020

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

**Held In:** ☒ Full Board ☐ Curriculum, Instruction and Assessment ☐ Operations

### SUMMARY OF ISSUE BEFORE THE BOARD:

To take action on the proposed amendments to 701 KAR 5:100, *Guidelines for alternative models for school-based decision making*, in order to clarify guidelines for school-based decision making councils and streamline procedures for alternative model applications.

### COMMISSIONER'S RECOMMENDATION:

The Commissioner recommends approval of the proposed amendments to 701 KAR 5:100, *Guidelines for alternative models for school-based decision making*, in order to clarify guidelines for school-based decision making councils and streamline procedures for alternative model applications.

### APPLICABLE STATUTE OR REGULATION:

KRS 156.070, KRS 160.345

### BACKGROUND:

#### *Existing Policy:*

KRS 160.345(7) grants the Kentucky Board of Education (KBE) final authority for approval of applications for alternative models for school-based decision making (SBDM).

701 KAR 5:100 establishes the application process as well as approval guidelines for alternative models for school-based decision making. Additionally, the KBE is required to exempt, upon request, a school that meets the requirements of KRS 160.345(5) from implementing SBDM. This administrative regulation establishes the application process as well as approval guidelines for receiving a SBDM exemption pursuant to KRS 160.345(5).

Further, KRS 160.345(6) requires new and experienced SBDM members to complete professional development activities provided by the Kentucky Department of Education (department) through providers that have been endorsed by the department. This administrative regulation clarifies training requirements for SBDM members and prescribes the process for a training provider to be endorsed by the department.

Finally, KRS 160.345(6) requires the department to collect the names and addresses for each SBDM member. This administrative regulation establishes the SBDM database and associated reporting requirements.

*Summary of Issue:*

The amendments to this administrative regulation accomplish the following:

- Reduce the number of regulations related to SBDM councils by incorporating content from 701 KAR 5:080.
- Clarifies procedures and creates a timeline for the submission of alternative SBDM model applications.
- Sets a standardized effect date for newly approved alternative SBDM models.
- Codifies additional requirements to align with the SBDM statute.

*Budget Impact:*

These amendments do not create additional fiscal burdens for schools, districts, or the KDE.

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

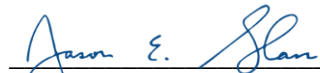
This regulation was reviewed by the following groups:

- Principals Advisory Council (March 10, 2021)
- Parents Advisory Council (March 16, 2021)
- Teachers Advisory Council (March 23, 2021)
- SBDM Coordinators (March 22 & 25, 2021)

Additionally, the regulation will go before the Local Superintendent Advisory Council (LSAC) at its March 30 meeting. Comments from the LSAC will be received by the April KBE meeting.

**CONTACT PERSON(S):**

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**Commissioner of Education**

Category:	<input type="checkbox"/> Educator Workforce Diversity Commitment	<input type="checkbox"/> Portrait of a Graduate Partnerships	<input type="checkbox"/> Racial Equity
	<input type="checkbox"/> Student-Centered Accountability System	<input type="checkbox"/> Early Childhood	<input checked="" type="checkbox"/> District Support