

KENTUCKY DEPARTMENT OF EDUCATION STAFF NOTE

Topic: Amendment to 702 KAR 3:060, Procedure for Payment of Employees

Date: February 2021

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 proposed amendments to 702 KAR 3:060. KRS 157.395 was amended to change salary supplement requirements for teachers attaining national board certification after July 1, 2020. This amendment brings the regulation into conformity with the statute.

COMMISSIONER'S RECOMMENDATION:

The Commissioner recommends that the Kentucky Board of Education (KBE) approves the amendments to 702 KAR 3:060 to bring the regulation into conformity with KRS 157.395.

APPLICABLE STATUTE OR REGULATION:

KRS 157.395

BACKGROUND:

Existing Policy:

KRS 157.395 provides that a teacher who has attained certification from the National Board for Professional Teaching Standards as of July 14, 2000, through July 1, 2020, shall receive an annual national board certification salary supplement of \$2,000 for the life of the certificate. A teacher who attains certification from the National Board for Professional Teaching Standards after July 1, 2020, shall receive an annual national board certification salary supplement for the life of the certificate in accordance with the amount appropriated for this purpose by the General Assembly. If an annual supplement amount appropriated by the General Assembly is less than \$2,000, the local board may provide an additional supplement up to the amount required for the total annual supplement to equal \$2,000.

Summary of Issue:

KRS 157.395 was amended during the 2020 legislative session to create two cohorts of national board certified teachers. The cohorts are teachers certified before and after July 1, 2020. It is necessary to amend 702 KAR 3:060, which establishes the procedures for a local board of education to pay and to request reimbursement for the salary supplement from the fund to Support Education Excellence in Kentucky (SEEK) to conform with the statute. The funds allocated by the General Assembly are insufficient to pay the full \$2,000 salary supplement. Prior to the amendment of KRS 157.395, a local school district was required to pay an additional supplement to bring certified teachers up to \$2,000. The statute now only requires districts to pay the full supplement amount to teachers certified prior to July 1, 2020. For teachers certified after

that date, districts may pay an additional supplement but are not required to do so. This amendment to 702 KAR 3:060 reflects the statutory change.

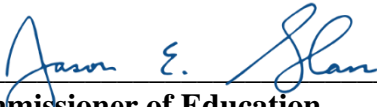
Budget Impact: There is no budget impact at the state level.

GROUPS CONSULTED AND BRIEF SUMMARY OF RESPONSES:

KDE provides information and assistance to local school districts throughout the process. The regulation will go before the Local Superintendent Advisory Council (LSAC) at its March 30 meeting. Comments from the LSAC will be received before the April meeting.

CONTACT PERSON(S):

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Commissioner of Education

Category:	Educator Workforce Diversity	Portrait of a Graduate Partnerships	Racial Equity Commitment
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