

Statement of Emergency

702 KAR 7:125E

This emergency administration regulation is being promulgated pursuant to KRS 13A.190(1)(a)(1) and (2) to meet an imminent threat to public health, safety, welfare, or the environment and to prevent an imminent loss of federal or state funds. The emergency regulation is necessary to mitigate the potential loss of instructional time for Kentucky's primary and secondary students placed in quarantine or isolation due to the COVID-19 pandemic, as well as, the loss of funding to school districts due to student absences because of the quarantine or isolation. Due to rising COVID-19 cases, and because the 2021-2022 school year is about to begin for the majority of Kentucky's public school students, an ordinary regulation would not become effective in time for school districts to effectively plan for and provide educational services for quarantined and isolated students during the upcoming school year. This amendment authorizes local school districts, for the 2021-2022 school year, to provide instructional services to students on quarantine or in isolation as a result of COVID-19. Under the current regulation, students in quarantine or isolation are considered absent and do not receive educational services. With the amendment, students receiving educational services would be included in the district's Average Daily Attendance (ADA) and the district would receive Support Educational Excellence in Kentucky (SEEK) funding for the students. This emergency administrative regulation will be replaced by an ordinary administrative regulation. The ordinary administrative regulation is identical to the emergency administrative regulation other than technical amendments.