

702 KAR 4:180. Implementation guidelines — Kentucky School Facilities Planning Manual.

RELATES TO: KRS 157.420(4), 157.620, 157.622

STATUTORY AUTHORITY: KRS 156.070, 157.420, 157.440

NECESSITY, FUNCTION, AND CONFORMITY: KRS 157.420(4) requires that the capital outlay allotment from the public school fund be used by school districts for capital outlay projects approved District by the Commissioner of Education in accordance with requirements of law and based on a survey made in accordance with administrative regulations of the Kentucky Board of Education. KRS 157.622 sets forth certain requirements for school facilities plans relative to participation in funding by the School Facilities Construction Commission. KRS 157.440 requires the Facility Support Program of Kentucky funds be used to address categorized priorities listed in the approved Facilities Plan pursuant to KRS 157.420. KRS 156.070(4) authorizes the state board to prescribe administrative regulations for the efficient management, control, and operation of the schools and programs under its jurisdiction. This administrative regulation provides for the development and adoption of a written district facilities plan by the school district describing school centers and their status as permanent or transitional and the current and proposed plan of school organizational structure, enrollment, and student capacity.

Section 1. A school district shall develop a local District Facilities Plan once every four (4) years in accordance with the schedule set by the Commissioner of Education. The Kentucky Board of Education shall approve the District Facilities Plan submitted by the district upon the recommendation of the Commissioner of Education.

Section 2. A District Facilities Plan, and requested amendments thereto, shall be developed in accordance with the standards and hearing procedures contained in the "Kentucky School Facilities Planning Manual," June 2008.

Section 3. The District Facilities Plan shall remain in effect until any changes have been approved by the Kentucky Board of Education.

Section 4. The adopted District Facilities Plan shall become the facilities plan of the local school district and shall be implemented to the extent that the financial ability of the district permits as determined by the Commissioner of Education and the School Facilities Construction Commission. The scope of any construction project recommended in the District Facilities Plan shall remain in effect until any changes have been approved by the Kentucky Board of Education.

Section 5. Incorporation by Reference. (1) "Kentucky School Facilities Planning Manual," dated June 10, 2008, is incorporated by reference. (2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Department of Education, Division of Facilities Management, 15th Floor, Capital Plaza Tower, 500 Mero Street, Frankfort, Kentucky 40601, Monday through Friday, 8 a.m. to 4:30 p.m.

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(4). (18 Ky.R. 569; eff. 10-6-91; Am. 19 Ky.R. 1418; eff. 2-4-93; 21 Ky.R. 2242; eff. 5-4-95; 31 Ky.R. 1021; 1242; eff. 1-21-05, Recodified from 702 KAR 1:001, 4-8-08; 34 Ky.R. 2484; 35 Ky.R. 32; eff. 7-7-08.)