

KENTUCKY DEPARTMENT OF EDUCATION STAFF NOTE

Topic: Certification of 704 KAR 3:307, Recognition of credits when transferring without transcript

Date: March 2025

Action Requested: Review Action/Consent Action/Discussion

Held In: Full Board State Schools United We Learn

SUMMARY OF ISSUE BEFORE THE BOARD:

To take action on the recertification of 704 KAR 3:307, Recognition of credits when transferring without transcript.

COMMISSIONER'S RECOMMENDATION:

The Commissioner recommends approval of the recertification of 704 KAR 3:307.

APPLICABLE STATUTE OR REGULATION:

KRS 13A.3102, KRS 13A.3104, KRS 156.160, KRS 158.140

BACKGROUND:

Existing Policy:

KRS 156.160 authorizes the Kentucky Board of Education (KBE) to promulgate an administrative regulation setting forth the courses of study for the different grades and the minimum requirements for high school graduation. KRS 158.140 mandates the assignment of a pupil to the class or grade to which the pupil is best suited. This administrative regulation provides procedures for recognition and awarding of credits for high school graduation for students transferring from a nonaccredited secondary school or for students in which a proper transcript is not reasonably available.

Per KRS 13A.3102(1), "[a]n ordinary administrative regulation with a last effective date on or after March 1, 2013, shall expire seven (7) years after its last effective date, except as provided by the certification process in KRS 13A.3104."

Summary of Issue:

To avoid expiration, KRS 13A.3104(1)(a) requires the KBE to review the regulation in its entirety for compliance with current law governing the subject matter of the administrative regulation. Upon review of 704 KAR 3:307, no amendments were identified. The KBE must approve the recertification of the regulation to avoid expiration.

Budget Impact:

The proposed recertification of this regulation has no fiscal impact on state funds.

GROUPS CONSULTED AND BRIEF SUMMARY OF RESPONSES:

The Office of Teaching and Learning (OTL) consulted with the Office of Legal Services (OLS) and the regulation compiler at Legislative Research Commission (LRC) to determine that no amendments are required to 704 KAR 3:307.

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