

KENTUCKY DEPARTMENT OF EDUCATION STAFF NOTE

Topic: Certification of 704 KAR 3:500, Professional Development Leadership and Mentor Fund

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 3:500, Professional Development Leadership and Mentor Fund.

COMMISSIONER'S RECOMMENDATION:

The Commissioner recommends approval of the recertification of 704 KAR 3:500, Professional Development Leadership and Mentor Fund.

APPLICABLE STATUTE OR REGULATION:

KRS 13A.3102, KRS 13A.3104, KRS 157.390

BACKGROUND:

Existing Policy:

KRS 157.390 authorizes the Kentucky Board of Education (KBE) to promulgate an administrative regulation to define the guidelines for programs and activities that qualify for Professional Development Leadership and Mentor Funds including the application and approval process, the individual participant requirements, the amount of compensation, the timelines, and reporting requirements. This administrative regulation establishes the guidelines for the Professional Development Leadership and Mentor Funds to provide additional compensation to a classroom teacher or administrator for serving as a classroom mentor, teaching partner, or professional development leader in core discipline areas.

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 3:500, no amendments were identified. The KBE must approve the recertification of the regulation to avoid expiration.

Budget Impact:

The proposed recertification has no fiscal impact on state funds as the statute governing the regulation has remained unfunded.

GROUPS CONSULTED AND BRIEF SUMMARY OF RESPONSES:

The OTL consulted with the Office of Legal Services (OLS) and the regulation compiler at LRC to determine that technical amendments are required within 18 months of the approved certification of 704 KAR 3:500.

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