

## KENTUCKY DEPARTMENT OF EDUCATION STAFF NOTE

**Topic:** Amendments to 704 KAR 3:370, Kentucky Framework for Personnel Evaluation

**Date:** December 4-5, 2025

**Action Requested:** ☐ Review ☐ Action/Consent ☒ Action/Discussion

**Held In:** ☒ Full Board ☐ State Schools ☐ United We Learn

### SUMMARY OF ISSUE BEFORE THE BOARD:

To amend 704 KAR 3:370, Kentucky Framework for Personnel Evaluation, to update the evaluation cycle for tenured educators from three (3) years to five (5) years to comply with House Bill 48 of the 2025 Legislative Session.

### COMMISSIONER'S RECOMMENDATION:

The Commissioner recommends the approval of the proposed amendment to 704 KAR 3:370.

### APPLICABLE STATUTE OR REGULATION:

KRS 13A.190, KRS 156.557, 704 KAR 3:370

### BACKGROUND:

#### *Existing Policy:*

KRS 156.557(2), (5)(c) and (7) require the Kentucky Board of Education (KBE) to promulgate administrative regulations to establish a statewide framework for the purposes of supporting and improving the performance of all certified school personnel, develop written guidelines for local school districts to follow in implementing a system of evaluation for certified school personnel, and establish an appeals procedure for certified school personnel. 704 KAR 3:370 establishes the Kentucky Framework for Personnel Evaluation.

House Bill 48 of the 2025 Legislative Session amends KRS 156.557(5)(c)6. to require summative evaluations of tenured educators every five (5) years instead of every three (3) years. Additional summative evaluations may be performed at the discretion of the immediate supervisor.

#### *Summary of Issue:*

The proposed amendment to 704 KAR 3:370 is to align the regulation with the amendments to KRS 156.557 in House Bill 48. Specifically, staff proposes amending Section 2 of the regulation to require the district certified evaluation plan to require a summative evaluation every (5) years instead of every three (3) years for tenured educators.

#### *Budget Impact:*

There is no expected impact to the Kentucky Department of Education budget.


### GROUPS CONSULTED AND BRIEF SUMMARY OF RESPONSES:

The regulation will go before the Local Superintendents Advisory Council (LSAC) at its November 25, 2025 meeting.

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Commissioner of Education

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