

KBE Hearing Officer Report and Regulation Update

February 2026

REGULATIONS IN PROCESS

Regulation reviewed by EAARS at its November 4 meeting:

703 KAR 5:280. School improvement procedures

Filed with LRC 8/13/25

Public Hearing Date: 10/23/25; comment period ends 10/31/25

Tentative effect date: 4/7/26

Note: EAARS did not have a quorum at its November 4, 2025 meeting. The regulation will be referred to the committees of jurisdiction in January 2026. Since we are in the legislative session at that point, it will be referred to the House Education Committee and Senate Education Committee. They will have 90 days to take up the regulation.

Regulations reviewed by ARRS at its November 10 meeting:

701 KAR 5:170E. Waiver Requests

Filed with LRC 8/13/25

Public Hearing Date: 9/24/25; comment period ends 9/30/25

Comments recd - Statement of Consideration filed 10/15/25

This emergency administrative regulation shall expire 270 days after the date of filing or when the same matter filed as an ordinary administrative regulation filed for review is adopted, whichever occurs first.

704 KAR 3:440. Primary school program guidelines

Filed with LRC 8/13/25

Public Hearing Date: 10/23/25; comment period ends 10/31/25

Tentative effect date: 3/3/26

Regulation for Informational Review by ARRS at its December 8 meeting:

702 KAR 3:030. Insurance Requirements

The legislature passed a bill during the 2025 (SB 23) session that allows the committee to call up any regulation they wish at any time for informational review.

**Administrative Regulation Review Subcommittee (ARRS)*

**Education Assessment & Accountability Review Subcommittee (EAARS)*

**Interim Joint Committee on Education (IJCE)*

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Regulations reviewed by ARRS at its January 12 meeting:

701 KAR 5:150. Nontraditional instruction program

704 KAR 3:406. Superintendent training program and assessment process

704 KAR 8:020. Required academic standards for reading and writing

Filed with LRC 10/7/25

Public Hearing Date: 12/23/25; comment period ends 12/31/25

Tentative effect date: 5/5/26

701 KAR 5:170. Waiver Requests. (Filed with Emergency; "E" expires 5/10/26)

Filed with LRC 8/13/25

Public Hearing Date: 10/23/25; comment period ends 10/31/25

Comments recd – Statement of Consideration filed 12/10/25

Tentative effect date: 5/5/26

Regulations tentatively scheduled for review by ARRS at its March meeting:

702 KAR 3:130. Internal accounting

704 KAR 3:370. Kentucky Framework for Personnel Evaluation

707 KAR 1:002. Definitions

Filed with LRC 12/10/25

Public Hearing Date: 2/24/26; comment period ends 2/28/26

702 KAR 5:130. Non-school bus passenger vehicles

Deferred from Sept/Oct/Nov/Dec/Jan/Feb ARRS

Filed with LRC 6/11/25

Public Hearing Date: 8/27/25; comment period ends 8/31/25

Comments recd – one-month extension request filed 9/4/25

Statement of Consideration filed 10/15/25

704 KAR 3:410. Preschool education program for four (4) year old children

Filed with LRC 10/7/25

Public Hearing Date: 12/23/25; comment period ends 12/31/25 – comments recd

SOC or extension request due 1/15/26 – extension request filed 1/12/26 – SOC due 2/13/26

Regulation tentatively scheduled for review by ARRS at its May meeting:

707 KAR 1:350. Placement decisions – comments recd

Filed with LRC 12/10/25

Public Hearing Date: 2/24/26; comment period ends 2/28/26 – comments recd

SOC or extension request due 3/15/26 – will file ext request for KBE April review – SOC due April 15

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NEWLY EFFECTIVE REGULATIONS

October 14, 2025

702 KAR 7:065. Designation of agent to manage middle and high school interscholastic athletics
704 KAR 4:010. Physical education
704 KAR 8:030. Required Academic Standards for Health
704 KAR 8:050. Required Academic Standards for Physical Education
704 KAR 8:080. Required academic standards in career studies and financial literacy

August 13, 2025

701 KAR 5:170E. Waiver Requests

July 14, 2025

701 KAR 5:055. Removal hearing procedures

June 3, 2025

704 KAR 3:315. Certification of Nonpublic Schools

March 12, 2025

704 KAR 3:535. Full-time enrolled online, virtual and remote learning programs

March 5, 2025

704 KAR 3:365. Complaint procedures for programs under the Elementary and Secondary Education Act of 1965

December 10, 2024

702 KAR 1:116. Annual in-service training of district board members
702 KAR 4:090. Property disposal
703 KAR 5:080. Administration Code for Kentucky's Educational Assessment Program
703 KAR 5:240. Accountability Administrative Procedures and Guidelines
704 KAR 3:305. Minimum requirements for high school graduation
780 KAR 3:072. Attendance, compensatory time and leave for certified and equivalent service
780 KAR 3:080. Extent and duration of school term, use of school days and extended employment

October 15, 2024

702 KAR 3:320. Finance officer certification requirements
704 KAR 3:313. Repeal of 704 KAR 3:303. Required academic standards
704 KAR 8:130. Required Kentucky Academic Standards for Visual and Performing Arts

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REGULATIONS NEARING EXPIRATION (NEXT 12 MONTHS)

<u>NUMBER</u>	<u>TITLE</u>	<u>EXPIRATION DATE</u>
701 KAR 5:170E	Waiver Requests	5/10/2026
702 KAR 3:100	Data report, professional staff	6/28/2026
702 KAR 3:110	Document filing dates	6/28/2026
702 KAR 3:120	Uniform school financial accounting system	6/28/2026
702 KAR 3:220	Guidelines for waiver of school fees	6/28/2026
702 KAR 5:030	Pupil transportation	6/28/2026
702 KAR 5:110	Vocational pupils, reimbursement for	6/28/2026
702 KAR 6:110	Claim reimbursement for school and community nutrition	6/28/2026
705 KAR 2:140	Equalization of funding for locally-operated area vocational centers	6/28/2026
707 KAR 1:310	Determination of eligibility	6/28/2026
780 KAR 2:140	Tuition and fees	6/28/2026
780 KAR 3:050	Employment lists	6/28/2026
780 KAR 3:140	Certification and professional development requirements	6/28/2026
780 KAR 7:010	Definitions for 780 KAR Chapter 7	6/28/2026
701 KAR 5:090	Teacher disciplinary hearings	11/1/2026
702 KAR 3:130	Internal accounting	11/1/2026
704 KAR 7:160	Use of physical restraint and seclusion in public schools	12/9/2026

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