



KENTUCKY DEPARTMENT OF EDUCATION (KDE)

Local Superintendent's Advisory Council (LSAC)

SUMMARY

July 30, 2024

MEMBERS PRESENT: Chair Kirk Biggerstaff, Vice Chair Harry Burchett, Brian Alexander, Thom Cochran, David Cox, Karen Solise, Will Hodges, Sheila Mitchell, Henry Webb and Russ Tilford.

Agenda Item: Annual Amendments to the Kentucky Tech Policies and Procedures

Presenters: KDE Associate Commissioner Beth Hargis, Ed.D. and Beth Engle

Summary of Discussion: Hargis and Engle provided an overview of the annual amendments. There were no questions or concerns raised by the members of the LSAC.

Action Taken: Biggerstaff asked for a motion to approve the annual amendments. A motion to approve was made by Burchett and seconded by Hodges. The motion passed unanimously by a roll call vote.

Follow-up Required: Following the Local Superintendents Advisory Council meeting with the Kentucky Commissioner of Education Robbie Fletcher and staff, this item will be presented to the members of the Kentucky Board of Education for consideration and action.

Agenda Item: Annual Policy Adoptions and Amendments for the Kentucky School for the Blind (KSB) and Kentucky School for the Deaf (KSD)

Presenters: KDE Associate Commissioner Gretta Hylton and KDE Policy Advisor Sarah Peace

Summary of Discussion: Hylton and Peace presented the policy updates. The Office of Special Education and Early Learning contracts with the Kentucky School Boards Association to provide annual policy updates based on legislative action. Materials provided before the meeting summarized the changes to the KSB and KSD policies, and the basis for those changes. LSAC members did not have questions and there was no discussion on the topic.

Action Taken: Biggerstaff asked for a motion to approve the adoptions and amendments. A motion to approve was made by Mitchell and seconded by Cochran. The motion passed unanimously by a roll call vote.

Follow-up Required: Following the Local Superintendents Advisory Council meeting with Fletcher

and staff, this item will be presented to the members of the Kentucky Board of Education for consideration and action.

Agenda Item: Amendment to 780 KAR 3:072, attendance, compensatory time, and leave for certified and equivalent service, Amendment to 780 KAR 3:080, extent and duration of school term, use of school days and extended employment.

Presenters: KDE Associate Commissioner Beth Hargis, Ed.D. and KDE Policy Advisor Regan Satterwhite

Summary of Discussion: Hargis and Satterwhite presented the regulations to the committee. Satterwhite explained that the proposed amendments are to clean up and update the regulation formerly promulgated by the Workforce Development Cabinet. She further explained that the proposed amendments align the regulation with conforming statutes and are technical in nature.

Action Taken: Biggerstaff asked for a motion to approve the regulations. A motion to approve was made by Hodges and seconded by Burchett. The motion passed unanimously by a roll call vote.

Follow-up Required: Following the Local Superintendents Advisory Council meeting with Fletcher and KDE staff, this item will be presented to the members of the Kentucky Board of Education for consideration and action.

Agenda Item: Amendment to 702 KAR 1:116, Annual in-service training of district board members

Presenters: KDE General Counsel and Deputy Commissioner Todd G. Allen

Summary of Discussion: Allen explained to LSAC members that HB 449 from the 2024 legislative session amended statute regarding annual in-service training for local board of education members. Allen highlighted the changes recommended to 702 KAR 1:116 as a result of HB 449 and asked LSAC members for any questions. No questions were raised.

Action Taken: Biggerstaff asked for a motion to approve the amendment. A motion to approve was made by Webb and seconded by Mitchell. The motion passed unanimously by a roll call vote.

Follow-up Required: Following the Local Superintendents Advisory Council meeting with the Fletcher and KDE staff, this item will be presented to the members of the Kentucky Board of Education for consideration and action.

Agenda Item: Amendment to 702 KAR 4:090, Property disposal

Presenters: KDE Associate Commissioner Matt Ross, KDE Division Director Chay Ritter and Facilities Branch Manager John Gilbert

Summary of Discussion: Ross, Ritter and Gilbert presented proposed amendments to the real

property disposal regulations to provide a streamlined and linear process as part of the overall revision of facilities regulations.

Action Taken: Biggerstaff asked for a motion to approve the amendment. A motion to approve was made by Cochran and seconded by Hodges. The motion passed unanimously by a roll call vote.

Follow-up Required: Following the Local Superintendents Advisory Council meeting with Fletcher and KDE staff, this item will be presented to the members of the Kentucky Board of Education for consideration and action.

Agenda Item: Amendment to 704 KAR 3:305, Minimum requirements for high school graduation

Presenters: KDE Deputy Commissioner Thomas Tucker, Chief Academic Officer Micki Ray and Policy Advisor Sarah Peace

Summary of Discussion: Tucker, Ray and Peace presented proposed amendments to 704 KAR 3:305. First, the amendments conform to House Bill (HB) 535 (2024), which modified the requirements for high school graduation as it relates to civics. Second, the amendments conform to drafting requirements provided under KAR Chapter 13A by including the intent form required for students participating in the Early Graduation Program (EGP), pursuant to KRS 158.142(2), as a material incorporated by reference. Third, the amendments provide clean-up language needed throughout the regulation for clarity, readability and consistency. LSAC members were provided with opportunities to ask questions and provide feedback on the proposed amendments. No feedback or questions were received.

Action Taken: Biggerstaff asked for a motion to approve the amendment. A motion to approve was made by Burchett and seconded by Mitchell. The motion passed unanimously by a roll call vote.

Follow-up Required: Following the Local Superintendents Advisory Council meeting with Fletcher and KDE staff, this item will be presented to the members of the Kentucky Board of Education for consideration and action.

Agenda Item: Amendment to 703 KAR 580, Administration Code for Kentucky's Educational Assessment Program

Presenters: KDE Associate Commissioner Rhonda L. Sims and Policy Advisor Jennifer Larkins

Summary of Discussion: Sims and Larkins presented the proposed amendments for 703 KAR 5:080 and document incorporated by reference. No questions were asked.

Action Taken: Biggerstaff asked for a motion to approve the amendment. A motion to approve was made by Hodges and seconded by Cochran. The motion passed unanimously by a roll call vote.

Follow-up Required: Following the Local Superintendents Advisory Council meeting with Fletcher and KDE staff, this item will be presented to the members of the Kentucky Board of Education for consideration and action.

Agenda Item: Amendment to 703 KAR 5:240, Accountability Administrative Procedures and Guidelines

Presenters: KDE Associate Commissioner Rhonda L. Sims and Policy Advisor Jennifer Larkins

Summary of Discussion: Sims and Larkins presented the proposed amendments for 703 KAR 5:240. Webb asked for clarification about how students who attend alternative educational programs are included in reporting if the student does not attend the alternative program for a full academic year. Sims explained that a student's assessment scores are reported at the tested location regardless of time of enrollment. Accountability reporting considers the student's combined enrollment in an alternative education program and an accountable school in addition to the full academic year requirement.

Action Taken: Biggerstaff asked for a motion to approve the amendment. A motion to approve was made by Webb and seconded by Alexander. The motion passed unanimously by a roll call vote.

Follow-up Required: Following the Local Superintendents Advisory Council meeting with Fletcher and KDE staff, this item will be presented to the members of the Kentucky Board of Education for consideration and action.

Agenda Item: Amendment to 704 KAR 3:535, Full-time enrolled online, virtual, and remote learning programs

Presenters: KDE Associate Commissioner David Couch and Marty Park

Summary of Discussion: Couch and Park presented the revisions to 704 KAR 3:535 that were needed after a year of implementation. There is one proposed change, one proposed clarification and one proposed item being emphasized. There are also some technical corrections. This came before LSAC as a companion regulation along with amendments to 703 KAR 5:240, Accountability Administrative Procedures and Guidelines. Burchett asked how the new language affects programs that are working in the cooperative-type model and how this ties back to Section 5(2) related to data and Section 6(1)(c) related to personnel.

Action Taken: Biggerstaff asked for a motion to approve the amendment. A motion to approve was made by Mitchell and seconded by Burchett. The motion passed unanimously by a roll call vote.

Follow-up Required: Following the Local Superintendents Advisory Council meeting with Fletcher and KDE staff, this item will be presented to the members of the Kentucky Board of Education for consideration and action.

Agenda Item: Kentucky United We Learn Accountability Prototypes

Presenters: Commissioner Robbie Fletcher, Associate Commissioner Rhonda L. Sims and Division Director Jennifer Stafford.

Summary of Discussion: Fletcher, Sims and Stafford discussed the July 29 convening of the Kentucky United We Learn Council and presented feedback received to date on Prototypes Version 2.0 for LSAC's consideration.

Action Taken: N/A

Follow-up Required: A survey will be shared with LSAC members to collect their feedback. Following the Local Superintendents Advisory Council meeting with Fletcher and KDE staff, this item will be presented to the members of the Kentucky Board of Education for consideration.