STATEMENT OF CONSIDERATION

RELATING TO 701 KAR 8:010

Charter school student application, lottery, and enrollment

Kentucky Board of Education, Department of Education

(Not Amended After Comments)

I. The public hearing on 701 KAR 8:010, scheduled for December 21, 2022, at 11:00 a.m. at the Kentucky Department of Education was canceled; however, written comments were received during the public comment period.

II. The following individuals submitted written comments:

Name and Title Agency/Organization/Entity/Other

Cassie R. Blausey, Esq. Citizen

III. The following people from the promulgating administrative body responded to written comments:

Name and Title

Dr. Kelly Foster, Associate Commissioner, Office of Continuous Improvement and Support

Todd Allen, General Counsel, Office of Legal Services

Dr. Matthew Courtney, Policy Advisor, Office of Continuous Improvement and Support

IV. Summary of Comments and Responses

(1) Subject Matter: Required use of the student application.

(a) Comment: The commenter expressed that the Kentucky Board of Education (KBE) should keep the student application an option for authorizers/charter schools to be agreed upon as part of the contracting process.

(b) Response: The agency has carefully reviewed and appreciates this comment.

The KDE believes that amending KAR 8:010 to align with the commenter's suggestions would cause an unnecessary burden on state resources. The current student application aligns with the statutes and is an efficient tool for authorizers. Changing the requirements regarding the student application while maintaining a standardized approach would require costly digital services and more stringent monitoring on the part of the Department. This regulation provides adequate parameters for the student application process.

V. Summary of Statement of Consideration

And Action Taken by Promulgating Administrative Body

The public hearing on this administrative regulation was canceled; however, one written comment was received. The Kentucky Board of Education responded to the comment and will not be amending the administrative regulation.