STATEMENT OF CONSIDERATION

RELATING TO 701 KAR 8:040

Conversion charter school petition, conversion, and operation

Kentucky Board of Education, Department of Education

(Not Amended After Comments)

I. The public hearing on 701 KAR 8:040, 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 October 30th timeline for conversion charter schools.

(a) Comment: The commenter expressed that the Kentucky Board of Education (KBE) should allow the authorizer to set a timeline for conversion charter schools that aligns with

their application period.

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

The October 30 deadline is necessary to ensure a smooth transition for charter conversions. This requirement provides stability and creates a statewide rule that allows the process to run smoothly. Removing this deadline would disrupt the necessary internal procedures required to convert an existing public school to a public charter school and would result in a charter school opening without the necessary financial and operational structures in place. The authorizers are able to set their own timeline within the state-provided timeline as mentioned in statute.

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.