

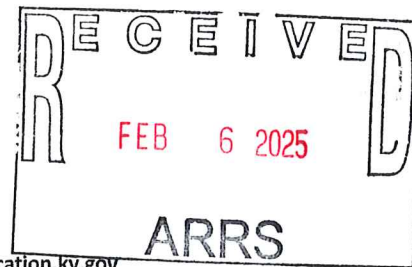
Andy Beshear
Governor



Jamie Link
Secretary
Education and Labor Cabinet

Dr. Robbie Fletcher
Commissioner of Education

KENTUCKY DEPARTMENT OF EDUCATION
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February 6, 2025

Senator Stephen West
Representative Derek Lewis
Legislative Research Commission
083, Capitol Annex
702 Capitol Avenue
Frankfort, KY 40601

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

Dear Administrative Regulation Review Subcommittee Co-Chairs:

Following consideration of the issues raised by the above-referenced administrative regulation, the Kentucky Board of Education proposes the attached agency amendment to this ordinary administrative regulation.

Sincerely,

Todd G. Allen

Todd G. Allen
Deputy Commissioner & General Counsel

**Agency Amendment
(ARRS – February 2025)**

**EDUCATION AND LABOR CABINET
Kentucky Board of Education
Department of Education**

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

**Page 5
Section 2(10)
Line 14**

After “transportation funding purposes.”, insert the following:

(11) Beginning with the 2025-2026 school year, a school district shall not enroll more students, at any time during the school year, in a full-time enrolled online, virtual and remote learning program than ten percent of:

(a) The total student enrollment in the district on October 1 of the previous school year, less the total number of students enrolled in a full-time enrolled online, virtual and remote learning program on October 1 of the previous school year.