

EDUCATION AND WORKFORCE DEVELOPMENT CABINET
Kentucky Board of Education
Kentucky Department of Education
(New Administrative Regulation)

704 KAR 8:110. Kentucky Academic Standards for World Language.

RELATES TO: KRS 156.070, 156.160, 158.645, 158.6451, 158.6453(18), 160.290

STATUTORY AUTHORITY: 156.070, 156.160, 158.6453(18)

NECESSITY, FUNCTION, AND CONFORMITY: KRS 156.070(1) requires the Kentucky Board of Education to manage and control the common schools and all programs operated in the schools. KRS 156.160 requires the Kentucky Board of Education to establish courses of study for the different grades and kinds of common schools, with the courses of study to comply with the expected goals, outcomes, and assessment strategies developed under KRS 158.645, 158.6451, and 158.6453. KRS 158.6453(18) requires the Kentucky Department of Education to implement a process for the review and revision of academic standards with the advice of a review committee. KRS 160.290 authorizes local boards of education to provide for courses and other services for students consistent with the administrative regulations of the Kentucky Board of Education. This administrative regulation incorporates by reference the Kentucky Academic Standards for World Language, which contain the general courses of study and academic content standards of world language for use in Kentucky's common schools.

Section 1. Public schools offering a world language course or program shall meet the minimum content requirements established in the Kentucky Academic Standards for World Language.

Section 2. Incorporation by Reference.

(1) The "Kentucky Academic Standards for World Language", December 2020, is incorporated by reference.

(2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Department of Education, 5th floor, 300 Sower Boulevard, Frankfort, Kentucky 40601, Monday through Friday, 8:00 a.m. to 4:30 p.m.

This is to certify that the chief state school officer has reviewed and recommended this administrative regulation prior to its adoption by the Kentucky Board of Education, as required by KRS 156.070(5).

JASON GLASS, Commissioner

LU YOUNG, Chair

APPROVED BY AGENCY: December 10, 2020

FILED WITH LRC: December 14, 2020 at 12:24 p.m.

PUBLIC HEARING AND PUBLIC COMMENT PERIOD: A public hearing on this proposed administrative regulation shall be held on February 22, 2021 at 10 a.m. in the State Board Room, 5th Floor, 300 Sower Blvd., Frankfort, Kentucky. Individuals interested in being heard at this meeting shall notify this agency in writing five (5) working days prior to this hearing, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A

transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through February 28, 2021.

CONTACT PERSON: Todd G. Allen, General Counsel, Kentucky Department of Education, 300 Sower Boulevard, 5th Floor, Frankfort, Kentucky 40601, phone 502-564-4474, fax 502-564-9321; email regcomments@education.ky.gov.

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Contact Person: Todd G. Allen

(1) Provide a brief summary of:

(a) What this administrative regulation does: This regulation establishes the minimum World Language content standards for use in Kentucky's common schools.

(b) The necessity of this administrative regulation: KRS 156.160 requires the Kentucky Board of Education to establish courses of study for the different grades and kinds of common schools, with the courses of study to comply with the expected goals, outcomes, and assessment strategies developed under KRS 158.645, 158.6451, and 158.6453. This administrative regulation incorporates by reference the Kentucky Academic Standards for World Language, which contain the general courses of study and academic content standards of world language for use in Kentucky's common schools.

(c) How this administrative regulation conforms to the content of the authorizing statutes: KRS 156.070(1) requires the Kentucky Board of Education to manage and control the common schools and all programs operated in the schools. KRS 158.6453(18) requires the Kentucky Department of Education to implement a process for the review and revision of academic standards with the advice of a review committee. KRS 160.290 authorizes local boards of education to provide for courses and other services for students consistent with the administrative regulations of the Kentucky Board of Education.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This administrative regulation incorporates by reference the Kentucky Academic Standards for World Language, which contain the general courses of study and academic content standards of world language for use in Kentucky's common schools pursuant to KRS 158.6451.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation: N/A

(b) The necessity of the amendment to this administrative regulation: N/A

(c) How the amendment conforms to the content of the authorizing statutes: N/A

(d) How the amendment will assist in the effective administration of the statutes: N/A

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: This administrative regulation will require local education agencies to conform to the contents of the academic standards incorporated by reference in this regulation.

Therefore, those affected by this regulation include: all public schools, school districts, and the KDE as it is tasked with providing standards implementation guidance and support.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment: This administrative regulation will require local education agencies to conform courses and programs to the contents of the Kentucky Academic Standards for World Language, incorporated by reference in this regulation.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): Local education agencies may have additional costs associated with standards-aligned professional learning to build educator capacity and the purchase of standards-aligned instructional resources needed for implementation and instruction. Also, the KDE will be impacted by staff time to answer questions and provide guidance.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): The Kentucky Academic Standards for World Language established in this administrative regulation provide the legal basis for equitable access to grade-level, high quality learning experiences for students enrolled in world language programs and courses across the state. The standards outline the minimum learning requirements and establish a statewide baseline for what Kentucky students should know and be able to do in world language courses. Local school and district implementation of the Kentucky Academic Standards ensures equitable access to learning for all students.

(5) Provide an estimate of how much it will cost to implement this administrative regulation:

(a) Initially: Local school and district budgets may be impacted by the need for standards-aligned professional learning to support effective implementation and build educator knowledge and capacity around the standards. Local school and district budgets also may be impacted by the need for high-quality standards-aligned instructional resources to support effective implementation and instruction. KDE staff time will be impacted by the need for implementation guidance and answering questions from the field. KDE will utilize existing staff in order to administer implementation. Academic Program Consultants from the Division of Program Standards will be required to aid local education agencies in the implementation of this regulation. Compensation for these staff members is \$60,000. It is anticipated that, in the first year of this change, those staff members may have to devote 25% of their job duties to the implementation of this regulation. As such, KDE anticipates that, while there is no additional budget, the cost in existing staff time for the implementation of this regulation will be \$15,000 in the first year.

(b) On a continuing basis: Local school and district budgets may be impacted by the need for high-quality standards-aligned instructional resources to support effective implementation and instruction. KDE staff time will continue to be impacted by the need for implementation guidance and answering questions from the field. Yet, the KDE anticipates that, after a year of implementation of this regulation, that the staff time required to administer this regulation will decrease substantially as the local education agencies will become accustomed to the use of these standards.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: State funds.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change, if it is an amendment: No increase in funding will be necessary to implement this this administrative regulation.

(8) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees: This administrative regulation does not establish fees or directly or indirectly increase any fees.

(9) TIERING: Is tiering applied? Tiering was not appropriate for this administrative regulation because the administrative regulations applies equally to all schools and local education agencies.

FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

1. What units, parts or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation? Local education agencies and the Kentucky Department of Education.

2. Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation. KRS 156.070(1) requires the Kentucky Board of Education to manage and control the common schools and all programs operated in the schools. KRS 156.160 requires the Kentucky Board of Education to establish courses of study for the different grades and kinds of common schools, with the courses of study to comply with the expected goals, outcomes, and assessment strategies developed under KRS 158.645, 158.6451, and 158.6453. KRS 158.6453(18) requires the Kentucky Department of Education to implement a process for the review and revision of academic standards with the advice of a review committee. KRS 160.290 authorizes local boards of education to provide for courses and other services for students consistent with the administrative regulations of the Kentucky Board of Education. This administrative regulation incorporates by reference the Kentucky Academic Standards for World Language, which contain the general courses of study and academic content standards of world language for use in Kentucky's common schools.

3. Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year? No revenue.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years? No revenue.

(c) How much will it cost to administer this program for the first year? Local school and district budgets may be impacted by the need for standards-aligned professional learning to support effective implementation and build educator knowledge and capacity around the standards. Local school and district budgets also may be impacted by the need for high-quality standards-aligned instructional resources to support effective implementation and instruction. KDE staff time will be impacted by the need for implementation guidance and answering questions from the field. KDE will utilize existing staff in order to administer implementation. Academic Program Consultants from the Division of Program Standards will be required to aid local education agencies in the implementation of this regulation. Compensation for these staff members is \$60,000. It is anticipated that, in the first year of this change, those staff members may have to devote 25% of their job duties to the implementation of this regulation. As such, KDE anticipates that, while there is no additional budget, the cost in existing staff time for the implementation of this regulation will be \$15,000 in the first year.

(d) How much will it cost to administer this program for subsequent years? Local school and district budgets may be impacted by the need for high-quality standards-aligned instructional resources to support effective implementation and instruction. KDE staff time will continue to be impacted by the need for implementation guidance and answering questions from the field. Yet, the KDE anticipates that, after a year of implementation of this regulation, that the staff

time required to administer this regulation will decrease substantially as the local education agencies will become accustomed to the use of these standards.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-): N/A

Expenditures (+/-): N/A

Other Explanation: N/A