

COUNCIL ON POSTSECONDARY EDUCATION
(New Administrative Regulation)

13 KAR 6:010. Aviation training scholarships.

RELATES TO: KRS 164.7011, 164.7013, 164.7015

STATUTORY AUTHORITY: KRS 164.7013, 164.7015

NECESSITY, FUNCTION, AND CONFORMITY: KRS 164.7013(8)(a) requires the Council on Postsecondary Education to promulgate administrative regulations to administer the Kentucky aerospace, aviation, and defense investment fund. KRS 164.7015 requires the Council to set forth the requirements for partnership proposals between aviation programs and aviation industry partners to provide aviation training scholarships to Kentucky residents enrolled in aviation programs.

Section 1. Definitions.

- (1) "Advisory committee" is defined by KRS 164.7011(1).
- (2) "Aviation" is defined by KRS 164.7011(2).
- (3) "Aviation industry partner" is defined by KRS 164.7011(3).
- (4) "Aviation program" is defined by KRS 164.7011(4).
- (5) "Council" is defined by KRS 164.001(8).
- (6) "Dedicated money" is defined by KRS 164.7011(6).
- (7) "Eligible aviation credential" is defined by KRS 164.7011(7).
- (8) "Fund" is defined by KRS 164.7011(8).
- (9) "Kentucky resident" is defined by KRS 164.020(8).
- (10) "Match" means general fund appropriation monies from the fund provided to the institution subject to funds availability, based on at least a dollar-for-dollar contribution from the aviation industry partner pursuant to KRS 164.7015(3)(a).

Section 2. Notice of Funding Opportunities.

- (1) Each year that general fund appropriations are available for distribution through the aerospace, aviation, and defense investment fund, the Council shall publish notice of availability of funding opportunities for partnerships and issue a request for partnership proposals.
- (2) The notice and request for partnership proposals shall include:
 - (a) The funding period;
 - (b) The date by which to submit a partnership proposal;
 - (c) The dollar amount of available matching funds;
 - (d) A list of priority eligible aviation credentials with high workforce demand as determined by the advisory committee;
 - (e) The partnership proposal evaluation criteria and relative weighting of each criterion;
 - (f) How to submit a partnership proposal; and
 - (g) The targeted date for making awards.

Section 3. Partnership Proposals. To be eligible for funding, a partnership proposal shall include:

- (1) The participating aviation industry partners and aviation programs certified by the signature of their respective chief executive officers and a designated point of contact and contact information for each partner;
- (2) Certification that the aviation program meets the definition in KRS 164.7011(4);
- (3) The total proposed budget for the program, which includes the aviation industry partner contribution and the amount of aerospace, aviation, and defense investment funds requested for match in accordance with requirements set forth by the Council;

- (4) A narrative explaining how the aviation program plans to use the aviation industry partner contribution and match from the fund to award aviation training scholarships in eligible aviation credentials;
- (5) A description of the aviation program's plan for student recruitment, scholarship award criteria, and selection process;
- (6) An explanation of how the aviation program shall increase student enrollment in eligible aviation or aerospace credentials, program completion, and meet local, regional, or state workforce demands;
- (7) If using dedicated moneys, an explanation of how the aviation industry partner shall onboard and retain graduates;
- (8) An explanation of how graduates shall be supported through their service obligations;
- (9) A description of how the partnership proposal shall meet the priorities set forth in KRS 164.7015(2);
- (10) A response to any other partnership proposal criteria as determined by the advisory committee;
- (11) A statement of assurances that both the aviation industry partner and the aviation program shall adhere to the statutory requirements in any written partnership contract as set forth in KRS 164.7015(3); and
- (12) The amount of the aviation industry partner's contribution certified by its chief financial officer and supported by appropriate documentation.

Section 4. Evaluation Process.

- (1) The advisory committee shall review and rank each timely submitted and complete proposal giving priority for proposals targeted to eligible aviation credentials with high workforce demand as determined by the advisory committee.
- (2) Each proposal shall be evaluated based on any other objective criterion developed by the advisory committee.

Section 5. Partnership Awards.

- (1) Upon award, the Council, the aviation industry partner, and aviation program shall enter into a partnership contract in accordance with the terms set forth in KRS 164.7015(3).
- (2) Once the partnership contract is finalized, the Council shall disburse from the fund monies deposited by the aviation industry partner and the matching funds appropriated by the General Assembly to the aviation program.

Section 6. Responsibilities of the Aviation Program. After an award is made and a partnership contract is finalized, the aviation program shall:

- (1) Establish and enforce an aviation training scholarship application and process for solicitation, acceptance, and review of scholarship applications from students who are Kentucky residents in collaboration with the aviation industry partner;
- (2) Require aviation training scholarship applicants to complete the Free Application for Federal Student Aid, if applicable;
- (3) Establish aviation training scholarship deadlines;
- (4) Award aviation training scholarships;
- (5) Develop and administer a scholarship contract between the recipient and the aviation program in accordance with KRS 164.7015(6) and (7); and
- (6) Meet any reporting requirements set forth in the partnership contract.

MADISON SILVERT, Chair

STERLING CRAYTON, Attorney

APPROVED BY AGENCY: July 25, 2024

FILED WITH LRC: July 30, 2024 at 4:00 p.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on October 22, 2024 at 10:00 a.m. EST at the Council on Postsecondary Education, 100 Airport Road, Second Floor, Frankfort, Kentucky 40601 in Conference Room A. Individuals interested in being heard at this hearing shall notify this agency in writing five workdays prior to the hearing of their intent to attend. If no notification to attend the hearing is received by that date, the hearing may be cancelled. 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 until October 31, 2024. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

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