

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2024 REGULAR SESSION
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Amend printed copy of **HB 727/HCS 1**

On page 16, after line 16, insert:

" ➔Section 8. Until June 30, 2027, a local board of education of a district may provide for and commence the funding, financing, design, construction, renovation, or modification of the district's facilities in accordance with the provisions and restrictions established in statute and administrative regulation notwithstanding the requirements for prior approval for the district's plans and specifications from the chief state school officer under KRS 162.060, for the use of the district's capital outlay funds for projects from the commissioner of education under KRS 157.420, and for the district's transactions by the Kentucky Department of Education under KRS 160.160(3) and (4), and notwithstanding any administrative regulation that requires any of those entities to provide prior approval for the funding, financing, design, construction, renovation, or modification of school facilities. A local board that elects to conduct its projects under this section shall adopt a resolution by majority vote and submit the resolution to the Kentucky Department of Education as notice. Such a local board shall still submit BG-1 Project Application forms as appropriate to the Kentucky Department of Education for recordkeeping and data collection. The provisions of KRS 160.160(5) shall remain in full effect and shall be applicable to leases and bonds authorized by a local board without the prior approval of department. Notwithstanding the provisions of KRS 160.160(2) to the contrary, a local board under this section may use the estimates of architects or engineers who prepared the plans or

Amendment No. HFA

Rep. Rep. Robert Duvall

Committee Amendment _____

Signed: _____

Floor Amendment _____

LRC Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

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specifications as an alternative to the receipt of advertised, public, and competitive bids for the project to estimate the cost of the project in advance of financing.

→Section 9. Until June 30, 2027, notwithstanding 702 KAR 4:180, 702 KAR 4:050, and 702 KAR 4:090, or any other similar administrative regulation to the contrary, a local board of education that submits a request for approval of a complete district facility plan, a request for acquisition of property, or a request for disposal of surplus property shall submit the request to the commissioner of education or designee who shall approve or disapprove the request within 30 business days. An approved request shall be reported to the Kentucky Board of Education. A denied request may be appealed to the board.

→Section 10. Until June 30, 2027, the Kentucky Department of Education shall provide assistance and guidance to local boards upon request regarding facilities funding, financing, design, construction, renovation, and modification, district facilities plans, and the acquisition and disposal of property.

→Section 11. Sections 8 to 10 of this Act shall also be applicable to submissions and requests that have been made by local boards prior to the effective date of this Act, but have not yet received approval from the appropriate board or official.

→Section 12. The facilities in Sections 8 to 10 of this Act may include extracurricular facilities which may be in any priority in a district facility plan notwithstanding 702 KAR 4:180 or any statute or other administrative regulation to the contrary.

→Section 13. Nothing in Sections 8 to 13 of this Act shall be deemed to waive prior approval for the use of federal Elementary and Secondary School Emergency Relief Fund moneys or other funds that federal law requires approval from state officials prior to use."