

**EDUCATION AND WORKFORCE DEVELOPMENT CABINET**

**Board of Education**

**Department of Education**

**(New Administrative Regulation)**

**704 KAR 7:121. Repeal of 704 KAR 7:120.**

RELATES TO: KRS 159.030, 160.290

STATUTORY AUTHORITY: KRS 156.070, 156.160, 157.220, 158.030

NECESSITY, FUNCTION, AND CONFORMITY: KRS 156.070 requires the Kentucky Board of Education to establish policy or act on all matters relating to the administrative responsibility of the Department of Education. KRS 156.160 requires the Kentucky Board of Education to promulgate administrative regulations establishing standards which school districts shall meet in student, program, service, and operational performance. KRS 157.220 requires the Kentucky Board of Education to promulgate administrative regulations for the proper administration of KRS 157.200 to 157.280 concerning special educational programs. KRS 159.030 provides exemptions from compulsory attendance for students whose physical or mental condition prevents or renders inadvisable attendance at school. KRS 158.030 requires the Kentucky Board of Education to promulgate administrative regulations to establish the components of home or hospital instruction. This administrative regulation repeals the minimum requirements for home/hospital instruction programs. This repeal is necessary to change and relocate the regulation within the Kentucky Department of Education's range of regulations as a result of KRS 157.270 being repealed and reenacted with changes as KRS 158.033.

Section 1. 704 KAR 7:120, Home/hospital instruction, is hereby repealed.  
(48 Ky.R. 235; eff. 3-1-2022.)

*JASON E. GLASS, Commissioner*  
*LU YOUNG, Chairperson*

APPROVED BY AGENCY: June 11, 2021

FILED WITH LRC: June 11, 2021 at 9:49 a.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing <https://apps.legislature.ky.gov/karma/#/kar/704/007/121/6125g> on this proposed administrative regulation shall be held on August 30, 2021, at 10:00 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 working days prior to the 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 August 31, 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](mailto:regcomments@education.ky.gov).