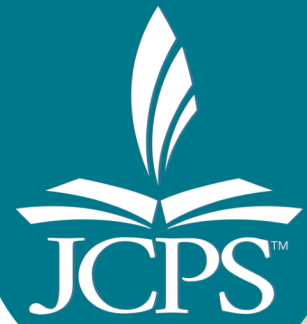


Relevant Legislation

Kentucky General Assembly 2023



Enacted legislation passed during the recent legislative session that will require implementation or awareness by JCPS.

HB 3

AN ACT RELATING TO JUVENILE JUSTICE AND MAKING AN APPROPRIATION THEREFOR.

- Among other provisions, truancy cases can be referred to the county attorney for prosecution under certain circumstances.

HB 5

AN ACT RELATING TO FISCAL MATTERS AND DECLARING AN EMERGENCY.

- Removes bourbon aging in barrels from property tax obligations over a 20-year period, with a hold-harmless provision for current school district revenues offset by any future SEEK increases.

HB 13

AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSES.

- Allows school bus drivers to get their physical exam every two years, rather than the current annual requirement.
- Allows anyone eligible to work in the United States and otherwise qualified to apply for a CDL, rather than the current requirement of U.S. citizenship or permanent residency.

HB 21

AN ACT RELATING TO THE TRANSPORTATION CABINET.

- Homeless students ages 16-17 can obtain an ID card without the signature of a parent or guardian if they are verified as homeless by certain agencies, including the district's liaison for homeless youth, a school social worker or counselor.

HB 32

AN ACT RELATING TO CLASSIFIED SCHOOL STAFF AND DECLARING AN EMERGENCY.

- Allows school districts to hire classified staff without a high school diploma or equivalent, as long as they provide an opportunity for those staff to pursue their diploma equivalent at no cost to the staffer.
- Federal requirements for certain positions are still controlling.

HB 153

AN ACT RELATING TO PROHIBITING THE ENFORCEMENT OF A FEDERAL BAN OR REGULATION OF FIREARMS AND DECLARING AN EMERGENCY.

- Prohibits law enforcement officers, including JCPS Security & Investigations staff, from enforcing any federal ban on firearms, ammunition, or firearms accessories.



Relevant Legislation

Kentucky General Assembly 2023



Enacted legislation passed during the recent legislative session that will require implementation or awareness by JCPS.

HB 241

AN ACT RELATING TO COMPULSORY ATTENDANCE.

- Expands the list of mental health professional able to sign a statement for a student's excused absence to include licensed clinical social workers and professional counselors, among others.

HB 319

AN ACT RELATING TO TEACHERS.

- Enters Kentucky into an interstate compact with other signatory states to streamline the process for teacher credentialing after a move across state lines.
- Requires an exit survey when a school district employee voluntarily leaves the district.
- Requires KDE to create a centralized job posting system, and requires districts to post all vacancies there.
- Removes the statutory cap on teacher scholarship program amounts, and limits the interest rate on repayments to 8%.
- Requires EPSB to establish a process for teacher candidates to obtain an eligible-for-hire letter.
- Directs KDE to review the alternative teacher certification pathways and report back with suggested improvements to the legislature by Oct. 1
- Creates an interim teaching certificate for the 2023-2024 school year that EPSB may issue to certain candidates. This certificate may be renewed through the 2025-2026 school year.
- Allows sick leave to be granted to teachers who submit a personal statement, rather than the currently required notarized affidavit.

HB 320

AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSES.

- Allows someone with an out-of-state driver's license and a CDL permit to take the CDL skills test to receive their license.

HB 331

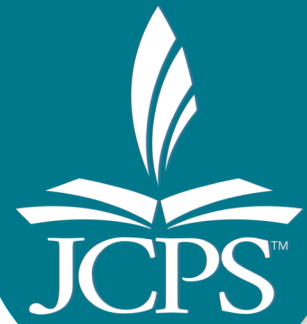
AN ACT RELATING TO THE EMERGENCY MEDICAL PREPAREDNESS OF SCHOOLS.

- Requires an automated external defibrillator (AED) in every middle and high school building and, as funds become available, at every middle and high school athletic practice and competition.
- Requires districts to ensure that all athletic coaches and at least three employees in each school are trained in AED use, and that all coaches maintain CPR certification.
- Requires development of an event-specific emergency action plan for each off-campus non-athletic event.
- Requires school emergency plans to include a written cardiac emergency response plan, which shall be rehearsed prior to the beginning of each athletic season.



Relevant Legislation

Kentucky General Assembly 2023



Enacted legislation passed during the recent legislative session that will require implementation or awareness by JCPS.

HB 353

AN ACT RELATING TO CRIMES AND PUNISHMENTS.

- Removes fentanyl testing strips from the definition of drug paraphernalia.

HB 380

AN ACT RELATING TO THE CERTIFICATION OF PEACE OFFICERS.

- Allows 20-year-olds to be hired as law enforcement officers if they will be 21 by the time they graduate from basic training.

HB 393

AN ACT RELATING TO GOVERNMENTAL TRANSACTIONS.

- Allows school districts to transfer or sell property to another governmental or quasi-governmental agency at or above fair market value without going through the competitive bid process.

HB 522

AN ACT RELATING TO PROCUREMENT.

- Increases the small purchase procedures amount from \$30,000 to \$40,000.

HB 538

AN ACT RELATING TO DISCIPLINE OF STUDENTS.

- Requires expulsion, or an allowed district alternative placement, for threats that pose danger to students or staff.
- Allows for alternative placement to include virtual programs.
- Allows principals to establish procedures for student removal and re-entry to the classroom for behavioral reasons, with removal three times in 30 days potentially leading to suspension and/or permanent removal from that classroom with an alternative placement, along with a review of the situation with the teachers and parents/guardians.

HB 547

AN ACT RELATING TO FIRST AMENDMENT RIGHTS IN PUBLIC SCHOOLS.

- Codifies the rights of school district employees to engage in private religious expression while on duty.

SB 3

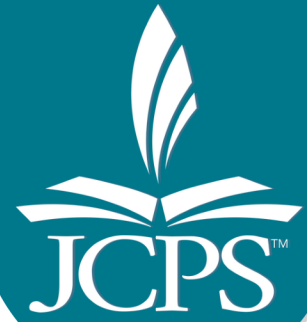
AN ACT RELATING TO THE EDUCATORS' LIABILITY INSURANCE AND MAKING AN APPROPRIATION THEREFOR.

- Requires school districts to provide excess liability coverage to certified staff.



Relevant Legislation

Kentucky General Assembly 2023



Enacted legislation passed during the recent legislative session that will require implementation or awareness by JCPS.

SB 5

AN ACT RELATING TO EDUCATION AND DECLARING AN EMERGENCY.

- Requires school boards to adopt a policy for hearing complaints about obscene materials in schools, with a direct and timely appeal from the school principal to the local board.

SB 7

AN ACT RELATING TO THE ADMINISTRATION OF PAYROLL SYSTEMS AND DECLARING AN EMERGENCY.

- Prohibits the use of payroll deductions, or indirect assistance by the school district, for certain dues, fees, and assessments.
- Cannot conflict with a current collectively bargained contract, but will take effect at the end of existing contracts.

SB 25

AN ACT RELATING TO POSTSECONDARY READINESS INDICATORS AND DECLARING AN EMERGENCY.

- Includes achieving three hours of dual credit or qualifying for three hours of postsecondary articulated credit as a postsecondary readiness indicator.

SB 47

AN ACT RELATING TO MEDICINAL CANNABIS.

- Allows students with a medical cannabis card to attend school without penalty
- Requires local school boards to adopt policies under which qualified patient could consume medical cannabis on campus, administered by a school nurse or under supervision of appropriate school staff.
- School-related likely be revisited in the 2024 legislative session to ensure compliance with federal law.

SB 49

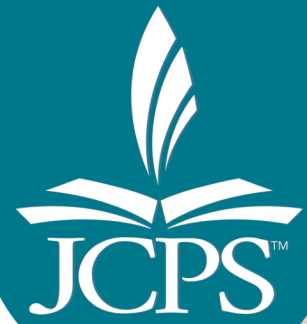
AN ACT RELATING TO TEACHER CERTIFICATION AND DECLARING AN EMERGENCY.

- Extends provisional certification for Option 6 and Option 7 teachers by two years with EPSB approval.
- Allows teachers with emergency certification in the current school year to renew that emergency certification for the 2023-2024 school year.



Relevant Legislation

Kentucky General Assembly 2023



Enacted legislation passed during the recent legislative session that will require implementation or awareness by JCPS.

SB 54

AN ACT RELATING TO KENTUCKY EDUCATIONAL EXCELLENCE SCHOLARSHIPS.

- Allows KEES awards to be used at certain proprietary schools, colleges of art and design, or workforce solutions training programs.
- Allows students who move as a result of a parent's military transfer to earn KEES award money at an out-of-state school or Department of Defense school if they had already earned KEES award funding at a Kentucky school.

SB 70

AN ACT RELATING TO A PILOT PROGRAM FOR PERFORMANCE-BASED PROFESSIONAL DEVELOPMENT.

- Renews an existing professional development program for interested school districts.

SB 80

AN ACT RELATING TO PUBLIC SAFETY.

- Prohibits registered sex offenders from loitering within 1,000 feet of a school, playground, or daycare.

SB 145

AN ACT RELATING TO INTERSCHOLASTIC ATHLETICS.

- Returns control over transfer eligibility for high school athletes to KHSAA
- Eliminates the statutory ineligibility for such transfers for elementary and middle school students.

SB 150

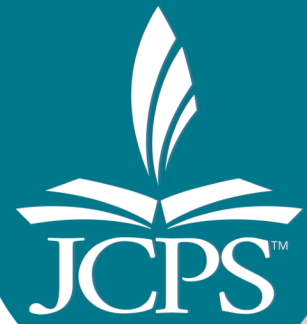
AN ACT RELATING TO CHILDREN.

- Requires local school districts to notify parents at the beginning of each school year of each health and mental health service related to human sexuality, contraception, or family planning available at the student's school, as well as the parent's right to withhold consent.
 - Requires parental notification of any of these services change, and requires parental consent prior to providing any of these services to a student or making a referral.
- Requires districts to encourage students to discuss mental or physical health or life issues with their parents or facilitate the discussion with their parents.
- Prohibits districts from adopting policies or procedures with the intent of keeping any student information confidential from parents.
- Provides exceptions in certain circumstances, e.g., emergencies or when there is a reasonable possibility the child will be abused or neglected as a result of information sharing.



Relevant Legislation

Kentucky General Assembly 2023



Enacted legislation passed during the recent legislative session that will require implementation or awareness by JCPS.

SB 150 CONTINUED

AN ACT RELATING TO CHILDREN.

- Requires parental consent for student participation in any well-being questionnaire or assessment for research purposes.
- Prohibits districts from requiring students or staff to use gender-affirming pronouns.
- Prohibits any instruction related to human sexuality or sexually transmitted diseases in grades K-5.
- Requires advance parental notification and consent for any instruction in grades 6-12 related to human sexuality or sexually transmitted diseases
- Prohibits any instruction or presentation that has a goal or purpose of students studying or exploring gender identity, gender expression, or sexual orientation.
 - Provides an exception for necessary context in classroom instruction, as well as responses to student questions.
- Requires local school boards to adopt a policy on bathroom and locker room use to ensure that students use the bathroom that conforms to their birth gender.
- A student who asserts their birth gender differs from their gender identity must be accommodated, e.g., a single-stall or faculty bathroom, but that cannot allow them to use the bathroom or locker room of the gender with which they identify.

SB 156

AN ACT RELATING TO A STATEWIDE READING RESEARCH CENTER.

- Removes statutory authority and funding for the Collaborative Center for Literacy Development at the University of Kentucky, and instead established a statewide reading research center with goals and performance objectives to be established by an RFP process.
- Requires, rather than permits, districts to adopt a common comprehensive reading program determined by KDE to be reliable, valid, and aligned to state standards.

SB 169

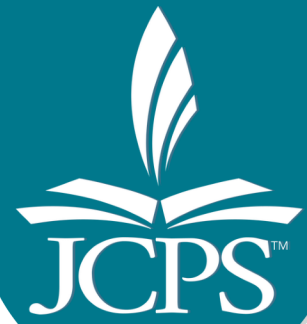
AN ACT RELATING TO PUBLIC-PRIVATE PARTNERSHIPS.

- Allows local school districts to use a public-private partnership (P3) funding and construction mechanism as other local governments are currently permitted to do.



Relevant Legislation

Kentucky General Assembly 2023



Enacted legislation passed during the recent legislative session that will require implementation or awareness by JCPS.

SB 229

AN ACT RELATING TO CHILD ABUSE.

- Adjusts the current notification requirements to mandate school staff and other required notifiers to immediately notify their supervisor in addition to other required entities. The supervisor must facilitate cooperation with any investigation.
- Creates a Class A misdemeanor for knowingly causing intimidation, retaliation, or obstruction of such an investigation.

SB 247

AN ACT RELATING TO TRANSIENT PUBLIC SCHOOL STUDENTS.

- Allows students receiving free or reduced-price lunch in grades K-3, as well as their siblings in the same school, to be kept in their school of origin if they move elsewhere within the school district, with the district providing transportation. The district can deny the request if transportation is impracticable for travel time or distance reasons.



***NOT INTENDED TO BE A COMPREHENSIVE LIST. FOR ANY QUESTIONS OR CONCERNS, PLEASE CONTACT CHUCK TRUESDELL, EXECUTIVE ADMINISTRATOR, GOVERNMENT AND COMMUNITY RELATIONS.**