



SENATE BILLS

[Senate Bill 3](#) (Sen. Westerfield) proposes to amend the Constitution of Kentucky to create a crime victims' bill of rights and submit to voters. The question to be submitted to voters: “Are you in favor of providing constitutional rights to victims of crime, including the right to be treated fairly, with dignity and respect, and the right to be informed and to have a voice in the judicial process?”

[Senate Bill 30](#) (Sen. Westerfield) repeals, reenacts, and amends various sections of the Crime Victims' Bill of Rights to change statutory definition of "victim". Requires that restitution to the victim be made when possible. Provides for a delayed contingent effective date of November 6, 2018, upon ratification of a proposed constitutional amendment providing protection of crime victims' rights.

[Senate Bill 48](#) (Sen. Raque Adams) establish a new minimum age for marriage at eighteen (18) years of age. Amends KRS 402.030 to establish the power of courts to declare a marriage void when one party is under 18 years of age. Amends KRS 402.210 to prohibit individuals under the age of 17 years from marrying except through a petition to a family or district court judge. Repeals KRS 402.260 which provides for the estate of minors who marry to be placed in receivership until they reach the age of 18 years. Creates a new KRS 402 to allow that a minor who is seventeen (17) years old may petition the family court in the county of residence or the district court in the county for an order granting permission to marry and outlines the petition's requirements.

[Senate Bill 57](#) (Sen. Wise) creates a new section of KRS Chapter 411 to define an “act of terror” and “terrorist” and allows an injured person injured by an act of terrorism to file a claim for damages against the terrorist. Creates a new section of KRS Chapter 525 to establish a crime of terrorism as a capital offense that must be punished by imprisonment for life without probation or parole and that a person convicted of terrorism cannot be released early.

[Senate Bill 71](#) (Sen. Meredith) creates a new section of KRS Chapter 158 that if a school council (or the principal if no council exists) adopts a curriculum for human sexuality or sexually transmitted diseases, that instruction must include but not be limited to the following content:

- 1) Abstinance from sexual activity is the desirable goal for all school-age children;
- 2) Abstinance from sexual activity is the only certain way to avoid unintended pregnancy, sexually transmitted diseases, and other associated health problems; and
- 3) The best way to avoid sexually transmitted diseases and other associated health problems is to establish a permanent mutually faithful monogamous relationship.

[Senate Bill 73](#) (Sen. Givens) creates a new section of KRS Chapter 156 that beginning in the 2018-2019 school year and continuing through the 2020-2021 school year, a school district may establish a pilot program for teachers to develop and implement a performance – based professional development project.

- The pilot program must require two (2) or more teachers to design an instructional practice or strategy project to address an identified school or district academic or non-academic classroom problem.
- Successful completion of a project will satisfy up to three (3) days of the requirement to complete four (4) days of professional development.

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- A local board of education may award a teacher a stipend for successful completion of a project.

The Kentucky Department of Education (KDE) must study the completed pilot projects for their impact on schools and districts to determine the attributes of quality performance – based professional development and the best practices for measuring its effectiveness.

By August 1, 2022, KDE must report its findings and any recommendations for revising professional development policy to the Interim Joint Committee on Education.

Requires the Kentucky Board of Education (KBE) to promulgate regulations prescribing the conditions and procedures for districts to be approved for the nontraditional instruction program by December 31, 2018.

[Senate Bill 86](#) (Sen. Humphries) amends KRS 7A.010 to increase the dollar minimum from \$600,000 to \$1,000,000 for all capital construction projects other than movable equipment for state agencies (other than higher education institutions) and increases the dollar minimum from \$600,000 to \$1,000,000 for all information technology systems. The new threshold allows state agencies to execute capital projects up to \$1M without General Assembly approval.

[Senate Bill 96](#) (Sen. Kerr) amends various KRS related to the operations of the Cabinet for Health and Family Services (CHFS). Also, amends KRS 199.8941 to require CHFS to consult with the Early Childhood Advisory Council on the promulgation of administrative regulations to administer an existing program of monetary incentives for child-care centers and the existing quality-rating system for child-care centers. Also, the law requires CHFS to conduct an annual review of the child-care incentive program in consultation with the Early Childhood Advisory Council.

Amends KRS 199.8943 to require KDE, in consultation with the Early Childhood Advisory Council, to promulgate administrative regulations to implement the quality-based graduated early childhood rating system for publicly funded preschools.

Also requires the Early Childhood Advisory Council to consult with KDE and CHFS on their annual report on the implementation of the quality-based graduated early childhood rating system to the Interim Joint Committee on Education and the Interim Joint Committee on Health and Welfare

[Senate Bill 97](#) (Sen. Girdler) creates new sections of KRS Chapter 81A to expand standing to any person who owns property within or directly adjoining the area proposed for annexation.

Provides the city proposing the annexation standing to contest the failed annexation election under KRS 120.250. Sets a limit of 2 years to contest the annexation of territory.

Amends KRS 65.012 to change referendum petition signature eligibility requirements to include a business or other organization having a physical address within the affected area.

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[Senate Bill 101](#) (Sen. Wise) amends KRS 160.380 to reduce the vacancy notice required from a superintendent to the chief state school officer from 30 days to 15 days.

Amends KRS 156.240 to require electronic publication of the complete school laws of the state.

Amends KRS 160.180 to require school board candidates to file a transcript evidencing completion of the twelfth grade or certified results of a twelfth grade equivalency examination. Amends KRS 160.210 to require the chief state school officer to require and receive the affidavit and transcript required by KRS 160.180 prior to making an appointment to a school board vacancy.

Amends the definition of "relative" in KRS 160.380 and amends the political and civil office prohibitions on local school board members.

Amends KRS 160.180 to change member eligibility requirements to exclude persons holding any elective federal, state, county, or city office.

An emergency provision is established and applies to the bill in its entirety.

The bill's emergency clause moves up the effective date for the requirements of background checks under KRS 160.380 (which was amended in 2017 in Senate Bill 236).

These changes require an applicant for a certified or classified position to present the superintendent with a letter from CHFS stating the person is clear to hire and has no findings of substantiated child abuse or neglect.

KRS 160.380(8)(a): "If a school term has begun and a certified or classified position remains unfilled or if a vacancy occurs during a school term, a superintendent may employ an individual, who will have supervisory or disciplinary authority over minors, on probationary status pending receipt of the criminal history background check. Application for the criminal record of a probationary employee shall be made no later than the date probationary employment begins."

The probationary status ends with the superintendent's receipt of the required criminal and CHFS letter, and the employee is either retained or terminated due to the job qualification requirements.

The CHFS contact for this background check is:

Erika Bauford
Section Supervisor
Cabinet for Family and Health Services
Email: erikad.bauford@ky.gov
Phone: (502) 564-3834, ext. 3627

Form: [DPP-156 Central Registry Check](#)

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[Senate Bill 126](#) (Sen. D. Carroll) repeals, reenacts, and amends KRS 194A.135 as a new section of KRS Chapter 41 to move the Commonwealth Council on Developmental Disabilities from CHFS to the Department of the Treasury. The law does not change the membership requirements for the Council. A representative of the Division of Exceptional Children at KDE is a member.

[Senate Bill 140](#) (Sen. Robinson) amends KRS 158.186 to clarify notice requirements that the commissioner of education must email electronic copies or send paper copies of KRS 158.183 and KRS 158.195 to each local school board, school-based decision making council, and certified employee in Kentucky. Also, requires KDE to provide to the Interim Joint Committee on Education copies of all materials sent as part of the notice and the dates materials were distributed.

[Senate Bill 151](#) (Sen. Bowen) creates new and amends numerous statutes related to state and local government and school district employee pension provisions. [House Bill 185](#) amended Senate Bill 151 and the provisions related to death-in-the-line-of-duty benefits included in House Bill 185 prevail over the provisions originally included in Senate Bill 151.

[Senate Bill 151](#) was also amended by [House Bill 362](#) to provide employers in the Kentucky Retirement Systems (KRS) a window to allow withdrawal from the retirement system. The law includes a phase-in for the employer contribution requirements for County Employee Retirement System (CERS) retirement and insurance. The provisions limit the employer's annual increase in contribution requirements to no more than 12 percent over the prior fiscal year's rate paid until June 30, 2028.

NOTE: Please refer to the attached summary provided by the Legislative Research Commission with a listing of changes to the pension systems related to the enactment of Senate Bill 151.

[Senate Bill 152](#) (Sen. Givens) amends KRS 157.390 to allow school districts to provide compensation in addition to that provided in the single salary schedule to all classroom teachers employed in a school identified by KDE as being in targeted or comprehensive support and improvement status.

[Senate Bill 182](#) (Sen. Harris) amends KRS 189.515 to define federal all-terrain vehicle standards. Requires a parent or guardian of a minor who is under the age of six (6) cannot knowingly allow the child to operate an all-terrain vehicle. Minors under sixteen (16) cannot operate an all-terrain vehicle without direct parental supervision and restricts carrying of passengers. Requires adherence to federal all-terrain operations standards.

[Senate Bill 200](#) (Sen. Stivers) amends KRS 154.15-020 to allow the Kentucky Communications Network Authority (Kentucky Wired) to leverage future revenues through debt or financing not to exceed \$110M. Any proposed debt or financing must be submitted to the Capital Projects and Bond Oversight Committee for review at least fourteen (14) days prior to the committee meeting. Any debt or financing incurred must be provided to the Legislative Research Commission (LRC) within 30 days of entering into debt or financing agreement.

Amends [House Bill 200](#) to appropriate money to the Kentucky Communications Network

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Authority from the general fund and to remove language pertaining to finding funding sources for availability payments and operating expenses. Appropriation and Emergency clauses are included.

[Senate Bill 201](#) (Sen. Kerr) amends KRS 200.503 to define "system of care" and "transition-age youth". Amends KRS 200.505 to rename the "State Interagency Council for Services" to the "State Interagency Council for Services and Supports to Children and Transition-Age Youth" and expands its membership. Amends KRS 200.509 to change the membership of the regional interagency councils.

Amends KRS 605.035 to require that the membership of the family accountability, intervention, and response teams include one or more members of the regional interagency council and that one of those members must be a representative of the community mental health center.

[Senate Bill 228](#) (Sen. McGarvey) amends KRS 164.6901 to rename KRS 164.6901 to 164.6935 the *Revised* Uniform Athlete Agents Act. Amends KRS 164.6903 to revise the definitions of "athlete agent" and "student-athlete" and to define "educational institution," "enrolled," "interscholastic sport," "licensed, registered or certified professional," "recruit or solicit," "sign" and "fantasy contest".

"Educational institution" means a public or private elementary school, secondary school, technical or vocational school, community college, college, and university.

Amends KRS 164.6907 to require that within seven (7) days after an initial act that requires the individual to register as an athlete agent, the individual submits an application for registration as an athlete agent in this state.

Amends KRS 164.6909 expand the requirements for an athlete agent application form and the registration process. Amends KRS 164.6911 clarify reasons for which registration may be denied and the license renewal process. Amends KRS 164.6913 to clarify reasons for refusing to issue or to suspend or revoke a registration.

Creates a new section of KRS 164.6901 to 164.6935 to allow the department to issue a temporary license. Amends KRS 164.6915 to establish a fee to renew a registration based on registration in another state.

Amends KRS 164.6917 to specify requirements for an agency contract. Amends KRS 164.6919 to specify communication requirements an athlete agent must meet. Amends KRS 164.6921 to include parents or guardians of minor student-athletes. Amends KRS 164.6923 to require an athlete agent to create records. Amends KRS 164.6925 to clarify actions prohibited by athlete agents. Amends KRS 164.6929 to allow student-athletes as well as educational institutions to bring action for damages and increase civil penalty from \$25,000 to \$50,000. Amends KRS 164.6933 clarify the interaction of KRS 164.6901 to 164.6935 with regard to federal electronic signatures statutes.

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SENATE RESOLUTIONS

[Senate Resolution 7](#) (Sen. Schickel) honors Kellie Clark upon being named 2018 Kentucky Teacher of the Year.

[Senate Resolution 29](#) (Sen. Jones) honors Belfry High School football coach Philip Haywood upon receiving the National High School Athletic Coaches Association Coach of the Year Award.

[Senate Joint Resolution 52](#) (Sen. D. Carroll) requires that the KDE partner with the University of Kentucky's Human Development Institute (HDI), the University of Louisville's College of Education and Human Development, and local school districts to implement the "Kentucky Peer Support Network Project" in public schools. Requires that the KDE also partner with UK and U of L to identify and secure grant funding for the Peer Network and the "Teaching and Learning Pathway". Requires the KDE to report to the Interim Joint Committee on Education on the status of funding efforts no later than July 1 each year and the report must include a copy of all grant applications submitted by KDE or HDI during the previous academic year. The reporting requirement is waived for years the Kentucky Peer Support Network Project is fully funded.

[Senate Resolution 91](#) (Sen. Schickel) recognizes February 9, 2018, as Homeschool Day at the Capitol.

[Senate Resolution 143](#) (Sen. D. Carroll) honors the victims of the Marshall County High School shooting and offer encouragement and support to the entire Marshall County community.

[Senate Resolution 150](#) (Sen. Kerr) honors Kentucky Educational Television.

[Senate Resolution 151](#) (Sen. Higdon) adjourns in honor and loving memory of Dr. Robert "Bob" Wagoner.

[Senate Resolution 170](#) (Sen. Givens) recognizes pornography as a public health crisis, acknowledge the need for education on the harmful effects of pornography, encourage prosecution of obscenity and exploitation offenses, and commend law enforcement efforts to fight Internet crimes against children.

[Senate Concurrent Resolution 171](#) (Sen. Wise) establishes the Childhood Cancer Caucus within the Kentucky General Assembly.

[Senate Resolution 179](#) (Sen. Bowen) acknowledges the three winners of the College Board's Eighth Annual Advanced Placement District Honor Roll: Hart County Schools; Owensboro Public Schools; and the Diocese of Covington Education Office.

[Senate Resolution 196](#) (Sen. Buford) honors the West Jessamine High School girls' soccer team upon winning the 2017 KHSAA State Championship.

[Senate Resolution 198](#) (Sen. Wise) honors the Adair County High School marching band.

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[Senate Resolution 205](#) (Sen. Wise) honors Lorenzo Linsey of the Wayne County High School football team.

[Senate Joint Resolution 218](#) (Sen. Girdler) directs state agencies to conduct self-studies to examine practices that contribute to food waste and identify new practices that would reduce food waste and increase food donations to charitable feeding agencies. Directs each agency to submit a written report of its findings to the Interim Joint Committee on Agriculture by October 31, 2018.

Directs the Finance and Administration Cabinet to develop food waste reduction guidelines to be used by all state agencies and to present those guidelines to the Interim Joint Committee on Agriculture by October 31, 2018.

[Senate Resolution 219](#) (Sen. Stivers) honors Dr. Jim W. Evans, Jr., upon being named the 2018 Kentucky Superintendent of the Year.

[Senate Resolution 226](#) (Sen. Ridley) honors the Union County High School wrestling team upon winning the KHSAA State Championship.

[Senate Resolution 235](#) (Sen. Wilson) recognizes the Kentucky Community and Technical College System's 20th anniversary.

[Senate Resolution 237](#) (Sen. Neal) honors Central High School.

[Senate Resolution 255](#) (Sen. Thomas) recognizes the Collaborative Center for Literacy Development.

[Senate Resolution 274](#) (Sen. Buford) honors the Mercer County High School girls' basketball team upon winning their second straight KHSAA Sweet Sixteen.

[Senate Resolution 277](#) (Sen. Seum) confirms the appointment of Frank E. Collecchia to the Kentucky Teachers' Retirement System Board of Trustees for a term expiring March 10, 2019.

[Senate Resolution 280](#) (Sen. Seum) confirms the appointment of Patrick Kelly Downard to the Board of Trustees of the Kentucky Retirement Systems for a term expiring June 17, 2019.

[Senate Resolution 281](#) (Sen. Seum) confirms the appointment of David Michael Gallagher to the Board of Trustees of the Kentucky Retirement Systems for a term expiring July 1, 2021.

[Senate Resolution 282](#) (Sen. Seum) confirms the appointment of Matthew L. Monteiro to the Board of Trustees of the Kentucky Retirement Systems for a term expiring June 17, 2019.

[Senate Resolution 283](#) (Sen. Seum) confirms the reappointment of James Fulkerson to the Board of Trustees of the Kentucky Retirement Systems for a term expiring July 1, 2021.

[Senate Resolution 284](#) (Sen. Seum) confirms the appointment of Wilburn Joe Brothers to the Board of Trustees of the Kentucky Retirement Systems for a term expiring July 1, 2021.

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[Senate Resolution 290](#) (Sen. Buford) encourages local governments and local public agencies providing playgrounds to utilize equipment accessible to and usable by all persons regardless of what challenges they may face.

[Senate Resolution 297](#) (Sen. Adams) urges private and public colleges and universities in Kentucky to provide information to all students on the benefits and risks of meningococcal immunization.

[Senate Resolution 302](#) (Sen. Givens) recognizes and honor the hundreds of young people from throughout the state who are participating in Kentucky 4-H: A Capitol Experience.

[Senate Resolution 326](#) (Sen. Seum) confirms the appointment of David M. Graham to the Education Professional Standards Board for a term expiring June 30, 2021.

[Senate Resolution 327](#) (Sen. Seum) confirms the appointment of Sherry Wilson Powers to the Education Professional Standards Board for a term expiring June 30, 2019.

[Senate Resolution 328](#) (Sen. Seum) confirms the appointment of Rachel E. Colyer to the Education Professional Standards Board for a term expiring June 30, 2021.

[Senate Resolution 341](#) (Sen. Seum) confirms the appointment of Shad Michael Sletto to the Education Professional Standards Board for a term expiring June 30, 2019.

[Senate Resolution 342](#) (Sen. Seum) confirms the appointment of Tolya Lynn Ellis to the Education Professional Standards Board for a term expiring June 30, 2019.

[Senate Resolution 345](#) (Sen. Seum) confirms the appointment of Katherine Ann Gornik to the Education Professional Standards Board for a term expiring June 30, 2019.

[Senate Resolution 346](#) (Sen. Seum) confirms the appointment of Donna Rice Hedgepath to the Education Professional Standards Board for a term expiring June 30, 2020.

[Senate Resolution 347](#) (Sen. Seum) confirms the appointment of Steven Robert Thomas to the Education Professional Standards Board for a term expiring June 30, 2019.

[Senate Resolution 348](#) (Sen. Seum) confirms the appointment of Tracy Voils Adams to the Education Professional Standards Board for a term expiring June 30, 2020.

[Senate Resolution 349](#) (Sen. Seum) confirms the appointment of R. Daniel Morgan to the Education Professional Standards Board for a term expiring June 30, 2020.

[Senate Resolution 350](#) (Sen. Seum) confirms the appointment of Sarah Lynn Burnett to the Education Professional Standards Board for a term expiring June 30, 2021.

[Senate Resolution 351](#) (Sen. Seum) confirms the appointment of Jon Robert Akers to the Education Professional Standards Board for term expiring June 30, 2021.

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[Senate Resolution 352](#) (Sen. Seum) confirms the appointment of Dustin Eric Phelps to the Education Professional Standards Board for a term expiring June 30, 2020.

HOUSE BILLS

[House Bill 1](#) (Rep. Meade) creates the Child Welfare Oversight and Advisory Committee of the Kentucky General Assembly for the purpose of reviewing, analyzing, and providing oversight to the legislature on child welfare in the state.

Revises KRS 157.065 to require the commissioner of education to submit an annual report on the status of the school breakfast program to the Child Welfare Oversight and Advisory Committee by December 1.

Creates a new section of KRS 620 allowing CHFS to charge a ten dollar (\$10) fee per background check of the cabinet's child abuse and neglect records when those services are requested by a person for professional, trade, or commercial purposes or for personal use. Also requires CHFS to promulgate regulations to establish the central registry and the process for a background check of CHFS's child abuse and neglect records.

Section 44 amends KSR 620.146 requiring CHFS to notify the principal, or any assistant principal of the school in which the child is enrolled, and the district's director of pupil personnel, of the names of persons authorized to contact the child at school, or remove the child from school grounds.

The notification required must be provided by CHFS to the school: by written notice via electronic mail or facsimile on the day that a court order is entered and again on any day that a change is made with regard to persons authorized to contact or remove a child from a school.

The verbal notification must occur on the next school day immediately following the day a court order is entered or a change is made if the court order or change occurs after the end of the current school day; and by electronic mail or facsimile, or hand delivery of a copy of the court order within 10 calendar days following CHFS' receipt of the court order of a change of custody or change in contact or removal authority.

Amends KRS 17.185 to permit the Kentucky State Police to charge a ten dollar (\$10) convenience fee for electronic requests for background checks.

[House Bill 3](#) (Rep. Shell) creates a new section of KRS Chapter 158 to require, beginning with the 2019-2020 school year, each school district to promote an essential workplace ethic program. Each school district's local workforce investment board must recommend to the school district best practices which may be used in implementing the essential workplace ethic program.

By January 1, 2019, and every two (2) years thereafter, each local school board must collaborate with the local workforce investment board to establish essential workplace ethic indicators for middle and high school students that are aligned to the characteristics outlined. Requires each local board is to design an award to reflect that a student has attained workplace

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ethic indicators.

By September 1, 2019 and every two (2) years thereafter, the superintendent of each school district must provide the commissioner of education and the Kentucky Workforce Innovation Board (KWIB) a report, in a format specified by the commissioner, describing the district's programs and how they are being implemented.

The commissioner must provide a summary report to the KBE, Interim Joint Committee on Education, KWIB and each Kentucky superintendent.

Amends KRS 158.6453 to require the department to include the essential workplace ethic program on the school profile report. Requires the academic standards in practical living skills for all grade levels include drug abuse prevention with an emphasis on the prescription drug epidemic and the connection between prescription opioid abuse and addiction to other drugs, such as heroin and synthetic drugs.

Requires the Office of Drug Control Policy to develop recommendations for the instruction in drug abuse prevention by December 31, 2018.

An emergency clause is included for the drug prevention requirements.

[House Bill 22](#) (Rep. St. Onge) creates a new section of KRS 500 regarding unmanned aircraft systems. Allows any institution of higher education, or school districts to use an unmanned aircraft system for educational, research, or testing purposes. Allows any government agency to use an unmanned aircraft system for legitimate governmental purposes. Creates a new section of KRS Chapter 501 to clarify criminal liability for offenses committed using a drone. Creates a new section of KRS Chapter 525 to create the offense of obstructing an emergency responder.

[House Bill 30](#) (Rep. Huff) amends KRS 156.095 to require a minimum of one (1) hour of suicide prevention training for all high school and middle school principals, guidance counselors, and teachers, beginning with the 2018-2019 school year, and every other year thereafter. Provides that the training can be either in-person, by live streaming, or via a video recording. Requires a newly hired staff member to receive a packet of information on suicide prevention when the person is hired in a year training is not provided.

Provides that this training may be included in the four days of professional development under KRS 158.070.

Includes language that applies the suicide prevention training to public charter schools.

[House Bill 70](#) (Rep. Fischer) amends KRS 17.546 to define "electronic communications". Prohibits sex offender registrants from intentionally using electronic communications for the purpose of soliciting, contacting, or communicating with, or gathering information about a person less than 18 years old.

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[House Bill 71](#) (Rep. St. Onge) amends KRS 531.010 to define "private erotic matter"; create a new section of KRS Chapter 531 to prohibit the distribution of sexually explicit images without consent; make such distribution a Class A misdemeanor for the first offense and a Class D felony for the second or subsequent offense, unless it is done for profit, in which case it is a Class D felony for the first offense and a Class C felony for the second or subsequent offense.

[House Bill 101](#) (Rep. Petrie) amends KRS 510.020 to state that a 16 or 17-year old is incapable of consent when the actor is at least 10 years older than the victim. Amends KRS 510.030 to add lack of knowledge of the victim's age being 16 or 17 when the offender was at least 10 years older than the victim. Amends KRS 510.060 to add to rape in the third degree a person who is at least 10 years older than a 16 or 17-year old who he or she engages in sexual intercourse. Amends KRS 510.090 to add to sodomy in the third degree a person who is at least 10 years older than a 16 or 17-year old who he or she engages in deviate sexual intercourse.

[House Bill 114](#) (Rep. Rowland) amends KRS 96.895 to require that a portion of the Tennessee Valley Authority (TVA) in-lieu-of-tax revenue deposited in the general fund be distributed to agencies designated by counties that have TVA property located in that county or purchase power from TVA.

[House Bill 120](#) (Rep. McCoy) creates a new section of KRS Chapter 531 to prohibit the distribution of any material that portrays child pornography or a sexual performance by a minor. Specifies that the court can store material containing child pornography or sexual performance by a minor only in situations in which the material has been introduced as an exhibit at trial.

[House Bill 128](#) (Rep. Carney) amends KRS 156.160 to require every public middle and high school's curriculum to include instruction on the Holocaust and other cases of genocide, as defined by the United Nations Convention on the Prevention and Punishment of the Crime of Genocide, that a court of competent jurisdiction, whether a court in the United States or the International Court of Justice, has determined to have been committed by applying rigorous standards of due process. The law will be known as the Ann Klein and Fred Gross Holocaust Education Act.

[House Bill 132](#) (Rep. DuPlessis) creates a new Chapter of KRS 158 that beginning with the entering ninth grade class of the 2020-2021 school year and each year thereafter, successful completion of one or more courses or programs that meet the financial literacy standards must be a high school graduation requirement.

- The requirement applies to students participating in the early graduation program.
- KBE must promulgate administrative regulations establishing the standards and a graduation requirement.
- Local school based decision making councils (or the principal if no council exists) of each high school must determine curricula for course offerings, programs or a combination thereof that are aligned to the standards.

[House Bill 142](#) (Rep. Carney) amends KRS 157.410 to require the commissioner to determine the SEEK forecast for each school year by May 1 of the preceding year. The estimate would be revised by October 1, with a final allotment determined by March 1. The monthly SEEK distributions would be based on the most recent estimate.

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[House Bill 147](#) (Rep. Hart) amends KRS 158.838 to define “seizure action plan”.

Amends KRS 158.838 describing the requirements of school personnel designated to administer the “medication prescribed to treat seizure disorder symptoms” as well as the instruction in administering seizure medications as well as recognition of the signs and symptoms of seizures and the steps to be taken to respond. KDE’s Medication Administration Training Program and the supporting training manual reflect this information.

- Requires parent or guardian of student diagnosed with a seizure disorder to collaborate with school personnel to implement a seizure action plan.
- Requires the KBE to promulgate administrative regulations regarding the implementation of seizure action plans.
- Requires that any training program or guidelines adopted by KDE must be consistent with best practice guidelines from medical professionals.
- Requires all principals, guidance counselors, and teachers hired after July 1, 2019, to complete one hour of self-study review of seizure disorder materials.
- Provides that the Act may be cited as the Lyndsey Crunk Act.

[House Bill 158](#) (Rep. Rowland) amends KRS 18A.205 to permit certain individuals participating in an optional retirement plan authorized by KRS 161.567, certain individuals employed by a public postsecondary educational institution or certain local governments, and any certified or classified employee or elected member of a local board of education to obtain life insurance under the state-sponsored group life insurance policy or policies if the individual's employer opts to participate in the state-sponsored group life insurance program.

[House Bill 168](#) (Rep. Hoover) amends KRS 189.550 to require the operators of all buses and motor vehicles used for transporting children to stop the vehicle at railroad crossings and look for approaching trains or other on-track equipment. Amends KRS 189.560 to require a motor vehicle operator to stop the vehicle at railroad crossings and look for approaching trains or other on-track equipment. Amends KRS 189.565 to require operators of motor vehicles used to transport inflammable liquids to stop the vehicle at railroad crossings and look for approaching trains or other on-track equipment.

[House Bill 169](#) (Rep. Benvenuti) creates a new section of KRS Chapter 506 related to gang violence and prevention. Defines “criminal gang” to include:

1. Three (3) or more individuals identifying with a common name, sign, color, symbol, geographical location or leader;
2. Has been prosecuted as a gang in Kentucky or elsewhere; and
3. Has at least two (2) members that have engaged in a pattern of criminal activity.

The definition of gang does not include fraternities, unions, corporations, associations or other similar entities unless they are organized for the primary purposes of committing crimes.

Repeals and reenacts KRS 506.140 to establish the crimes of criminal gang recruitment. Amends KRS 506.120 to add a definition for “criminal gang syndicate” and lowers the number of participants required for a “criminal syndicate” from five (5) to three (3).

Amends KRS 506.150 to establish what constitutes a “criminal gang”.

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Creates new sections of KRS Chapter 506 for related court proceedings. Also, provides that gang members convicted of felony offenses must be penalized one felony class more severe than their conviction would normally require. Creates a cause of action for victims of criminal gangs and to permit the forfeiture of gang property. An emergency clause is included.

[House Bill 185](#) amends Senate Bill 151 and the provisions related to death-in-the-line-of duty benefits included in HB 185 prevail over the provisions originally included in Senate Bill 151.

[House Bill 187](#) (Rep. Wuchner) creates a new section of KRS Chapter 158 to define "dyslexia", "evidence-based", and "phonemic awareness".

- Requires KDE to make available a dyslexia toolkit by January 1, 2019.
- Requires KDE to collaborate with the Education Professional Standards Board (EPSB) and the Council on Postsecondary Education (CPE) to update professional development for teachers related to dyslexia.
- Allows each local district to develop policies for identifying and assisting students in kindergarten through grade three with dyslexia.
- Requires each local school district that developed a policy to provide KDE specific data by June 30 each year.

KDE must establish a study project to gather information on early screening and intervention services for children with characteristics of dyslexia.

KDE must submit a final report outlining the findings of the study by November 1 after the final academic year of the study project.

Amends KRS 158.305 to align definitions to the new KRS established in this measure. Also requires KDE to provide by November 30 each year to the Interim Joint Committee on Education survey data on the types of evidence-based research interventions being implemented by districts in reading, writing, mathematics, and behavior in kindergarten through grade three (3).

Creates a new KRS Chapter 164 to require by the 2019-2020 academic year, that postsecondary institutions offering teacher preparation programs for elementary and secondary regular education must include instruction on dyslexia.

[House Bill 200](#) (Rep. Rudy) establishes the Executive Branch budget for the 2018-2020 Biennium. HB 200 was amended by [House Bill 265](#) and [Senate Bill 200](#).

The Governor vetoed HB 200, but the General Assembly overrode the veto.

NOTE: Key provisions for the elementary and secondary budget can be found in the Commissioner's webcast located on the KDE Media Portal:
<http://mediaportal.education.ky.gov/featured/2018/05/superintendent-webcast-5-3-2018/>

[House Bill 218](#) (Rep. Rowland) amends KRS 304.17A-142 to add definitions and removes the age limitations on coverage for autism spectrum disorders. Mandates coverage of all health benefit plans moving forward.

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[House Bill 265](#) (Rep. Blanton) amends [House Bill 200](#), the executive branch budget bill.

[House Bill 290](#) (Rep. Carney) amends KRS 156.070 to require the state board or the agency designated by the state board to manage interscholastic athletics to allow non-member, at-home private school teams or students to participate in any sports permitted, offered, or sponsored by KHSAA. Requires a non-member, at-home private school coach to comply with the requirements of KHSAA coaches.

[House Bill 302](#) (Rep. Bentley) amends KRS 61.810 to include meetings of any selection committee, evaluation committee, or other similar committee established under KRS Chapters 45A and 56 to select a successful bidder for an award of a state contract, as exceptions to the open meeting requirements until the award of the contract or cancellation of the procurement.

Amends KRS 61.878 to exclude records of a procurement process under KRS Chapter 45A or 56. This exemption must not apply after a contract is awarded or the procurement process is canceled without an award of a contract and there is a determination that the contract will not be resolicited. The exemption also applies to communications of a purely personal nature unrelated to any governmental function.

[House Bill 319](#) (Rep. Moore) creates a new section of KRS Chapter 12 to require the EPSB to issue a teaching or administrative certificate to a United States Military Service member or veteran who is seeking Kentucky Certification and currently holds, or recently held, a valid teaching or administrative certificate in another state, the District of Columbia, or any possession or territory of the United States. The certificate must be issued to the service member or veteran within 30 days of the completed application. The law sets forth restrictions for the issuance of the license.

[House Bill 360](#) (Rep. Carney) amends KRS 158.135 to include in the definition of "state agency children" those children referred by a family accountability, intervention, and response team to a Department of Juvenile Justice operated or contracted day treatment program.

[House Bill 362](#) (Rep. Moore) amends KRS 61.522 to allow universities, community colleges, and health departments to cease participating in the Kentucky Employees Retirement System (KERS) provided the agency pays the cost of ceasing participation as provided by statute. Provides a window where quasi-state agencies who are eligible to cease participating in the KERS or non-stock non-profit agencies eligible to cease participating in the CERS may by January 1, 2019, cease participating by paying the actuarial costs and pay off the cost through equal installments without interest over a 30 year period.

Also, amends KRS 61.565 to include a phase-in for the contribution requirements for CERS retirement and insurance that limit an annual increase in contribution requirements to 12 % for the next ten years.

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[House Bill 366](#) (Rep. Rudy) amends numerous statutes to provide for a variety of new revenue provisions. [House Bill 366](#) changed the tax code and was amended by [House Bill 487](#).

NOTE: Key provisions for the tax measures can be found in the Commissioner's webcast located on the KDE Media Portal:

<http://mediaportal.education.ky.gov/featured/2018/05/superintendent-webcast-5-3-2018/>

The proposed tax changes are projected to yield an additional \$487M over the biennium in revenues for the state. Besides changes to the corporate and individual income tax rates, expansion of taxes on services and cigarettes, and phase-out of the inventory tax, there were also specific items related to elementary and secondary education.

Amends KRS 157.621 to provide that equalization funding for the Equalized Facility Funding (EFF) "nickel" will be available to a local school district until the earlier of June 30, 2038 (which is the same sunset date for the recallable nickel).

Amends KRS 158.441 to expand how local school districts must employ a "school resource officer" (SRO) – a sworn law enforcement officer who has specialized training to work with youth at a school site. SRO's can be contracted between a local law enforcement agency and a school or district; and now, through a contract as a secondary employment for an officer (as defined in KRS 16.010) between the Department of Kentucky State Police and a school district.

Amends KRS 157.410 to require the commissioner of education to determine the exact amount of the SEEK fund that is to be distributed to each district by March 1 instead of May 1 of each year.

Amends KRS 160.463 to require each school district to publish the complete annual financial statement and the school report card annually either:

- In the newspaper of the largest general circulation; or
- Electronically on a website of the school district; or
- By printed copy at a prearranged site at the main branch of the public library within the school district.

If publication on a website of the school district or by printed copy at the public library is chosen, the superintendent must publish notification in the newspaper of the largest circulation in the county as to the location where the document can be viewed by the public. The notification must include the address of the library or the electronic address of the website where the documents can be viewed.

Amends KRS 160.431 to update reference to new publishing requirements in KRS 160.463.

Amends KRS 424.220 to align statutes regarding publishing requirements of local school districts in KRS 160.463.

Amends KRS 61.637 except for any retiree reemployed as a school resource officer defined by KRS 158.441, the employer must pay employer contributions on all creditable compensation earned by the employee during the period of reemployment.

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Also, except for any retiree reemployed as a school resource officer as defined by KRS 158.441, the employer must reimburse the system for the cost of the health insurance premium paid by the system to provide coverage for the retiree, not to exceed the cost of the single premium.

Amends KRS 161.569 requires that each institution must contribute for each payroll period of each fiscal year to TRS an amount equal to 5.1% of the total salaries of all persons who elect to participate in the optional retirement plan instead of TRS. This payment must continue to be made until June 30, 2018. No contributions will be payable on or after July 1, 2018 to TRS for those electing to participate in the optional retirement plan instead of TRS.

Section 131 of the bill includes language regarding Urgent Needs School Assistance. If a school district receives an allotment for an Urgent Needs School and as a result of litigation or insurance, receives funds for the original facility, the school district must reimburse the Commonwealth an amount equal to that received for such purposes.

Section 142 of the bill includes language regarding surplus property. If any funds received by the Commonwealth from the disposal of any surplus property at the Kentucky School for the Blind, Kentucky School for the Deaf, and the FFA Leadership Training Center, shall be deposited in a separate restricted account for each facility and must not be expended without appropriation authority granted by the General Assembly.

[House Bill 367](#) (Rep. Wuchner) creates a new section of KRS Chapter 157 to establish a dyslexia trust fund to be administered by KDE. The purpose of the fund is to finance grants to local school districts for support of students identified with dyslexia. No lapse in funds occur. KDE must submit an annual report detailing expenditures of the fund to the KBE and the General Assembly. Becomes effective January 1, 2019.

[House Bill 434](#) (Rep. Rowland) amends KRS 164A.305, relating to the Educational Savings Plan Trust, to include elementary and secondary schools in the definition of "educational institution", expanding the college savings plan to any elementary or secondary public, private, or religious school.

Expands the definition of "qualified educational expenses" in conformance with Section 529 of the Internal Revenue Code to include tuition of up to ten thousand dollars (\$10,000) per year in connection with enrollment or attendance at any elementary or secondary public, private, or religious school.

[House Bill 443](#) (Rep. Benvenuti) amends, creates, and repeals and reenacts various sections of KRS Chapter 273 to update statutes regulating nonprofit corporations.

[House Bill 487](#) (Rep. Pratt) amends HB 366, the revenue provisions for the biennium.

[House Bill 517](#) (Rep. McCoy) amends KRS 405.021 to create a presumption that grandparent visitation is in the child's best interest when there is a significant and viable relationship between the child and grandparent, and the parent who is the child of the grandparent is deceased. Amends KRS 620.090 to require the court to consider granting visitation rights to the grandparents who are not granted temporary custody.

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[House Bill 527](#) (Rep. Riley) creates a new section of KRS 199.800 to 199.805 to provide that the Department for Community Based Services (DCBS) must place a foster child within the school district where the child was enrolled immediately prior to placement if practicable. Requires DCBS to make the determination on whether a foster child shall remain enrolled in the school of origin based upon a determination of the best interest of the child and that the cost of transportation must not be a factor in the determination of the best interest of the child.

Requires reasonable transportation to be offered if DCBS determines it is in the best interest of the child to remain enrolled in the school of origin after placement in a new school district.

Establishes procedures for enrolling a foster child if changing the child's school of enrollment is in the best interest of the child and requires the district in which the foster child is enrolled upon successful completion of high school graduation requirements to issue a diploma to the child.

[House Bill 586](#) (Rep. Tipton) amends KRS 161.095 to require the EPSB to extend the validity period of a certificate of a member of the Armed Forces of the United States of America by one year for each year the member is determined by EPSB to have been prohibited by military service or training from pursuing an advanced degree or completing professional development required to maintain certification. Requires the EPSB to promulgate administrative regulations to establish an application process and develop guidelines for the process by which education or professional development is considered to have been prohibited by military service.

[House Bill 592](#) (Rep. Carney) creates a new section of KRS Chapter 151B to require the Education and Workforce Development Cabinet to require a national and state criminal background check for every employee of the cabinet or its agencies including contract staff, with access to or use of federal tax information. The criminal background investigation must be by means of a fingerprint check by the Department of Kentucky State Police (KSP) and the Federal Bureau of Investigation (FBI).

The background check applies to each employee with access to or use of federal tax information. The cabinet must provide the results of the state and national criminal background check to the employee upon request and may introduce the results, under seal, as evidence in a legal proceeding which involves a challenge to any personnel action taken by the cabinet based whole or in part on information contained in the results.

Fees cannot exceed the actual cost of processing the request and conducting the background check.

The cabinet or its agencies must promulgate regulations to implement these provisions.

Amends KRS 61.826 to clarify a primary location of a video teleconference where all members can be seen and heard and the public may attend.

Amends KRS 164.020 to require CPE to develop a statewide policy to promote employee and faculty development in state and locally operated secondary area technology centers through the waiver of tuition for college credit coursework in the postsecondary education system. Any regular full-time employee at a state or locally operated secondary area technology center may,

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with prior approval of the course offering institution, take a maximum of six (6) credit hours per term at any public postsecondary institution. The employee must complete the Free Application for Federal Student Aid (FAFSA) to determine the level of need and eligibility for state and federal financial aid programs. The amount of tuition waived must not exceed the cost of tuition at the institution less any state or federal grants received, which will be credited first to the student's tuition.

HOUSE RESOLUTIONS

[House Resolution 11](#) (Rep. Prunty) urges the United States Congress to amend Title II of the Social Security Act to repeal the Government Pension Offset Provision and the Windfall Elimination Provision.

[House Resolution 27](#) (Rep. Reed) recognizes February 17 to 24, 2018, as FFA Week in Kentucky.

[House Resolution 36](#) (Rep. Gooch) honors the top five energy-efficient school districts in Kentucky for 2017.

[House Resolution 82](#) (Rep. Reed) recognizes State Employee Recognition Day.

[House Resolution 106](#) (Rep. Elliott) honors the 2017 Boyle County High School 3A State Championship football team.

[House Resolution 107](#) (Rep. Elliott) honors the 2017 Danville High School 2A State Championship football team.

[House Resolution 126](#) (Rep. Coursey) honors the victims of the Marshall County High School shooting and offer encouragement and support to the entire Marshall County community.

[House Resolution 136](#) (Rep. Westrom) honors Kentucky Educational Television.

[House Resolution 150](#) (Rep. Imes) recognizes March 2, 2018, as National Speech and Debate Education Day.

[House Resolution 163](#) (Rep. Rand) adjourns in honor and loving memory of Dr. Robert "Bob" Wagoner.

[House Resolution 174](#) (Rep. Nelson) urges the Governor to exempt Family Resource and Youth Services Centers from budget cuts through fiscal year 2019-2020.

[House Resolution 175](#) (Rep. Meyer) honors the West Jessamine High School girls' soccer team upon winning the 2017 KHSAA State Championship.

[House Joint Resolution 196](#) (Rep. Petrie) directs the Transportation Cabinet to add honorary road designations and erections of honorary signs.

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Honor Roby Mullins by erecting a sign on United States Route 150 at the Boyle County/Lincoln County line that reads "Home of Roby Mullins, 2017 NASP State Overall Archery Champion." The sign must remain in place for at least one year from the date of its placement.

Honor the Lynn Camp High School Cheer Team by placing honorary signs on United States Highway 25E, at the Knox County/Bell County line and the Knox County/Laurel County line that read, "Home of the Lynn Camp HS Cheer Team, 2018 All "A" State Champions." The signs must remain in place for at least one year from the date of their placement.

Erect honorary signs on United States Route 127 in Boyle County, at the Mercer and Lincoln County lines, that read "Home of Boyle County Rebels, 2017 KHSAA Class 3A Football Champions and Danville Admirals, 2017 KHSAA Class 2A Football Champions." The signs erected under this section must remain in place for at least one year.

Erect honorary signs at appropriate locations on Kentucky Route 1428 in Floyd County that read "James D. Adams Middle School Blackcats 8th Grade Boys' Basketball Team, 2017 Kentucky Basketball Academy State Champions." The signs erected under this section must remain in place for a minimum of one year.

[House Resolution 204](#) (Rep. Carney) recognizes the Kentucky Community and Technical College System's 20th anniversary.

[House Resolution 207](#) (Rep. Wells) recognizes March 2, 2018, as Read Across America Day.

[House Resolution 233](#) (Rep. Stone) honors the Franklin-Simpson High School football team upon winning the Kentucky 4A State Championship.

[House Resolution 237](#) (Rep. Heath) honors the Graves County High School cheerleading team for its national championship in the large varsity co-ed division of the Universal Cheerleading Association's National High School Cheerleading Championship.

[House Resolution 244](#) (Rep. Marzian) honors all the young people who are fighting for their safety by participating in walk-outs to protest gun violence.

[House Resolution 246](#) (Rep. Blanton) honors Hindman Elementary upon winning the Kentucky Educational Speech and Drama Association State Speech Competition.

[House Resolution 260](#) (Rep. King) honors Seygan Robins from Mercer County High School upon being named Kentucky's Miss Basketball for the 2017-2018 season.

[House Resolution 261](#) (Rep. King) honors Trevon Faulkner from Mercer County High School upon being named Kentucky's Mr. Basketball for the 2017-2018 season.

[House Resolution 262](#) (Rep. King) honors the Mercer County High School girls' basketball team upon winning their second straight KHSAA Sweet Sixteen.

[House Resolution 264](#) (Rep. Stone) recognizes and honor the hundreds of young people from throughout the state who are participating in Kentucky 4-H: A Capitol Experience.

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[House Resolution 278](#) (Rep. Goforth) recognizes August 2018 as National Immunization Awareness Month.

[House Resolution 288](#) (Rep. Blanton) honors the Knott County Central High School girls' basketball team.

[House Resolution 289](#) (Rep. Blanton) honors the Cordia High School boys' basketball team.

[House Resolution 290](#) (Rep. Blanton) honors the Shelby Valley High School girls' basketball team.

[House Resolution 294](#) (Rep. St. Onge) honors the Covington Catholic High School boys' basketball team upon winning the Whitaker Bank/KHSAA Sweet Sixteen Basketball Tournament.

[House Resolution 300](#) (Rep. Bentley) honors the Russell High School academic team upon winning the 2018 Governor's Cup State Championship.

[House Resolution 310](#) (Rep. Palumbo) honors the Lexington Catholic High School Swimming and Diving Team upon winning the KHSAA Swimming and Diving Combined Team Championship.

[House Resolution 313](#) (Rep. Westrom) honors Prentice Walker upon his retirement from Kentucky Educational Television.

[House Resolution 335](#) (Rep. Adkins) condemns remarks made by the Governor concerning teachers.

[House Resolution 336](#) (Rep. Carney) condemns remarks made by the Governor concerning teachers.

[House Resolution 337](#) (Rep. Osborne) urges the 2018 Program Review and Investigations Committee to investigate the Kentucky Wired Project.

NOTE: The Attorney General has opined ([OAG-18-007](#)) that "the effective date of legislation passed by the 2018 Regular Session of the Kentucky General Assembly, except for general appropriation measures and those containing emergency or delayed effective date provisions, is the first moment of Saturday, July 14, 2018, since 90 full days will then have passed after final adjournment on April 14, 2018."