

1 AN ACT relating to advanced educational opportunities.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 158.6453 is amended to read as follows:

4 (1) As used in this section:

5 (a) "Accelerated learning" means an organized way of helping students meet
6 individual academic goals by providing direct instruction to eliminate student
7 performance deficiencies or enable students to move more quickly through
8 course requirements and pursue higher level skill development;

9 (b) *"Advanced coursework" means educational programs or opportunities*
10 *designed to challenge students with more rigorous content beyond the*
11 *standard curriculum, including but not limited to:*

12 *1. Advanced Placement, International Baccalaureate, and honors*
13 *courses; and*

14 *2. Accelerated learning opportunities at the elementary, middle, and high*
15 *school levels;*

16 (c) "Constructed-response items" or "performance-based items" means individual
17 test items that require the student to create an answer rather than select a
18 response and may include fill-in-the-blank, short-answer, extended-answer,
19 open-response, and writing-on-demand formats;

20 (d)~~(e)~~ "Criterion-referenced test" means a test that is aligned with defined
21 academic content standards and measures an individual student's level of
22 performance against the standards;

23 (e)~~(d)~~ "End-of-course examination" means the same as defined in KRS
24 158.860;

25 (f)~~(e)~~ "Formative assessment" means a process used by teachers and students
26 during instruction to adjust ongoing teaching and learning to improve
27 students' achievement of intended instructional outcomes. Formative

1 assessments may include the use of commercial assessments, classroom
2 observations, teacher-designed classroom tests and assessments, and other
3 processes and assignments to gain information about individual student
4 learning;

5 ~~(g)~~~~(f)~~ "Interim assessments" means assessments that are given periodically
6 throughout the year to provide diagnostic information and to show individual
7 student performance against content standards;

8 ~~(h)~~~~(g)~~ "Summative assessment" means an assessment given at the end of the
9 school year, semester, or other period of time to evaluate students'
10 performance against content standards within a unit of instruction or a course;
11 and

12 ~~(i)~~~~(h)~~ "Writing" means a purposeful act of thinking and expression that uses
13 language to explore ideas and communicate meaning to others. Writing is a
14 complex, multifaceted act of communication and is distinct from basic
15 handwriting or penmanship.

16 (2) (a) Beginning in fiscal year 2017-2018, and every six (6) years thereafter, the
17 Kentucky Department of Education shall implement a process for reviewing
18 Kentucky's academic standards and the alignment of corresponding
19 assessments for possible revision or replacement to ensure alignment with
20 transition readiness standards necessary for global competitiveness, state
21 career and technical education standards, and KRS 158.196.

22 (b) The revisions to the content standards shall:

- 23 1. Focus on critical knowledge, skills, and capacities needed for success in
24 the global economy;
- 25 2. Result in fewer but more in-depth standards to facilitate mastery
26 learning;
- 27 3. Communicate expectations more clearly and concisely to teachers,

- 1 parents, students, and citizens;
- 2 4. Be based on evidence-based research;
- 3 5. Consider international benchmarks; and
- 4 6. Ensure that the standards are aligned from elementary to high school to
- 5 postsecondary education so that students can be successful at each
- 6 education level.

- 7 (c) 1. The department shall establish four (4) standards and assessments
- 8 review committees, with each committee composed of a minimum of six
- 9 (6) Kentucky public school teachers and a minimum of two (2)
- 10 representatives from Kentucky institutions of higher education,
- 11 including at least one (1) representative from a public institution of
- 12 higher education. Each committee member shall teach in the subject
- 13 area that his or her committee is assigned to review and have no prior or
- 14 current affiliation with a curriculum or assessment resources vendor.
- 15 2. One (1) of the four (4) committees shall be assigned to focus on the
- 16 review of language arts and writing academic standards and
- 17 assessments, one (1) on the review of mathematics academic standards
- 18 and assessments, one (1) on the review of science academic standards
- 19 and assessments, and one (1) on the review of social studies academic
- 20 standards and assessments.

- 21 (d) 1. The department shall establish twelve (12) advisory panels to advise and
- 22 assist each of the four (4) standards and assessments review committees.
- 23 2. Three (3) advisory panels shall be assigned to each standards and
- 24 assessments review committee. One (1) panel shall review the standards
- 25 and assessments for kindergarten through grade five (5), one (1) shall
- 26 review the standards and assessments for grades six (6) through eight
- 27 (8), and one (1) shall review the standards and assessments for grades

1 nine (9) through twelve (12).

2 3. Each advisory panel shall be composed of at least one (1) representative
3 from a Kentucky institution of higher education and a minimum of six
4 (6) Kentucky public school teachers who teach in the grade level and
5 subject reviewed by the advisory panel to which they are assigned and
6 have no prior or current affiliation with a curriculum or assessment
7 resources vendor.

8 (e) The commissioner of education and the president of the Council on
9 Postsecondary Education shall also provide consultants for the standards and
10 assessments review committees and the advisory panels who are business and
11 industry professionals actively engaged in career fields that depend on the
12 various content areas.

13 (f) 1. The standards and assessments process review committee is hereby
14 established and shall be composed of the commissioner of education or
15 designee as a nonvoting member and nine (9) voting representatives of
16 public schools, of whom at least two (2) shall be parents of public
17 school students, appointed by the Governor and confirmed by the Senate
18 in accordance with KRS 11.160 as follows:

- 19 a. One (1) language arts teacher;
20 b. One (1) math teacher;
21 c. One (1) science teacher;
22 d. One (1) social studies teacher;
23 e. Two (2) school principals;
24 f. Two (2) school superintendents; and
25 g. One (1) school board member.

26 2. On making appointments to the committee, the Governor shall ensure
27 broad geographical urban and rural representation and representation of

- 1 elementary, middle, and high school levels; ensure equal representation
2 of the two (2) sexes, inasmuch as possible; and ensure that appointments
3 reflect the minority racial composition of the Commonwealth.
- 4 3. The review of the committee shall be limited to the procedural aspects
5 of the review process undertaken prior to its consideration.
- 6 4. Notwithstanding KRS 12.028, the committee shall not be subject to
7 reorganization by the Governor.
- 8 (g) 1. The review process implemented under this subsection shall be an open,
9 transparent process that allows all Kentuckians an opportunity to
10 participate. The department shall ensure the public's assistance in
11 reviewing and suggesting changes to the standards and alignment
12 adjustments to corresponding state assessments by establishing a
13 website dedicated to collecting comments by the public and educators.
14 An independent third party, which has no prior or current affiliation with
15 a curriculum or assessment resources vendor, shall be selected by the
16 department to collect and transmit the comments to the department for
17 dissemination to the appropriate advisory panel for review and
18 consideration.
- 19 2. Each advisory panel shall review the standards and assessments for its
20 assigned subject matter and grade level and the suggestions made by the
21 public and educators. After completing its review, each advisory panel
22 shall make recommendations for changes to the standards and alignment
23 adjustments for assessments to the appropriate standards and
24 assessments review committee.
- 25 3. Each standards and assessments review committee shall review the
26 findings and make recommendations to revise or replace existing
27 standards and to adjust alignment of assessments.

- 1 4. The recommendations shall be published on the website established in
2 this subsection for the purpose of gathering additional feedback from the
3 public. The commissioner shall subsequently present the
4 recommendations and the public feedback to the Interim Joint
5 Committee on Education.
- 6 5. The commissioner shall subsequently provide a report to the standards
7 and assessments process review committee summarizing the process
8 conducted under this subsection and the resulting recommendations. The
9 report shall include but not be limited to the timeline of the review
10 process, public feedback, and responses from the Interim Joint
11 Committee on Education.
- 12 6. After receiving the commissioner's report, the standards and assessments
13 process review committee shall either concur that stakeholders have had
14 adequate opportunity to provide input on standards and the
15 corresponding alignment of state assessments or find the input process
16 deficient. If the process is found deficient, the recommendations may be
17 returned to the appropriate standards and assessments review committee
18 for review as described in subparagraph 3. of this paragraph. If the
19 process is found sufficient, the recommendations shall be forwarded
20 without amendment to the Kentucky Board of Education.
- 21 (h) The Kentucky Board of Education shall promulgate administrative regulations
22 in accordance with KRS Chapter 13A as may be needed for the administration
23 of the review process, including staggering the timing and sequence of the
24 review process by subject area and remuneration of the review committees
25 and advisory panels described in paragraphs (c) and (d) of this subsection.
- 26 (i) 1. The Kentucky Board of Education shall consider for approval the
27 revisions to academic standards for a content area and the alignment of

- 1 the corresponding state assessment once recommendations are received
2 from the standards and assessments process review committee. Existing
3 state academic standards shall remain in place until the board approves
4 new standards.
- 5 2. Any revision to, or replacement of, the academic standards and
6 assessments as a result of the review process conducted under this
7 subsection shall be implemented in Kentucky public schools no later
8 than the second academic year following the review process. Existing
9 academic standards shall be used until new standards are implemented.
- 10 3. The Department of Education shall disseminate the academic content
11 standards to the schools and teacher preparation programs.
- 12 (j) The Department of Education shall provide or facilitate statewide training
13 sessions for existing teachers and administrators on how to:
- 14 1. Integrate the revised content standards into classroom instruction;
15 2. Better integrate performance assessment of students within their
16 instructional practices; and
17 3. Help all students use higher-order thinking and communication skills.
- 18 (k) The Education Professional Standards Board in cooperation with the
19 Kentucky Board of Education and the Council on Postsecondary Education
20 shall coordinate information and training sessions for faculty and staff in all of
21 the teacher preparation programs in the use of the revised academic content
22 standards. The Education Professional Standards Board shall ensure that each
23 teacher preparation program includes use of the academic standards in the
24 pre-service education programs and that all teacher interns will have
25 experience planning classroom instruction based on the revised standards.
- 26 (l) The Council on Postsecondary Education in cooperation with the Kentucky
27 Department of Education and the postsecondary education institutions in the

1 state shall coordinate information sessions regarding the academic content
2 standards for faculty who teach in the various content areas.

3 (3) (a) The Kentucky Board of Education shall be responsible for creating and
4 implementing a balanced statewide assessment program that measures the
5 students', schools', and districts' achievement of the goals set forth in KRS
6 158.645 and 158.6451, to ensure compliance with the federal Every Student
7 Succeeds Act of 2015, Pub. L. No. 114-95, or its successor, and to ensure
8 school accountability.

9 (b) The board shall revise the annual statewide assessment program as needed in
10 accordance with revised academic standards and corresponding assessment
11 alignment adjustments approved by the board under subsection (2) of this
12 section.

13 (c) The statewide assessments shall not include any academic standards not
14 approved by the board under subsection (2) of this section.

15 (d) The board shall seek the advice of the Office of Education Accountability; the
16 School Curriculum, Assessment, and Accountability Council; the Education
17 Assessment and Accountability Review Subcommittee, and the department's
18 technical advisory committee in the development of the assessment program.
19 The statewide assessment program shall not include measurement of a
20 student's ability to become a self-sufficient individual or to become a
21 responsible member of a family, work group, or community.

22 (4) (a) The academic components of the statewide assessment program shall be
23 composed of annual student summative tests, which may include a
24 combination of multiple competency-based assessment and performance
25 measures approved by the Kentucky Board of Education.

26 (b) The annual student summative tests shall:

27 1. Measure individual student achievement in language, reading, English,

- 1 mathematics, science, and social studies at designated grades;
- 2 2. Provide teachers and parents a valid and reliable comprehensive analysis
- 3 of skills mastered by individual students;
- 4 3. Provide diagnostic information that identifies strengths and academic
- 5 deficiencies of individual students in the content areas;
- 6 4. Provide information to teachers that can enable them to improve
- 7 instruction for current and future students;
- 8 5. Provide longitudinal profiles for students; and
- 9 6. Ensure school and district accountability for student achievement of the
- 10 goals set forth in KRS 158.645 and 158.6451, except the statewide
- 11 assessment program shall not include measurement of a student's ability
- 12 to become a self-sufficient individual or to become a responsible
- 13 member of a family, work group, or community.
- 14 (5) The state student assessments shall include the following components:
- 15 (a) Elementary and middle grades requirements are:
- 16 1. A criterion-referenced test each in mathematics and reading in grades
- 17 three (3) through eight (8) that is valid and reliable for an individual
- 18 student and that measures the depth and breadth of Kentucky's academic
- 19 content standards;
- 20 2. A criterion-referenced test each in science and social studies that is valid
- 21 and reliable for an individual student as necessary to measure the depth
- 22 and breadth of Kentucky's academic content standards to be
- 23 administered one (1) time within the elementary and middle grades,
- 24 respectively;
- 25 3. An on-demand assessment of student writing to be administered one (1)
- 26 time within the elementary grades and one (1) time within the middle
- 27 grades; and

- 1 4. An editing and mechanics test relating to writing, using multiple choice
2 and constructed response items, to be administered one (1) time within
3 the elementary and the middle grades, respectively;
- 4 (b) High school requirements are:
- 5 1. A criterion-referenced test in mathematics, reading, and science that is
6 valid and reliable for an individual student and that measures the depth
7 and breadth of Kentucky's academic content standards to be
8 administered one (1) time within the high school grades;
- 9 2. A criterion-referenced test in social studies that is valid and reliable for
10 an individual student as necessary to measure the depth and breadth of
11 Kentucky's academic content standards to be administered one (1) time
12 within the high school grades;
- 13 3. An on-demand assessment of student writing to be administered one (1)
14 time within the high school grades;
- 15 4. An editing and mechanics test relating to writing, using multiple choice
16 and constructed response items, to be administered one (1) time within
17 the high school grades; and
- 18 5. A college admissions examination to assess English, reading,
19 mathematics, and science in the spring of grade eleven (11);
- 20 (c) The Kentucky Board of Education shall add any other component necessary
21 to comply with the Every Student Succeeds Act of 2015, Pub. L. No. 114-95,
22 or its successor, as determined by the United States Department of Education;
- 23 (d) The criterion-referenced components required in this subsection shall be
24 composed of constructed response items and multiple choice items;
- 25 (e) The Kentucky Board of Education may incorporate end-of-course
26 examinations into the assessment program to be used in lieu of requirements
27 for criterion-referenced tests required under paragraph (b) of this subsection;

1 and

2 (f) The results of the assessment program developed under this subsection shall
3 be used by schools and districts to determine appropriate instructional
4 modifications for all students in order for students to make continuous
5 progress, including that needed by advanced learners.

6 (6) Each school district shall administer the statewide student assessment during the
7 last fourteen (14) days of school in the district's instructional calendar. The
8 Kentucky Board of Education may change the testing window to allow for
9 innovative assessment systems or other online test administration and shall
10 promulgate administrative regulations that minimize the number of days of testing
11 and outline the procedures to be used during the testing process to ensure test
12 security, including procedures for testing makeup days, and to comply with federal
13 assessment requirements.

14 (7) A student enrolled in a district-operated or district-contracted alternative program
15 shall participate in the appropriate assessments required by this section.

16 (8) A local school district may select and use commercial interim or formative
17 assessments or develop and use its own formative assessments to provide data on
18 how well its students are growing toward mastery of Kentucky academic standards,
19 so long as the district's local school board develops a policy minimizing the
20 reduction in instructional time related to the administration of the interim
21 assessments. Nothing in this section precludes teachers from using ongoing teacher-
22 developed formative processes.

23 (9) Each school that enrolls primary students shall use diagnostic assessments and
24 prompts that measure readiness in reading and mathematics for its primary students
25 as determined by the school to be developmentally appropriate. The schools may
26 use commercial products, use products and procedures developed by the district, or
27 develop their own diagnostic procedures. The results shall be used to inform the

1 teachers and parents or guardians of each student's skill level.

2 (10) The state board shall ensure that a technically sound longitudinal comparison of the
3 assessment results for the same students shall be made available.

4 (11) The following provisions shall apply to the college admissions examination
5 described in subsection (5)(b)5. of this section:

6 (a) The cost of the college admissions examination administered to students in
7 high school shall be paid for by the Kentucky Department of Education. The
8 costs of additional college admissions examinations shall be the responsibility
9 of the student;

10 (b) If funds are available, the Kentucky Department of Education shall provide a
11 college admissions examination preparation program to all public high school
12 juniors. The department may contract for necessary services; and

13 (c) Accommodations provided to a student with a disability taking the college
14 admissions assessment under this subsection shall consist of:

15 1. Accommodations provided in a manner allowed by the college
16 admissions assessment provider when results in test scores are
17 reportable to a postsecondary institution for admissions and placement
18 purposes, except as provided in subparagraph 2. of this paragraph; or

19 2. Accommodations provided in a manner allowed by a student's
20 individualized education program as defined in KRS 158.281 for a
21 student whose disability precludes valid assessment of his or her
22 academic abilities using the accommodations provided under
23 subparagraph 1. of this paragraph when the student's scores are not
24 reportable to a postsecondary institution for admissions and placement
25 purposes.

26 (12) Kentucky teachers shall have a significant role in providing feedback about the
27 design of the assessments, except for the college admissions exam described in

1 subsection (5)(b)5. of this section. The assessments shall be designed to:

2 (a) Measure grade appropriate core academic content, basic skills, and higher-
3 order thinking skills and their application;

4 (b) Provide valid and reliable scores for schools. If scores are reported for
5 students individually, they shall be valid and reliable;

6 (c) Minimize the time spent by teachers and students on assessment; and

7 (d) Assess Kentucky academic standards only.

8 (13) The results from assessment under subsections (3) and (5) of this section shall be
9 reported to the school districts and schools no later than seventy-five (75) days
10 following the last day the assessment can be administered. Assessment reports
11 provided to the school districts and schools shall include an electronic copy of an
12 operational subset of test items from each assessment administered to their students
13 and the results for each of those test items by student and by school.

14 (14) The Department of Education shall gather information to establish the validity of
15 the assessment and accountability program. It shall develop a biennial plan for
16 validation studies that shall include but not be limited to the consistency of student
17 results across multiple measures, the congruence of school scores with documented
18 improvements in instructional practice and the school learning environment, and the
19 potential for all scores to yield fair, consistent, and accurate student performance
20 level and school accountability decisions. Validation activities shall take place in a
21 timely manner and shall include a review of the accuracy of scores assigned to
22 students and schools, as well as of the testing materials. The plan shall be submitted
23 to the Commission by July 1 of the first year of each biennium. A summary of the
24 findings shall be submitted to the Legislative Research Commission by September
25 1 of the second year of the biennium.

26 (15) The Department of Education and the state board shall offer optional assistance to
27 local school districts and schools in developing and using continuous assessment

1 strategies needed to ensure student progress. The continuous assessment shall
2 provide diagnostic information to improve instruction to meet the needs of
3 individual students.

4 (16) The Administration Code for Kentucky's Assessment Program shall include
5 prohibitions of inappropriate test preparation activities by school district employees
6 charged with test administration and oversight, including but not limited to the issue
7 of teachers being required to do test practice in lieu of regular classroom instruction
8 and test practice outside the normal work day. The code shall include disciplinary
9 sanctions that may be taken toward a school or individuals.

10 (17) The Kentucky Board of Education, after the Department of Education has received
11 advice from the Office of Education Accountability; the School Curriculum,
12 Assessment, and Accountability Council; and the department's technical advisory
13 committee, shall promulgate an administrative regulation under KRS Chapter 13A
14 to establish the components of a reporting structure for assessments administered
15 under this section. The reporting structure shall include the following components:

16 (a) A school report card that clearly communicates with parents and the public
17 about school performance. The school report card shall be sent to the parents
18 of the students of the districts, and information on electronic access to a
19 summary of the results for the district shall be published in the newspaper
20 with the largest circulation in the county. It shall include but not be limited to
21 the following components reported by race, gender, and disability when
22 appropriate:

- 23 1. Student academic achievement, including the results from each of the
24 assessments administered under this section;
- 25 2. For Advanced Placement, Cambridge Advanced International, and
26 International Baccalaureate, the courses offered, the number of students
27 enrolled, completing, and taking the examination for each course, and

- 1 the percentage of examinees receiving a score of three (3) or better on
2 AP examinations, a score of "e" or better on Cambridge Advanced
3 International examinations, or a score of four (4) or better on IB
4 examinations. The data shall be disaggregated by gender, race, students
5 with disabilities, and economic status;
- 6 3. Nonacademic achievement, including the school's attendance, retention,
7 graduation rates, and student transition to postsecondary;
- 8 4. School learning environment, including measures of parental
9 involvement; and
- 10 5. Any other school performance data required by the Every Student
11 Succeeds Act of 2015, Pub. L. No. 114-95, or its successor;
- 12 (b) An individual student report to parents for each student in grades three (3)
13 through eight (8) summarizing the student's skills in reading, science, social
14 studies, and mathematics. The school's staff shall develop a plan for
15 accelerated learning for any student with identified deficiencies. **The school**
16 **staff shall develop a plan for accelerated learning for any student with**
17 **identified** ~~or~~ strengths **that is consistent with subsection (21) of this section;**
18 and
- 19 (c) A student's score on the college admissions assessment administered under
20 subsection (5)(b)5. of this section.
- 21 (18) (a) Beginning in fiscal year 2017-2018, and every six (6) years thereafter, the
22 Kentucky Department of Education shall implement a comprehensive process
23 for reviewing and revising the academic standards in visual and performing
24 arts and practical living skills and career studies for all levels and in foreign
25 language for middle and high schools. The department shall develop review
26 committees for the standards for each of the content areas that include
27 representation from certified specialist public school teachers and

1 postsecondary teachers in those subject areas.

2 (b) The academic standards in practical living skills for elementary, middle, and
3 high school levels shall include a focus on drug abuse prevention, with an
4 emphasis on the prescription drug epidemic and the connection between
5 prescription opioid abuse and addiction to other drugs, such as heroin and
6 synthetic drugs.

7 (c) The department shall provide to all schools guidelines for programs that
8 incorporate the adopted academic standards in visual and performing arts and
9 practical living and career studies. The department shall provide to middle and
10 high schools guidelines for including a foreign language program. The
11 guidelines shall address program length and time, courses offered, staffing,
12 resources, and facilities.

13 (d) The Kentucky Department of Education, in consultation with certified public
14 school teachers of visual and performing arts, may develop program standards
15 for the visual and performing arts.

16 (19) The Kentucky Department of Education shall provide to all school districts
17 guidelines for including an effective writing program within the curriculum.

18 (20) (a) The Kentucky Department of Education, in consultation with the review
19 committees described in subsection (18) of this section, shall develop a school
20 profile report to be used by all schools to document how they will address the
21 adopted academic standards in their implementation of the programs as
22 described in subsection (18) of this section, which may include student
23 opportunities and experiences in extracurricular activities. The department
24 shall include the essential workplace ethics program on the school profile
25 report.

26 (b) By October 1 of each year, each school principal shall complete the school
27 profile report, which shall be signed by the members of the school council, or

1 the principal if no school council exists, and the superintendent. The report
2 shall be electronically transmitted to the Kentucky Department of Education,
3 and the original shall be maintained on file at the local board office and made
4 available to the public upon request. The department shall include a link to
5 each school's profile report on its website.

- 6 (c) If a school staff member, student, or a student's parent has concerns regarding
7 deficiencies in a school's implementation of the programs described in
8 subsection (18) of this section, he or she may submit a written inquiry to the
9 school council.

10 **(21) (a) 1. No later than August 1, 2026, each local board of education shall**
11 **adopt an accelerated learning policy relating to advanced coursework**
12 **in mathematics and English language arts for students in grades three**
13 **(3) to twelve (12).**

14 **2. No later than August 1, 2028, each local board of education shall**
15 **adopt an accelerated learning policy relating to advanced coursework**
16 **in science and reading for students in grades three (3) to twelve (12).**

17 **(b) A policy required by paragraph (a) of this subsection:**

18 **1. Shall require that any student who meets or exceeds the state standard**
19 **score on the statewide assessment administered under Section 1 of this**
20 **Act for the corresponding subject area be automatically enrolled in the**
21 **advanced coursework for that subject the following school year;**

22 **2. May include alternative criteria for qualification for advanced**
23 **coursework for a student who does not meet the state standard score**
24 **on the statewide assessment administered under Section 1 of this Act**
25 **for the corresponding subject area; and**

26 **3. Shall require written consent from a parent or guardian of a student**
27 **to withdraw or exclude a student from the advanced coursework in**

1 accordance with subsection (4) of Section 2 of this Act.

2 (c) The Kentucky Board of Education may promulgate administrative
 3 regulations in accordance with KRS Chapter 13A to administer the
 4 provisions of this subsection.

5 (22) No later than December 1 of each year, the Kentucky Department of Education
 6 shall submit a report to the Legislative Research Commission for referral to the
 7 Interim Joint Committee on Education that contains data for the current school
 8 year on the:

9 (a) Number of accelerated learning courses offered; and

10 (b) Number and demographics of students who were:

11 1. Eligible for accelerated learning courses;

12 2. Placed in accelerated learning courses; and

13 3. Not placed in accelerated learning courses.

14 ➔Section 2. KRS 160.348 is amended to read as follows:

15 (1) (a) The Kentucky Department of Education shall make available to ~~middle and~~
 16 ~~high~~ schools information concerning the prerequisite content necessary for
 17 success in advanced coursework, including secondary courses, Advanced
 18 Placement or AP courses, and International Baccalaureate or IB courses. The
 19 department shall provide sample syllabi, instructional resources, and
 20 instructional supports for teachers that will assist in preparing students for
 21 more rigorous coursework. ~~Instructional supports shall include professional~~
 22 ~~development for assisting students enrolled in the Kentucky Virtual High~~
 23 ~~School or other virtual learning settings.]~~

24 (b) Each ~~secondary~~ school-based decision making council, or principal if none
 25 exists, shall offer a core curriculum of AP, IB, dual enrollment, ~~or~~ dual
 26 credit courses, or other advanced coursework using either or both on-site
 27 instruction or online ~~electronic instruction through the Kentucky Virtual High~~

1 ~~School or other on-line~~ alternatives. In addition, each school-based decision
 2 making council shall comply with any additional requirements for AP, IB,
 3 dual enrollment, ~~and~~ dual credit, **and advanced coursework** courses that
 4 may be established cooperatively by the Kentucky Department of Education,
 5 the Education Professional Standards Board, and the Council on
 6 Postsecondary Education in accordance with the definitions in KRS 158.007.

7 **(c) When practicable, the school-based decision making council, or principal if**
 8 **none exists, shall offer advanced coursework, as defined in Section 1 of this**
 9 **Act, in mathematics, reading, science, and English language arts for**
 10 **students in grades three (3) through twelve (12).**

11 (2) **Every**~~Each secondary~~ school-based decision making council, **or principal if none**
 12 **exists,** shall establish **a policy that is consistent with any policy adopted by a local**
 13 **board of education in accordance with subsection (21) of Section 1 of this Act**~~a~~
 14 ~~policy~~ on the recruitment and assignment of students to **advanced coursework**
 15 **options in accordance with paragraph (b) of this subsection**~~[AP, IB, dual~~
 16 ~~enrollment, and dual credit courses]~~ that recognizes that all students have the right
 17 to participate in a rigorous and academically challenging curriculum., **The policy**
 18 **shall require that the school notifies all students, parents, and guardians of the:**

19 **(a) Long-term benefits of student participation in advanced coursework; and**

20 **(b) Advanced coursework opportunities available at the school and the**
 21 **prerequisites or other criteria for qualification for each.**

22 **(3) (a)** ~~[All]Students[who are willing to accept the challenge of a rigorous academic~~
 23 ~~curriculum]~~ shall be **automatically enrolled in advanced**
 24 **coursework**~~[admitted to AP courses, including AP courses offered through the~~
 25 ~~Kentucky Virtual High School and accepted for credit toward graduation~~
 26 ~~under KRS 158.622(3)(a)]~~ **if the student:**~~[, IB courses, dual enrollment~~
 27 ~~courses, and dual credit courses,]~~

1 1. Meets or exceeds the state standard score in the corresponding subject
 2 area on the statewide assessment administered under Section 1 of this
 3 Act; or

4 2. Has~~[if they have]~~ successfully completed the prerequisite coursework
 5 for that advanced coursework.~~[or]~~

6 (b) Students shall be enrolled in advanced coursework if the student has~~[have]~~
 7 otherwise demonstrated mastery of the prerequisite content knowledge and
 8 skills for that advanced coursework, as determined by measurable standards.

9 (4) A school shall not:

10 (a) Withdraw or remove a student from advanced coursework without written
 11 consent from a parent or guardian of the student; or

12 (b) Exclude a student that qualified for advanced coursework from that course
 13 without written consent from a parent or guardian of the student.

14 (5) If a school does not offer advanced coursework~~[an AP course]~~ in a particular
 15 subject area, certified school personnel shall assess student proficiency using
 16 education enhancement tools. If mastery is demonstrated, a student may be
 17 placed in the appropriate grade level of the corresponding course the following
 18 school year~~[the school shall permit a qualified student to enroll in the AP course~~
 19 offered by the Kentucky Virtual High School and receive credit toward graduation
 20 under KRS 158.622(3)(a)].

21 (6) Students that successfully complete advanced coursework shall receive credit
 22 toward graduation in accordance with KRS 158.622(3).

23 (7)~~(3)~~ ~~[Effective with the 2008-2009 school year and thereafter,]~~Students enrolled
 24 in AP or IB courses in the public schools shall have the cost of the examinations
 25 paid by the Kentucky Department of Education.