

1 AN ACT relating to student scholarships and declaring an emergency.

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

3 ➔SECTION 1. A NEW SECTION OF KRS KRS 164.7871 TO 164.7885 IS  
4 CREATED TO READ AS FOLLOWS:

- 5 *(1) Notwithstanding any other statute to the contrary, including the requirement that*  
6 *an eligible high school student be a citizen, national, or permanent resident of the*  
7 *United States, an eligible high school student who first enrolls in high school*  
8 *after the 2017-2018 academic year, except for students described in subsection*  
9 *(1)(c) of Section 3 of this Act, may use the KEES award the student has earned to*  
10 *pay for tuition and fees for dual credit courses and for fees charged to take*  
11 *Advanced Placement, International Baccalaureate, or Cambridge Advanced*  
12 *International exams.*
- 13 *(2) KEES awards may only be used for dual credit courses at a participating*  
14 *institution that, for all dual credit courses it offers, charges tuition and fees at a*  
15 *per credit hour rate that is no more than one-third (1/3) of the per credit hour*  
16 *tuition amount charged by the Kentucky Community and Technical College*  
17 *System for in-state students.*
- 18 *(3) The amount used to pay for costs under this section shall not exceed the total*  
19 *KEES award amount earned at the time of enrollment in the dual credit course*  
20 *or courses or registration for the Advanced Placement, International*  
21 *Baccalaureate, or Cambridge Advanced International exam or exams.*
- 22 *(4) The KEES award maximum for an eligible postsecondary student shall be*  
23 *reduced by the amount calculated by dividing the total KEES amount used under*  
24 *this section by four (4).*
- 25 *(5) Use of a KEES award by an eligible high school student under this section shall*  
26 *not affect the length of time and the number of academic terms during which an*  
27 *eligible postsecondary student may receive a KEES award in accordance with*

1        **KRS 164.7881.**

2        **(6) The authority shall promulgate administrative regulations in accordance with**  
 3        **KRS Chapter 13A as needed for the administration of this section.**

4        ➔Section 2. KRS 164.7874 is amended to read as follows:

5        As used in KRS 164.7871 to 164.7885:

- 6        (1) "Academic term" means a semester or other time period specified in an  
 7        administrative regulation promulgated by the authority;
- 8        (2) "Academic year" means a period consisting of at least the minimum school term, as  
 9        defined in KRS 158.070;
- 10       (3) "ACT score" means the composite score achieved on the American College Test at  
 11       a national test site on a national test date or the college admissions examination  
 12       administered statewide under KRS 158.6453(5)(b)5. if the exam is the ACT, or an  
 13       equivalent score, as determined by the authority, on the SAT administered by the  
 14       College Board, Inc.;
- 15       (4) "Authority" means the Kentucky Higher Education Assistance Authority;
- 16       (5) "Award period" means the fall and spring consecutive academic terms within one  
 17       (1) academic year;
- 18       (6) "Council" means the Council on Postsecondary Education created under KRS  
 19       164.011;
- 20       (7) "Eligible high school student" means any person who:
- 21       (a) Is a citizen, national, or permanent resident of the United States, **except as**  
 22       **provided in subsection (1) of Section 1 of this Act;**
- 23       **(b) Is a**~~and~~ Kentucky resident;
- 24       **(c)**~~(b)~~ Was enrolled after July 1, 1998:
- 25           1. In a Kentucky high school for at least one hundred forty (140) days of  
 26           the minimum school term unless exempted by the authority's executive  
 27           director upon documentation of extreme hardship, while meeting the

1 KEES curriculum requirements, and was enrolled in a Kentucky high  
2 school at the end of the academic year;

3 2. In a Kentucky high school for the fall academic term of the senior year  
4 and who:

5 a. Was enrolled during the entire academic term;

6 b. Completed the high school's graduation requirements during the  
7 fall academic term; and

8 c. Was not enrolled in a secondary school during any other academic  
9 term of that academic year; or

10 3. In the Gatton Academy of Mathematics and Science in Kentucky or the  
11 Craft Academy for Excellence in Science and Mathematics while  
12 meeting the Kentucky educational excellence scholarship curriculum  
13 requirements; and

14 (d) 1. ~~1.(c)~~ For a student described in subsection (1)(a) and (c) of Section 3  
15 of this Act, has a grade point average of 2.5 or above at the end of any  
16 academic year ~~beginning after July 1, 1998~~, or at the end of the fall  
17 academic term for a student eligible under paragraph (c)~~(b)~~ 2. of this  
18 subsection; or~~and~~

19 2. For a student described in subsection (1)(b) of Section 3 of this Act,  
20 has achieved satisfactory academic progress at the end of any  
21 academic year beginning on or after July 1, 2018, or at the end of the  
22 fall academic term for a student eligible under paragraph (c)2. of this  
23 subsection;

24 ~~[(d) Is not a convicted felon;]~~

25 (8) "Eligible postsecondary student" means a citizen, national, or permanent resident of  
26 the United States and Kentucky resident, as determined by the participating  
27 institution in accordance with criteria established by the council for the purposes of

- 1 admission and tuition assessment, who:
- 2 (a) Earned a KEES award;
- 3 (b) Has the required postsecondary GPA and credit hours required under KRS  
4 164.7881;
- 5 (c) Has remaining semesters of eligibility under KRS 164.7881;
- 6 (d) Is enrolled in a participating institution as a part-time or full-time student; and
- 7 (e) Beginning with the 2018-2019 academic year, completes the Free  
8 Application for Federal Student Aid for the academic year in which the  
9 KEES scholarship will be disbursed~~Is not a convicted felon~~;
- 10 (9) "Full-time student" means a student enrolled in a postsecondary program of study  
11 that meets the full-time student requirements of the participating institution in  
12 which the student is enrolled;
- 13 (10) "Grade point average" or "GPA" means the grade point average earned by an  
14 eligible student and reported by the high school or participating institution in which  
15 the student was enrolled based on a scale of 4.0 or its equivalent if the high school  
16 or participating institution that the student attends does not use the 4.0 grade scale;
- 17 (11) "High school" means any Kentucky public high school, the Gatton Academy of  
18 Mathematics and Science in Kentucky, the Craft Academy for Excellence in  
19 Science and Mathematics, and any private, parochial, or church school located in  
20 Kentucky that has been certified by the Kentucky Board of Education as voluntarily  
21 complying with curriculum, certification, and textbook standards established by the  
22 Kentucky Board of Education under KRS 156.160;
- 23 (12) "KEES" or "Kentucky educational excellence scholarship" means a scholarship  
24 provided under KRS 164.7871 to 164.7885;
- 25 (13) "KEES award" means:
- 26 (a) For an eligible high school student, the sum of the KEES base amount for  
27 each academic year of high school plus any KEES supplemental amount, as

- 1           adjusted pursuant to KRS 164.7881; and
- 2           (b) For a student eligible under KRS 164.7879(3)(e), the KEES supplemental
- 3           amount as adjusted pursuant to KRS 164.7881;
- 4           (14) "KEES award maximum" means the sum of the KEES base amount earned in each
- 5           academic year of high school plus any KEES supplemental amount earned;
- 6           (15) "KEES base amount" or "base amount" means the amount earned by an eligible
- 7           high school student based on the student's GPA pursuant to KRS 164.7879;
- 8           (16) "KEES curriculum" means five (5) courses of study, except for students who meet
- 9           the criteria of subsection (7)(b)2. of this section, in an academic year as determined
- 10          in accordance with an administrative regulation promulgated by the authority;
- 11          (17) "KEES supplemental amount" means the amount earned by an eligible student
- 12          based on the student's ACT score pursuant to KRS 164.7879;
- 13          (18) "KEES trust fund" means the Wallace G. Wilkinson Kentucky educational
- 14          excellence scholarship trust fund;
- 15          (19) "On track to graduate" means the number of cumulative credit hours earned as
- 16          compared to the number of hours determined by the postsecondary education
- 17          institution as necessary to complete a bachelor's degree by the end of eight (8)
- 18          academic terms or ten (10) academic terms if a student is enrolled in an
- 19          undergraduate program that requires five (5) years of study;
- 20          (20) "Participating institution" means an "institution" as defined in KRS 164.001 that
- 21          actively participates in the federal Pell Grant program, executes a contract with the
- 22          authority on terms the authority deems necessary or appropriate for the
- 23          administration of its programs, and:
- 24                (a) 1. Is publicly operated;
- 25                2. Is licensed by the Commonwealth of Kentucky and has operated for at
- 26                least ten (10) years, offers an associate or baccalaureate degree program
- 27                of study not comprised solely of sectarian instruction, and admits as

1 regular students only high school graduates, recipients of a High School  
2 Equivalency Diploma, or students transferring from another accredited  
3 degree granting institution; or

4 3. Is designated by the authority as an approved out-of-state institution that  
5 offers a degree program in a field of study that is not offered at any  
6 institution in the Commonwealth; and

7 (b) Continues to commit financial resources to student financial assistance  
8 programs;~~and~~

9 (21) "Part-time student" means a student enrolled in a postsecondary program of study  
10 who does not meet the full-time student requirements of the participating institution  
11 in which the student is enrolled and who is enrolled for at least three (3)~~six (6)~~  
12 credit hours, or the equivalent for an institution that does not use credit hours; and

13 (22) "Satisfactory academic progress" means a high school student's completion of  
14 courses in an academic year that is adequate to advance the student to the next  
15 high school level or graduation as determined by the local school district.

16 ➔Section 3. KRS 164.7879 is amended to read as follows:

17 (1) (a) Kentucky educational excellence scholarship awards shall be based upon an  
18 established base scholarship amount and an eligible high school student's  
19 grade point average. The base scholarship amount for students first enrolled  
20 in high school prior to the 2018-2019 academic year and attaining a grade  
21 point average of at least 2.5 for the~~1998-1999~~ academic year shall be as  
22 follows:

	GPA	Amount	GPA	Amount
23				
24	2.50	\$125.00	3.30	\$325.00
25	2.60	\$150.00	3.40	\$350.00
26	2.70	\$175.00	3.50	\$375.00
27	2.75	\$187.00	3.60	\$400.00

1	2.80	\$200.00	3.70	\$425.00
2	2.90	\$225.00	3.75	\$437.00
3	3.00	\$250.00	3.80	\$450.00
4	3.10	\$275.00	3.90	\$475.00
5	3.20	\$300.00	4.00	\$500.00
6	3.25	\$312.00		

**(b) For students first enrolling in high school for the 2018-2019 academic year and thereafter, except for students described in paragraph (c) of this subsection, the base scholarship amount for students attaining satisfactory academic progress shall be as follows:**

<u>GPA</u>	<u>Amount</u>	<u>GPA</u>	<u>Amount</u>
<u>2.00 or less</u>	<u>\$150.00</u>	<u>3.10</u>	<u>\$320.00</u>
<u>2.10</u>	<u>\$160.00</u>	<u>3.20</u>	<u>\$340.00</u>
<u>2.20</u>	<u>\$170.00</u>	<u>3.25</u>	<u>\$350.00</u>
<u>2.30</u>	<u>\$180.00</u>	<u>3.30</u>	<u>\$360.00</u>
<u>2.40</u>	<u>\$190.00</u>	<u>3.40</u>	<u>\$380.00</u>
<u>2.50</u>	<u>\$200.00</u>	<u>3.50</u>	<u>\$400.00</u>
<u>2.60</u>	<u>\$220.00</u>	<u>3.60</u>	<u>\$420.00</u>
<u>2.70</u>	<u>\$240.00</u>	<u>3.70</u>	<u>\$440.00</u>
<u>2.75</u>	<u>\$250.00</u>	<u>3.75</u>	<u>\$450.00</u>
<u>2.80</u>	<u>\$260.00</u>	<u>3.80</u>	<u>\$460.00</u>
<u>2.90</u>	<u>\$280.00</u>	<u>3.90</u>	<u>\$480.00</u>
<u>3.00</u>	<u>\$300.00</u>	<u>4.00</u>	<u>\$500.00</u>

**(c) The provisions of paragraph (a) of this subsection shall apply to students who first enroll in high school:**

- 1. As a sophomore, junior, or senior in the 2018-2019 academic year;**
- 2. As a junior or senior in the 2019-2020 academic year; or**

1            3. As a senior in the 2020-2021 academic year.

2            (d) Beginning July 1, 2020, the award amounts in paragraph (b) of this  
3            subsection shall increase annually by the most recent annual percentage  
4            increase of the Consumer Price Index for All Urban Consumers as  
5            published by the United States Department of Labor.

6            (e) The authority shall review the base amount of the Kentucky educational  
7            excellence scholarship each academic year and may promulgate an  
8            administrative regulation to make adjustments after considering the  
9            availability of funds.

10        (2) (a) The authority shall commit to provide to each eligible high school student the  
11            base amount of the Kentucky educational excellence scholarship for each  
12            academic year of high school study in the Kentucky educational excellence  
13            scholarship curriculum~~[that the high school student has attained at least a 2.5~~  
14            ~~grade point average]~~. The award shall be based upon the eligible high school  
15            student's grade point average at the close of each academic year in accordance  
16            with subsection (1) of this section. An award attributable to a past academic  
17            year shall not be increased after the award has been earned by an eligible high  
18            school student, regardless of any subsequent increases made to the base  
19            amount of the Kentucky educational excellence scholarship through the  
20            promulgation of an administrative regulation by the authority.

21            (b) Notwithstanding the definitions of "eligible high school student" and "high  
22            school" in KRS 164.7874, any high school student who maintains Kentucky  
23            residency and completes the academic courses that are required for a  
24            Kentucky educational excellence scholarship while participating in an  
25            approved educational high school foreign exchange program or participating  
26            in the United States Congressional Page School may apply his or her grade  
27            point average for that academic year toward the base as described in paragraph



1 (a) of this subsection. The grade point average shall be reported by the  
2 student's Kentucky home high school, based on an official transcript from the  
3 school that the student attended during the out-of-state educational experience.  
4 The authority shall promulgate administrative regulations that describe the  
5 approval process for the educational exchange programs that qualify under  
6 this paragraph. The provisions in this paragraph shall likewise apply to any  
7 Kentucky high school student who participated in an approved educational  
8 exchange program or in a Congressional Page School since the 1998-99  
9 school year and maintained his or her Kentucky residency throughout.

- 10 (c) 1. Notwithstanding the definitions of "eligible high school student" and  
11 "high school" in KRS 164.7874 and the requirement that a student  
12 graduate from a Kentucky high school, a high school student who  
13 completes the KEES curriculum while attending an accredited out-of-  
14 state high school or Department of Defense school may apply the grade  
15 point average for any applicable academic year toward the base as  
16 described in paragraph (a) of this subsection and shall also qualify for a  
17 supplemental award under subsection (3) of this section when:
- 18 a. His or her custodial parent or guardian is in active service of the  
19 Armed Forces of the United States; and
  - 20 b. The custodial parent or guardian maintained Kentucky as the home  
21 of record at the time the student attended an accredited out-of-state  
22 high school or a Department of Defense school.
- 23 2. The student or parent shall arrange for the out-of-state school to report  
24 the student's grade point average each academic year and the student's  
25 highest ACT score to the authority as required under KRS 164.7885.  
26 The authority shall promulgate administrative regulations implementing  
27 the requirements in this paragraph, including:

- 1           a.    The documentation that the parent shall submit to the authority
- 2                    establishing the student's eligibility for the scholarship; and
- 3           b.    The assurances that an out-of state institution shall submit to the
- 4                    authority for submission of the student grade point average.
- 5           3.    The provisions in this paragraph shall apply to the 2001-2002 school
- 6                    year and thereafter.

7           (d) Beginning with the 2013-2014 academic year, a student who meets the

8                    Kentucky core academic standards for high school graduation established in

9                    administrative regulation and graduates after completing three (3) years of

10                   high school shall receive a Kentucky educational excellence scholarship

11                   award equivalent to completing high school in four (4) years. The award shall

12                   be determined by dividing the total actual KEES scholarship earned under

13                   subsection (1) of this section by three (3) and multiplying that number by four

14                   (4). The resulting number shall be the annual award the student is eligible for

15                   under subsection (1) of this section.

16       (3) (a) The authority shall commit to provide to each eligible high school student

17                    graduating from high school before June 30, 1999, and achieving a score of at

18                    least 15 on the American College Test, a supplemental award for the award

19                    period beginning in the fall of 1999, based on the eligible high school

20                    student's highest ACT score attained by the date of graduation from high

21                    school. The amount of the supplemental award shall be determined as follows:

22	ACT	Annual	ACT	Annual
23	Score	Bonus	Score	Bonus
24	15	\$21	22	\$171
25	16	\$43	23	\$193
26	17	\$64	24	\$214
27	18	\$86	25	\$236

1	19	\$107	26	\$257
2	20	\$129	27	\$279
3	21	\$150	28 or above	\$300

4 Subsequent supplemental awards for eligible high school students graduating  
 5 before June 30, 1999, shall be determined in accordance with the provisions  
 6 of paragraph (b) of this subsection.

7 (b) The authority shall commit to provide to each eligible high school student  
 8 upon achievement after June 30, 1999, of an ACT score of at least 15 on the  
 9 American College Test a supplemental award based on the eligible high  
 10 school student's highest ACT score attained by the date of graduation from  
 11 high school. The amount of the supplemental award shall be determined as  
 12 follows:

13	ACT		ACT	
14	Score	Amount	Score	Amount
15	15	\$36	22	\$286
16	16	\$71	23	\$321
17	17	\$107	24	\$357
18	18	\$143	25	\$393
19	19	\$179	26	\$428
20	20	\$214	27	\$464
21	21	\$250	28 and above	\$500

22 The authority shall review the base amount of the supplemental award  
 23 beginning with the 2001-2002 academic year and each academic year  
 24 thereafter and may promulgate an administrative regulation to make  
 25 adjustments after considering the availability of funds.

26 (c) Beginning with the 2008-2009 academic year, the authority shall commit to  
 27 provide a supplemental award for achievement on examinations for Advanced

- 1 Placement or International Baccalaureate as defined in KRS 164.002 to an  
2 eligible high school student whose family was eligible for free or reduced-  
3 price lunch for any year during high school enrollment.
- 4 1. The supplemental award for AP examination scores are as follows:
    - 5 a. Two hundred dollars (\$200) for each score of three (3);
    - 6 b. Two hundred fifty dollars (\$250) for each score of four (4); and
    - 7 c. Three hundred dollars (\$300) for each score of five (5).
  - 8 2. The supplemental award for IB examination scores are as follows:
    - 9 a. Two hundred dollars (\$200) for each score of five (5);
    - 10 b. Two hundred fifty dollars (\$250) for each score of six (6); and
    - 11 c. Three hundred dollars (\$300) for each score of seven (7).
- 12 (d) Beginning with the 2013-2014 academic year, the authority shall commit to  
13 provide a supplemental award for achievement on examinations for  
14 Cambridge Advanced International as defined in KRS 164.002 to an eligible  
15 high school student whose family was eligible for free or reduced-priced lunch  
16 for any year during high school enrollment. The supplemental award for  
17 Cambridge Advanced International examination scores are as follows:
  - 18 1. Two hundred dollars (\$200) for each score of "e";
  - 19 2. Two hundred fifty dollars (\$250) for each score of "c" or "d"; and
  - 20 3. Three hundred dollars (\$300) for each score of "a\*", "a", or "b".
- 21 (e) The authority shall promulgate administrative regulations establishing the  
22 eligibility criteria and procedures for making a supplemental award to  
23 Kentucky residents who are citizens, nationals, or permanent residents of the  
24 United States and who graduate from a nonpublic secondary school not  
25 certified by the Kentucky Board of Education and Kentucky residents who are  
26 citizens, nationals, or permanent residents of the United States and who obtain  
27 a High School Equivalency Diploma within five (5) years of their high school

1           graduating class, and students under subsection (2)(c) of this section who do  
2           not attend an accredited high school.

3           ➔Section 4. KRS 164.7884 is amended to read as follows:

4           (1) As used in this section:

5           (a) "Academic year" means July 1 through June 30 of each year;

6           (b) "Apprentice" has the same meaning as in KRS 343.010;

7           (c) "Eligible student" means an eligible high school student who has graduated  
8           from high school or a student eligible under KRS 164.7879(3)(e);

9           (d) **"Qualified workforce training program" means a program that is in one (1)**  
10           **of Kentucky's top five (5) high-demand work sectors as determined by the**  
11           **Kentucky Workforce Investment Board;**

12           (e) "Registered apprenticeship program" means an apprenticeship program that:

- 13           1. Is established in accordance with the requirements of KRS Chapter 343;
- 14           2. Requires a minimum of two thousand (2,000) hours of on-the-job work  
15           experience;
- 16           3. Requires a minimum of one hundred forty-four (144) hours of related  
17           instruction for each year of the apprenticeship; and
- 18           4. Is approved by the Kentucky Labor Cabinet;

19           ~~(f)(e)~~ "Related instruction" has the same meaning as in KRS 343.010; and

20           ~~(g)(f)~~ "Sponsor" has the same meaning as in KRS 343.010.

21           (2) Notwithstanding KRS 164.7881, an eligible student who earned a KEES award ~~and~~  
22           ~~is an apprentice in a registered apprenticeship program~~ shall be eligible for a  
23           Kentucky educational excellence scholarship **if the student is:**

24           **(a) An apprentice in a registered apprenticeship program; or**

25           **(b) Enrolled in a qualified workforce training program that has a current**  
26           **articulation agreement for postsecondary credit hours with a participating**  
27           **institution.**

- 1 (3) (a) Beginning with the 2018-2019 academic year, an eligible student ***who meets***  
 2 ***the requirements of this section***~~enrolled in a registered apprenticeship~~  
 3 ~~program~~ may receive reimbursement of tuition, books, required tools, and  
 4 other approved expenses required for participation in ~~a~~~~the~~ registered  
 5 apprenticeship program ***or qualified workforce training program***, upon  
 6 certification by the sponsor and approval by the authority.
- 7 (b) The reimbursement amount an eligible student may receive in an academic  
 8 year shall not exceed the student's KEES award maximum.
- 9 (c) The total reimbursement amount an eligible student may receive under this  
 10 section shall not exceed:
- 11 ***1. For a registered apprenticeship program***, the student's KEES award  
 12 maximum multiplied by four (4); ***or***
- 13 ***2. For a qualified workforce training program, the lesser of the student's***  
 14 ***KEES award maximum multiplied by four (4) or the cost of tuition***  
 15 ***and fees for all articulated credit hours included in the program.***
- 16 (4) Eligibility for a KEES scholarship under this section shall terminate upon the earlier  
 17 of:
- 18 (a) The expiration of five (5) years following the eligible student's graduation  
 19 from high school or receiving a ***High School Equivalency Diploma***~~(GED)~~,  
 20 except as provided in KRS 164.7881(5); or
- 21 (b) The eligible student's successful completion of the registered apprenticeship  
 22 program ***or qualified workforce training program.***
- 23 (5) The authority shall promulgate administrative regulations establishing the  
 24 procedures for making awards under this section in consultation with the Kentucky  
 25 Labor Cabinet, the Kentucky Education and Workforce Development Cabinet, and  
 26 the Kentucky Economic Development Cabinet.
- 27 ➔Section 5. KRS 164.7885 is amended to read as follows:

- 1 (1) Not later than August 1, 1999, and each June 30 thereafter, each Kentucky high  
2 school shall submit to the authority~~[-]~~ a compiled list of all high school students  
3 during the academic year. A high school shall report the grade point average of an  
4 eligible high school student pursuant to KRS 164.7874 by January 15 following the  
5 end of the fall academic term in which the student completed the high school  
6 graduation requirements. The list shall identify the high school and shall contain  
7 each high school student's name, Social Security number, address, grade point  
8 average for the academic year, expected or actual graduation date, highest ACT  
9 score, family eligibility status for free or reduced-price lunch, and each AP,  
10 Cambridge Advanced International, or IB examination score. The Gatton Academy  
11 of Mathematics and Science in Kentucky and the Craft Academy for Excellence in  
12 Science and Mathematics shall report the data on its students to the authority. The  
13 list need not contain the ACT, AP, Cambridge Advanced International, or IB if the  
14 authority receives the scores directly from the testing services. The authority shall  
15 notify each eligible high school student of his or her Kentucky educational  
16 excellence scholarship award earned each academic year. The authority shall  
17 determine the final Kentucky educational excellence scholarship and supplemental  
18 award based upon the actual final grade point average, highest ACT score, and  
19 qualifying AP, Cambridge Advanced International, or IB scores, and any  
20 adjustment under subsection (4) of Section 1 of this Act and shall notify each  
21 eligible twelfth-grade high school student of the final determination. The authority  
22 shall make available a list of eligible high school and postsecondary students to  
23 participating institutions.
- 24 (2) The authority shall provide data access only to the Kentucky Longitudinal Data  
25 System and to those participating institutions that have either received an admission  
26 application from an eligible high school or postsecondary student or have been  
27 listed by the eligible high school or postsecondary student on the Free Application

- 1 For Federal Student Aid.
- 2 (3) For each eligible postsecondary student enrolling in a participating institution after  
3 July 1, 1999, the participating institution shall verify to the authority:
- 4 (a) The student's initial eligibility for a Kentucky educational excellence  
5 scholarship, Kentucky educational excellence scholarship and supplemental  
6 award, or supplemental award only pursuant to KRS 164.7879(3)(~~e~~)(~~d~~)  
7 through the comprehensive list compiled by the authority or an alternative  
8 source satisfactory to the authority;
- 9 (b) The student's highest ACT score attained by the date of graduation from high  
10 school, provided that the participating institution need not report the ACT  
11 score if the authority receives the ACT score directly from the testing services;
- 12 (c) The eligible postsecondary student's full-time or part-time enrollment status at  
13 the beginning of each academic term; and
- 14 (d) The eligible postsecondary student's cumulative grade point average after the  
15 completion of each award period.
- 16 (4) Each participating institution shall submit to the authority a report, in a form  
17 satisfactory to the authority, of all eligible postsecondary students enrolled, **and all**  
18 **eligible high school students enrolled in a course or courses under Section 1 of**  
19 **this Act**, for that academic term. Kentucky educational excellence scholarships and  
20 supplemental awards shall be disbursed by the authority to each eligible  
21 postsecondary student, **and each eligible high school student enrolled in a course**  
22 **or courses under Section 1 of this Act**, attending a participating institution during  
23 the academic term within thirty (30) days after receiving a satisfactory report.
- 24 (5) The Kentucky educational excellence scholarship and the supplemental award shall  
25 not be reduced, except as provided in **subsection (4) of Section 1 of this Act and**  
26 **KRS 164.7881(4)**.
- 27 (6) **For eligible postsecondary students whose base scholarship amount was**



1 determined under subsection (1)(b) of Section 3 of this Act, the Kentucky  
 2 educational excellence scholarship and supplemental award shall be applied to  
 3 the cost remaining for the student's tuition, mandatory fees, and books after  
 4 subtracting the student's federal and state grants and scholarships. Any  
 5 remaining KEES scholarship amount shall not be distributed for the academic  
 6 term but shall be added to the student's maximum award amount for the next  
 7 academic term funds are disbursed.

8 (7) Kentucky educational excellence scholarships and supplemental awards shall not be  
 9 awarded or disbursed to any eligible postsecondary students who are:

- 10 (a) In default on any loan under Title IV of the federal act; or  
 11 (b) Liable for any amounts that exceed annual or aggregate limits on any loan  
 12 under Title IV of the federal act; or  
 13 (c) Liable for overpayment of any grant or loan under Title IV of the federal act;  
 14 or  
 15 (d) In default on any obligation to the authority under any programs administered  
 16 by the authority until financial obligations to the authority are satisfied, except  
 17 that ineligibility may be waived by the authority for cause.

18 ~~(8)(7)~~ Notwithstanding the provisions of KRS 164.753, the authority may  
 19 promulgate administrative regulations for the administration of Kentucky  
 20 educational excellence scholarships and supplemental awards under the provisions  
 21 of KRS 164.7871 to 164.7885 and KRS 164.7889.

22 ➔Section 6. KRS 164.786 is amended to read as follows:

23 (1) The provisions of this section shall expire on June 30, 2022.

24 ~~(2)(1)~~ For purposes of this section:

- 25 (a) "Academic term" means a fall, spring, or summer academic term~~the fall or~~  
 26 ~~spring academic semester~~;  
 27 (b) "Academic year" means July 1 through June 30 of each year;

- 1 (c) "Approved dual credit course" means a dual credit course developed in  
2 accordance with KRS 164.098 and shall include general education courses  
3 and career and technical education courses within a career pathway approved  
4 by the Kentucky Department of Education that leads to an industry-recognized  
5 credential;
- 6 (d) "Authority" means the Kentucky Higher Education Assistance Authority;
- 7 (e) "Dual credit" has the same meaning as in KRS 158.007;
- 8 (f) "Dual credit tuition rate ceiling" means one-third (1/3) of the per credit hour  
9 tuition amount charged by the Kentucky Community and Technical College  
10 System for in-state students;
- 11 (g) "Eligible high school student" means a student who:
- 12 1. Is a Kentucky resident;
- 13 2. Is enrolled in a Kentucky high school as a senior or junior;
- 14 3. Has completed a thirty (30) minute college success counseling session;
- 15 and
- 16 4. Is enrolled, or accepted for enrollment, in an approved dual credit course  
17 at a participating institution;
- 18 (h) "Participating institution" means a postsecondary institution that:
- 19 1. Has an agreement with the authority for the administration of the Dual  
20 Credit Scholarship Program;
- 21 2. Charges no more than the dual credit tuition rate ceiling per credit hour,  
22 including any additional fees, for any dual credit course it offers to any  
23 Kentucky public or nonpublic high school student;
- 24 3. Does not charge any tuition or fees to an eligible high school student for  
25 an approved dual credit course beyond what is paid by the Dual Credit  
26 Scholarship Program when the course is not successfully completed; and
- 27 4. Is a:

- 1           a. Kentucky Community and Technical College System institution;
- 2           b. Four (4) year Kentucky public college or university; or
- 3           c. Four (4) year private college or university that is accredited by the
- 4                 Southern Association of Colleges and Schools and whose main
- 5                 campus is located in Kentucky; and

6           (i) "Successfully completed" means a student receiving both secondary and

7                 postsecondary credit upon completion of an approved dual credit course.

8   ~~(3)~~~~(2)~~ To promote dual credit coursework opportunities at no cost to eligible

9           Kentucky high school students, the General Assembly hereby establishes the Dual

10           Credit Scholarship Program.

11   ~~(4)~~~~(3)~~ In consultation with the Education and Workforce Development Cabinet, the

12           authority shall administer the Dual Credit Scholarship Program and shall

13           promulgate administrative regulations in accordance with KRS Chapter 13A as may

14           be needed for the administration of the program.

15   ~~(5)~~~~(4)~~ (a) Each high school shall apply to the authority for dual credit scholarship

16           funds for each eligible high school student.

17           (b) The authority may award a dual credit scholarship to an eligible high school

18           student for an academic term to the extent funds are available for that purpose,

19           except that a scholarship shall be awarded to an eligible high school senior

20           prior to awarding an eligible high school junior.

21           (c) An eligible high school student may receive a dual credit scholarship for a

22           maximum of two (2) successfully completed dual credit courses.

23           (d) The dual credit scholarship award amount shall be equal to the amount

24           charged by a participating institution, not to exceed the dual credit tuition rate

25           ceiling for each dual credit hour, except the scholarship amount shall be

26           reduced by fifty percent (50%) if the dual credit course is not successfully

27           completed by the student.

1 (e) Dual credit scholarship funds shall not be used for remedial or developmental  
2 coursework.

3 ~~(6)~~~~(5)~~ Each participating institution shall submit information each academic term to  
4 the authority required for the administration of the scholarship as determined by the  
5 authority.

6 ~~(7)~~~~(6)~~ Beginning August 1, 2017, and each year thereafter, the authority shall  
7 provide a report to the secretary of the Education and Workforce Development  
8 Cabinet, the president of the Council on Postsecondary Education, and the  
9 commissioner of the Kentucky Department of Education to include:

10 (a) The number of students, by local school district and in total, served by the  
11 Dual Credit Scholarship Program; and

12 (b) The number of dual credits earned by students by high school and in total.

13 ~~(8)~~~~(7)~~ By May 31, 2019, and each year thereafter, the Kentucky Center for Education  
14 and Workforce Statistics, in collaboration with the authority, shall publish data on  
15 the Dual Credit Scholarship Program's academic and workforce outcomes. The  
16 center shall annually provide a report on the data to the Interim Joint Committee on  
17 Education.

18 ~~(9)~~~~(8)~~ (a) The Dual Credit Scholarship Program trust fund is hereby created as a  
19 trust fund in the State Treasury to be administered by the Kentucky Higher  
20 Education Assistance Authority for the purpose of providing scholarships  
21 described in this section.

22 (b) The trust fund shall consist of state general fund appropriations, gifts and  
23 grants from public and private sources, and federal funds. All moneys  
24 included in the fund shall be appropriated for the purposes set forth in this  
25 section.

26 (c) Any unallotted or unencumbered balances in the trust fund shall be invested as  
27 provided in KRS 42.500(9). Income earned from the investments shall be

1 credited to the trust fund.

2 (d) Notwithstanding KRS 45.229, any fund balance at the close of the fiscal year  
3 shall not lapse but shall be carried forward to the next fiscal year and  
4 continuously appropriated only for the purposes specified in this section.

5 ➔Section 7. Whereas the scholarship provisions effectuated by this Act will be  
6 implemented for the 2018-2019 academic year, an emergency is declared to exist, and this  
7 Act takes effect upon its passage and approval by the Governor or upon its otherwise  
8 becoming a law.