

1 AN ACT relating to school curriculum.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) Beginning with the 2019-2020 school year, each school shall implement an*
6 *essential skills program that teaches skills and characteristics that are critical to*
7 *success in the workplace to each student in grades kindergarten through twelve*
8 *(12). The essential skills program shall include but not be limited to instruction*
9 *on:*

10 *(a) Adaptability, including an openness to learning and problem solving, an*
11 *ability to embrace new ways of doing things, and a capability for critical*
12 *thinking;*

13 *(b) Diligence, including seeing a task through to completion;*

14 *(c) Initiative, including taking appropriate action when needed without waiting*
15 *for direct instruction;*

16 *(d) Knowledge, including exhibiting an understanding of work-related*
17 *information, the ability to apply that understanding to a job, and effectively*
18 *explain the concepts to colleagues in reading, writing, mathematics,*
19 *science, and technology as required by the job;*

20 *(e) Reliability, including showing up on time, wearing appropriate attire, self-*
21 *control, motivation, and ethical behavior;*

22 *(f) Remaining drug free; and*

23 *(g) Working well with others, including effective communication skills, respect*
24 *for different points of view and diversity of coworkers, the ability to*
25 *cooperate and collaborate, enthusiasm, and the ability to provide*
26 *appropriate leadership to or support for colleagues.*

27 *(2) (a) Within ninety (90) days of the effective date of this Act, the Kentucky*

1 Department of Education shall develop the criteria which schools shall use
2 to create an essential skills program for kindergarten through grade twelve
3 (12) and make it available to all schools.

4 (b) In developing the essential skills criteria, the department shall collaborate
5 with the Council on Essential Skills and other business and community
6 groups deemed necessary by the council.

7 (c) A school shall use the criteria developed by the department when creating
8 an essential skills program. A school may use an existing program or create
9 its own program which includes all criteria developed by the department.

10 (d) The department, in consultation with the council, shall provide best
11 practices which may be used by schools to implement an essential skills
12 program. The department shall include strategies that can be implemented
13 at no additional cost to the district.

14 (3) A middle school student shall be deemed eligible to receive an essential skills
15 certificate if the student successfully participates in at least three (3) essential
16 skills experiences while enrolled in grades six (6), seven (7), and eight (8). The
17 Council on Essential Skills shall determine what essential skills experiences are
18 to be used to determine essential skills certification for middle school students.

19 (4) A high school student shall be deemed as having attained essential skills and be
20 eligible to receive a work ethic certificate if the student meets at least three (3)
21 essential skills indicators while in high school. There shall be two (2) additional
22 levels of work ethic certification available beyond the minimum required to be
23 eligible for a work ethic certificate.

24 (5) The essential skills indicators for high school students shall be:

25 (a) Received unexcused absences for less than five percent (5%) of the student
26 attendance days as defined in KRS 158.070 per school year;

27 (b) Completed a work-based learning experience as verified by the student's

- 1 school;
- 2 (c) Completed twenty-five (25) hours of service learning, community service, or
- 3 extracurricular activities as verified by the student's school;
- 4 (d) Demonstrated leadership experience in school government, extracurricular
- 5 activities, community organizations, or other community service;
- 6 (e) Completed successfully an Advanced Placement, Cambridge Advanced
- 7 International, or International Baccalaureate course or a dual credit course
- 8 developed in accordance with KRS 164.098;
- 9 (f) Submitted voluntarily to regular random drug tests throughout the student's
- 10 high school career; or
- 11 (g) Completed other indicators as identified by the Council on Essential Skills.
- 12 (6) Each school shall assist students in grades six (6) through twelve (12) with
- 13 recording progress to attainment of essential skills in each student's individual
- 14 learning plan or other department-approved manner.

15 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO

16 READ AS FOLLOWS:

- 17 (1) The Council on Essential Skills is hereby created.
- 18 (2) The Council on Essential Skills shall:
- 19 (a) Identify best practices to be used in the essential skills program created by
- 20 Section 1 of this Act and developed by the Department of Education for
- 21 grades kindergarten through twelve (12);
- 22 (b) Review the department's academic standards for career studies and make
- 23 recommendations to the department regarding necessary changes;
- 24 (c) Make recommendations to the department on ways to align the essential
- 25 skills program with the academic standards for career studies taking into
- 26 consideration current and future expectations of the workforce;
- 27 (d) Determine the essential skills experiences to be completed by middle school

- 1 students in order to attain essential skills certification; and
- 2 (e) Determine the number of indicators necessary for a high school student to
- 3 be eligible for each tier of work ethic certification beyond the minimum as
- 4 described in Section 1 of this Act.
- 5 (3) The membership of the council shall, inasmuch as possible, reflect equal
- 6 representation of the two (2) sexes, approximate the proportional representation
- 7 of the minority racial composition of the state, consist of individuals from urban,
- 8 suburban and rural settings, and consist of one (1) representative from each of
- 9 the following:
- 10 (a) The School Curriculum, Assessment and Accountability Council;
- 11 (b) The Council on Postsecondary Education;
- 12 (c) The Kentucky Chamber of Commerce;
- 13 (d) Operation UNITE;
- 14 (e) The Kentucky Association for Economic Development;
- 15 (f) The Kentucky Workforce Innovation Board;
- 16 (g) A Kentucky employer designated by the Speaker of the House;
- 17 (h) A Kentucky employer designated by the President of the Senate;
- 18 (i) The Kentucky Education Association which shall be a classroom teacher;
- 19 and
- 20 (j) The Kentucky School Counselors Association which shall be a school
- 21 counselor.
- 22 (4) The council may add additional membership if agreed to by a majority of the
- 23 council.
- 24 (5) Members of the council shall serve without compensation.
- 25 (6) The council shall meet as often as necessary to perform its statutory
- 26 responsibilities as outlined in this section.
- 27 (7) The council may establish committees or work groups composed of council

1 members and citizens as necessary to advise the council in carrying out its
 2 responsibilities.

3 (8) The department shall provide administrative support to the council.

4 ➔Section 3. KRS 158.645 is amended to read as follows:

5 The General Assembly recognizes that public education involves shared responsibilities.
 6 State government, local communities, parents, students, and school employees must work
 7 together to create an efficient public school system. Parents and students must assist
 8 schools with efforts to assure student attendance, preparation for school, and involvement
 9 in learning. The cooperation of all involved is necessary to assure that desired outcomes
 10 are achieved. It is the intent of the General Assembly to create a system of public
 11 education which shall allow and assist all students to acquire the following capacities:

- 12 (1) Communication skills necessary to function in a complex and changing civilization;
- 13 (2) Knowledge to make economic, social, and political choices;
- 14 (3) Core values and qualities of good character to make moral and ethical decisions
 15 throughout his or her life;
- 16 (4) Understanding of governmental processes as they affect the community, the state,
 17 and the nation;
- 18 (5) Sufficient self-knowledge and knowledge of his mental and physical wellness;
- 19 (6) Sufficient grounding in the arts to enable each student to appreciate his or her
 20 cultural and historical heritage;
- 21 (7) Sufficient preparation to choose and pursue his life's work intelligently;~~and~~
- 22 (8) Skills to enable him to compete favorably with students in other states; and

23 (9) Essential skills and characteristics that are critical to success in the workplace as
 24 identified in subsection (1) of Section 1 of this Act.

25 ➔Section 4. KRS 158.6453 is amended to read as follows:

26 (1) As used in this section:

27 (a) "Accelerated learning" means an organized way of helping students meet

- 1 individual academic goals by providing direct instruction to eliminate student
2 performance deficiencies or enable students to move more quickly through
3 course requirements and pursue higher level skill development;
- 4 (b) "Constructed-response items" or "performance-based items" means individual
5 test items that require the student to create an answer rather than select a
6 response and may include fill-in-the-blank, short-answer, extended-answer,
7 open-response, and writing-on-demand formats;
- 8 (c) "Criterion-referenced test" means a test that is aligned with defined academic
9 content standards and measures an individual student's level of performance
10 against the standards;
- 11 (d) "End-of-course examination" means the same as defined in KRS 158.860;
- 12 (e) "Formative assessment" means a process used by teachers and students during
13 instruction to adjust ongoing teaching and learning to improve students'
14 achievement of intended instructional outcomes. Formative assessments may
15 include the use of commercial assessments, classroom observations, teacher-
16 designed classroom tests and assessments, and other processes and
17 assignments to gain information about individual student learning;
- 18 (f) "Interim assessments" means assessments that are given periodically
19 throughout the year to provide diagnostic information and to show individual
20 student performance against content standards;
- 21 (g) "Summative assessment" means an assessment given at the end of the school
22 year, semester, or other period of time to evaluate students' performance
23 against content standards within a unit of instruction or a course; and
- 24 (h) "Writing" means a purposeful act of thinking and expression that uses
25 language to explore ideas and communicate meaning to others. Writing is a
26 complex, multifaceted act of communication.
- 27 (2) (a) Beginning in fiscal year 2017-2018, and every six (6) years thereafter, the

1 Kentucky Department of Education shall implement a process for reviewing
2 Kentucky's academic standards and the alignment of corresponding
3 assessments for possible revision or replacement to ensure alignment with
4 postsecondary readiness standards necessary for global competitiveness and
5 with state career and technical education standards.

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

- 7 1. Focus on critical knowledge, skills, and capacities needed for success in
8 the global economy;
- 9 2. Result in fewer but more in-depth standards to facilitate mastery
10 learning;
- 11 3. Communicate expectations more clearly and concisely to teachers,
12 parents, students, and citizens;
- 13 4. Be based on evidence-based research;
- 14 5. Consider international benchmarks; and
- 15 6. Ensure that the standards are aligned from elementary to high school to
16 postsecondary education so that students can be successful at each
17 education level.

18 (c) 1. The department shall establish four (4) standards and assessments
19 review and development committees, with each committee composed of
20 a minimum of six (6) Kentucky public school teachers and a minimum
21 of two (2) representatives from Kentucky institutions of higher
22 education, including at least one (1) representative from a public
23 institution of higher education. Each committee member shall teach in
24 the subject area that his or her committee is assigned to review and have
25 no prior or current affiliation with a curriculum or assessment resources
26 vendor.

27 2. One (1) of the four (4) committees shall be assigned to focus on the

1 review of language arts and writing academic standards and
2 assessments, one (1) on the review of mathematics academic standards
3 and assessments, one (1) on the review of science academic standards
4 and assessments, and one (1) on the review of social studies academic
5 standards and assessments.

6 (d) 1. The department shall establish twelve (12) advisory panels to advise and
7 assist each of the four (4) standards and assessments review and
8 development committees.

9 2. Three (3) advisory panels shall be assigned to each standards and
10 assessments review and development committee. One (1) panel shall
11 review the standards and assessments for kindergarten through grade
12 five (5), one (1) shall review the standards and assessments for grades
13 six (6) through eight (8), and one (1) shall review the standards and
14 assessments for grades nine (9) through twelve (12).

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

21 (e) The commissioner of education and the president of the Council on
22 Postsecondary Education shall also provide consultants for the standards and
23 assessments review and development committees and the advisory panels who
24 are business and industry professionals actively engaged in career fields that
25 depend on the various content areas.

26 (f) 1. The standards and assessments process review committee is hereby
27 established and shall be composed of ten (10) members, including:

- 1 a. Three (3) members appointed by the Governor;
- 2 b. Three (3) members of the Senate appointed by the President of the
- 3 Senate;
- 4 c. Three (3) members of the House of Representatives appointed by
- 5 the Speaker of the House of Representatives; and
- 6 d. The commissioner of education.
- 7 2. The review of the committee shall be limited to the procedural aspects
- 8 of the review process undertaken prior to its consideration.
- 9 (g) 1. The review process implemented under this subsection shall be an open,
- 10 transparent process that allows all Kentuckians an opportunity to
- 11 participate. The department shall ensure the public's assistance in
- 12 reviewing and suggesting changes to the standards and alignment
- 13 adjustments to corresponding state assessments by establishing a Web
- 14 site dedicated to collecting comments by the public and educators. An
- 15 independent third party, which has no prior or current affiliation with a
- 16 curriculum or assessment resources vendor, shall be selected by the
- 17 department to collect and transmit the comments to the department for
- 18 dissemination to the appropriate advisory panel for review and
- 19 consideration.
- 20 2. Each advisory panel shall review the standards and assessments for its
- 21 assigned subject matter and grade level and the suggestions made by the
- 22 public and educators. After completing its review, each advisory panel
- 23 shall make recommendations for changes to the standards and alignment
- 24 adjustments for assessments to the appropriate standards and
- 25 assessments review and development committee.
- 26 3. Each standards and assessments review and development committee
- 27 shall review the findings and make recommendations to revise or replace

1 existing standards and to adjust alignment of assessments to the
2 standards and assessments process review committee.

3 4. The recommendations shall be published on the Web site established in
4 this subsection for the purpose of gathering additional feedback from the
5 public. The commissioner, on behalf of the standards and assessments
6 process review committee, shall subsequently present the
7 recommendations and the public feedback to the Interim Joint
8 Committee on Education.

9 5. The commissioner shall subsequently provide a report to the standards
10 and assessments process review committee summarizing the process
11 conducted under this subsection and the resulting recommendations. The
12 report shall include but not be limited to the timeline of the review
13 process, public feedback, and responses from the Interim Joint
14 Committee on Education.

15 6. After receiving the commissioner's report, the standards and assessments
16 process review committee shall either concur that stakeholders have had
17 adequate opportunity to provide input on standards and the
18 corresponding alignment of state assessments or find the input process
19 deficient. If the process is found deficient, the recommendations may be
20 returned to the appropriate standards and assessments review and
21 development committee for review as described in subparagraph 3. of
22 this paragraph. If the process is found sufficient, the recommendations
23 shall be forwarded without amendment to the Kentucky Board of
24 Education.

25 (h) The Kentucky Board of Education shall promulgate administrative regulations
26 in accordance with KRS Chapter 13A as may be needed for the administration
27 of the review process, including staggering the timing and sequence of the

1 review process by subject area and remuneration of the review and
2 development committees and advisory panels described in paragraphs (c) and
3 (d) of this subsection.

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

1 teacher preparation program includes use of the academic standards in the pre-
2 service education programs and that all teacher interns will have experience
3 planning classroom instruction based on the revised standards.

4 (l) The Council on Postsecondary Education in cooperation with the Kentucky
5 Department of Education and the postsecondary education institutions in the
6 state shall coordinate information sessions regarding the academic content
7 standards for faculty who teach in the various content areas.

8 (3) (a) The Kentucky Board of Education shall be responsible for creating and
9 implementing a balanced statewide assessment program that measures the
10 students', schools', and districts' achievement of the goals set forth in KRS
11 158.645 and 158.6451, to ensure compliance with the federal Every Student
12 Succeeds Act of 2015, Pub. L. No. 114-95, or its successor, and to ensure
13 school accountability.

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

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

20 (d) The board shall seek the advice of the Office of Education Accountability; the
21 School Curriculum, Assessment, and Accountability Council; the Education
22 Assessment and Accountability Review Subcommittee, and the National
23 Technical Advisory Panel on Assessment and Accountability in the
24 development of the assessment program. The statewide assessment program
25 shall not include measurement of a student's ability to become a self-sufficient
26 individual or to become a responsible member of a family, work group, or
27 community.

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

1 and breadth of Kentucky's academic content standards to be
2 administered one (1) time within the elementary and middle grades,
3 respectively;

4 3. An on-demand assessment of student writing to be administered one (1)
5 time within the elementary grades and one (1) time within the middle
6 grades; and

7 4. An editing and mechanics test relating to writing, using multiple choice
8 and constructed response items, to be administered one (1) time within
9 the elementary and the middle grades, respectively;

10 (b) High school requirements are:

11 1. A criterion-referenced test in mathematics, reading, and science that is
12 valid and reliable for an individual student and that measures the depth
13 and breadth of Kentucky's academic content standards to be
14 administered one (1) time within the high school grades;

15 2. A criterion-referenced test in social studies that is valid and reliable for
16 an individual student as necessary to measure the depth and breadth of
17 Kentucky's academic content standards to be administered one (1) time
18 within the high school grades;

19 3. An on-demand assessment of student writing to be administered one (1)
20 time within the high school grades;

21 4. An editing and mechanics test relating to writing, using multiple choice
22 and constructed response items, to be administered one (1) time within
23 the high school grades; and

24 5. A college admissions examination to assess English, reading,
25 mathematics, and science in the spring of grade ten (10) and the spring
26 of grade eleven (11);

27 (c) The Kentucky Board of Education shall add any other component necessary to

- 1 comply with the Every Student Succeeds Act of 2015, Pub. L. No. 114-95, or
2 its successor, as determined by the United States Department of Education;
- 3 (d) The criterion-referenced components required in this subsection shall be
4 composed of constructed response items and multiple choice items;
- 5 (e) The Kentucky Board of Education may incorporate end-of-course
6 examinations into the assessment program to be used in lieu of requirements
7 for criterion-referenced tests required under paragraph (b) of this subsection;
8 and
- 9 (f) The results of the assessment program developed under this subsection shall
10 be used by schools and districts to determine appropriate instructional
11 modifications for all students in order for students to make continuous
12 progress, including that needed by advanced learners.
- 13 (6) Each school district shall administer the statewide student assessment during the
14 last fourteen (14) days of school in the district's instructional calendar. The
15 Kentucky Board of Education may change the testing window to allow for
16 innovative assessment systems or other online test administration and shall
17 promulgate administrative regulations that minimize the number of days of testing
18 and outline the procedures to be used during the testing process to ensure test
19 security, including procedures for testing makeup days, and to comply with federal
20 assessment requirements.
- 21 (7) A student enrolled in a district-operated or district-contracted alternative program
22 shall participate in the appropriate assessments required by this section.
- 23 (8) A local school district may select and use commercial interim or formative
24 assessments or develop and use its own formative assessments to provide data on
25 how well its students are growing toward mastery of Kentucky academic standards,
26 so long as the district's local school board develops a policy minimizing the
27 reduction in instructional time related to the administration of the interim

1 assessments. Nothing in this section precludes teachers from using ongoing teacher-
2 developed formative processes.

3 (9) Each school that enrolls primary students shall use diagnostic assessments and
4 prompts that measure readiness in reading and mathematics for its primary students
5 as determined by the school to be developmentally appropriate. The schools may
6 use commercial products, use products and procedures developed by the district, or
7 develop their own diagnostic procedures. The results shall be used to inform the
8 teachers and parents or guardians of each student's skill level.

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

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

13 (a) The cost of both college admissions examinations administered to students in
14 high school shall be paid for by the Kentucky Department of Education. The
15 costs of additional college admissions examinations shall be the responsibility
16 of the student;

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

20 (c) Accommodations provided to a student with a disability taking the college
21 admissions assessments under this subsection shall consist of:

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

26 2. Accommodations provided in a manner allowed by a student's
27 individualized education program as defined in KRS 158.281 for a

1 student whose disability precludes valid assessment of his or her
2 academic abilities using the accommodations provided under
3 subparagraph 1. of this paragraph when the student's scores are not
4 reportable to a postsecondary institution for admissions and placement
5 purposes.

6 (12) Kentucky teachers shall have a significant role in the design of the assessments,
7 except for the college admissions exams described in subsection (5)(b)5. of this
8 section. The assessments shall be designed to:

- 9 (a) Measure grade appropriate core academic content, basic skills, and higher-
10 order thinking skills and their application;
- 11 (b) Provide valid and reliable scores for schools. If scores are reported for
12 students individually, they shall be valid and reliable;
- 13 (c) Minimize the time spent by teachers and students on assessment; and
- 14 (d) Assess Kentucky academic standards only.

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

21 (14) The Department of Education shall gather information to establish the validity of
22 the assessment and accountability program. It shall develop a biennial plan for
23 validation studies that shall include but not be limited to the consistency of student
24 results across multiple measures, the congruence of school scores with documented
25 improvements in instructional practice and the school learning environment, and the
26 potential for all scores to yield fair, consistent, and accurate student performance
27 level and school accountability decisions. Validation activities shall take place in a

1 timely manner and shall include a review of the accuracy of scores assigned to
2 students and schools, as well as of the testing materials. The plan shall be submitted
3 to the Commission by July 1 of the first year of each biennium. A summary of the
4 findings shall be submitted to the Legislative Research Commission by September 1
5 of the second year of the biennium.

6 (15) The Department of Education and the state board shall offer optional assistance to
7 local school districts and schools in developing and using continuous assessment
8 strategies needed to assure student progress. The continuous assessment shall
9 provide diagnostic information to improve instruction to meet the needs of
10 individual students.

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

17 (17) The Kentucky Board of Education, after the Department of Education has received
18 advice from the Office of Education Accountability; the School Curriculum,
19 Assessment, and Accountability Council; and the National Technical Advisory
20 Panel on Assessment and Accountability, shall promulgate an administrative
21 regulation under KRS Chapter 13A to establish the components of a reporting
22 structure for assessments administered under this section. The reporting structure
23 shall include the following components:

24 (a) A school report card that clearly communicates with parents and the public
25 about school performance. The school report card shall be sent to the parents
26 of the students of the districts, and information on electronic access to a
27 summary of the results for the district shall be published in the newspaper

1 with the largest circulation in the county. It shall include but not be limited to
2 the following components reported by race, gender, and disability when
3 appropriate:

- 4 1. Student academic achievement, including the results from each of the
5 assessments administered under this section;
- 6 2. For Advanced Placement, Cambridge Advanced International, and
7 International Baccalaureate, the courses offered, the number of students
8 enrolled, completing, and taking the examination for each course, and
9 the percentage of examinees receiving a score of three (3) or better on
10 AP examinations, a score of "e" or better on Cambridge Advanced
11 International examinations, or a score of five (5) or better on IB
12 examinations. The data shall be disaggregated by gender, race, students
13 with disabilities, and economic status;
- 14 3. Nonacademic achievement, including the school's attendance, retention,
15 graduation rates, and student transition to postsecondary;
- 16 4. School learning environment, including measures of parental
17 involvement; and
- 18 5. Any other school performance data required by the Every Student
19 Succeeds Act of 2015, Pub. L. No. 114-95, or its successor;

20 (b) An individual student report to parents for each student in grades three (3)
21 through eight (8) summarizing the student's skills in reading, science, social
22 studies, and mathematics. The school's staff shall develop a plan for
23 accelerated learning for any student with identified deficiencies or strengths;
24 and

25 (c) A student's highest scores on the college admissions assessments administered
26 under subsection (5)(b)5. of this section.

27 (18) (a) Beginning in fiscal year 2017-2018, and every six (6) years thereafter, the

1 Kentucky Department of Education shall implement a comprehensive process
2 for reviewing and revising the academic standards in visual and performing
3 arts and practical living skills and career studies for all levels and in foreign
4 language for middle and high schools. The department shall develop review
5 committees for the standards for each of the content areas that include
6 representation from certified specialist public school teachers and
7 postsecondary teachers in those subject areas. *The Council on Essential*
8 *Skills shall serve as a review committee for career studies.*

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

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

18 (19) The Kentucky Department of Education shall provide to all schools guidelines for
19 including an effective writing program within the curriculum. Each school-based
20 decision making council or, if there is no school council, a committee appointed by
21 the principal, shall adopt policies that determine the writing program for its school
22 and submit it to the Department of Education for review and comment. The writing
23 program shall incorporate a variety of language resources, technological tools, and
24 multiple opportunities for students to develop complex communication skills for a
25 variety of purposes.

26 (20) (a) The Kentucky Department of Education, in consultation with the review
27 committees described in subsection (18) of this section, shall develop a school

1 profile report to be used by all schools to document how they will address the
2 adopted academic standards in their implementation of the programs as
3 described in subsection (18) of this section, which may include student
4 opportunities and experiences in extracurricular activities. **The department**
5 **shall include the essential skills program on the school profile report.**

6 (b) By October 1 of each year, each school principal shall complete the school
7 profile report, which shall be signed by the members of the school council, or
8 the principal if no school council exists, and the superintendent. The report
9 shall be electronically transmitted to the Kentucky Department of Education,
10 and the original shall be maintained on file at the local board office and made
11 available to the public upon request. The department shall include a link to
12 each school's profile report on its Web site.

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

17 ➔Section 5. KRS 158.6457 is amended to read as follows:

18 As used in this section and KRS 158.6452, 158.6453, and 158.6455, unless the context
19 requires otherwise:

20 (1) "Accountability index" means the statistic, as provided by KRS 158.6455(1), that
21 combines a school's academic and nonacademic factors;

22 (2) "Core content for assessment" means the content identified for all students to know
23 that is to be included on the state assessment; and

24 (3) "Nonacademic factors" means the statistic that describes school success on:

25 (a) Increasing attendance and decreasing retention rates at the elementary school
26 level;

27 (b) Increasing attendance rates and decreasing retention and dropout rates at the

1 middle school level;~~and~~

2 (c) Increasing attendance rates and decreasing retention and dropout rates; and

3 (d) Improving the transition to adult life at the secondary school level **which shall**
4 **consider attainment of work ethic certification.**

5 ➔SECTION 6. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO
6 READ AS FOLLOWS:

7 (1) **The Kentucky Department of Education, in collaboration with the Council on**
8 **Essential Skills and other business and community groups deemed necessary by**
9 **the department or the council, shall develop age-appropriate drug awareness and**
10 **prevention standards to be used with students in kindergarten through grade**
11 **twelve (12).**

12 (2) (a) **Each school shall ensure that students receive annual instruction within the**
13 **existing content curriculum on drug awareness and drug prevention.**

14 (b) **Teachers shall receive appropriate professional development on drug**
15 **awareness and prevention in order to successfully implement evidence-**
16 **based, performance-based instruction.**

17 (c) **The instruction may be delivered by using:**

18 1. **The program developed under subsection (1) of this section;**

19 2. **A program developed by the school or local district that meets the**
20 **standards developed in subsection (1) of this section; or**

21 3. **An outside group or agency, such as local law enforcement personnel**
22 **or a nationally, regionally, or locally recognized drug awareness and**
23 **prevention program that meets the standards developed in subsection**
24 **(1) of this section.**