

1 AN ACT relating to technology in public schools.

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

3 ➔Section 1. KRS 158.165 is amended to read as follows:

4 (1) The board of education of each school district shall ~~adopt~~<sup>develop</sup> a policy  
5 regarding the possession and use of a personal telecommunications device by a  
6 student while on school property or while attending a school-sponsored or school-  
7 related activity on or off school property, and shall include the policy in the  
8 district's written standards of student conduct. ***The policy shall, at a minimum,***  
9 ***forbid a student's use of a personal telecommunications device during***  
10 ***instructional time, except during an emergency or if directed to do so by a teacher***  
11 ***for an instructional purpose.*** A student who violates the policy shall be subject to  
12 discipline as provided by board policy.

13 (2) ***As used*** in this section, "personal telecommunications device":

14 ***(a)*** Means a device that emits an audible signal, vibrates, displays a message, or  
15 otherwise summons or delivers a communication to the possessor, including~~[-]~~  
16 but not limited to~~[-]~~ a paging device and a cellular telephone; ***and***

17 ***(b)*** ***Shall not include any device a student is authorized to use pursuant to the***  
18 ***Individuals with Disabilities Education Act, 20 U.S.C. sec. 1400 et seq., the***  
19 ***Americans with Disabilities Act, 42 U.S.C. sec. 12101 et seq., or the***  
20 ***Rehabilitation Act of 1973, 29 U.S.C. sec. 701 et seq., or successor acts.***