

1 AN ACT relating to postsecondary readiness.

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

3 ➔Section 1. KRS 158.6455 is amended to read as follows:

4 It is the intent of the General Assembly that schools succeed with all students and receive  
5 the appropriate consequences in proportion to that success.

6 (1) (a) The Kentucky Board of Education shall create an accountability system to  
7 classify districts and schools in accordance with the academic standards and  
8 student assessment program developed pursuant to KRS 158.6453.

9 (b) The accountability system shall include:

10 1. An annual overall summative performance evaluation of each school  
11 and district compared to goals established by the Kentucky Department  
12 of Education. The evaluation for each school and district shall:

13 a. Not consist of a single summative numerical score that ranks  
14 schools against each other; and

15 b. Be based on a combination of academic and school quality  
16 indicators and measures, with greater weight assigned to the  
17 academic measures;

18 2. Student assessment results;

19 3. Progress toward achieving English proficiency by limited English  
20 proficiency students;

21 4. Quality of school climate and safety;

22 5. High school graduation rates;

23 6. Postsecondary readiness for each high school student, which shall be  
24 included as an academic indicator, and shall be measured by:

25 a. Meeting or exceeding a college readiness benchmark score on the  
26 college admissions examination used as the statewide assessment  
27 in KRS 158.6453(5)(b)5. or a college placement examination

1 approved by the Council on Postsecondary Education. The college  
2 readiness benchmark score shall be established by the Council on  
3 Postsecondary Education; ~~{or}~~

4 b. Achievement of college credit, postsecondary articulated credit,  
5 apprenticeship time toward a credential or associate degree, or any  
6 industry-recognized certifications, licensures, or credentials, with  
7 more weight in accountability for industry-recognized  
8 certifications, licensures, or credentials identified as high demand  
9 in accordance with the process described in paragraph (c) of this  
10 subsection. Eligible industry-recognized certifications, licensures,  
11 or credentials shall not be limited to those earned in conjunction  
12 with a minimum sequence of courses. Each high school shall  
13 publicly report the credits, hours, and credentials on an annual  
14 basis; or

15 **c. Meeting or exceeding a military readiness benchmark score on**  
16 **the Armed Services Vocational Aptitude Battery test. The**  
17 **benchmark score shall be established by the state board;** and

18 7. Any other factor mandated by the federal Every Student Succeeds Act of  
19 2015, Pub. L. No. 114-95, or its successor.

20 (c) Based on data from the Kentucky Center for Education and Workforce  
21 Statistics, each local workforce investment board, in conjunction with local  
22 economic development organizations from its state regional sector, shall  
23 annually compile a list of industry-recognized certifications, licensures, and  
24 credentials specific to the state and regional workforce area, rank them by  
25 demand for the state and regional area, and provide the list to the Kentucky  
26 Workforce Innovation Board. The Kentucky Workforce Innovation Board, in  
27 conjunction with the Kentucky Department of Education, may revise the lists

1 before the Kentucky Department of Education disseminates the lists to all  
2 school districts to be used as postsecondary readiness indicators.

3 (d) 1. The Kentucky Department of Education shall pay for the cost of an  
4 assessment taken by a high school student for attaining an industry-  
5 recognized certification, credential, or licensure if the student  
6 consecutively completes at least two (2) related career pathway courses  
7 approved by the department prior to taking the assessment.

8 2. If a high school student has not completed the two (2) course  
9 requirement described in subparagraph 1. of this paragraph but meets  
10 performance-based experience eligibility and passes an assessment, the  
11 department shall provide a weighted reimbursement amount to the  
12 school district for the cost of the assessment based on the level of  
13 demand of the certificate, credential, or license earned. The Kentucky  
14 Board of Education shall promulgate regulations establishing the  
15 performance-based experience eligibility requirements and weighted  
16 reimbursement amounts.

17 (e) Prior to promulgating administrative regulations to revise the accountability  
18 system, the board shall seek advice from the School Curriculum, Assessment,  
19 and Accountability Council; the Office of Education Accountability; the  
20 Education Assessment and Accountability Review Subcommittee; and the  
21 National Technical Advisory Panel on Assessment and Accountability.

22 (2) A student's test scores shall be counted in the accountability measure of:

23 (a) 1. The school in which the student is currently enrolled if the student has  
24 been enrolled in that school for at least a full academic year as defined  
25 by the Kentucky Board of Education; or

26 2. The school in which the student was previously enrolled if the student  
27 was enrolled in that school for at least a full academic year as defined by

- 1                   the Kentucky Board of Education; and
- 2       (b) The school district if the student is enrolled in the district for at least a full
- 3           academic year as defined by the Kentucky Board of Education; and
- 4       (c) The state if the student is enrolled in a Kentucky public school prior to the
- 5           beginning of the statewide testing period.
- 6   (3) After receiving the advice of the Office of Education Accountability; the School
- 7       Curriculum, Assessment, and Accountability Council; and the National Technical
- 8       Advisory Panel on Assessment and Accountability, the Kentucky Board of
- 9       Education shall promulgate an administrative regulation in conformity with KRS
- 10      158.6471 and 158.6472 and KRS Chapter 13A to establish more rigorous action,
- 11      intervention, and appropriate consequences for schools that fail to exit
- 12      comprehensive support and improvement status described in KRS 160.346. The
- 13      consequences shall be designed to improve the academic performance and learning
- 14      environment of identified schools and may include but not be limited to:
- 15      (a) A review and audit process to determine the appropriateness of a school's or
- 16           district's classification and to recommend needed assistance;
- 17      (b) School and district improvement plans;
- 18      (c) Eligibility to receive Commonwealth school improvement funds under KRS
- 19           158.805;
- 20      (d) Education assistance from highly skilled certified staff; and
- 21      (e) Observation of school personnel.
- 22   (4) All students who drop out of school during a school year shall be included in a
- 23      school's annual average school graduation rate calculation.
- 24   (5) After receiving the advice of the Education Assessment and Accountability Review
- 25      Subcommittee, the Office of Education Accountability; the School Curriculum,
- 26      Assessment, and Accountability Council; and the National Technical Advisory
- 27      Panel on Assessment and Accountability, the Kentucky Board of Education may

1 promulgate by administrative regulation, in conformity with KRS 158.6471 and  
2 158.6472 and KRS Chapter 13A, a system of district accountability that includes  
3 establishing a formula for accountability, goals for improvement over a three (3)  
4 year period, rewards for leadership in improving teaching and learning in the  
5 district, and consequences that address the problems and provide assistance when  
6 one (1) or more schools in the district fail to exit comprehensive support and  
7 improvement status after three (3) consecutive years of implementing the  
8 turnaround intervention process described in KRS 160.346.

9 (6) After receiving the advice of the Office of Education Accountability; the School  
10 Curriculum, Assessment, and Accountability Council; and the National Technical  
11 Advisory Panel on Assessment and Accountability, the Kentucky Board of  
12 Education shall promulgate administrative regulations in conformity with KRS  
13 158.6471 and 158.6472 and KRS Chapter 13A, to establish a process whereby a  
14 school shall be allowed to appeal a performance judgment which it considers  
15 grossly unfair. Upon appeal, an administrative hearing shall be conducted in  
16 accordance with KRS Chapter 13B. The state board may adjust a performance  
17 judgment on appeal when evidence of highly unusual circumstances warrants the  
18 conclusion that the performance judgment is based on fraud or a mistake in  
19 computations, is arbitrary, is lacking any reasonable basis, or when there are  
20 significant new circumstances occurring during the three (3) year assessment period  
21 which are beyond the control of the school.