

1 AN ACT relating to early childhood education.

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

3 ➔Section 1. KRS 157.3175 is amended to read as follows:

4 (1) Each local school district shall assure that a developmentally appropriate full-
5 day~~half-day~~ preschool education program is provided for each child who resides
6 in the district~~is at risk of educational failure~~ and who is four (4) years of age[-

7 ~~(a) By October 1, for any year prior to 2017; or~~

8 ~~(b)]by August 1[, for 2017 or any year thereafter].]~~

9 ~~— All other four (4) year old children shall be served to the extent placements are~~
10 ~~available.]~~ The Kentucky Board of Education, upon the recommendation of the
11 chief state school officer, shall adopt administrative regulations establishing the
12 guidelines for the program. Administrative regulations shall establish eligibility
13 criteria, program guidelines, and standards for personnel.

14 (2) "Developmentally appropriate preschool program" means a program which focuses
15 on the physical, intellectual, social, and emotional development of young children.
16 The preschool program shall help children with their interpersonal and socialization
17 skills.

18 (3) Funds appropriated by the General Assembly for the preschool education programs
19 shall be granted to local school districts according to a grant allotment system
20 approved by the Kentucky Board of Education. ~~{Children who are at risk shall be~~
21 ~~identified based on the Federal School Lunch Program eligibility criteria for free~~
22 ~~lunch.}~~ Appropriations shall be separate from all other funds appropriated to the
23 Department of Education and shall be administered in accordance with applicable
24 federal and state statutes and administrative regulations. ~~{Eligible }~~Local school
25 districts shall receive funds based on the average number of preschool children
26 being served on December 1 and March 1 of the prior academic year who are
27 appropriately identified as:

- 1 (a) Three (3) ~~and four (4)~~ years of age with disabilities; and
 2 (b) Four (4) years of age ~~identified as at risk of educational failure~~.

3 Local school districts may develop cooperative arrangements with other school
 4 districts or organizations in accordance with KRS 157.280.

- 5 (4) A child shall be eligible for a free and appropriate preschool education and related
 6 services if:

- 7 (a) **The child is three (3) years of age and:**

- 8 1. The child has been identified as a child with a disability in accordance
 9 with the Individuals with Disabilities Education Act, 20 U.S.C. secs.
 10 1400 et seq.; or
 11 2. The child has been identified in accordance with the definitions and
 12 procedures for exceptional children and youth in accordance with KRS
 13 157.200(1)(a) to (m); ~~or~~ and

- 14 (b) The child is ~~three (3) or~~ four (4) years of age:

- 15 1. ~~By October 1, for any year before 2017; or~~
 16 2. ~~by August 1, for 2017 or any year thereafter~~.

- 17 (5) The chief state school officer shall receive and review proposals from local school
 18 districts for grants to operate or oversee the operation of developmentally
 19 appropriate preschool education programs. Districts may submit proposals for
 20 implementing new services, enhancing existing preschool education services, or
 21 contracting for services. In designing a local early childhood education program,
 22 each district shall work with existing preschool programs to avoid duplication of
 23 programs and services, to avoid supplanting federal funds, and to maximize Head
 24 Start funds ~~in order to serve as many four (4) year old children as possible~~.

- 25 (6) Each program proposal shall include, at a minimum:

- 26 (a) A description of the process conducted by the district to assure that the parents
 27 or guardians of all eligible participants have been made aware of the program

- 1 and of their right to participate;
- 2 (b) A description of the planned educational programming and related services;
- 3 (c) The estimated number of children participating in the program;
- 4 (d) Strategies for involving children with disabilities;
- 5 (e) Estimated ratio of staff to children with the maximum being one (1) adult for
- 6 each ten (10) children;
- 7 (f) The estimated percentage of children participating in the program who are at
- 8 risk of educational failure;
- 9 (g) Information on the training and qualifications of program staff and
- 10 documentation that the staff meet required standards;
- 11 (h) A budget and per-child expenditure estimate;
- 12 (i) A plan to facilitate active parental involvement in the preschool program,
- 13 including provisions for complementary parent education when appropriate;
- 14 (j) Facilities and equipment which are appropriate for young children;
- 15 (k) The days of the week and hours of a day during which the program shall
- 16 operate;
- 17 (l) A plan for coordinating the program with existing medical and social services,
- 18 including a child development and health screening component;
- 19 (m) Assurances that participants shall receive breakfast or lunch;
- 20 (n) Program sites which meet state and local licensure requirements;
- 21 (o) A plan for coordinating program philosophy and activities with the local
- 22 district's primary school program;
- 23 (p) An evaluation component; and
- 24 (q) Certification from the Head Start director that the Head Start program is fully
- 25 utilized pursuant to subsection (4) of this section.
- 26 ~~[(7) Programs shall reflect an equitable geographic distribution representative of all~~
- 27 ~~areas of the Commonwealth.]~~

1 ➔Section 2. KRS 157.320 is amended to read as follows:

2 As used in KRS 157.310 to 157.440, unless the context otherwise requires:

- 3 (1) "Average daily attendance" means the aggregate days attended by pupils in a public
4 school, adjusted for weather-related low attendance days if applicable, divided by
5 the actual number of days the school is in session, after the five (5) days with the
6 lowest attendance have been deducted.
- 7 (a) Aggregate days shall include, in addition to the aggregate number of days
8 attended by a pupil who was suspended during a school year, the number of
9 days the pupil was suspended, not to exceed ten (10) days in total for the
10 school year; and
- 11 (b) Aggregate days shall include, in addition to the aggregate number of days
12 attended by a pupil who was expelled for behavioral problems, the number of
13 days the pupil was expelled up to a total of one hundred seventy-five (175)
14 days. This total may extend into the next school year and shall be counted in
15 the average daily attendance for the next year;
- 16 (2) "Base funding level" means a guaranteed amount of revenue per pupil to be
17 provided for each school district, to be used for regular operating and capital
18 expenditures;
- 19 (3) "Board" means the board of education of any county or independent school district;
- 20 (4) "District" means any school district as defined by law;
- 21 (5) "Elementary school" means a school consisting of the primary school program as
22 defined in KRS 158.031 through grade eight (8)~~[as defined in KRS 158.030]~~, or
23 any appropriate combination of grades within this range, as determined by the plan
24 of organization for schools authorized by the district board;
- 25 (6) "Support Education Excellence in Kentucky" means the level of educational
26 services and facilities which is to be provided in each district from the public school
27 fund;

- 1 (7) [~~"Kindergarten full-time equivalent pupil in average daily attendance" means each~~
2 ~~kindergarten pupil counted no more than one-half (1/2) day in the aggregate days~~
3 ~~attended by kindergarten pupils in a public school divided by the actual number of~~
4 ~~days school is in session after the five (5) days with the lowest attendance have been~~
5 ~~deducted. Kindergarten is the entry level of the primary program and shall be~~
6 ~~provided no less than the equivalent of one-half (1/2) day, five (5) days a week for a~~
7 ~~full school year for each kindergarten pupil;~~
- 8 ~~(8)~~—"Public school fund" means the fund created by KRS 157.330 for use in financing
9 education in public elementary and secondary schools;
- 10 ~~(8)~~~~(9)~~ "Administrative regulations of the Kentucky Board of Education" means those
11 regulations which the Kentucky Board of Education may adopt upon the
12 recommendation and with the advice of the commissioner of education. The
13 commissioner of education shall recommend administrative regulations necessary
14 for carrying out the purposes of KRS 157.310 to 157.440;
- 15 ~~(9)~~~~(10)~~ "Experience" means employment as a teacher, other than as a substitute or
16 nursery school teacher, for a minimum of one hundred forty (140) days during a
17 school year in a public or nonpublic elementary or secondary school or college or
18 university that is approved by the public accrediting authority in the state in which
19 the teaching duties were performed. A teacher who is employed by a board for at
20 least one hundred forty (140) days of a school year and who performs teaching
21 duties for the equivalent of at least seventy (70) full school days during that school
22 year, regardless of the schedule on which those duties were performed, shall be
23 credited with one (1) year of experience. A teacher who is employed by a board for
24 at least one hundred forty (140) days during each of two (2) school years and who
25 performs teaching duties for the equivalent of at least seventy (70) full school days
26 during those years shall be credited with one (1) year of experience. No more than
27 one (1) year of experience shall be credited for the performance of teaching duties

1 during a single school year;

2 (10)~~(11)~~ "Secondary school" means a school consisting of grades seven (7) through
3 twelve (12), or any appropriate combination of grades within this range as
4 determined by the plan of organization for schools authorized by the district board.
5 When grades seven (7) through nine (9) or ten (10) are organized separately as a
6 junior high school, or grades ten (10) through twelve (12) are organized separately
7 as a senior high school and are conducted in separate school plant facilities, each
8 shall be considered a separate secondary school for the purposes of KRS 157.310 to
9 157.440;

10 (11)~~(12)~~ "Single salary schedule" means a schedule adopted by a local board from
11 which all teachers are paid for one hundred eighty-five (185) days and is based on
12 training, experience, and such other factors as the Kentucky Board of Education
13 may approve and which does not discriminate between salaries paid elementary and
14 secondary teachers. If the budget bill contains a minimum statewide salary schedule,
15 no teacher shall be paid less than the amount specified in the biennial budget salary
16 schedule for the individual teacher's educational qualifications and experience;

17 (12)~~(13)~~ "Teacher" means any regular or special teacher, principal, supervisor,
18 superintendent, assistant superintendent, librarian, director of pupil personnel, or
19 other member of the teaching or professional staff engaged in the service of the
20 public elementary and secondary school for whom certification is required as a
21 condition of employment;

22 (13)~~(14)~~ "Percentage of attendance" means the aggregate days attended by pupils in a
23 public school for the school year divided by the aggregate days' membership of
24 pupils in a public school for the school year;

25 (14)~~(15)~~ "Middle school" means a school consisting of grades five (5) through eight (8)
26 or any appropriate combination of grades as determined by the plan of organization
27 for schools authorized by the district board;

1 ~~(15)~~~~(16)~~ "National board certification salary supplement" means an annual supplement
2 added for the life of the certificate to the base salary of a teacher who attains
3 national board certification; and

4 ~~(16)~~~~(17)~~ "Weather-related low attendance day" means a school day on which the
5 district's attendance falls below the average daily attendance for the prior year due
6 to inclement weather. The district shall submit a request to substitute the prior year's
7 average daily attendance for its attendance on up to ten (10) designated days, along
8 with documentation that the low attendance was due to inclement weather, for
9 approval by the commissioner of education in accordance with Kentucky Board of
10 Education administrative regulations.

11 ➔Section 3. KRS 157.360 is amended to read as follows:

12 (1) (a) In determining the cost of the program to support education excellence in
13 Kentucky, the statewide guaranteed base funding level, as defined in KRS
14 157.320, shall be computed by dividing the amount appropriated for this
15 purpose by the prior year's statewide average daily attendance.

16 (b) When determining the biennial appropriations for the program, the average
17 daily attendance for each fiscal year shall include an estimate of the number of
18 students graduating early under the provisions of KRS 158.142.

19 (2) Each district shall receive an amount equal to the base funding level for each pupil
20 in average daily attendance in the district in the previous year, except a district shall
21 receive an amount equal to one-half (1/2) of the state portion of the average
22 statewide per pupil guaranteed base funding level for each student who graduated
23 early under the provisions of KRS 158.142. Each district's base funding level shall
24 be adjusted by the following factors:

25 (a) The number of at-risk students in the district. At-risk students shall be
26 identified as those approved for the free lunch program under state and federal
27 guidelines. The number of at-risk students shall be multiplied by a factor to be

1 established by the General Assembly. Funds generated under this paragraph
2 may be used to pay for:

3 1. Alternative programs for students who are at risk of dropping out of
4 school before achieving a diploma; and

5 2. A hazardous duty pay supplement as determined by the local board of
6 education to the teachers who work in alternative programs with
7 students who are violent or assaultive;

8 (b) The number and types of exceptional children in the district as defined by
9 KRS 157.200. Specific weights for each category of exceptionality shall be
10 used in the calculation of the add-on factor for exceptional children; and

11 (c) Transportation costs. The per-pupil cost of transportation shall be calculated
12 as provided by KRS 157.370. Districts which contract to furnish
13 transportation to students attending nonpublic schools may adopt any payment
14 formula which assures that no public school funds are used for the
15 transportation of nonpublic students.

16 (3) Beginning with the 2015-2016 school year and each year thereafter, the General
17 Assembly shall annually allocate funds equal to one-half (1/2) of the state portion of
18 the average statewide per pupil guaranteed base funding level for each student who
19 graduated early under the provisions of KRS 158.142 the previous school year to
20 the Kentucky Higher Education Assistance Authority for deposit in the early
21 graduation scholarship trust fund.

22 (4) The program to support education excellence in Kentucky shall be fully
23 implemented by the 1994-95 school year.

24 (5) (a) Except for those schools which have implemented school-based decision
25 making, the commissioner of education shall enforce maximum class sizes for
26 every academic course requirement in all grades except in vocal and
27 instrumental music, and physical education classes. Except as provided in

- 1 subsection (6) of this section, the maximum number of pupils enrolled in a
2 class shall be as follows:
- 3 1. Twenty-four (24) in primary grades (kindergarten through third grade);
 - 4 2. Twenty-eight (28) in grade four (4);
 - 5 3. Twenty-nine (29) in grades five (5) and six (6);
 - 6 4. Thirty-one (31) in grades seven (7) to twelve (12).
- 7 (b) Except for those schools which have implemented school-based decision
8 making, class size loads for middle and secondary school classroom teachers
9 shall not exceed the equivalent of one hundred fifty (150) pupil hours per day.
- 10 (c) The commissioner of education, upon approval of the Kentucky Board of
11 Education, shall adopt administrative regulations for enforcing this provision.
12 These administrative regulations shall include procedures for a superintendent
13 to request an exemption from the Kentucky Board of Education when unusual
14 circumstances warrant an increased class size for an individual class. A
15 request for an exemption shall include specific reasons for the increased class
16 size with a plan for reducing the class size prior to the beginning of the next
17 school year. A district shall not receive in any one (1) year exemptions for
18 more classes than enroll twenty percent (20%) of the pupils in the primary
19 grades and grades four (4) through eight (8).
- 20 (d) In all schools the commissioner of education shall enforce the special
21 education maximum class sizes set by administrative regulations adopted by
22 the Kentucky Board of Education. A superintendent may request an
23 exemption pursuant to paragraph (c) of this subsection. A local school council
24 may request a waiver pursuant to KRS 156.160(2). An exemption or waiver
25 shall not be granted if the increased class size will impede any exceptional
26 child from achieving his individual education program in the least restrictive
27 environment.

- 1 (6) In grades four (4) through six (6) with combined grades, the maximum class size
2 shall be the average daily attendance upon which funding is appropriated for the
3 lowest assigned grade in the class. There shall be no exceptions to the maximum
4 class size for combined classes. In combined classes other than the primary grades,
5 no ungraded students shall be placed in a combined class with graded students. In
6 addition, there shall be no more than two (2) consecutive grade levels combined in
7 any one (1) class in grades four (4) through six (6). However, this shall not apply to
8 schools which have implemented school-based decision making.
- 9 (7) If a local school district, through its admission and release committee, determines
10 that an appropriate program in the least restrictive environment for a particular child
11 with a disability includes either part-time or full-time enrollment with a private
12 school or agency within the state or a public or private agency in another state, the
13 school district shall count as average daily attendance in a public school the time
14 that the child is in attendance at the school or agency, contingent upon approval by
15 the commissioner of education.
- 16 (8) Pupils attending a center for child learning and study established under an
17 agreement pursuant to KRS 65.210 to 65.300 shall, for the purpose of calculating
18 average daily attendance, be considered as in attendance in the school district in
19 which the child legally resides and which is party to the agreement. For purposes of
20 subsection (1) of this section, teachers who are actually employees of the joint or
21 cooperative action shall be considered as employees of each school district which is
22 a party to the agreement.
- 23 (9) Program funding shall be increased when the average daily attendance in any
24 district for the first two (2) months of the current school year is greater than the
25 average daily attendance of the district for the first two (2) months of the previous
26 school year. The program funds allotted the district shall be increased by the percent
27 of increase. ~~The average daily attendance in kindergarten is the kindergarten full-~~

- 1 ~~time equivalent pupils in average daily attendance.]~~
- 2 (10) If the average daily attendance for the current school year in any district decreases
3 by ten percent (10%) or more than the average daily attendance for the previous
4 school year, the average daily attendance for purposes of calculating program
5 funding for the next school year shall be increased by an amount equal to two-thirds
6 (2/3) of the decrease in average daily attendance. If the average daily attendance
7 remains the same or decreases in the succeeding school year, the average daily
8 attendance for purposes of calculating program funding for the following school
9 year shall be increased by an amount equal to one-third (1/3) of the decrease for the
10 first year of the decline.
- 11 (11) If the percentage of attendance of any school district shall have been reduced more
12 than two percent (2%) during the previous school year, the program funding allotted
13 the district for the current school year shall be increased by the difference in the
14 percentage of attendance for the two (2) years immediately prior to the current
15 school year less two percent (2%).
- 16 (12) (a) Instructional salaries for vocational agriculture classes shall be for twelve (12)
17 months per year. Vocational agriculture teachers shall be responsible for the
18 following program of instruction during the time period beyond the regular
19 school term established by the local board of education: supervision and
20 instruction of students in agriculture experience programs; group and
21 individual instruction of farmers and agribusinessmen; supervision of student
22 members of agricultural organizations who are involved in leadership training
23 or other activity required by state or federal law; or any program of vocational
24 agriculture established by the Division of Career and Technical Education in
25 the Department of Education. During extended employment, no vocational
26 agriculture teacher shall receive salary on a day that the teacher is scheduled to
27 attend an institution of higher education class which could be credited toward

1 meeting any certification requirement.

2 (b) Each teacher of agriculture employed shall submit an annual plan for summer
3 program to the local school superintendent for approval. The summer plan
4 shall include a list of tasks to be performed, purposes for each task, and time
5 to be spent on each task. Approval by the local school superintendent shall be
6 in compliance with the guidelines developed by the Department of Education.
7 The supervision and accountability of teachers of vocational agriculture's
8 summer programs shall be the responsibility of the local school
9 superintendent. The local school superintendent shall submit to the
10 commissioner of education a completed report of summer tasks for each
11 vocational agriculture teacher. Twenty percent (20%) of the approved
12 vocational agriculture programs shall be audited annually by the State
13 Department of Education to determine that the summer plan has been properly
14 executed.

15 (13) (a) In allotting program funds for home and hospital instruction, statewide
16 guaranteed base funding, excluding the capital outlay, shall be allotted for
17 each child in average daily attendance in the prior school year who has been
18 properly identified according to Kentucky Board of Education administrative
19 regulations. Attendance shall be calculated pursuant to KRS 157.270 and shall
20 be reported monthly on forms provided by the Department of Education; and

21 (b) Pursuant to administrative regulations of the Kentucky Board of Education,
22 local school districts shall be reimbursed for home and hospital instruction for
23 pupils unable to attend regular school sessions because of short term health
24 impairments. A reimbursement formula shall be established by administrative
25 regulations to include such factors as a reasonable per hour, per child
26 allotment for teacher instructional time, with a maximum number of funded
27 hours per week, a reasonable allotment for teaching supplies and equipment,

1 and a reasonable allotment for travel expenses to and from instructional
2 assignments, but the formula shall not include an allotment for capital outlay.
3 Attendance shall be calculated pursuant to KRS 157.270 and shall be reported
4 annually on forms provided by the Department of Education.

5 (14) Except for those schools which have implemented school-based decision making
6 and the school council has voted to waive this subsection, kindergarten aides shall
7 be provided for each twenty-four (24) ~~full-time equivalent~~ kindergarten students
8 enrolled.

9 (15) Effective July 1, 2001, there shall be no deduction applied against the base funding
10 level for any pupil in average daily attendance who spends a portion of his or her
11 school day in a program at a state-operated career and technical education or
12 vocational facility.

13 (16) During a fiscal year, a school district may request that the Department of Education
14 recalculate its funds allocated under this section if the current year average daily
15 attendance for the twenty (20) day school month as defined in KRS 158.060(1) that
16 contains the most days within the calendar month of January exceeds the prior year
17 adjusted average daily attendance plus growth by at least one percent (1%). Any
18 adjustments in the allotments approved under this subsection shall be proportional
19 to the remaining days in the school year and subject to available funds under the
20 program to support education excellence in Kentucky.

21 (17) To calculate the state portion of the program to support education excellence in
22 Kentucky for a school district, the Department of Education shall subtract the local
23 effort required under KRS 157.390(5) from the calculated base funding under the
24 program to support education excellence in Kentucky, as required by this section.
25 The value of the real estate used in this calculation shall be the lesser of the current
26 year assessment or the prior year assessment increased by four percent (4%) plus the
27 value of current year new property. The calculation under this subsection shall be

1 subject to available funds.

2 (18) Notwithstanding any other statute or budget of the Commonwealth language to the
3 contrary, time missed due to shortening days for emergencies may be made up by
4 lengthening school days in the school calendar without any loss of funds under the
5 program to support education excellence in Kentucky.

6 ➔Section 4. KRS 158.030 is amended to read as follows:

7 (1) "Common school" means an elementary or secondary school of the state supported
8 in whole or in part by public taxation. No school shall be deemed a "common
9 school" or receive support from public taxation unless the school is taught by a
10 certified teacher for a minimum school term as defined by KRS 158.070 and every
11 child residing in the district who satisfies the age requirements of this section has
12 had the privilege of attending it. Provided, however, that ~~any child who is six (6)~~
13 ~~years of age, or who may become six (6) years of age by October 1, shall attend~~
14 ~~public school or qualify for an exemption as provided by KRS 159.030. Any child~~
15 ~~who is five (5) years of age, or who may become five (5) years of age by October 1,~~
16 ~~may enter a primary school program, as defined in KRS 158.031, and may advance~~
17 ~~through the primary program without regard to age in accordance with KRS~~
18 ~~158.031(6).~~

19 ~~(2) Beginning with the 2017-2018 school year, any child who is six (6) years of age, or~~
20 ~~who may become six (6) years of age by August 1, shall attend public school or~~
21 ~~qualify for an exemption as provided by KRS 159.030. Any child who is five (5)~~
22 ~~years of age, or who may become five (5) years of age by August 1, may enter a~~
23 ~~primary school program, as defined in KRS 158.031, and may advance through the~~
24 ~~primary program without regard to age in accordance with KRS 158.031(6).~~

25 ~~(2)~~~~(3)~~ Each local school board shall adopt a policy to permit a parent or guardian to
26 petition the board to allow a student to attend public school who does not meet the
27 age requirements of subsection (1) ~~or (2)~~ of this section. The policy shall include

1 an evaluation process that will help determine a student's readiness for school and
2 shall ensure that any tuition amount charged under this policy is the same amount
3 charged to a student who meets the age requirements of subsection (1)~~[-or-(2)]~~ of
4 this section. Students enrolled under this policy shall be included in a school's
5 average daily attendance for purposes of funding as provided in KRS 157.310 to
6 157.440.

7 ➔Section 5. KRS 158.060 is amended to read as follows:

8 (1) Twenty (20) school days, or days in which teachers are actually employed in the
9 schoolroom, shall constitute a school month in the common schools.

10 (2) Each full-time teacher shall be provided with a duty-free lunch period each day
11 during the regularly scheduled student lunch period. The duty-free lunch period
12 shall be not less than the length of the lunch period specified in the school calendar
13 approved by the chief state school officer. A full-time teacher may be assigned to
14 lunch room duty during the regularly scheduled student lunch period only for an
15 amount of time equal to the noninstructional time in excess of fifty-five (55)
16 minutes included in the teacher's daily schedule. The calculation of noninstructional
17 time shall not include the teacher's duty-free lunch period, the time teachers are
18 required to be at school prior to the start of the student's instructional day, or the
19 time teachers are required to remain at school after the students are dismissed.

20 (3) Except for children with disabilities and children attending the primary school
21 program who may attend a program of less than six (6) hours per day under policy
22 adopted by the local school district board of education and approved by the
23 commissioner of education and children attending a school district where the local
24 board has approved a schedule that provides at least the equivalent of six (6) hours
25 of daily instruction during the school year, a minimum of six (6) hours of actual
26 school work shall constitute a school day. ~~[Kindergarten programs may be operated
27 for less than six (6) hours without state board approval.]~~The Kentucky Board of

1 Education, upon recommendation of the chief state school officer, shall develop and
2 approve regulations governing make up by school districts of whole days missed
3 due to emergencies, or partial days missed as a result of shortening regularly
4 scheduled school days due to emergencies.

5 (4) Teachers shall be provided additional time for nonteaching activities. The
6 nonteaching time shall be used to provide teachers opportunities for professional
7 development activities as provided in KRS 156.095, instructional planning, school-
8 based decision making as provided in KRS 160.345, curriculum development, and
9 outreach activities involving their students' families and the community.

10 (5) Character education programs and activities shall be considered valuable and
11 legitimate components of the actual school work constituting a school day under
12 subsection (3) of this section.