



Kentucky School Discipline Sources Cited

Excerpted from Kentucky Compilation of School
Discipline Laws and Regulations

Prepared: March 31, 2021

Kentucky State Codes Cited

Kentucky Revised Statutes

Title I. Sovereignty and Jurisdiction of the Commonwealth

Chapter 2. Citizenship, Emblems, Holidays, and Time

[2.227.](#) Anti-Bullying Month

Title III. Executive Branch

Chapter 16. State Police

[16.128.](#) The Department of Kentucky State police is encouraged to receive training on issues pertaining to school and student safety, to meet with local superintendents, and to collaborate with local school districts on policies and procedures for communicating any instances of trauma-exposed students

Title XIII. Education

Chapter 156. Department of Education

Kentucky Board of Education

[156.095.](#) Professional development programs - Professional development coordinator - Longterm improvement plans - Suicide prevention awareness information - Suicide prevention training - Active shooter training, also applicable to charter schools - Evidence-informed trainings on child abuse and neglect - Electronic consumer bulletin board - Training to address needs of students at risk - Teacher academics - Annual report to Juvenile Justice Oversight Council

Miscellaneous

[156.496.](#) Family resource and youth service centers - Design - Core components - Location - Grant program - Prohibition on abortion counseling and referrals - Monetary donations.

Chapter 158. Conduct of Schools - Special Programs

Conduct of Schools

[158.060.](#) School month and school day – Duty-free lunch period – Nonteaching time for teachers

[158.146.](#) Establishment of strategy to address school dropout problem - Department to provide technical assistance, award grants, and disseminate information to school districts and school level personnel

[158.148.](#) Definition of "bullying"- Discipline guidelines and model policy - Local code of acceptable behavior and discipline - Required contents of code

[158.150.](#) Suspension or expulsion of pupils

[158.153.](#) Punishment based on child's records - Disclosure of records - Cause of action - Districtwide standards of behavior for students participating in extracurricular activities

- [158.154.](#) Principal's duty to report certain acts to local law enforcement agency
- [158.155.](#) Reporting of specified incidents of student conduct - Notation on school records - Report to law enforcement of certain student conduct - Immunity
- [158.1559.](#) Superintendent of each local school district shall require the principal of each school within the district to provide written notice to all students, parents, and guardians about the provisions of KRS 508.078, and the potential penalties for terroristic threatening - Notice shall be given within ten days of the first instructional day of each school year
- [158.156.](#) Reporting of commission of felony KRS Chapter 508 offense against a student - Investigation - Immunity from liability for reporting - Privileges no bar to reporting
- [158.183.](#) Prohibited acts by students - Rights of student - Duties of local board of education - Administrative remedies
- [158.305.](#) Response-to-intervention system to identify and assist students having difficulty in reading, writing, mathematics, or behavior and to determine needs of advanced learners - Web-based resource for teachers - District-wide use - Department to provide technical assistance and training - Annual report

School Safety and School Discipline

- [158.441.](#) Definitions for chapter
- [158.4410.](#) State school security marshal, duties and responsibilities - marshal appointed by and reporting to the commissioner of the Department of Criminal Justice Training - Annual report to the Center for School Safety, the Legislative Research Commission, and the Kentucky Board of Education - School security risk assessment tool, purpose - Areas considered when evaluating school security - Annual verification of completion of state security risk assessment - Additional mandatory training, when required
- [158.4412.](#) Appointment of district's school safety coordinator - School safety coordinator's functions and duties - Policies and procedures excluded from application of KRS 61.870 to 61.884 - Limitation of civil and criminal liability for school district, school safety coordinator, and school employees acting in good faith
- [158.4414.](#) Cooperation of school personnel with local and state law enforcement agencies in efforts to assign certified school resource officers to each campus as funds and personnel become available - Memorandum of understanding between local boards of education and law enforcement agencies or the Kentucky State Police - Policies and procedures stating the purpose of the school resource officer program and defining roles and expectations – School resource officer to be armed with firearm - Promulgation of administrative regulations establishing levels of training for certification of school resource officers - Course curriculum, specifications for training requirements, and consequences for deficiencies in required training - Officers to regain certification status upon completion of training deficiency - Local school district superintendents to report annually to the Center for School Safety upon the number and placement of school resource officers in the district, source of funding, and methods of employment for each position
- [158.4415.](#) Kentucky State Police school resource officer (KSPSRO), specifications for employment as a school resource office by a school district - When officer considered an employee of the school district and when an employee of the Kentucky State Police - Duties and prohibited activities - Funding of position - Rights, privileges, immunities, and matters of defense protected

- [158.4416.](#) Trauma-informed approach to education - Definitions – Goals for employment of school – based counselors - School counselor or school-based mental health services provider to facilitate creation of trauma-informed team - Training and guidance of school personnel to assist in recognizing and dealing with issues of student trauma - Collaboration for provision of services between two or more school districts or between school districts and educational cooperatives, or other public or private entities - Annual report to department number and placement of school counselors in each district, source of funding, summary of job duties, and percentage of time devoted to each duty - Department of Education to make available toolkits to develop trauma-informed approach in schools - Plan and strategies for implementing trauma-informed approach
- [158.442.](#) Center for School Safety - Duties - School safety coordinator training program- Members of board - Center for School safety and its board of directors not subject to reorganization by the Governor
- [158.443.](#) Terms of board members - Meetings - Selection of administrator for the center - Duties of board of directors
- [158.444.](#) Administrative regulations relating to school safety - Role of Department of Education to maintain statewide data collection system - Reportable incidents - Annual statistical reports - Confidentiality
- [158.445.](#) Local assessment of school safety and school discipline - District assessment - Local plans
- [158.4451.](#) The Kentucky Office of Homeland Security, after collaboration with others, shall make available an anonymous reporting tool to allow students, parents, and community members to supply information about potentially harmful, dangerous, or criminal activities to public safety agencies and school officials - Goal is to facilitate widespread awareness of the reporting tool and to provide a comprehensive training and awareness program on the use of the tool
- [158.446.](#) Use of appropriated funds
- [158.449.](#) Annual report of assessment of disruptive behavior school incidents resulting in a complaint

Educational Improvement

- [158.6451.](#) Legislative declaration on goals for Commonwealth's schools - Model curriculum framework

Chapter 159. Compulsory Attendance

- [159.140.](#) Duties of director of pupil personnel or assistant
- [159.150.](#) Definitions of truant and habitual truant - Attendance record requirements - Adoption of truancy policies by local school boards - Implementation of early intervention and prevention programs

Chapter 160. School Districts

Boards of Education

- [160.340.](#) Reports by boards to Kentucky Board of Education - Filing of policies on specified matters

Chapter 161. School Employees - Teacher's Retirement and Tenure

Regulations as to School Employees

[161.180.](#) Supervision of pupils' conduct

Title XL. Crimes and Punishments

Chapter 438. Offenses Against Public Health and Safety

Sale and Distribution of Tobacco Products

[438.345.](#) Use of tobacco products, alternative nicotine products, and vapor products on school property and during school activities - Written policies - Penalties - Board may opt out

Title L. Kentucky Penal Code

Chapter 525. Riot, Disorderly Conduct, and Related Offenses

[525.070.](#) Harassment

[525.080.](#) Harassing communications

Kentucky Regulations

Kentucky Administrative Regulations

Title 704. Education and Workforce Development Cabinet Kentucky Board of Education Department of Education Office of Learning Programs Development

Chapter 3. Office of Instruction

[3:095.](#) The use of response-to-intervention in kindergarten through grade 3

Chapter 7. Office of Learning Support Services

[7:070.](#) Guidelines for dropout prevention programs

[7:160.](#) Use of physical restraint and seclusion in public schools

Chapter 19. Alternative Education Programs

[19:002.](#) Alternative education programs