

**CHAPTER 163****( HB 399 )**

AN ACT relating to children of military families.

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

➔SECTION 1. A NEW SECTION OF KRS CHAPTER 159 IS CREATED TO READ AS FOLLOWS:

- (1) *A child of a military family may pre-enroll or participate in pre-admission in a school district if the parent or guardian of the child is transferred to or is pending transfer to a military installation within the state while on active military duty pursuant to an official military order.*
- (2) *A school district shall accept an application for enrollment and course registration by electronic means for a child who meets the requirements set forth in subsection (1) of this section, including enrollment in a specific school or program within the school district.*
- (3) *The parent or guardian of a child who meets the requirements set forth in subsection (1) of this section shall provide proof of residence to the school district within ten (10) days after the arrival date provided on official documentation. The parent or guardian may use, as proof of residence, the address of:*
  - (a) *A temporary on-post billeting facility;*
  - (b) *A purchased or leased home or apartment; or*
  - (c) *Any federal government housing or off-post military housing, including off-post military housing that may be provided through a public-private venture.*
- (4) *A child who utilizes this section shall not, until actual attendance or enrollment in the school district:*
  - (a) *Count for the purposes of average daily attendance as defined in KRS 157.320 or KRS 157.350;*
  - (b) *Be charged tuition pursuant to KRS 158.120; or*
  - (c) *Be included in the state assessment and system pursuant to KRS 158.6453 or 158.6455.*

**Signed by Governor March 26, 2019.**