

**CHAPTER 186****( HB 61 )**

AN ACT relating to Kentucky educational excellence scholarships.

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

➔Section 1. KRS 164.7874 is amended to read as follows:

As used in KRS 164.7871 to 164.7885:

- (1) "Academic term" means a semester or other time period specified in an administrative regulation promulgated by the authority;
- (2) "Academic year" means a period consisting of at least the minimum school term, as defined in KRS 158.070;
- (3) "ACT score" means the composite score achieved on the American College Test at a national test site on a national test date or the college admissions examination administered statewide under KRS 158.6453(5)(b)5. if the exam is the ACT, or an equivalent score, as determined by the authority, on the SAT administered by the College Board, Inc.;
- (4) "Authority" means the Kentucky Higher Education Assistance Authority;
- (5) "Award period" means the fall and spring consecutive academic terms within one (1) academic year;
- (6) "Council" means the Council on Postsecondary Education created under KRS 164.011;
- (7) "Eligible high school student" means any person who:
  - (a) Is a citizen, national, or permanent resident of the United States and Kentucky resident;
  - (b) Was enrolled after July 1, 1998:
    1. In a Kentucky high school for at least one hundred forty (140) days of the minimum school term unless exempted by the authority's executive director upon documentation of extreme hardship, while meeting the KEES curriculum requirements, and was enrolled in a Kentucky high school at the end of the academic year;
    2. In a Kentucky high school for the fall academic term of the senior year and who:
      - a. Was enrolled during the entire academic term;
      - b. Completed the high school's graduation requirements during the fall academic term; and
      - c. Was not enrolled in a secondary school during any other academic term of that academic year; or
    3. In the Gatton Academy of Mathematics and Science in Kentucky or the Craft Academy for Excellence in Science and Mathematics while meeting the Kentucky educational excellence scholarship curriculum requirements;
  - (c) Has a grade point average of 2.5 or above at the end of any academic year beginning after July 1, 1998, or at the end of the fall academic term for a student eligible under paragraph (b) 2. of this subsection; and
  - (d) Is not a convicted felon;
- (8) "Eligible postsecondary student" means a citizen, national, or permanent resident of the United States and Kentucky resident, as determined by the participating institution in accordance with criteria established by the council for the purposes of admission and tuition assessment, who:
  - (a) Earned a KEES award;
  - (b) Has the required postsecondary GPA and credit hours required under KRS 164.7881;
  - (c) Has remaining semesters of eligibility under KRS 164.7881;
  - (d) Is enrolled in a participating institution as a part-time or full-time student; and

- (e) Is not a convicted felon;
- (9) "Full-time student" means a student enrolled in a postsecondary program of study that meets the full-time student requirements of the participating institution in which the student is enrolled;
- (10) "Grade point average" or "GPA" means the grade point average earned by an eligible student and reported by the high school or participating institution in which the student was enrolled based on a scale of 4.0 or its equivalent if the high school or participating institution that the student attends does not use the 4.0 grade scale;
- (11) "High school" means any Kentucky public high school, the Gatton Academy of Mathematics and Science in Kentucky, the Craft Academy for Excellence in Science and Mathematics, and any private, parochial, or church school located in Kentucky that has been certified by the Kentucky Board of Education as voluntarily complying with curriculum, certification, and textbook standards established by the Kentucky Board of Education under KRS 156.160;
- (12) "KEES" or "Kentucky educational excellence scholarship" means a scholarship provided under KRS 164.7871 to 164.7885;
- (13) "KEES award" means:
  - (a) For an eligible high school student, the sum of the KEES base amount for each academic year of high school plus any KEES supplemental amount, as adjusted pursuant to KRS 164.7881; and
  - (b) For a student eligible under KRS 164.7879(3)(e), the KEES supplemental amount as adjusted pursuant to KRS 164.7881;
- (14) "KEES award maximum" means the sum of the KEES base amount earned in each academic year of high school plus any KEES supplemental amount earned;
- (15) "KEES base amount" or "base amount" means the amount earned by an eligible high school student based on the student's GPA pursuant to KRS 164.7879;
- (16) "KEES curriculum" means five (5) courses of study, except for students who meet the criteria of subsection (7)(b)2. of this section, in an academic year as determined in accordance with an administrative regulation promulgated by the authority;
- (17) "KEES supplemental amount" means the amount earned by an eligible student based on the student's ACT score pursuant to KRS 164.7879;
- (18) "KEES trust fund" means the Wallace G. Wilkinson Kentucky educational excellence scholarship trust fund;
- (19) "On track to graduate" means the number of cumulative credit hours earned as compared to the number of hours determined by the postsecondary education institution as necessary to complete a bachelor's degree by the end of eight (8) academic terms or ten (10) academic terms if a student is enrolled in an undergraduate program that requires five (5) years of study;
- (20) "Participating institution" means an "institution" as defined in KRS 164.001 that *is eligible to participate*~~actively participates~~ in the federal Pell Grant program, executes a contract with the authority on terms the authority deems necessary or appropriate for the administration of its programs, and:
  - (a)
    1. Is publicly operated;
    2. Is licensed by the Commonwealth of Kentucky and has operated for at least ten (10) years, offers an associate or baccalaureate degree program of study not comprised solely of sectarian instruction, and admits as regular students only high school graduates, recipients of a High School Equivalency Diploma, or students transferring from another accredited degree granting institution; or
    3. Is designated by the authority as an approved out-of-state institution that offers a degree program in a field of study that is not offered at any institution in the Commonwealth; and
  - (b) Continues to commit financial resources to student financial assistance programs; and
- (21) "Part-time student" means a student enrolled in a postsecondary program of study who does not meet the full-time student requirements of the participating institution in which the student is enrolled and who is enrolled for at least six (6) credit hours, or the equivalent for an institution that does not use credit hours.

➔Section 2. KRS 164.7884 is amended to read as follows:

- (1) As used in this section:
- (a) "Academic year" means July 1 through June 30 of each year;
  - (b) "Apprentice" has the same meaning as in KRS 343.010;
  - (c) "Eligible student" means an eligible high school student who has graduated from high school or a student eligible under KRS 164.7879(3)(e);
  - (d) **"Qualified workforce training program" means a program that is in one (1) of Kentucky's top five (5) high-demand work sectors as determined by the Kentucky Workforce Investment Board;**
  - (e) "Registered apprenticeship program" means an apprenticeship program that:
    - 1. Is established in accordance with the requirements of KRS Chapter 343;
    - 2. Requires a minimum of two thousand (2,000) hours of on-the-job work experience;
    - 3. Requires a minimum of one hundred forty-four (144) hours of related instruction for each year of the apprenticeship; and
    - 4. Is approved by the Kentucky Labor Cabinet;
  - ~~(f)(e)~~ "Related instruction" has the same meaning as in KRS 343.010; and
  - ~~(g)(f)~~ "Sponsor" has the same meaning as in KRS 343.010.
- (2) Notwithstanding KRS 164.7881, an eligible student who earned a KEES award ~~and is an apprentice in a registered apprenticeship program~~ shall be eligible for a Kentucky educational excellence scholarship **if the student meets the requirements of this section and is:**
- (a) **An apprentice in a registered apprenticeship program; or**
  - (b) **Enrolled in a qualified workforce training program that has a current articulation agreement for postsecondary credit hours with a participating institution.**
- (3) (a) Beginning with the 2018-2019 academic year, an eligible student enrolled in a registered apprenticeship program **or, for the academic year beginning July 1, 2020, an eligible student enrolled in a qualified workforce training program** may receive reimbursement of tuition, books, required tools, and other approved expenses required for participation in the ~~registered apprenticeship~~ program, upon certification by the sponsor and approval by the authority.
- (b) The reimbursement amount an eligible student may receive in an academic year shall not exceed the student's KEES award maximum.
- (c) The total reimbursement amount an eligible student may receive under this section shall not exceed the student's KEES award maximum multiplied by four (4).
- (4) Eligibility for a KEES scholarship under this section shall terminate upon the earlier of:
- (a) The expiration of five (5) years following the eligible student's graduation from high school or receiving a **High School Equivalency Diploma** ~~(GED)~~, except as provided in KRS 164.7881(5); or
  - (b) The eligible student's successful completion of the registered apprenticeship program **or qualified workforce training program.**
- (5) The authority shall promulgate administrative regulations establishing the procedures for making awards under this section in consultation with the Kentucky Labor Cabinet, the Kentucky Education and Workforce Development Cabinet, and the Kentucky Economic Development Cabinet.

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