

**158.165 Possession and use of personal telecommunications device by public school student.**

- (1)
  - (a) The board of education of each school district shall adopt a policy regarding the possession and use of a personal telecommunications device by a student while on school property or while attending a school-sponsored or school-related activity on or off school property, and shall include the policy in the district's written standards of student conduct.
  - (b) The policy shall, at a minimum, prohibit a student's use of a personal telecommunications device during instructional time, except during an emergency, if directed to do so by a teacher for an instructional purpose, or if authorized by a teacher.
  - (c) A student who violates the policy shall be subject to discipline as provided by board policy.
- (2) As used in this section, "personal telecommunications device":
  - (a) Means a device that emits an audible signal, vibrates, displays a message, or otherwise summons or delivers a communication to the possessor, including but not limited to a paging device and a cellular telephone; and
  - (b) Does not include any device a student is authorized to use pursuant to the Individuals with Disabilities Education Act, 20 U.S.C. sec. 1400 et seq., the Americans with Disabilities Act, 42 U.S.C. sec. 12101 et seq., or the Rehabilitation Act of 1973, 29 U.S.C. sec. 701 et seq., or successor acts.

**Effective:** June 27, 2025

**History:** Amended 2025 Ky. Acts ch. 90, sec. 1, effective June 27, 2025. -- Amended 2000 Ky. Acts ch. 34, sec. 1, effective July 14, 2000. -- Created 1990 Ky. Acts ch. 87, sec. 1, effective March 19, 1990.