

1 AN ACT relating to the Kentucky educational excellence scholarship.

2 WHEREAS, Arthur L. "Arch" Gleason Jr. served as president and CEO of the  
3 Kentucky Lottery Corporation for nearly 23 years; and

4 WHEREAS, his leadership during that time led to the growth of the lottery to an  
5 operation with nearly \$1 billion annually in sales; and

6 WHEREAS, he oversaw the lottery's transition as the funding source of Kentucky's  
7 college scholarship and grant programs; and

8 WHEREAS, he took great pride in the lottery helping Kentucky students attend  
9 college by providing more than \$2.5 billion in scholarships and grants during his tenure;  
10 and

11 WHEREAS, his unexpected passing on July 1, 2016, occurred only three weeks  
12 after announcing his retirement from the Kentucky Lottery as the longest-serving lottery  
13 head in the nation;

14 NOW, THEREFORE,

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

16 ➔Section 1. KRS 164.7871 is amended to read as follows:

17 (1) The General Assembly of the Commonwealth of Kentucky hereby declares that the  
18 best interest of the Commonwealth mandates that financial assistance be provided  
19 to ensure access of Kentucky citizens to public and private postsecondary education  
20 at the postsecondary educational institutions of the Commonwealth.

21 (2) It is the intent and purpose of the General Assembly that the enactment of KRS  
22 164.7871 to 164.7885 shall be construed as a long-term financial commitment to  
23 postsecondary education and that the funding provided by KRS 154A.130(3) and  
24 (4) shall not be diverted from the purposes described in KRS 164.7871 to 164.7885  
25 and KRS 164.7889.

26 **(3) *The scholarship established in KRS 164.7871 to 164.7885 shall be known as the***  
27 ***"Arch Gleason Kentucky Educational Excellence Scholarship."***

1           ➔Section 2. KRS 164.7874 is amended to read as follows:

2   As used in KRS 164.7871 to 164.7885:

- 3   (1) "Academic term" means a semester or other time period specified in an  
4       administrative regulation promulgated by the authority;
- 5   (2) "Academic year" means a period consisting of at least the minimum school term, as  
6       defined in KRS 158.070;
- 7   (3) "ACT score" means the composite score achieved on the American College Test at  
8       a national test site on a national test date or the college admissions examination  
9       administered statewide under KRS 158.6453(11)(a)3. if the exam is the ACT, or an  
10      equivalent score, as determined by the authority, on the SAT administered by the  
11      College Board, Inc.;
- 12   (4) "Authority" means the Kentucky Higher Education Assistance Authority;
- 13   (5) "Award period" means the fall and spring consecutive academic terms within one  
14      (1) academic year;
- 15   (6) "Council" means the Council on Postsecondary Education created under KRS  
16      164.011;
- 17   (7) "Eligible high school student" means any person who:
- 18      (a) Is a citizen, national, or permanent resident of the United States and Kentucky  
19          resident;
- 20      (b) Was enrolled after July 1, 1998:
- 21          1. In a Kentucky high school for at least one hundred forty (140) days of  
22             the minimum school term unless exempted by the authority's executive  
23             director upon documentation of extreme hardship, while meeting the  
24             KEES curriculum requirements, and was enrolled in a Kentucky high  
25             school at the end of the academic year;
- 26          2. In a Kentucky high school for the fall academic term of the senior year  
27             and who:

- 1           a.    Was enrolled during the entire academic term;
- 2           b.    Completed the high school's graduation requirements during the
- 3                 fall academic term; and
- 4           c.    Was not enrolled in a secondary school during any other academic
- 5                 term of that academic year; or
- 6           3.    In the Gatton Academy of Mathematics and Science in Kentucky or the
- 7                 Craft Academy for Excellence in Science and Mathematics while
- 8                 meeting the Kentucky educational excellence scholarship curriculum
- 9                 requirements;
- 10         (c)   Has a grade point average of 2.5 or above at the end of any academic year
- 11                 beginning after July 1, 1998, or at the end of the fall academic term for a
- 12                 student eligible under paragraph (b) 2. of this subsection; and
- 13         (d)   Is not a convicted felon;
- 14         (8)   "Eligible postsecondary student" means a citizen, national, or permanent resident of
- 15                 the United States and Kentucky resident, as determined by the participating
- 16                 institution in accordance with criteria established by the council for the purposes of
- 17                 admission and tuition assessment, who:
- 18             (a)   Earned a KEES award;
- 19             (b)   Has the required postsecondary GPA and credit hours required under KRS
- 20                 164.7881;
- 21             (c)   Has remaining semesters of eligibility under KRS 164.7881;
- 22             (d)   Is enrolled in a participating institution as a part-time or full-time student; and
- 23             (e)   Is not a convicted felon;
- 24         (9)   "Full-time student" means a student enrolled in a postsecondary program of study
- 25                 that meets the full-time student requirements of the participating institution in
- 26                 which the student is enrolled;
- 27         (10)  "Grade point average" or "GPA" means the grade point average earned by an

- 1 eligible student and reported by the high school or participating institution in which  
2 the student was enrolled based on a scale of 4.0 or its equivalent if the high school  
3 or participating institution that the student attends does not use the 4.0 grade scale;
- 4 (11) "High school" means any Kentucky public high school, the Gatton Academy of  
5 Mathematics and Science in Kentucky, the Craft Academy for Excellence in  
6 Science and Mathematics, and any private, parochial, or church school located in  
7 Kentucky that has been certified by the Kentucky Board of Education as voluntarily  
8 complying with curriculum, certification, and textbook standards established by the  
9 Kentucky Board of Education under KRS 156.160;
- 10 (12) "KEES" or "Kentucky educational excellence scholarship" means *the Arch Gleason*  
11 *Kentucky Educational Excellence*<sup>[a]</sup> Scholarship provided under KRS 164.7871 to  
12 164.7885;
- 13 (13) "KEES award" means:
- 14 (a) For an eligible high school student, the sum of the KEES base amount for  
15 each academic year of high school plus any KEES supplemental amount, as  
16 adjusted pursuant to KRS 164.7881; and
- 17 (b) For a student eligible under KRS 164.7879(3)(e), the KEES supplemental  
18 amount as adjusted pursuant to KRS 164.7881;
- 19 (14) "KEES award maximum" means the sum of the KEES base amount earned in each  
20 academic year of high school plus any KEES supplemental amount earned;
- 21 (15) "KEES base amount" or "base amount" means the amount earned by an eligible  
22 high school student based on the student's GPA pursuant to KRS 164.7879;
- 23 (16) "KEES curriculum" means five (5) courses of study, except for students who meet  
24 the criteria of subsection (7)(b)2. of this section, in an academic year as determined  
25 in accordance with an administrative regulation promulgated by the authority;
- 26 (17) "KEES supplemental amount" means the amount earned by an eligible student  
27 based on the student's ACT score pursuant to KRS 164.7879;

- 1 (18) "KEES trust fund" means the Wallace G. Wilkinson Kentucky educational  
2 excellence scholarship trust fund;
- 3 (19) "On track to graduate" means the number of cumulative credit hours earned as  
4 compared to the number of hours determined by the postsecondary education  
5 institution as necessary to complete a bachelor's degree by the end of eight (8)  
6 academic terms or ten (10) academic terms if a student is enrolled in an  
7 undergraduate program that requires five (5) years of study;
- 8 (20) "Participating institution" means an "institution" as defined in KRS 164.001 that  
9 actively participates in the federal Pell Grant program, executes a contract with the  
10 authority on terms the authority deems necessary or appropriate for the  
11 administration of its programs, and:
- 12 (a) 1. Is publicly operated;
- 13 2. Is licensed by the Commonwealth of Kentucky and has operated for at  
14 least ten (10) years, offers an associate or baccalaureate degree program  
15 of study not comprised solely of sectarian instruction, and admits as  
16 regular students only high school graduates or recipients of a General  
17 Educational Development (GED) diploma or students transferring from  
18 another accredited degree granting institution; or
- 19 3. Is designated by the authority as an approved out-of-state institution that  
20 offers a degree program in a field of study that is not offered at any  
21 institution in the Commonwealth; and
- 22 (b) Continues to commit financial resources to student financial assistance  
23 programs; and
- 24 (21) "Part-time student" means a student enrolled in a postsecondary program of study  
25 who does not meet the full-time student requirements of the participating institution  
26 in which the student is enrolled and who is enrolled for at least six (6) credit hours,  
27 or the equivalent for an institution that does not use credit hours.