

1 AN ACT relating to public schools.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) By July 1, 2020, the Kentucky Department of Education, in collaboration with*
6 *the Kentucky Cabinet for Health and Family Services, shall identify or develop a*
7 *statewide sexual harassment and abuse awareness and prevention program that*
8 *shall be used by local boards of education. The program shall include:*

9 *(a) Professional development for teachers that may include but not be limited*
10 *to:*

11 *1. Training regarding the prevention and identification of and response*
12 *to child sexual harassment and abuse; and*

13 *2. Resources to further student, teacher, and parental awareness*
14 *regarding sexual harassment and abuse and prevention of such*
15 *harassment and abuse to include but not be limited to:*

16 *a. Implicit bias training;*

17 *b. Trauma-informed approaches;*

18 *c. Role of stereotypes in decision-making;*

19 *d. Prevalence of trauma among girls;*

20 *e. Overlapping discrimination based on race, gender, and*
21 *disability;*

22 *(b) Age-appropriate educational materials designed for students grades six (6)*
23 *through twelve (12) regarding sexual harassment and abuse awareness and*
24 *prevention that may include but not be limited to:*

25 *1. The skills to recognize:*

26 *a. Healthy relationships;*

27 *b. Evidence-informed consent;*

- 1 c. Sexual harassment and abuse;
- 2 d. Boundary violations and unwanted forms of touching and
- 3 contact; and
- 4 e. Ways offenders groom and desensitize victims; and
- 5 2. Strategies to:
- 6 a. Promote disclosure;
- 7 b. Reduce self-blame; and
- 8 c. Mobilize bystanders; and
- 9 (c) Uniform sexual harassment and abuse response and reporting policies and
- 10 procedures that shall include but not be limited to:
- 11 1. Actions that child victims of sexual harassment and abuse may take to
- 12 obtain assistance;
- 13 2. Intervention and counseling options for child victims of sexual
- 14 harassment and abuse;
- 15 3. Access to educational resources to enable child victims of sexual
- 16 harassment and abuse to succeed in school;
- 17 4. Uniform procedures for reporting instances of child sexual
- 18 harassment and abuse to school staff members;
- 19 5. Discipline hearings that are fair and equitable for both the accuser
- 20 and the accused for instances of sexual harassment and abuse; and
- 21 6. Immunity from punishment for a student who reports, in good faith,
- 22 an alleged violation by another individual of a violation of the sexual
- 23 harassment and abuse response and reporting policies and
- 24 procedures.
- 25 (2) By October 1, 2020, each local board of education shall adopt policies and
- 26 procedures implementing the sexual harassment and abuse awareness and
- 27 prevention program identified or developed pursuant to subsection (1) of this

1 section.

2 (3) Written notification from a parent or guardian or from an eighteen (18) year old
3 student shall be sufficient to exempt a student from participating in the sexual
4 harassment and abuse awareness and prevention program.

5 (4) (a) By July 1, 2020, and every two (2) years thereafter, each local board of
6 education shall approve and administer a comprehensive survey that
7 measures the district's and schools' climate and culture conditions. The
8 survey shall be provided to all stakeholders associated with the school
9 district, including but not limited to:

- 10 1. Students in grades four (4) through twelve (12);
- 11 2. School-based certified and classified staff;
- 12 3. Non-school-based certified and classified staff;
- 13 4. Parents; and
- 14 5. Community members.

15 (b) The results of the survey shall be used by the local board of education, the
16 school district, and schools to:

- 17 1. Improve the district and school climate;
- 18 2. Assist with district and school planning initiatives; and
- 19 3. Strengthen community support and partnership.