

1 AN ACT relating to supplementary education and declaring an emergency.

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

3 ➔Section 1. Due to the COVID-19 pandemic's effect on school operations and  
4 student learning, notwithstanding any passing grades a high school student may receive  
5 during the 2020-2021 school year, any student enrolled in a Kentucky public high school  
6 during the 2020-2021 school year may request to use the 2021-2022 school year as a  
7 supplemental school year to retake or supplement the courses the student has already  
8 taken. A senior high school student enrolled in a Kentucky public high school during the  
9 2020-2021 school year may request the supplemental school year notwithstanding the  
10 student satisfying state and district graduation requirements. A retaken course under this  
11 section shall not count as an additional credit towards graduation unless the student failed  
12 the original course. Retaking a course under this section shall count towards full time  
13 enrollment for the student. A student shall submit the request to the local board of  
14 education by June 15, 2021. A local board of education shall not approve or reject  
15 requests on an individual basis, but shall determine by June 30, 2021, whether the district  
16 shall or shall not accept all requests.

17 ➔Section 2. Any Kentucky nonpublic high school may allow a high school  
18 student enrolled during the 2020-2021 school year to use the 2021-2022 school year as a  
19 supplemental school year to retake or supplement the courses the student has already  
20 taken.

21 ➔Section 3. Notwithstanding any rule or regulation of the Kentucky Board of  
22 Education or the Kentucky High School Athletic Association, and notwithstanding KRS  
23 156.070(2)(f), if a member school provides evidence to the Kentucky High School  
24 Athletic Association documenting a student as utilizing the 2021-2022 school year as a  
25 supplemental school year under Section 1 of this Act at the member school then the  
26 student shall have five consecutive calendar years of eligibility from the date of first entry  
27 into grade 9, and retaking courses pursuant to Section 1 of this Act shall not otherwise

1 disqualify the student from eligibility. However, a student who utilizes a supplemental  
2 school year under Section 1 of this Act who turns 20 years of age prior to August 1 of any  
3 school year shall not be eligible for high school athletics in Kentucky beginning with that  
4 school year. The Kentucky High School Athletic Association may adopt rules, policies,  
5 and bylaws and promulgate administrative regulations necessary to carry out this section.

6       ➔Section 4. Whereas the COVID-19 pandemic's impact on education throughout  
7 the Commonwealth has resulted in a critical need to provide supplemental education to  
8 Kentucky's high school students, an emergency is hereby declared to exist, and this Act  
9 takes effect upon its passage and approval by the Governor or upon its otherwise  
10 becoming a law.