

1 AN ACT relating to school safety.

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

3 ➔Section 1. KRS 158.441 is amended to read as follows:

4 As used in this chapter, unless the context requires otherwise:

- 5 (1) "Intervention services" means any preventive, developmental, corrective,
6 supportive services or treatment provided to a student who is at risk of school
7 failure, is at risk of participation in violent behavior or juvenile crime, or has been
8 expelled from the school district. Services may include, but are not limited to,
9 screening to identify students at risk for emotional disabilities and antisocial
10 behavior; direct instruction in academic, social, problem solving, and conflict
11 resolution skills; alternative educational programs; psychological services;
12 identification and assessment of abilities; counseling services; medical services; day
13 treatment; family services; work and community service programs;
- 14 (2) "Kentucky State Police school resource officer" or "KSPSRO" means a Kentucky
15 State Police officer, CVE R Class, or Trooper R Class, as defined in KRS 16.010,
16 who is employed by a school district as a school resource officer, as defined in this
17 section, through a contract as secondary employment for the officer;
- 18 (3) "School activities" means official school functions held on school property,
19 including student attendance days as defined in KRS 158.070, athletic events, and
20 graduation;
- 21 (4) "School property" means any public, *private, or parochial* school building, public,
22 *private, or parochial* school vehicle, public, *private, or parochial* school campus,
23 grounds, recreational area, or athletic field in the charge of the school district *or*
24 *private or parochial school*;
- 25 (5) "School resource officer" or "SRO" means an officer whose primary job function is
26 to work with youth at a school site as described in KRS 158.4414, who has
27 specialized training to work with youth at a school site pursuant to KRS 158.4414,

1 and who is:

2 (a) 1. A sworn law enforcement officer;

3 2. A special law enforcement officer appointed pursuant to KRS 61.902; or

4 3. A police officer appointed pursuant to KRS 158.471; and

5 (b) Employed:

6 1. Through a contract between a local law enforcement agency and a
7 school district or private or parochial school;

8 2. Through a contract as secondary employment for an officer, as defined
9 in KRS 16.010, between the Department of Kentucky State Police and a
10 school district or private or parochial school; or

11 3. Directly by a local board of education;

12 (6) "School safety" means a program of prevention that protects students and staff of
13 public, private, or parochial schools from substance abuse, violence, bullying,
14 theft, the sale or use of illegal substances, exposure to weapons and threats on
15 school grounds, and injury from severe weather, fire, and natural disasters; and

16 (7) "School security" means procedures followed and measures taken to ensure the
17 security of public, private, or parochial school buildings, classrooms, and other
18 school facilities and properties.

19 ➔Section 2. KRS 158.4414 is amended to read as follows:

20 (1) Local boards of education, school district superintendents, administrators of state-
21 controlled facilities, and local and state law enforcement agencies shall cooperate to
22 assign, by August 1, 2022, one (1) or more certified school resource officers to
23 serve each campus where one (1) or more school buildings are used to deliver
24 instruction to students on a continuous basis.

25 (2) Local boards of education shall ensure, for each campus in the district, that at least
26 one (1) certified school resource officer is assigned to and working on-site full-time
27 in the school building or buildings on the campus. If sufficient funds and qualified

1 personnel are not available for this purpose for every campus, the local board of
2 education shall fulfill the requirements of this subsection on a per campus basis, as
3 approved in writing by the state school security marshal, until a certified school
4 resource officer is assigned to and working on-site full-time on each campus in the
5 district.

6 (3) Local boards of education utilizing a school resource officer employed by a law
7 enforcement agency or the Department of Kentucky State Police shall enter into a
8 memorandum of understanding with the law enforcement agency or the Department
9 of Kentucky State Police that specifically states the purpose of the school resource
10 officer program and clearly defines the roles and expectations of each party
11 involved in the program. The memorandum shall provide that the school resource
12 officer shall not be responsible for school discipline matters that are the
13 responsibility of school administrators or school employees.

14 (4) Local boards of education utilizing a school resource officer employed directly by
15 the local board of education shall adopt policies and procedures that specifically
16 state the purpose of the school resource officer program and clearly define the roles
17 and expectations of school resource officers and other school employees.

18 (5) In accordance with KRS 61.926, 527.020, and 527.070, as applicable, each school
19 resource officer shall be armed with a firearm, notwithstanding any provision of
20 local board policy, local school council policy, or memorandum of agreement.

21 (6) On or before January 1, 2020, the Kentucky Law Enforcement Council, in
22 collaboration with the Center for School Safety, shall promulgate administrative
23 regulations in accordance with KRS Chapter 13A to establish three (3) levels of
24 training for certification of school resource officers first employed as a school
25 resource officer on or after March 11, 2019: School Resource Officer Training I
26 (SRO I), School Resource Officer Training II (SRO II), and School Resource
27 Officer Training III (SRO III). Each level shall consist of forty (40) hours of

- 1 training, with SRO I to be completed within one (1) year of the date of the officer's
2 employment and SRO II and SRO III within the subsequent two (2) years.
- 3 (7) Course curriculum for school resource officers employed on or after March 11,
4 2019, shall include but not be limited to:
- 5 (a) Foundations of school-based law enforcement;
 - 6 (b) Threat assessment and response;
 - 7 (c) Youth drug use and abuse;
 - 8 (d) Social media and cyber security;
 - 9 (e) School resource officers as teachers and mentors;
 - 10 (f) Youth mental health awareness;
 - 11 (g) Diversity and bias awareness training;
 - 12 (h) Trauma-informed action;
 - 13 (i) Understanding students with special needs; and
 - 14 (j) De-escalation strategies.
- 15 (8) Effective January 1, 2020, all school resource officers with active school resource
16 officer certification status shall successfully complete forty (40) hours of annual in-
17 service training that has been certified or recognized by the Kentucky Law
18 Enforcement Council for school resource officers.
- 19 (9) In the event of extenuating circumstances beyond the control of an officer that
20 prevent the officer from completing the in-service training within one (1) year, the
21 commissioner of the Department of Criminal Justice Training or a designee may
22 grant the officer an extension of time, not to exceed one hundred eighty (180) days,
23 in which to complete the training.
- 24 (10) Any school resource officer who fails to successfully complete training
25 requirements within the specified time periods, including any approved time
26 extensions, shall lose his or her school resource officer certification and shall no
27 longer serve in the capacity of a school resource officer in a school.

- 1 (11) When a school resource officer is deficient in required training, the commissioner
2 of the Department of Criminal Justice Training or his or her designee shall notify
3 the council, which shall notify the officer and the officer's employing agency.
- 4 (12) A school resource officer who has lost school resource officer certification due
5 solely to the officer's failure to meet the training requirements of this section may
6 regain certification status as a school resource officer and may resume service in the
7 capacity of a school resource officer in a school setting upon successful completion
8 of the training deficiency.
- 9 (13) No later than November 1 of each year, the local school district superintendent shall
10 report to the Center for School Safety the number and placement of school resource
11 officers in the district. The report shall include the source of funding and method of
12 employment for each position.
- 13 (14) Nothing in this section shall be interpreted or construed to require a local
14 government or any of its agencies or offices to fund the school resource officer
15 positions required of local boards of education under this section. For purposes of
16 this subsection, "local government" has the same meaning as in KRS 65.8840.
- 17 **(15) Nothing in this section shall prevent a private or parochial school from entering**
18 **into a memorandum of understanding with a local law enforcement agency or the**
19 **Department of Kentucky State Police to provide school resource officers**
20 **employed by the local law enforcement agency or the Department of Kentucky**
21 **State Police so long as the requirements of this section are followed by all parties**
22 **to the memorandum of understanding.**