

1 AN ACT relating to home and hospital instruction.

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

3 ➔Section 1. KRS 158.033 is amended to read as follows:

- 4 (1) If in any district there are students not able even with the help of transportation to  
5 be assembled in a school, instruction shall be provided to the student in the student's  
6 home or in a hospital.
- 7 (2) For a student to be eligible for home or hospital instruction, a signed statement of  
8 the diagnosed condition requiring home or hospital instruction shall be provided in  
9 accordance with KRS 159.030(2).
- 10 (3) ***For a student admitted to an inpatient facility, the student may receive home or***  
11 ***hospital instruction effective on the day of admittance. Nothing in this subsection***  
12 ***shall exempt a board of education from the documentation requirements of KRS***  
13 ***159.030(2)(a).***
- 14 **(4)** For the purposes of KRS 157.360, a student instructed under this section who  
15 receives a minimum of two (2) instructional sessions a week with a minimum of  
16 one (1) hour of instruction per session by a certified teacher provided by the board  
17 of education shall equal the student attending five (5) days in school.
- 18 ~~**(5)**~~~~**(4)**~~ For students with disabilities, the admissions and release committee shall be  
19 responsible for placement decisions regarding home or hospital instruction in  
20 accordance with the Individuals with Disabilities Education Act, 20 U.S.C.  
21 ~~**sec.**~~~~**secs.**~~ 1400 et. seq. The home or hospital instruction shall be provided pursuant  
22 to the individual education program as determined by the admissions and release  
23 committee. For the purposes of KRS 157.360, students receiving home or hospital  
24 instruction under this subsection may be counted in attendance in accordance with  
25 subsection ~~**(4)**~~~~**(3)**~~ of this section.
- 26 ~~**(6)**~~~~**(5)**~~ The Kentucky Board of Education shall promulgate administrative regulations  
27 to establish the components of home or hospital instruction.

- 1 ~~(Z)(6)~~ An instructional session may be delivered in person, electronically, or through
- 2 other means established in regulation.