

**161.044 Requirements for teachers' aides -- Legal status -- Preference to certified applicants -- Training.**

- (1) The Kentucky Board of Education shall promulgate administrative regulations governing the qualifications of teachers' aides in the common schools. All teachers' aides working in kindergarten or with entry level students in primary classes and all instructional teachers' aides initially employed after July 1, 1986, except those with current teacher certification, shall have a high school diploma or a High School Equivalency Diploma.
- (2) "Noninstructional teacher's aide" means an adult who works under the direct supervision of the teaching staff in performing noninstructional functions such as clerical duties, lunch room duties, leading pupils in recreational activities, aiding the school librarian, preparing and organizing instructional material and equipment and monitoring children during a noninstructional period. Noninstructional teachers' aides employed on a full-time basis shall possess skills necessary to perform their duties and shall meet the requirements established in KRS 161.011 and 160.380(6).
- (3) Within the administrative regulations established by the Kentucky Board of Education, a local district may employ teachers' aides in supplementary instructional and noninstructional activities with pupils. While engaged in an assignment as authorized under the administrative regulations, and as directed by the professional administrative and teaching staff, these personnel shall have the same legal status and protection as a certified teacher in the performance of the same or similar duties.
- (4) Local districts shall give preference to applicants for the position of teacher's aide who have regular or emergency teacher certification.
- (5) Local districts shall provide training of the instructional teacher's aide with the certified employee to whom he is assigned.

**Effective:** June 29, 2017

**History:** Amended 2017 Ky. Acts ch. 63, sec. 19, effective June 29, 2017. -- Amended 2012 Ky. Acts ch. 61, sec. 4, effective July 12, 2012. -- Amended 2000 Ky. Acts ch. 336, sec. 2, effective July 14, 2000. -- Amended 1996 Ky. Acts ch. 362, sec. 6, effective July 15, 1996. -- Amended 1994 Ky. Acts ch. 417, sec. 2, effective July 15, 1994. -- Amended 1990 Ky. Acts ch. 476, Pt. II, sec. 68, effective July 13, 1990. -- Amended 1988 Ky. Acts ch. 38, sec. 2, effective July 15, 1988. -- Amended 1985 (1st Extra. Sess.) Ky. Acts ch. 10, sec. 19, effective October 18, 1985. -- Amended 1978 Ky. Acts ch. 155, sec. 82, effective June 17, 1978. -- Created 1972 Ky. Acts ch. 178, sec. 3.