

PROPOSED AMENDMENT

HB 1285 # 5

DIGEST

Various education matters. Provides that a school corporation may not remove a student's property without providing the student's parent with the opportunity to collect the student's property if the student has transferred, dropped out, or otherwise withdrawn from enrollment in the school corporation for any reason. Requires a school corporation to ensure at least one employee in each school building that is used for classroom instruction: (1) has obtained nonviolent crisis intervention training; and (2) is present in the school building during the school year while school is in session. Establishes requirements regarding the employee. Provides that the special education transparency requirements in the bill are subject to available funding. Amends the special education transparency requirements. Removes provisions in the bill regarding: (1) the special education classroom grant program; and (2) behavior interventionist requirements.

- 1 Page 1, delete lines 1 through 17, begin a new paragraph and insert:
- 2 "SECTION 1. IC 20-19-3-36 IS ADDED TO THE INDIANA CODE
- 3 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE
- 4 UPON PASSAGE]: **Sec. 36. The department shall:**
- 5 **(1) review nonviolent crisis intervention training programs;**
- 6 **and**
- 7 **(2) make recommendations to school corporations;**
- 8 **regarding the training required for an employee of a school**
- 9 **corporation under IC 20-26-5-46."**
- 10 Page 2, delete lines 1 through 26.
- 11 Page 2, between lines 32 and 33, begin a new paragraph and insert:
- 12 "SECTION 3. IC 20-26-5-46 IS ADDED TO THE INDIANA CODE
- 13 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE
- 14 UPON PASSAGE]: **Sec. 46. (a) Not later than January 1, 2026, each**
- 15 **school corporation shall ensure at least one (1) employee in each**
- 16 **school building that is used for classroom instruction:**
- 17 **(1) has obtained nonviolent crisis intervention training; and**
- 18 **(2) is present in the school building during the school year**
- 19 **while school is in session.**
- 20 **(b) An employee described in subsection (a) shall be available:**
- 21 **(1) for de-escalation and to respond to instances where**
- 22 **de-escalation is needed; and**

(2) to respond to any use of:

(A) a chemical restraint (as defined in IC 20-20-40-2);

(B) a mechanical restraint (as defined in IC 20-20-40-4);

(C) physical restraint (as defined in IC 20-20-40-5);

(D) seclusion (as defined in IC 20-20-40-9); or

(E) time-out (as defined in IC 20-20-40-10)."

Page 2, delete lines 40 through 42, begin a new paragraph and insert:

"(b) If a student enrolled in a school corporation has:

(1) died; or

(2) transferred, dropped out, or otherwise withdrawn from enrollment in the school corporation for any reason;

the school corporation may not remove the student's property without providing the student's parent with the opportunity to collect the student's property."

Page 3, delete line 1.

Page 3, delete lines 7 through 33.

Page 4, line 10, after "2026," insert **"and subject to available funding,"**.

Page 4, line 13, delete "classroom where a majority of the" and insert **"classroom;"**.

Page 4, delete line 14.

Page 4, delete lines 21 through 23, begin a new line block indented and insert:

"(1) be active and recording whenever a student is present in the designated room or area described in subsection (a); and".

Page 5, delete lines 25 through 36, begin a new paragraph and insert:

"Sec. 4. (a) After January 1, 2026, a teacher or other school staff of a school corporation:

(1) whose primary responsibility is to provide instruction or assistance to students; and

(2) who works in a designated room or area of a school that is required to have electronic recording equipment under section 2 of this chapter;

may request to review any electronic recording of the room or area in which the teacher or other school staff works.

(b) Upon receipt of a request by a teacher or other school staff under subsection (a), a school corporation must do the following:

(1) Immediately preserve any electronic recording that exists.

- 1 **(2) Not later than five (5) business days after the date the**
- 2 **school corporation receives the request, make the recording**
- 3 **available to the teacher or school staff."**

- 4 Renumber all SECTIONS consecutively.
(Reference is to HB 1285 as introduced.)