



COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Education and Career Development, to which was referred House Bill No. 1514, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 20-19-9-2, AS ADDED BY P.L.211-2019,
4 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 UPON PASSAGE]: Sec. 2. **(a)** The state board may adopt rules under
6 IC 4-22-2 to establish requirements regarding virtual education
7 programs, including the following:
8 (1) Minimum requirements for the mandatory annual onboarding
9 process and orientation required under section 3 of this chapter.
10 (2) Requirements relating to tracking and monitoring student
11 participation and attendance.
12 (3) Ongoing student engagement and counseling policy
13 requirements.
14 (4) Employee policy requirements, including professional
15 development requirements.
16 **(b) The state board may adopt rules under IC 4-22-2 to establish**
17 **requirements that a vendor described in section 7(a) of this chapter**
18 **must meet to receive approval by the department under section 7**
19 **of this chapter.**

1 SECTION 2. IC 20-19-9-7 IS ADDED TO THE INDIANA CODE
 2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
 3 UPON PASSAGE]: **Sec. 7. (a) A school corporation may not enter
 4 into or renew a contract with an outside vendor to operate or
 5 manage a dedicated virtual education school of the school
 6 corporation unless the vendor is approved by the department.**

7 **(b) The department may approve a vendor described in
 8 subsection (a) if the vendor applies for approval on a form and in
 9 a manner established by the department."**

10 Page 12, between lines 25 and 26, begin a new paragraph and insert:

11 "SECTION 17. IC 20-26-5-40.6 IS ADDED TO THE INDIANA
 12 CODE AS A NEW SECTION TO READ AS FOLLOWS
 13 [EFFECTIVE UPON PASSAGE]: **Sec. 40.6. (a) This section does not
 14 apply to a virtual charter school (as defined in IC 20-24-1-10).**

15 **(b) As used in this section, "virtual instruction" means
 16 instruction that is provided in an interactive learning environment
 17 created through technology in which the student is separated from
 18 a teacher by time or space, or both.**

19 **(c) Not later than August 1, 2021, and not later than August 1,
 20 2022, each governing body of a school corporation and the
 21 equivalent for each charter school shall submit to the department
 22 a report that includes the following information for each semester
 23 of the immediately preceding school year:**

24 **(1) The following regarding virtual instruction:**

25 **(A) Whether the school corporation or charter school
 26 provided virtual instruction to students of the school
 27 corporation or charter school.**

28 **(B) If a school corporation or charter school provided
 29 virtual instruction under clause (A), the following
 30 information:**

31 **(i) The grade levels for which virtual instruction was
 32 provided.**

33 **(ii) The total number and percentage of students who
 34 received full-time virtual instruction and the number
 35 and percentage of students who received hybrid
 36 instruction in which instructional time included virtual
 37 instruction part of the time and in person instruction
 38 part of the time.**

- 1 **(iii) The numbers and percentages described in item (ii),**
- 2 **disaggregated by grade level.**
- 3 **(iv) The number of days that the school corporation or**
- 4 **charter school provided only full-time virtual instruction**
- 5 **to students, disaggregated by grade level.**
- 6 **(v) The number of days that the school corporation or**
- 7 **charter school provided only hybrid instruction to**
- 8 **students, disaggregated by grade level.**
- 9 **(vi) Whether virtual instruction was provided through**
- 10 **synchronous learning or asynchronous learning.**
- 11 **(vii) The status of student home Internet access.**
- 12 **(viii) Student access to electronic devices, including**
- 13 **device to student ratio.**
- 14 **(2) If a school corporation or charter school provided virtual**
- 15 **instruction as described in subdivision (1)(A), the following**
- 16 **information:**
- 17 **(A) The total amount by which the school corporation or**
- 18 **charter school reduced or increased expenditures in each**
- 19 **of the following categories as a result of providing virtual**
- 20 **instruction:**
- 21 **(i) Utilities.**
- 22 **(ii) Transportation.**
- 23 **(iii) Food service.**
- 24 **(iv) Salary and fringe benefits for personnel, including**
- 25 **hiring or dismissal of school employees.**
- 26 **(v) Termination of any contracts.**
- 27 **(vi) Technology support.**
- 28 **(vii) Curriculum and other instructional materials.**
- 29 **(viii) Professional development, training, and teacher**
- 30 **support.**
- 31 **(ix) Student support services.**
- 32 **(B) The total amount by which the school corporation or**
- 33 **charter school reduced or increased expenditures each**
- 34 **semester.**
- 35 **(3) Whether the governing body of the school corporation or**
- 36 **the equivalent for a charter school elected to provide virtual**
- 37 **instruction to students or was required by another state or**
- 38 **local agency or entity to provide virtual instruction to**

- 1 students.
- 2 (4) Any data requested by the department to conduct the
- 3 learning loss study described in subsection (d).
- 4 (5) Any other information required by the department.
- 5 (d) Subject to subsection (f), the department shall, in
- 6 collaboration with the state board, conduct a learning loss study
- 7 regarding students in kindergarten through grade 10 for the
- 8 2020-2021 school year and the 2021-2022 school year. The study
- 9 shall include the following:
- 10 (1) Which specific domains have significant learning loss for
- 11 students in kindergarten through grade 10.
- 12 (2) What differences exist in:
- 13 (A) domain performance;
- 14 (B) domain growth; or
- 15 (C) both domain performance and domain growth;
- 16 for specific subgroups, including students with disabilities and
- 17 English language learners.
- 18 (3) What learning gaps are present in foundational skills,
- 19 specifically literacy and numeracy for early grade levels.
- 20 (4) What are the overall student learning loss or gaps in
- 21 education in Indiana due to the disruption in student
- 22 education caused by the coronavirus disease (COVID-19).
- 23 (5) Any conclusions or recommendations to address student
- 24 learning loss or gaps in education, including recommendations
- 25 regarding remediation.
- 26 (e) The department shall do the following:
- 27 (1) Prepare a report regarding the 2020-2021 school year and
- 28 a report regarding the 2021-2022 school year that includes:
- 29 (A) the information submitted to the department under
- 30 subsection (c); and
- 31 (B) information regarding the study described in
- 32 subsection (d), including any conclusions and
- 33 recommendations as described in subsection (d)(5).
- 34 (2) Not later than December 1, 2021, submit the report
- 35 regarding the 2020-2021 school year and not later than
- 36 December 1, 2022, submit the report regarding the 2021-2022
- 37 school year to the:
- 38 (A) governor;

- 1 **(B) state board; and**
- 2 **(C) legislative council in an electronic format under**
- 3 **IC 5-14-6.**
- 4 **(f) The department:**
 - 5 **(1) shall conduct research for the study described in**
 - 6 **subsection (d) after a review of the research methodology by**
 - 7 **the Indiana technical advisory committee;**
 - 8 **(2) may include the use of summative and formative data sets**
 - 9 **in conducting the study under subsection (d); and**
 - 10 **(3) may use a third party vendor in conducting the study**
 - 11 **under subsection (d).**
- 12 **(g) This section expires January 1, 2023."**

13 Page 14, delete lines 33 through 42, begin a new paragraph and
 14 insert:

15 "SECTION 25. IC 20-31-8-5.5 IS ADDED TO THE INDIANA
 16 CODE AS A NEW SECTION TO READ AS FOLLOWS
 17 [EFFECTIVE UPON PASSAGE]: **Sec. 5.5. (a) Not later than July 1,**
 18 **2024, the state board shall do the following:**

- 19 **(1) Establish a compilation of longitudinal data indicating**
- 20 **school performance success in various selected and**
- 21 **enumerated program areas.**
- 22 **(2) Present the data described in subdivision (1) for each**
- 23 **school in a manner that:**
 - 24 **(A) can be conveniently and easily accessed from a single**
 - 25 **web page on the state board's Internet web site; and**
 - 26 **(B) is commonly known as an Internet dashboard.**

- 27 **(b) The dashboard must include the following:**
 - 28 **(1) Indicators of student performance in elementary school,**
 - 29 **including schools for grades 6 through 8, and high school.**
 - 30 **(2) The school's graduation rate, as applicable.**
 - 31 **(3) The percentage of high school graduates who earned**
 - 32 **college credit before graduating, as applicable.**
 - 33 **(4) The pass rate of the statewide assessment program tests**
 - 34 **(as defined in IC 20-32-2-2.3), as applicable.**
 - 35 **(5) The growth data of the statewide assessment program tests**
 - 36 **(as defined in IC 20-32-2-2.3), as applicable.**
 - 37 **(6) The attendance rate.**
 - 38 **(7) State, national, and international comparisons for the**

1 indicators, if applicable.

2 (c) The dashboard may include any other data indicating school
3 performance success that the state board determines is relevant.

4 (d) Each school shall post on a web page maintained on the
5 school's Internet web site the exact same data and in a similar
6 format as the data presented for the school on the state board's
7 Internet web site. However, the school may include custom
8 indicators on the web page described in this subsection."

9 Page 15, delete lines 1 through 3.

10 Page 21, between lines 3 and 4, begin a new paragraph and insert:

11 "SECTION 35. IC 20-32-5.1-17, AS AMENDED BY P.L. 155-2020,
12 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
13 UPON PASSAGE]: Sec. 17. (a) The state board shall approve two (2)
14 or more benchmark, formative, interim, or similar assessments to
15 identify students that require remediation and provide individualized
16 instruction in which a school corporation, charter school, state
17 accredited nonpublic school, or eligible school (as defined in
18 IC 20-51-1-4.7) may receive a grant under subsection ~~(e)~~: (g).

19 (b) For a benchmark, formative, interim, or similar assessment
20 described in subsection (a) that is administered to students in
21 kindergarten through grade 2, the assessment must meet one (1) or
22 more of the following:

23 (1) The assessment shows alignment, verified by a third party,
24 to Indiana's academic standards.

25 (2) The assessment is a universal screener focusing on literacy
26 that:

27 (A) meets the screening requirements listed in
28 IC 20-35.5-2-2;

29 (B) shows alignment, verified by a third party, to Indiana's
30 academic standards for English/language arts domains,
31 specifically:

32 (i) reading foundations;

33 (ii) reading vocabulary;

34 (iii) reading nonfiction; and

35 (iv) reading literature; and

36 (C) received a convincing or partially convincing rating for
37 accuracy, reliability, and validity by the National Center
38 on Intensive Intervention.

- 1 **(3) The assessment focuses on numeracy and shows alignment,**
 2 **verified by a third party, to Indiana's academic standards for**
 3 **mathematical domains, specifically:**
- 4 **(A) number sense;**
 5 **(B) computation and algebraic thinking; and**
 6 **(C) measurement.**
- 7 **(c) For a benchmark, formative, interim, or similar assessment**
 8 **described in subsection (a) that is administered to students in**
 9 **grades 3 through 7, the ~~benchmark, formative, interim, or similar~~ assessment** must show alignment, verified by a third
 10 **party, to Indiana's academic standards.**
- 11 **(d) For a benchmark, formative, interim, or similar assessment**
 12 **described in subsection (a) that is administered to students in**
 13 **grades 8 through 10, the assessment must show alignment, verified**
 14 **by a third party, to:**
- 15 **(1) Indiana's academic standards; or**
 16 **(2) the nationally recognized college entrance exam required**
 17 **to be administered under section 7 of this chapter.**
- 18 **(e) The majority of the benchmark, formative, interim, or similar**
 19 **assessment reporting must indicate the degree to which students are on**
 20 **track for grade level proficiency and college and career readiness.**
 21 **Approved assessments must also provide predictive study results for**
 22 **student performance on the statewide assessment under section 7 of**
 23 **this chapter, not later than two (2) years after the summative**
 24 **assessment has been first administered.**
- 25 **(f) A school corporation, charter school, state accredited**
 26 **nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) may**
 27 **elect to administer a benchmark, formative, interim, or similar**
 28 **assessment described in subsection (a). If a school corporation, charter**
 29 **school, state accredited nonpublic school, or eligible school (as defined**
 30 **in IC 20-51-1-4.7) administers an assessment described in subsection**
 31 **(a), the school corporation, charter school, state accredited nonpublic**
 32 **school, or eligible school (as defined in IC 20-51-1-4.7) may prescribe**
 33 **the time and the manner in which the assessment is administered.**
- 34 **(g) If a school corporation, charter school, state accredited**
 35 **nonpublic school, or eligible school (as defined in IC 20-51-1-4.7)**
 36 **elects to administer a benchmark, formative, interim, or similar**
 37 **assessment described in subsection (a), the school corporation, charter**
 38 **assessment described in subsection (a), the school corporation, charter**

1 school, state accredited nonpublic school, or eligible school (as defined
 2 in IC 20-51-1-4.7) is entitled to receive a grant or reimbursement from
 3 the department in an amount not to exceed the cost of the assessment.
 4 The department shall provide grants and reimbursements to a school
 5 corporation, charter school, state accredited nonpublic school, or
 6 eligible school (as defined in IC 20-51-1-4.7) under this section from
 7 money appropriated to the department for the purpose of carrying out
 8 this section.

9 ~~(d)~~ **(h)** The state board and the department may not contract with,
 10 approve, or endorse the use of a single vendor to provide benchmark,
 11 formative, interim, or similar assessments for any grade level or levels
 12 of kindergarten through grade 7.

13 **(i) Before the state board may approve a benchmark, formative,
 14 interim, or similar assessment described in subsection (a), the
 15 assessment vendor must enter into a data share agreement with the
 16 department in the manner prescribed by the department."**

17 Page 24, line 5, after "were" insert "**not**".

18 Page 24, between lines 6 and 7, begin a new paragraph and insert:

19 "SECTION 39. [EFFECTIVE UPON PASSAGE] **(a) The
 20 legislative council is urged to assign to an appropriate study
 21 committee for the 2022 interim and the 2023 interim the task of
 22 studying the information in the reports submitted by the
 23 department of education under IC 20-26-5-40.6(e), as added by this
 24 act.**

25 **(b) This SECTION expires January 1, 2023."**

26 Renumber all SECTIONS consecutively.

(Reference is to HB 1514 as printed February 4, 2021.)

and when so amended that said bill do pass.

Committee Vote: Yeas 13, Nays 0.

Raatz

Chairperson