

Second Regular Session of the 123rd General Assembly (2024)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2023 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1001

AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 20-30-5-24, AS ADDED BY P.L.202-2023, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 24. (a) Beginning July 1, 2024, each school corporation, charter school, and state accredited nonpublic school shall include in its curriculum instruction for all students concerning career awareness.

(b) Not later than December 31, 2023, the state board, in cooperation with the commission for higher education, must create career planning and coaching standards for the course described in subsection (a). The state board, in cooperation with the commission for higher education, shall create criteria for a career awareness course that includes instruction on:

- (1) career awareness regarding a broad range of occupations with an emphasis on high wage, high demand industry sectors;
- (2) career pathways concerning current and emerging sectors including relevant education and training;
- (3) career scholarship accounts and the availability of state financial aid and funding; and
- (4) individualized career planning for each student.

(c) The department, in cooperation with the commission for higher education, shall develop a series of on-demand, online learning modules that may be integrated into the course described in subsection

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(a). The modules must include content on:

- (1) Indiana's priority job sectors and their career pathways, funding options, and career planning; and
- (2) the availability of career navigation resources from intermediaries and in-school sources.

(d) Beginning in 2030, for each school described in subsection (a), instruction on career awareness must be ~~taught in~~ **completed by the end of** grade 9.

SECTION 2. IC 20-51.4-2-3.8, AS ADDED BY P.L.202-2023, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3.8. "CSA qualified expenses" means expenses to enroll in and attend sequences, courses, apprenticeships, or programs of study designated and approved under IC 20-51.4-4.5-6, including **the following:**

- (1) Career coaching and navigation services.
- (2) Postsecondary education and training.
- (3) **Subject to IC 20-51.4-4.5-6.5, transportation, ~~and~~ equipment, and costs related to obtaining a driver's license.**
- (4) Certification and credentialing examinations. ~~and~~
- (5) Any other expenses approved by the treasurer of the state under IC 20-51.4-4.5.

SECTION 3. IC 20-51.4-2-4, AS ADDED BY P.L.165-2021, SECTION 180, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 4. "Eligible student" refers to an individual who:

- (1) has legal settlement in Indiana;
- (2) is at least five (5) years of age and less than twenty-two (22) years of age on the date in the school year specified in IC 20-33-2-7;
- (3) is a student:
 - (A) with a disability at the time the account is established who requires special education and for whom:
 - ~~(A)~~ (i) an individualized education program;
 - ~~(B)~~ (ii) a service plan developed under 511 IAC 7-34; or
 - ~~(C)~~ (iii) a choice special education plan developed under 511 IAC 7-49;
 - has been developed; ~~and~~ **or**
 - (B) **who is a sibling of a student described in clause (A) who has had an ESA account established in the student's name under IC 20-51.4-4-1; and**
- (4) meets the annual income qualification requirement for a choice scholarship student under IC 20-51-1.



SECTION 4. IC 20-51.4-2-9, AS AMENDED BY P.L.202-2023, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 9. (a) "ESA qualified expenses" refers to the following expenses provided by an ESA participating entity related to the education of an eligible student for which scholarship money in an ESA account may be used:

- (1) Tuition and fees, **which includes curricular materials**, at a qualified school, public school, or other ESA participating entity.
- (2) Fees for:
 - (A) national norm referenced or criterion referenced examinations;
 - (B) advanced placement examinations, Cambridge International courses, International Baccalaureate courses, or College-Level Examination Program (CLEP) examinations; or
 - (C) statewide assessments associated with industry recognized credentials.
- (3) Educational services for an eligible student who is a student with a disability.
- (4) Payments associated with the use of paraprofessional or educational aides.
- (5) Services contracted for and provided by a school corporation, charter school, magnet school, or qualified school, including:
 - (A) individual classes;
 - (B) extracurricular activities or programs; or
 - (C) additional programs, resources, or staffing defined in the student's education plan.
- (6) Occupational therapy for a student with a disability, provided in accordance with the eligible student's individualized education program developed under IC 20-35 or service plan developed under 511 IAC 7-34.
- (7) Subject to IC 20-51.4-4-7, fees for transportation paid to a fee-for-service transportation provider for the eligible student to travel to and from an approved special education service provider.
- (8) Tuition and fees to attend training programs and camps that have a focus on:
 - (A) vocational skills;
 - (B) academic skills;
 - (C) life skills;
 - (D) independence; or
 - (E) soft job skills that are character traits and interpersonal skills that characterize a person's relationships with other people.



(9) Additional services and therapies prescribed by the eligible student's treating physician in accordance with generally accepted standards of care to improve outcomes for the student in addition to any services currently being provided by the school, insurance, or the Medicaid program.

(10) Fees for the management of the ESA account, as described in IC 20-51.4-3-2(d).

(11) Expenses to enroll in and attend sequences, courses, apprenticeships, and programs of study designated and approved under IC 20-51.4-4.5-6 if the eligible student has enrolled in the CSA program.

(b) This subsection does not apply to subsection (a)(3), (a)(6), (a)(7), or (a)(8). The term includes only services that are provided in person. The term does not include any virtual or distance learning services.

SECTION 5. IC 20-51.4-4-1, AS AMENDED BY P.L.201-2023, SECTION 220, AND AS AMENDED BY P.L.202-2023, SECTION 49, AND AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2024 GENERAL ASSEMBLY, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]:
 Sec. 1. (a) After June 30, 2022, a parent of an eligible student or an emancipated eligible student may establish an Indiana education scholarship account for the eligible student by entering into a written agreement with the treasurer of state on a form prepared by the treasurer of state. The treasurer of state shall establish a date by which an application to establish an *ESA* account for the upcoming school year must be submitted. However, for a school year beginning after July 1, 2022, applications must be submitted for an eligible student not later than September 1 for the immediately following school year. The *ESA* account of an eligible student shall be made in the name of the eligible student. The treasurer of state shall make the agreement available on the *Internet web site website* of the treasurer of state. To be eligible, a parent of an eligible student or an emancipated eligible student wishing to participate in the *ESA* program must agree that:

(1) **subject to subsection (i)**, a grant deposited in the eligible student's *ESA* account under section 2 of this chapter and any interest that may accrue in the *ESA* account will be used only for the eligible student's *ESA* qualified expenses;

(2) *if the eligible student participates in the CSA program, a grant deposited in the eligible student's ESA account under IC 20-51.4-4.5-3 and any interest that may accrue in the ESA account will be used only for the eligible student's ESA qualified*



expenses;

~~(2)~~ (3) money in the *ESA* account when the *ESA* account is terminated reverts to the state general fund;

~~(3)~~ (4) the parent of the eligible student or the emancipated eligible student will use part of the money in the *ESA* account:

(A) for the eligible student's study in the subject of reading, grammar, mathematics, social studies, or science; or

(B) for use in accordance with the eligible student's:

(i) individualized education program;

(ii) service plan developed under 511 IAC 7-34;

(iii) choice special education plan developed under 511 IAC 7-49; or

(iv) plan developed under Section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. 794;

~~(4)~~ (5) the eligible student will not be enrolled in a school that receives tuition support under IC 20-43; and

~~(5)~~ (6) the eligible student will take the statewide assessment, as applicable based on the eligible student's grade level, as provided under IC 20-32-5.1, or the assessment specified in the eligible student's:

(A) individualized education program developed under IC 20-35;

(B) service plan developed under 511 IAC 7-34;

(C) choice special education plan developed under 511 IAC 7-49; or

(D) plan developed under Section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. 794.

(b) A parent of an eligible student may enter into a separate agreement under subsection (a) for each child of the parent. However, not more than one (1) *ESA* account may be established for each eligible student.

(c) The *ESA* account must be established under subsection (a) by a parent of an eligible student or an emancipated eligible student for a school year on or before a date established by the treasurer of state, which must be at least thirty (30) days before the *fall ADM count date established by the state board fall count day of ADM established* under IC 20-43-4-3. A parent of an eligible student or an emancipated eligible student may not enter into an agreement under this section or maintain an *ESA* account under this chapter if the eligible student receives a choice scholarship under IC 20-51-4 for the same school year. An eligible student may not receive a grant under section 2 of this chapter if the eligible student is currently included in a school corporation's



ADM count under IC 20-43-4.

(d) Except as provided in subsections (e) and (f), an agreement made under this section is valid for one (1) school year while the eligible student is in kindergarten through grade 12 and may be renewed annually. Upon graduation, or receipt of a certificate of completion under the eligible student's individualized education program, the eligible student's *ESA* account is terminated.

(e) An agreement entered into under this section terminates automatically for an eligible student if:

- (1) the eligible student no longer resides in Indiana while the eligible student is eligible to receive grants under section 2 of this chapter; or
- (2) the *ESA* account is not renewed within three hundred ninety-five (395) days after the date the *ESA* account was either established or last renewed.

If an *ESA* account is terminated under this section, money in the eligible student's *ESA* account, including any interest accrued, reverts to the state general fund.

(f) An agreement made under this section for an eligible student while the eligible student is in kindergarten through grade 12 may be terminated before the end of the school year if the parent of the eligible student or the emancipated eligible student notifies the treasurer of state in a manner specified by the treasurer of state.

(g) A distribution made to an *ESA* account under section 2 of this chapter is considered tax exempt as long as the distribution is used for *an ESA* qualified expense. The amount is subtracted from the definition of adjusted federal gross income under IC 6-3-1-3.5 to the extent the distribution used for the *ESA* qualified expense is included in the taxpayer's adjusted federal gross income under the Internal Revenue Code.

(h) The department shall establish a student test number as described in IC 20-19-3-9.4 for each eligible student. The treasurer of state shall provide the department information necessary for the department to comply with this subsection.

(i) A student described in IC 20-51.4-2-4(3)(B) may not use the money deposited into the eligible student's *ESA* account for *ESA* qualified expenses described in IC 20-51.4-2-9(a)(3), IC 20-51.4-2-9(a)(6), IC 20-51.4-2-9(a)(7), or IC 20-51.4-2-9(a)(9).

SECTION 6. IC 20-51.4-4.5-1, AS ADDED BY P.L.202-2023, SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. (a) After June 30, 2023, a parent of a career scholarship student or an emancipated career scholarship student may



establish a career scholarship account for the career scholarship student by entering into a written agreement with the treasurer of state on a form prepared by the treasurer of state. An application to establish a CSA account, or an application to participate in the CSA program with an ESA account, must be submitted not later than October 1 for the school year. Subject to subsection (f), the CSA account of a career scholarship student must be made in the name of the career scholarship student. The treasurer of state shall make the agreement available on the website of the treasurer of state.

(b) To be eligible to participate in the CSA program, a parent of a career scholarship student or an emancipated career scholarship student must agree that:

- (1) a grant deposited in the career scholarship student's CSA account under section 3 of this chapter and any interest that may accrue in the CSA account will be used only for the CSA qualified expenses;
- (2) money in the CSA account when the CSA account is terminated reverts to the state general fund; and
- (3) the parent of the career scholarship student or the emancipated career scholarship student will use the money in the CSA account for the career scholarship student to attend one (1) or more of the sequences, courses, apprenticeships, or programs of study designated and approved under section 6(a) of this chapter.

(c) A parent of a career scholarship student may enter into a separate agreement under subsection (a) for each child of the parent. However, not more than one (1) CSA account may be established for each career scholarship student.

(d) Except as provided under subsection (f), a CSA account must be established under subsection (a) by a parent of a career scholarship student or an emancipated career scholarship student for a school year not later than ~~seven (7)~~ **thirty (30)** days after the date that the treasurer of state approves an application submitted under subsection (a).

(e) Except as provided in section 2 of this chapter, an agreement made under this section is valid for one (1) school year while the career scholarship student is in grades 10 through 12 and may be renewed annually. Upon graduation, or receipt of:

- (1) a certificate of completion under the career scholarship student's individualized education program; or
- (2) an Indiana high school equivalency diploma under IC 22-4.1-18;

the career scholarship student's CSA account is terminated.

(f) If:



- (1) a parent of a career scholarship student or an emancipated career scholarship student enters into a written agreement with the treasurer of state on a form under subsection (a); and
- (2) the career scholarship student participates in the ESA program under this article;

the parent or emancipated career scholarship student must participate in the CSA program using the student's ESA account instead of establishing a CSA account. However, if the student ceases to participate in the ESA program, the parent of the student or the emancipated student must establish a CSA account to participate in the CSA program.

SECTION 7. IC 20-51.4-4.5-6.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 6.5. (a) A parent of a career scholarship student or an emancipated career scholarship student may use a CSA annual grant amount received under this chapter for costs related to obtaining a driver's license if the following conditions are met:**

- (1) The amount used for the costs does not exceed one thousand dollars (\$1,000).
- (2) The parent or emancipated CSA student demonstrates proof of hardship, as determined by the department.
- (3) A driver's license is a prerequisite for being able to perform the regular functions of the sequence, course, apprenticeship, or program of study, as determined by the department.
- (4) Any other criteria that the department considers relevant are satisfied.

(b) A parent of a career scholarship student or an emancipated career scholarship student may use a CSA annual grant amount received under this chapter for costs related to transportation if the following conditions are met:

- (1) The amount used for the costs from the CSA annual grant amount does not exceed the following:
 - (A) A matching amount paid by a CSA participating entity for the transportation costs of the career scholarship student.
 - (B) A total amount of six hundred twenty-five dollars (\$625).
- (2) The parent or emancipated CSA student demonstrates proof of hardship, as determined by the department.
- (3) Any other criteria that the department considers relevant



are satisfied.

(c) A CSA annual grant amount received under this chapter may not be used for the purchase or lease of a motor vehicle (as defined in IC 4-4-32.2-6).

SECTION 8. IC 20-51.4-5-2, AS AMENDED BY P.L.202-2023, SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. (a) The following individuals or entities may become an ESA participating entity by submitting an application to the treasurer of state in a manner prescribed by the treasurer of state:

- (1) A qualified school.
- (2) An individual who or tutoring agency that provides private tutoring.
- (3) An individual who or entity that provides services to a student with a disability in accordance with an individualized education program developed under IC 20-35 or a service plan developed under 511 IAC 7-34 or generally accepted standards of care prescribed by the eligible student's treating physician.
- (4) An individual who or entity that offers a course or program to an eligible student.
- (5) A licensed occupational therapist.
- (6) Entities that provide assessments.

(b) The treasurer of state shall approve an application submitted under subsection (a) if the individual or entity meets the criteria to serve as an ESA participating entity.

(c) If it is reasonably expected by the treasurer of state that an ESA participating entity will receive, from payments made under the ESA program, more than ~~fifty~~ **one hundred** thousand dollars (~~\$50,000~~) (**\$100,000**) during a particular school year, the ESA participating entity shall, on or before a date prescribed by the treasurer of state provide the treasurer of state evidence, in a manner prescribed by the treasurer of state, indicating that the ESA participating entity has unencumbered assets sufficient to pay the treasurer of state an amount equal to the amount expected to be paid to the ESA participating entity under the ESA program during the particular school year.

(d) Each ESA participating entity that accepts payments made from an ESA account under this article shall provide a receipt to the parent of an eligible student or to the emancipated eligible student for each payment made.

SECTION 9. IC 20-51.4-5.5-4, AS ADDED BY P.L.202-2023, SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 4. (a) If it is reasonably expected by the commission for higher education that a CSA participating entity will



receive, from payments made under the CSA program, more than ~~fifty one hundred~~ thousand dollars (~~\$50,000~~) **(\$100,000)** during a particular school year, the CSA participating entity shall, on or before a date prescribed by the treasurer of state, provide the treasurer of state evidence, in a manner prescribed by the treasurer of state, indicating that the CSA participating entity has unencumbered assets sufficient to pay the treasurer of state an amount equal to the amount expected to be paid to the CSA participating entity under the CSA program during the particular school year.

(b) Each CSA participating entity that accepts payments made from a CSA account under this article shall provide a receipt to the parent of a career scholarship student or to the emancipated career scholarship student for each payment made.

SECTION 10. IC 21-14-15 IS ADDED TO THE INDIANA CODE AS A **NEW CHAPTER TO READ AS FOLLOWS** [EFFECTIVE JULY 1, 2024]:

Chapter 15. Reporting to the Commission for Higher Education and Analysis

Sec. 1. Each state educational institution shall annually report to the commission in a manner and form prescribed by the commission, the following information:

- (1) A list of all the degrees offered by the state educational institution and the following:**
 - (A) The number of students (including fractional effort) pursuing each degree.**
 - (B) The number of students (including fractional effort) who obtained each degree.**
- (2) For each degree listed by the state educational institution under subdivision (1), the number of students who completed the degree program on time.**
- (3) The number of faculty members, including fractional effort as expressed as a percentage of full-time equivalency for each faculty member, involved with each degree program.**
- (4) The ratio of faculty members to students:**
 - (A) for each degree program of the state educational institution; and**
 - (B) in the aggregate for the state educational institution.**
- (5) The number of administrative support staff, including fractional effort as expressed as a percentage of full-time equivalency for each administrative support staff member, involved with each degree program.**
- (6) The ratio of administrative support staff to students:**



- (A) for each degree program of the state educational institution; and
- (B) in the aggregate for the state educational institution.
- (7) The ratio of faculty members to administrative support staff.
- (8) The total cost to the state educational institution for each degree program.
- (9) For each degree program, the total cost to a student.
- (10) The estimated compensation of students who graduate with a particular degree for the following benchmarks:
 - (A) The starting compensation.
 - (B) One (1) year after graduation.
 - (C) Three (3) years after graduation.
 - (D) Five (5) years after graduation.
 - (E) Ten (10) years after graduation.
- (11) The number of and average compensation of both of the following:
 - (A) Administrators.
 - (B) Student-facing faculty and instructors.
- (12) The estimated total debt load by degree type, including short term credential, associate degree, bachelor's degree, master's degree, and doctoral degree.
- (13) Debt load trends over time by degree type, including short term credential, associate degree, bachelor's degree, master's degree, and doctoral degree.

Sec. 2. The commission shall prepare a longitudinal analysis on each of the following:

- (1) Tuition and fees, room and board, and allowances for books and supplies for each state educational institution.
- (2) The financial aid awarded to students that can be applied toward the cost of attending a state educational institution.
- (3) A comparison of the price of attending a state educational institution with national data, including the Integrated Postsecondary Education Data System maintained by the National Center for Education Statistics.

SECTION 11. IC 21-18-20-7, AS ADDED BY P.L.202-2023, SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 7. (a) Subject to available funding and subsections (c) and (d), the commission shall award a career coaching grant from the career coaching grant fund to an eligible entity that meets the requirements under subsection (b).

(b) To be eligible to receive a grant under this section, an eligible



entity must do the following:

- (1) Apply to the commission in the manner prescribed by the commission.
- (2) Meet any eligibility requirements or parameters established by the commission.
- (3) If the eligible entity is a school corporation or school described in section 3(2) through 3(3) of this chapter, partner with:
 - (A) an approved intermediary; or
 - (B) career coaching provider approved by the department under section 8 of this chapter.
- (4) If the eligible entity is:
 - (A) an approved intermediary; or
 - (B) a career coaching provider approved by the department under section 8 of this chapter;
 partner with a school corporation or school described in section 3(2) through 3(3) of this chapter.
- (5) Agree to:
 - (A) use the grant to establish or implement a comprehensive career navigation and coaching system;
 - (B) provide career coaching services through a career coach who:
 - (i) holds a certification in individual personality and interest inventory interpretation **and career navigation; or**
 - (ii) **completes training in individual personality and interest inventory interpretation and career navigation that is equivalent to the training required to receive a certification described in item (i) and recognized or approved by the department; and**
 - (C) use evidence based assessments **or student exploration, engagement, and experience resources to advise students about careers and college pathways.**

(c) To the extent possible, the commission shall award grants under this section to eligible entities located in geographically diverse communities, which must include rural, suburban, and urban communities.

(d) In awarding grants under this chapter, the commission shall give preference to eligible entities that provide career coaching services through career coaches who have work experience outside of teaching.

SECTION 12. IC 21-49-3 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]:



Chapter 3. Information Provided to the Department of Education

Sec. 1. As used in this chapter, "department" means the department of education established by IC 20-19-3-1.

Sec. 2. Each private postsecondary educational institution and each out-of-state public and nonprofit degree granting institution that offers instructional or educational services or training in Indiana shall provide to the department, in a manner, form, and frequency prescribed by the department, the following:

- (1) Information necessary, as determined by the department, to carry out IC 20-19-3-22.3.**
- (2) Any information the department requests to carry out IC 20-31-8-5.5.**

Sec. 3. If an out-of-state public or nonprofit degree granting institution fails to comply with this chapter, the:

- (1) department may notify the executive officer of the commission regarding the noncompliance; and**
- (2) executive officer of the commission may revoke the authorization granted under IC 21-18-12.2 to the out-of-state public or nonprofit degree granting institution.**

SECTION 13. IC 22-4.1-26-5, AS AMENDED BY P.L.143-2019, SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) Except as provided in section 5.5 of this chapter, eligible employees must be trained, hired, and retained for at least six (6) months by the employer. If an eligible employee separates from employment with the employer that provided the training in order to accept employment with another employer before the end of the six (6) month period, the retention requirement is waived.

(b) Eligible employment must be in one (1) of the following sectors:

- (1) Manufacturing.
- (2) Technology business services.
- (3) Transportation and logistics.
- (4) Health sciences.
- (5) Building and construction.
- (6) Agriculture.
- (7) Teaching.**



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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