



March 29, 2019

ENGROSSED HOUSE BILL No. 1002

DIGEST OF HB 1002 (Updated March 27, 2019 8:35 pm - DI 110)

Citations Affected: IC 4-3; IC 5-28; IC 20-19; IC 20-20; IC 20-28; IC 20-30; IC 20-31; IC 20-37; IC 20-43; IC 20-47; IC 21-12; IC 22-4.1; noncode.

Synopsis: Career and technical education. Makes various changes concerning the following: (1) The membership, duties, meetings, and deadlines of certain requirements concerning the governor's workforce cabinet (cabinet). (2) Eligibility and requirements regarding certain grants: (A) from the skills enhancement fund; and (B) under the next level jobs employer training grant program. (3) Eligibility for supplemental payment for certain teachers. (4) Requirements to renew a practitioner license or accomplished practitioner license. (5) Grant amounts, additional fund distributions (if funds are available), and the eligibility of instructor salary costs for grants and additional fund distributions under the work Indiana program. (6) Eligibility requirements to receive a high value workforce ready credit-bearing grant. (7) Requirements regarding a student's graduation plan. Establishes the career coaching grant program and fund. Provides that the cabinet shall receive, distribute, and account for all funds received
(Continued next page)

Effective: Upon passage; July 1, 2018 (retroactive); January 1, 2019 (retroactive); July 1, 2019.

Sullivan, Porter, Goodrich, Miller D

(SENATE SPONSORS — PERFECT, RAATZ, RANDOLPH LONNIE M,
KRUSE, GROOMS)

January 7, 2019, read first time and referred to Committee on Ways and Means.
January 24, 2019, amended, reported — Do Pass.
January 28, 2019, read second time, ordered engrossed. Engrossed.
January 29, 2019, read third time, passed. Yeas 99, nays 0.

SENATE ACTION

February 27, 2019, read first time and referred to Committee on Education and Career Development.
March 28, 2019, amended, reported favorably — Do Pass; reassigned to Committee on Appropriations.

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Digest Continued

for career and technical education under the Carl D. Perkins Vocational and Applied Technology Act. Provides that, after June 30, 2019, a school corporation, school, or secondary school vocational program may employ an instructor who does not have a license if the instructor meets certain occupational and training requirements. Requires: (1) a public school to include a summary on implementing certain career curriculum in a public school's improvement plan; (2) the budget agency to estimate the costs incurred to implement the curriculum for each school corporation and submit a report regarding the costs; and (3) the department of education (department) to review the plans and assist schools in incorporating best practices. Allows a governing body of a school corporation to include a postsecondary level career and technical education course in the high school curriculum of certain schools. Provides that a contract between a career and technical education center and a school or school corporation is a public record under Indiana's open door law. Provides that: (1) a school corporation that has entered into an agreement for a joint program of career and technical education may add a new career and technical education course to its curriculum without being approved by the joint program board or the governing body overseeing the joint program if the course is being offered in partnership with certain entities; and (2) if the added career and technical education course is offered after June 30, 2018, the course is eligible for career and technical education funding. Requires a school corporation to use 100% of a career and technical education grant for career and technical education programming. Requires the department to annually compile information regarding each school corporation's pupil count and per pupil cost to the school corporation for each career and technical education program in which the school corporation receives career and technical education grants. Requires the adoption of certain teacher licensing examinations to replace the teacher licensing examinations administered on July 1, 2019. Provides for certification by the department and the department of workforce development of an industry credentialing organization (ICO). Provides that contributions to an ICO may be used for certain purposes. Requires a school that receives grant money from an ICO to annually report to the department the use of the grant money by the school and metrics of student achievement and demographics. Requires an ICO to conduct an employment survey of students who participated in a course or program that received funding from the ICO for five consecutive years after the student graduates or leaves school. Voids an administrative rule that requires a school corporation to ensure that a teacher of a secondary school vocational program is licensed by the department of education. Resolves a conflict between HE 1074-2018 and HE 1002-2018.

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March 29, 2019

First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1002

A BILL FOR AN ACT to amend the Indiana Code concerning education.

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

1 SECTION 1. IC 4-3-27-2.3 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2019]: **Sec. 2.3. As used in this chapter, "fund" refers to the**
4 **career coaching grant fund established by section 15 of this**
5 **chapter.**

6 SECTION 2. IC 4-3-27-3, AS ADDED BY P.L.152-2018,
7 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2019]: **Sec. 3.** The governor's workforce cabinet is established
9 under the applicable state and federal programs to do the following:

10 (1) Review the services and use of funds and resources under
11 applicable state and federal programs and advise the governor,
12 **general assembly, commission for higher education, and state**
13 **board of education** on methods of coordinating the services and
14 use of funds and resources consistent with the laws and
15 regulations governing the particular applicable state and federal

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- 1 programs.
- 2 (2) Advise the governor, **general assembly, commission for**
3 **higher education, and state board of education** on:
- 4 (A) the development and implementation of state and local
5 standards and measures; and
- 6 (B) the coordination of the standards and measures;
7 concerning the applicable federal programs.
- 8 (3) Perform the duties as set forth in federal law of the particular
9 advisory bodies for applicable federal programs described in
10 section 4 of this chapter.
- 11 (4) Identify the workforce needs in Indiana and recommend to the
12 governor, **general assembly, commission for higher education,**
13 **and state board of education** goals to meet the investment
14 needs.
- 15 (5) Recommend to the governor, **general assembly, commission**
16 **for higher education, and state board of education** goals for
17 the development and coordination of the talent development
18 system in Indiana.
- 19 (6) Prepare and recommend to the governor, **general assembly,**
20 **commission for higher education, and state board of**
21 **education** a strategic plan to accomplish the goals developed
22 under subdivisions (4) and (5).
- 23 (7) Monitor and direct the implementation of and evaluate the
24 effectiveness of the strategic plan described in subdivision (6).
- 25 (8) Advise the governor, **general assembly, commission for**
26 **higher education, and state board of education** on the
27 coordination of federal, state, and local education and training
28 programs and on the allocation of state and federal funds in
29 Indiana to promote effective services, service delivery, and
30 innovative programs.
- 31 (9) Review and approve regional workforce development board
32 plans, and work with regional workforce development boards to
33 determine appropriate metrics for workforce programming at the
34 state and local levels.
- 35 (10) Design for implementation a comprehensive career
36 navigation and coaching system as described in section 11 of this
37 chapter.
- 38 (11) Conduct a systematic and comprehensive review, analysis,
39 and evaluation of workforce funding described in section 12 of
40 this chapter.
- 41 (12) Conduct a systematic and comprehensive review, analysis,
42 and evaluation of the college and career funding described in



- 1 section 13 of this chapter.
 2 (13) Based on the reviews in sections 12 and 13 of this chapter,
 3 direct the appropriate state agencies to implement administrative
 4 changes to the delivery of these programs that align with Indiana's
 5 workforce goals, and make recommendations to:
 6 (A) the governor;
 7 **(B) the commission for higher education;**
 8 **(C) the state board of education;** and
 9 **(D) the legislative council general assembly** in an in
 10 electronic format under IC 5-14-6;
 11 on possible legislative changes in the future.
 12 (14) Study the advisability of establishing one (1) or more real
 13 world career readiness programs as described in section 14 of this
 14 chapter and report to:
 15 (A) the governor;
 16 **(B) the commission for higher education;**
 17 **(C) the state board of education;** and
 18 **(D) the legislative council general assembly** in an electronic
 19 format under IC 5-14-6;
 20 concerning the results of the study.
 21 **(15) Conduct a systematic and comprehensive review,**
 22 **analysis, and evaluation of whether:**
 23 **(A) Indiana's primary, secondary, and postsecondary**
 24 **education systems are aligned with employer needs; and**
 25 **(B) Indiana's students and workforce are prepared for**
 26 **success in the twenty-first century economy.**
 27 **(16) Create a comprehensive strategic plan to ensure**
 28 **alignment between Indiana's primary, secondary, and**
 29 **postsecondary education systems with Indiana's workforce**
 30 **training programs and employer needs.**
 31 ~~(15)~~ **(17) Carry out other policy duties and tasks as assigned by**
 32 **the governor.**
 33 SECTION 3. IC 4-3-27-5, AS ADDED BY P.L.152-2018,
 34 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2019]: Sec. 5. (a) The membership of the governor's
 36 workforce cabinet established under section 3 of this chapter consists
 37 of at least ~~twenty-one (21)~~ **twenty-five (25)** members as follows:
 38 (1) A chairperson appointed by the governor.
 39 (2) The secretary of career connections and talent.
 40 (3) The commissioner of the department of workforce
 41 development.
 42 (4) The president of the Indiana economic development



- 1 corporation.
- 2 (5) The commissioner of the Indiana commission for higher
3 education.
- 4 (6) The superintendent of public instruction.
- 5 (7) The president of Ivy Tech Community College.
- 6 (8) The president of Vincennes University.
- 7 (9) A member appointed by the governor who is an
8 apprenticeship coordinator of a joint labor-management
9 apprenticeship program approved by the United States
10 Department of Labor, Employment and Training Administration,
11 Office of Apprenticeship.
- 12 (10) A member representing high school career and technical
13 education directors appointed by the governor in consultation
14 with the Indiana Association of Career and Technical Education
15 Districts.
- 16 (11) A member representing manufacturing appointed by the
17 governor in consultation with the Indiana Manufacturers
18 Association.
- 19 (12) A member representing a minority business enterprise
20 appointed by the governor.
- 21 (13) A member representing a women's business enterprise
22 appointed by the governor.
- 23 (14) A member representing a veteran owned business appointed
24 by the governor.
- 25 (15) A member representing the nonunion and construction trades
26 appointed by the governor in consultation with the Associated
27 Builders and Contractors, Inc., and the Indiana Builders
28 Association.
- 29 (16) A business ~~owner~~ **representative** appointed by the governor
30 in consultation with the Indiana Chamber of Commerce.
- 31 (17) A small business owner appointed by the governor in
32 consultation with the National Federation of Independent
33 Businesses.
- 34 (18) A member of a community-based organization appointed by
35 the governor.
- 36 (19) Three (3) at-large business owners appointed by the
37 governor, one (1) of whom is a business owner who employs less
38 than fifty (50) employees.
- 39 **(20) A member who is the chairperson of the standing**
40 **committee that considers bills on education matters in the**
41 **house of representatives, as determined by the speaker of the**
42 **house of representatives, or the chairperson's designee. The**



1 member under this subdivision serves as a nonvoting member.

2 (21) A member who is the ranking minority member of the
3 standing committee that considers bills on education matters
4 in the house of representatives, as determined by the minority
5 leader in the house of representatives, or the ranking minority
6 member's designee. The member under this subdivision serves
7 as a nonvoting member.

8 (22) A member who is the chairperson of the standing
9 committee that considers bills on education matters in the
10 senate, as determined by the president pro tempore of the
11 senate, or the chairperson's designee. The member under this
12 subdivision serves as a nonvoting member.

13 (23) A member who is the ranking minority member of the
14 standing committee that considers bills on education matters
15 in the senate, as determined by the minority leader in the
16 senate, or the ranking minority member's designee. The
17 member under this subdivision serves as a nonvoting member.

18 ~~(20)~~ (24) Any additional members designated and appointed by
19 the governor.

20 (b) The members appointed under subsection (a)(11) through
21 (a)(19) must be geographically diverse.

22 SECTION 4. IC 4-3-27-6, AS ADDED BY P.L.152-2018,
23 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
24 JULY 1, 2019]: Sec. 6. (a) ~~The governor shall appoint~~ Members **shall**
25 **be appointed** to the cabinet for two (2) year terms. The terms must be
26 staggered so that the terms of half of the members expire each year.

27 (b) **For members appointed by the governor**, the governor shall
28 promptly make an appointment to fill any vacancy on the cabinet, but
29 only for the duration of the unexpired term.

30 SECTION 5. IC 4-3-27-9, AS ADDED BY P.L.152-2018,
31 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
32 JULY 1, 2019]: Sec. 9. (a) The cabinet shall adopt bylaws and rules
33 governing the cabinet's organization and operation, including bylaws
34 and rules governing the establishment of advisory committees
35 considered necessary by the cabinet, scheduling of cabinet meetings,
36 and other activities necessary to implement this chapter.

37 (b) **The cabinet's meetings and advisory committee meetings are**
38 **subject to IC 5-14-1.5 (open door law).**

39 SECTION 6. IC 4-3-27-11, AS ADDED BY P.L.152-2018,
40 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2019]: Sec. 11. (a) As used in this section, "high school"
42 means a high school (as defined in IC 20-18-2-7) that is:



- 1 (1) maintained by a school corporation;
 2 (2) a charter school; or
 3 (3) an accredited nonpublic school.
- 4 (b) Not later than ~~July 1, 2018~~, **July 1, 2019**, the cabinet shall
 5 develop a comprehensive career navigation and coaching system for
 6 Indiana that does both of the following:
- 7 (1) Provides timely, comprehensive, relevant, and useful
 8 information on careers, including at least:
 9 (A) general and industry sector based regional, state, national,
 10 and global information to identify both immediate and
 11 potential career opportunities arising from:
 12 (i) current employer needs;
 13 (ii) developing or foreseeable talent needs and trends; and
 14 (iii) other factors identified by the cabinet;
 15 (B) state, regional, and local labor market supply and demand
 16 information from the department of workforce development,
 17 industry sectors, and other verifiable sources; and
 18 (C) educational requirements and attainment information from
 19 employers, the department of workforce development, and
 20 other verifiable sources.
- 21 (2) Establishes strategies and identifies capacity to deliver career
 22 navigation and coaching to middle school, high school,
 23 postsecondary, and adult students, with priority being given to
 24 middle school and high school students, including at least:
 25 (A) processes for identifying an individual's aptitude for and
 26 interest in, and the education and training required for, various
 27 career and employment opportunities;
 28 (B) the use of career coaches and other coaching resources,
 29 including the work one system, employers, Ivy Tech
 30 Community College, Vincennes University, and other
 31 postsecondary educational institutions; and
 32 (C) qualifications for career coaches and a training program to
 33 enable the career coaches to provide relevant information to
 34 the individuals being served.
- 35 (c) All high schools in Indiana shall participate in the career
 36 coaching program developed under subsection (b)(2).
- 37 (d) In developing the comprehensive career navigation and coaching
 38 system under subsection (b)(2), the cabinet shall:
 39 (1) receive cooperation, support, and assistance from:
 40 (A) the department of workforce development, the Indiana
 41 commission for higher education, and the department of
 42 education; and



- 1 (B) the resources, providers, and institutions that the
 2 departments and the commission listed in clause (A) use and
 3 oversee;
- 4 (2) explore approaches and models from Indiana and other states
 5 and countries;
- 6 (3) where appropriate, use pilot programs or other scaling
 7 approaches to develop and implement the comprehensive career
 8 navigation and coaching system in a cost effective and efficient
 9 manner; and
- 10 (4) work to coordinate and align resources to produce effective
 11 and efficient results to K-12 educational systems, postsecondary
 12 educational systems, the workforce development community,
 13 employers, community based organizations, and other entities.
- 14 (e) The cabinet shall initially:
- 15 (1) focus on:
- 16 (A) students in, or of the age to be in, the last two (2) years of
 17 high school; and
- 18 (B) working age adults; and
- 19 (2) use, to the extent possible, the department of workforce
 20 development, the K-12 educational system, Ivy Tech Community
 21 College, Vincennes University, and other existing resources to
 22 implement the comprehensive career navigation and coaching
 23 system with a later expansion of the system, as appropriate, to all
 24 K-12 and postsecondary schools and institutions and their
 25 students.
- 26 ~~(f) Not later than July 30, 2018, the cabinet shall submit to the~~
 27 ~~governor and the legislative council in an electronic format under~~
 28 ~~IC 5-14-6 a progress report concerning the cabinet's activities through~~
 29 ~~June 30, 2018, to develop the comprehensive career navigation and~~
 30 ~~coaching system.~~
- 31 ~~(g) (f) Not later than October 31, 2018;~~ **July 1, 2019**, the cabinet
 32 shall submit to:
- 33 (1) the governor;
- 34 **(2) the commission for higher education;**
- 35 **(3) the state board of education;** and
- 36 ~~(4) the legislative council~~ **general assembly** in an electronic
 37 format under IC 5-14-6;
- 38 operating and funding recommendations to implement the
 39 comprehensive career navigation and coaching system.
- 40 SECTION 7. IC 4-3-27-15 IS ADDED TO THE INDIANA CODE
 41 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 42 1, 2019]: **Sec. 15. (a) The career coaching grant fund is established**



1 for the purpose of providing grants to an eligible entity to
 2 implement programs described in section 16 of this chapter.

3 (b) The fund consists of the following:

4 (1) Appropriations made by the general assembly.

5 (2) Gifts, grants, devises, or bequests made to the cabinet to
 6 achieve the purposes of the fund.

7 (c) The cabinet shall administer the fund.

8 (d) The treasurer of state shall invest the money in the fund not
 9 currently needed to meet the obligations of the fund in the same
 10 manner as other public funds may be invested. Interest that
 11 accrues from these investments shall be deposited in the fund.

12 (e) Money in the fund at the end of a state fiscal year does not
 13 revert to the state general fund.

14 SECTION 8. IC 4-3-27-16 IS ADDED TO THE INDIANA CODE
 15 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 16 1, 2019]: Sec. 16. (a) As used in this chapter, "eligible entity" refers
 17 to either of the following:

18 (1) A group of local employers, educators, and community
 19 leaders.

20 (2) An industry credentialing organization certified under
 21 IC 20-47-6.

22 (b) The cabinet may award grants to an eligible entity to
 23 establish or implement a career coaching model. The cabinet shall
 24 establish eligibility requirements and parameters for an eligible
 25 entity to receive a grant. To the extent possible, the cabinet must
 26 award grants under this section to eligible entities located in
 27 geographically diverse communities, which must include rural,
 28 suburban, and urban communities.

29 (c) To receive a grant, an eligible entity must apply to the
 30 cabinet in the manner prescribed by the cabinet.

31 (d) Not later than December 1, 2019, and each December 1
 32 thereafter, the cabinet shall submit a report to the governor and,
 33 in an electronic format under IC 5-14-6, to the general assembly
 34 that describes grants awarded under this chapter.

35 (e) The cabinet may establish rules under IC 4-22-2 to
 36 implement this section.

37 SECTION 9. IC 5-28-7-5.5 IS ADDED TO THE INDIANA CODE
 38 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 39 1, 2019]: Sec. 5.5. (a) This section applies to a grant initially
 40 awarded under this chapter after June 30, 2019.

41 (b) Eligibility for a grant from the skills enhancement fund
 42 under this chapter is limited to cooperative arrangements or



1 **agreements that lead to:**

2 **(1) for a participating employee that is a new hire, a**
 3 **postsecondary credential, a nationally recognized industry**
 4 **credential, or specialized company training; or**

5 **(2) for a participating employee that is an existing worker:**

6 **(A) a postsecondary credential, a nationally recognized**
 7 **industry credential, or specialized company training; and**

8 **(B) an increase of wages.**

9 SECTION 10. IC 20-19-2-19, AS AMENDED BY P.L.7-2011,
 10 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2019]: Sec. 19. (a) The ~~state board~~ **governor's workforce**
 12 **cabinet (established by IC 4-3-27-3)** shall receive, distribute, and
 13 account for all funds received for career and technical education under
 14 the Carl D. Perkins Vocational and Applied Technology Act (20 U.S.C.
 15 2301 et seq.). **The governor's workforce cabinet may enter into**
 16 **agreements with the federal government for receiving federal**
 17 **funds under this subsection. However, an agreement under this**
 18 **subsection is subject to the approval of the budget agency. The**
 19 **governor's workforce cabinet shall make recommendations to the**
 20 **budget committee concerning the allocation of federal funds**
 21 **received under this subsection.**

22 (b) The ~~state board~~ **governor's workforce cabinet** may not expend
 23 or distribute funds received under subsection (a) unless those funds
 24 have been allocated by the general assembly.

25 SECTION 11. IC 20-20-38-6, AS AMENDED BY P.L.152-2018,
 26 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2019]: Sec. 6. (a) The state board shall do the following:

28 (1) Make recommendations to the general assembly concerning
 29 the development, duplication, and accessibility of employment
 30 training and career and technical education on a regional and
 31 statewide basis.

32 (2) Consult with any state agency, commission, or organization
 33 that supervises or administers programs of career and technical
 34 education concerning the coordination of career and technical
 35 education, including the following:

36 (A) The Indiana economic development corporation.

37 (B) The cabinet.

38 (C) A private industry council (as defined in 29 U.S.C. 1501
 39 et seq.).

40 (D) The department of labor.

41 (E) The commission for higher education.

42 (F) The department of workforce development.



- 1 (G) The board for proprietary education.
- 2 (H) The department of veterans' affairs.
- 3 (3) Review and make recommendations concerning plans
- 4 submitted by the commission for higher education and the
- 5 cabinet. The state board may request the resubmission of plans or
- 6 parts of plans that:
 - 7 (A) are not consistent with the long range state plan of the
 - 8 state board;
 - 9 (B) are incompatible with other plans within the system; or
 - 10 (C) duplicate existing services.
- 11 (4) Report to the general assembly on the state board's
- 12 conclusions and recommendations concerning interagency
- 13 cooperation, coordination, and articulation of career and technical
- 14 education and employment training. A report under this
- 15 subdivision must be in an electronic format under IC 5-14-6.
- 16 (5) Study and develop a plan concerning the transition between
- 17 secondary level career and technical education and postsecondary
- 18 level career and technical education.
- 19 ~~(6) Enter into agreements with the federal government that may~~
- 20 ~~be required as a condition of receiving federal funds under the~~
- 21 ~~Carl D. Perkins Vocational and Applied Technology Act (20~~
- 22 ~~U.S.C. 2301 et seq.). An agreement entered into under this~~
- 23 ~~subdivision is subject to the approval of the budget agency.~~
- 24 (b) The state board shall use data from the department of workforce
- 25 development in carrying out the state board's duties under this section.
- 26 SECTION 12. IC 20-20-38-11, AS AMENDED BY P.L.152-2018,
- 27 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 28 JULY 1, 2019]: Sec. 11. Upon request of the budget director, the state
- 29 board shall prepare a legislative budget request for state ~~and federal~~
- 30 funds for secondary and postsecondary career and technical education.
- 31 The budget director shall determine the period to be covered by the
- 32 budget request. This budget request must be made available to the
- 33 cabinet before the request's review by the budget committee.
- 34 SECTION 13. IC 20-20-38-12, AS AMENDED BY P.L.152-2018,
- 35 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 36 JULY 1, 2019]: Sec. 12. (a) The state board shall review the legislative
- 37 budget requests for secondary and postsecondary career and technical
- 38 education prepared by the state educational institutions.
- 39 (b) After the review under subsection (a) and a review of any
- 40 recommendations from the cabinet, the state board shall make
- 41 recommendations to the budget committee concerning the
- 42 appropriation of state funds **for secondary and postsecondary career**



1 **and technical education. and the allocation of federal funds for**
 2 **secondary and postsecondary career and technical education; including**
 3 **federal funds available under the Carl D. Perkins Vocational and**
 4 **Applied Technology Act (20 U.S.C. 2301 et seq.). The state board's**
 5 **recommendations concerning appropriations and allocations for**
 6 **secondary and postsecondary career and technical education by**
 7 **secondary schools and state educational institutions must specify:**

8 ~~(1)~~ **the minimum funding levels required by 20 U.S.C. 2301 et**
 9 **seq.;**

10 ~~(2)~~ **(1) the categories of expenditures and the distribution plan or**
 11 **formula for secondary schools; and**

12 ~~(3)~~ **(2) the categories of expenditures for each state educational**
 13 **institution.**

14 (c) After reviewing the state board's recommendations, and each
 15 agency's budget request, the budget committee shall make
 16 recommendations to the general assembly for funding to implement
 17 secondary and postsecondary career and technical education. The
 18 general assembly shall biennially appropriate state funds for secondary
 19 and postsecondary career and technical education and allocate federal
 20 funds available under 20 U.S.C. 2301 et seq. for secondary and
 21 postsecondary career and technical education. At least sixty percent
 22 (60%) of the federal funds available under 20 U.S.C. 2301 et seq. must
 23 be allocated to secondary level career and technical education to
 24 implement the long range state plan developed under section 4 of this
 25 chapter.

26 (d) The budget agency, with the advice of the state board, and the
 27 budget committee, may augment or proportionately reduce an
 28 allocation of federal funds made under subsection (c).

29 (e) The state board shall use data from the department of workforce
 30 development in making a recommendation under this section.

31 SECTION 14. IC 20-28-5-12, AS AMENDED BY P.L.106-2016,
 32 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 JULY 1, 2019]: Sec. 12. (a) Subsection (b) does not apply to an
 34 individual who:

35 (1) held an Indiana limited, reciprocal, or standard teaching
 36 license on June 30, 1985; or

37 (2) is granted a license under section 18 of this chapter.

38 (b) The department may not grant an initial practitioner license to
 39 an individual unless the individual has demonstrated proficiency in the
 40 following areas on a written examination or through other procedures
 41 prescribed by the department:

42 (1) Basic reading, writing, and mathematics.



- 1 (2) Pedagogy.
- 2 (3) Knowledge of the areas in which the individual is required to
- 3 have a license to teach.
- 4 (4) If the individual is seeking to be licensed as an elementary
- 5 school teacher, comprehensive scientifically based reading
- 6 instruction skills, including:
- 7 (A) phonemic awareness;
- 8 (B) phonics instruction;
- 9 (C) fluency;
- 10 (D) vocabulary; and
- 11 (E) comprehension.
- 12 (c) An individual's license examination score may not be disclosed
- 13 by the department without the individual's consent unless specifically
- 14 required by state or federal statute or court order.
- 15 (d) **Subject to section 24 of this chapter**, the state board shall
- 16 adopt rules under IC 4-22-2 to do the following:
- 17 (1) Adopt, validate, and implement the examination or other
- 18 procedures required by subsection (b).
- 19 (2) Establish examination scores indicating proficiency.
- 20 (3) Otherwise carry out the purposes of this section.
- 21 (e) Subject to section 18 of this chapter, the state board shall adopt
- 22 rules under IC 4-22-2 establishing the conditions under which the
- 23 requirements of this section may be waived for an individual holding
- 24 a valid teacher's license issued by another state.
- 25 SECTION 15. IC 20-28-5-22 IS ADDED TO THE INDIANA
- 26 CODE AS A **NEW SECTION TO READ AS FOLLOWS**
- 27 **[EFFECTIVE JANUARY 1, 2019 (RETROACTIVE)]: Sec. 22. (a)**
- 28 **After June 30, 2019, a school corporation, a school, or a secondary**
- 29 **school vocational program may employ an instructor who does not**
- 30 **have a license under this chapter for not more than fifty percent**
- 31 **(50%) of the career and technical education courses offered by the**
- 32 **school corporation, school, or secondary school vocational**
- 33 **program, if the instructor:**
- 34 (1) **has:**
- 35 (A) **six thousand (6,000) hours of work experience in the**
- 36 **five (5) years immediately preceding the year of**
- 37 **employment as an instructor in the secondary vocational**
- 38 **program;**
- 39 (B) **four thousand (4,000) hours of work experience in the**
- 40 **ten (10) years immediately preceding the year of**
- 41 **employment as an instructor in the secondary vocational**
- 42 **program and provides evidence of occupational licensure**



1 or occupational proficiency based on a regional, state, or
 2 national board training and evaluation approved by the
 3 department;

4 (C) four thousand (4,000) hours of work experience in the
 5 ten (10) years immediately preceding the year of
 6 employment as an instructor in the secondary vocational
 7 program and provides evidence of completion of an
 8 accredited two (2) year or higher degree in the specific
 9 area in which the instructor will teach; or

10 (D) four thousand (4,000) hours of work experience in the
 11 ten (10) years immediately preceding the year of
 12 employment as an instructor in the secondary vocational
 13 program and has completed an apprenticeship or
 14 internship program; and

15 (2) obtains an expanded criminal history check and child
 16 protection index search under IC 20-26-5-10.

17 (b) An instructor is considered a teacher for purposes of
 18 collective bargaining under IC 20-29.

19 SECTION 16. IC 20-28-5-24 IS ADDED TO THE INDIANA
 20 CODE AS A NEW SECTION TO READ AS FOLLOWS
 21 [EFFECTIVE JULY 1, 2019]: Sec. 24. (a) This section applies to
 22 teacher licensing examinations administered to determine whether
 23 an individual demonstrates, in accordance with section 12(b) of this
 24 chapter, proficiency in:

25 (1) basic reading, writing, and mathematics;

26 (2) pedagogy; and

27 (3) knowledge of the areas in which the individual is required
 28 to have a license to teach.

29 (b) Not later than July 1, 2020, the state board shall adopt
 30 teacher licensing examinations to replace the teacher licensing
 31 examinations administered on July 1, 2019.

32 (c) The state board shall adopt teacher licensing examinations
 33 that are already in existence and administered nationally.

34 (d) The department shall, not later than September 1, 2021,
 35 implement the teacher licensing examinations adopted under this
 36 section.

37 (e) The state board shall adopt rules under IC 4-22-2 to carry
 38 out this section.

39 SECTION 17. IC 20-28-5-25 IS ADDED TO THE INDIANA
 40 CODE AS A NEW SECTION TO READ AS FOLLOWS
 41 [EFFECTIVE JULY 1, 2019]: Sec. 25. Fifteen (15) of the total
 42 number of professional growth experience points required to



1 **renew a practitioner license or an accomplished practitioner**
 2 **license must be obtained through the completion of one (1) or more**
 3 **of the following:**

4 **(1) An externship with a company.**

5 **(2) Professional development provided by the state, a local**
 6 **business, or a community partner that provides opportunities**
 7 **for schools and employers to partner in promoting career**
 8 **navigation.**

9 **(3) Professional development provided by the state, a local**
 10 **business, or a community partner that outlines the:**

11 **(A) current and future economic needs of the community,**
 12 **state, nation, and globe; and**

13 **(B) ways in which the current and future economic needs**
 14 **described in clause (A) can be disseminated to students.**

15 SECTION 18. IC 20-28-9-1.5, AS AMENDED BY
 16 P.L.215-2018(ss), SECTION 9, IS AMENDED TO READ AS
 17 FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1.5. (a) This subsection
 18 governs salary increases for a teacher employed by a school
 19 corporation. Compensation attributable to additional degrees or
 20 graduate credits earned before the effective date of a local
 21 compensation plan created under this chapter before July 1, 2015, shall
 22 continue for school years beginning after June 30, 2015. Compensation
 23 attributable to additional degrees for which a teacher has started course
 24 work before July 1, 2011, and completed course work before
 25 September 2, 2014, shall also continue for school years beginning after
 26 June 30, 2015. For school years beginning after June 30, 2015, a school
 27 corporation may provide a supplemental payment to a teacher in excess
 28 of the salary specified in the school corporation's compensation plan
 29 under any of the following circumstances:

30 (1) The teacher:

31 (A) teaches an advanced placement course or a Cambridge
 32 International course; or

33 (B) has earned a master's degree from an accredited
 34 postsecondary educational institution in a content area directly
 35 related to the subject matter of:

36 (i) a dual credit course; or

37 (ii) another course;

38 taught by the teacher.

39 (2) Beginning after June 30, 2018, the teacher:

40 (A) is a special education professional; or

41 (B) teaches in the areas of science, technology, engineering, or
 42 mathematics.



- 1 **(3) Beginning after June 30, 2019, the teacher teaches a career**
 2 **or technical education course.**
 3 In addition, a supplemental payment may be made to an elementary
 4 school teacher who earns a master's degree in math, reading, or
 5 literacy. A supplement provided under this subsection is not subject to
 6 collective bargaining, but a discussion of the supplement must be held.
 7 Such a supplement is in addition to any increase permitted under
 8 subsection (b).
 9 (b) Increases or increments in a local salary range must be based
 10 upon a combination of the following factors:
 11 (1) A combination of the following factors taken together may
 12 account for not more than thirty-three and one-third percent
 13 (33.33%) of the calculation used to determine a teacher's increase
 14 or increment:
 15 (A) The number of years of a teacher's experience.
 16 (B) The possession of either:
 17 (i) additional content area degrees beyond the requirements
 18 for employment; or
 19 (ii) additional content area degrees and credit hours beyond
 20 the requirements for employment, if required under an
 21 agreement bargained under IC 20-29.
 22 (2) The results of an evaluation conducted under IC 20-28-11.5.
 23 (3) The assignment of instructional leadership roles, including the
 24 responsibility for conducting evaluations under IC 20-28-11.5.
 25 (4) The academic needs of students in the school corporation.
 26 (c) To provide greater flexibility and options, a school corporation
 27 may differentiate the amount of salary increases or increments
 28 determined for teachers under subsection (b)(4). A school corporation
 29 shall base a differentiated amount under this subsection on any
 30 academic needs the school corporation determines are appropriate,
 31 which may include the:
 32 (1) subject or subjects, including the subjects described in
 33 subsection (a)(2), taught by a given teacher;
 34 (2) importance of retaining a given teacher at the school
 35 corporation; and
 36 (3) need to attract an individual with specific qualifications to fill
 37 a teaching vacancy.
 38 (d) A school corporation may provide differentiated increases or
 39 increments under subsection (b), and in excess of the percentage
 40 specified in subsection (b)(1), in order to reduce the gap between the
 41 school corporation's minimum teacher salary and the average of the
 42 school corporation's minimum and maximum teacher salaries.



1 (e) Except as provided in subsection (f), a teacher rated ineffective
2 or improvement necessary under IC 20-28-11.5 may not receive any
3 raise or increment for the following year if the teacher's employment
4 contract is continued. The amount that would otherwise have been
5 allocated for the salary increase of teachers rated ineffective or
6 improvement necessary shall be allocated for compensation of all
7 teachers rated effective and highly effective based on the criteria in
8 subsection (b).

9 (f) Subsection (e) does not apply to a teacher in the first two (2) full
10 school years that the teacher provides instruction to students in
11 elementary school or high school. If a teacher provides instruction to
12 students in elementary school or high school in another state, any full
13 school year, or its equivalent in the other state, that the teacher provides
14 instruction counts toward the two (2) full school years under this
15 subsection.

16 (g) A teacher who does not receive a raise or increment under
17 subsection (e) may file a request with the superintendent or
18 superintendent's designee not later than five (5) days after receiving
19 notice that the teacher received a rating of ineffective. The teacher is
20 entitled to a private conference with the superintendent or
21 superintendent's designee.

22 (h) The Indiana education employment relations board established
23 in IC 20-29-3-1 shall publish a model compensation plan with a model
24 salary range that a school corporation may adopt.

25 (i) Each school corporation shall submit its local compensation plan
26 to the Indiana education employment relations board. For a school year
27 beginning after June 30, 2015, a local compensation plan must specify
28 the range for teacher salaries. The Indiana education employment
29 relations board shall publish the local compensation plans on the
30 Indiana education employment relations board's Internet web site.

31 (j) The Indiana education employment relations board shall review
32 a compensation plan for compliance with this section as part of its
33 review under IC 20-29-6-6.1. The Indiana education employment
34 relations board has jurisdiction to determine compliance of a
35 compensation plan submitted under this section.

36 (k) This chapter may not be construed to require or allow a school
37 corporation to decrease the salary of any teacher below the salary the
38 teacher was earning on or before July 1, 2015, if that decrease would
39 be made solely to conform to the new compensation plan.

40 (l) After June 30, 2011, all rights, duties, or obligations established
41 under IC 20-28-9-1 before its repeal are considered rights, duties, or
42 obligations under this section.



1 SECTION 19. IC 20-30-4-2, AS AMENDED BY P.L.191-2018,
 2 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2019]: Sec. 2. In consultation with the student's school
 4 counselor, after seeking consultation with each student's parents, and
 5 not later than the date on which the student completes grade 9, each
 6 student shall further develop the graduation plan developed in grade 6
 7 under section 1.5 of this chapter to also include the following:

8 (1) The subject and skill areas of interest to the student.

9 **(2) The postsecondary goals of the student. The postsecondary**
 10 **goals of the student should indicate whether the student plans**
 11 **to complete:**

12 **(A) a career aptitude exam;**

13 **(B) a work based learning course;**

14 **(C) a certificate, two (2) year, or four (4) or more year**
 15 **postsecondary education program; or**

16 **(D) any combination of the exams, courses, or programs**
 17 **described in clauses (A) through (C).**

18 ~~(2)~~ **(3)** A program of study under the college/technology
 19 preparation curriculum adopted by the state board under
 20 IC 20-30-10-2 for grades 10, 11, and 12 that meets the interests,
 21 ~~and~~ aptitude, **and postsecondary goals** of the student.

22 ~~(3)~~ **(4)** Assurances that, upon satisfactory fulfillment of the plan,
 23 the student:

24 (A) is entitled to graduate; and

25 (B) will have taken at least the minimum variety and number
 26 of courses necessary to gain admittance to a state educational
 27 institution.

28 ~~(4)~~ **(5)** An indication of assessments (other than the statewide
 29 assessment program and the graduation examination (before July
 30 1, 2018)) that the student plans to take voluntarily during grade 10
 31 through grade 12 and which may include any of the following:

32 (A) The SAT Reasoning Test.

33 (B) The ACT test.

34 (C) Advanced placement exams.

35 (D) College readiness exams approved by the department.

36 (E) Workforce readiness exams approved by the department of
 37 workforce development established under IC 22-4.1-2.

38 (F) Cambridge International examinations.

39 ~~(5)~~ **(6)** An indication of the graduation pathway requirement (after
 40 June 30, 2018) that the student plans to take.

41 SECTION 20. IC 20-30-4-4, AS AMENDED BY P.L.140-2008,
 42 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2019]: Sec. 4. A graduation plan may be modified after initial
 2 development. However, the modifications may not interfere with the
 3 assurances described in section ~~2(3)~~ **2(4)** of this chapter.

4 SECTION 21. IC 20-31-5-4, AS AMENDED BY P.L.233-2015,
 5 SECTION 233, IS AMENDED TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) A plan must:

- 7 (1) state objectives for a three (3) year period; and
 8 (2) be annually reviewed and revised to accomplish the
 9 achievement objectives of the school.

10 (b) A plan must establish objectives for the school to achieve.

11 (c) A plan must address the learning needs of all students, including
 12 programs and services for exceptional learners.

13 (d) A plan must specify how and to what extent the school expects
 14 to make continuous improvement in all areas of the education system
 15 where results are measured by setting benchmarks for progress on an
 16 individual school basis.

17 (e) A plan must note specific areas where improvement is needed
 18 immediately.

19 **(f) On or before November 1 of the year in which the pilot**
 20 **program described in subsection IC 20-30-5-14(i) expires, each**
 21 **school in a school corporation and each charter school shall include**
 22 **in the plan a summary of how the school will implement the**
 23 **curriculum described in IC 20-30-5-14(f), including the proposed**
 24 **student activities. A school may subsequently amend the school's**
 25 **plan under this subsection in a manner prescribed by the**
 26 **department. The department shall review the submitted plans**
 27 **under this subsection every two (2) years and may review a plan at**
 28 **random to review the relevancy of the plan to the changing**
 29 **economy. The department shall assist schools in incorporating best**
 30 **practices from around the state.**

31 **(g) Each year before November 1, the budget agency shall**
 32 **estimate the costs incurred by each school corporation in the**
 33 **immediately preceding school year to implement the curriculum**
 34 **described in IC 20-30-5-14(f), including the proposed student**
 35 **activities, and submit a report of these costs by school corporation**
 36 **to the general assembly in an electronic format under IC 5-14-6.**

37 SECTION 22. IC 20-37-2-2, AS AMENDED BY P.L.69-2015,
 38 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 39 JULY 1, 2018 (RETROACTIVE)]: Sec. 2. (a) A governing body may:

- 40 (1) establish career and technical education centers, schools, or
 41 departments in the manner approved by the state board; and
 42 (2) maintain these schools or departments from the general fund.



1 (b) The governing body may include in the high school curriculum
 2 without additional state board approval any secondary **or**
 3 **postsecondary** level career and technical education course that is
 4 approved under section 11 of this chapter, if applicable.

5 (c) The governing body shall notify the department and the
 6 department of workforce development whenever the governing body:

7 (1) includes an approved course for; or

8 (2) removes an approved course from;
 9 the high school curriculum.

10 **(d) A contract between a career and technical education center**
 11 **and a school or school corporation is a public record under**
 12 **IC 5-14-3.**

13 SECTION 23. IC 20-37-2-11, AS AMENDED BY P.L.69-2015,
 14 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2019]: Sec. 11. (a) As used in this section, "career and
 16 technical education course" means a career and technical education
 17 course that is an approved ~~high school~~ course under the rules of the
 18 state board.

19 (b) **Except as provided in subsection (c)**, a school corporation that
 20 has entered into an agreement for a joint program of career and
 21 technical education with one (1) or more other school corporations may
 22 not add a new career and technical education course to its curriculum
 23 unless the course has been approved in the following manner:

24 (1) In the case of an agreement under IC 20-37-1, the course must
 25 be approved by the management board for the joint program.

26 (2) In the case of an agreement under IC 20-26-10, the course
 27 must be approved by the governing body of the school corporation
 28 that is designated to administer the joint program under
 29 IC 20-26-10-3. However, if that governing body refuses to
 30 approve the course, the course may be approved by a majority of
 31 the governing bodies of the school corporations that are parties to
 32 the agreement.

33 **(c) A school corporation that has entered into an agreement for**
 34 **a joint program of career and technical education may add a new**
 35 **career and technical education course to its curriculum without**
 36 **being approved under subsection (b)(1) or (b)(2) if the course is**
 37 **being offered in partnership with an employer or an employer and**
 38 **either:**

39 (1) a postsecondary educational institution; or

40 (2) a third party trainer that is eligible to receive funding
 41 under the federal Workforce Innovation and Opportunity Act
 42 (WIOA) of 2014 under 29 U.S.C. 3101 et seq., including



1 reauthorizations of WIOA, and is listed on the department of
 2 workforce development's eligible training provider list on the
 3 department of workforce development's Internet web site.

4 (d) A student who is enrolled or was enrolled in a career and
 5 technical education course after June 30, 2018, that:

6 (1) is or was offered by a school corporation; and

7 (2) meets the requirements set forth in subsection (c);
 8 shall receive credit for successfully completing the course
 9 regardless of whether the course has been approved under
 10 subsection (b)(1) or (b)(2).

11 (e) Subject to IC 20-43-8-7.5 and any applicable federal law, a
 12 course that meets the requirements set forth in subsection (c) that
 13 is offered by a school corporation after June 30, 2018, is eligible for
 14 state and federal career and technical education funding.

15 SECTION 24. IC 20-43-1-1, AS AMENDED BY P.L.217-2017,
 16 SECTION 107, IS AMENDED TO READ AS FOLLOWS
 17 [EFFECTIVE UPON PASSAGE]: Sec. 1. This article expires June 30,
 18 ~~2019~~ 2021.

19 SECTION 25. IC 20-43-8-4, AS AMENDED BY P.L.230-2017,
 20 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2019]: Sec. 4. In addition to the amount a school corporation
 22 is entitled to receive in basic tuition support, each school corporation
 23 is entitled to receive a grant for career and technical education
 24 programs. **A school corporation must use one hundred percent**
 25 **(100%) of the grant it receives under this chapter for career and**
 26 **technical education programming.** The amount of the grant is
 27 determined as follows:

28 (1) For state fiscal years beginning after June 30, 2015, and
 29 ending before July 1, 2018, under section 12 of this chapter.

30 (2) For state fiscal years beginning after June 30, 2018, under
 31 section 15 of this chapter.

32 SECTION 26. IC 20-43-8-13, AS ADDED BY P.L.230-2017,
 33 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2019]: Sec. 13. (a) This section applies to a state fiscal year
 35 beginning after June 30, 2018.

36 (b) A school corporation shall count each pupil enrolled in a
 37 program designated under section 7.5 of this chapter for the purposes
 38 of determining a school corporation's career and technical education
 39 enrollment grant under section 15 of this chapter. Each school
 40 corporation shall report its pupil enrollment count under this section to
 41 the department.

42 (c) A pupil may be counted in more than one (1) of the career and



1 technical education programs if the pupil is enrolled in more than one
 2 (1) of the career and technical education programs at the time pupil
 3 enrollment is determined.

4 (d) If the department adjusts a count of ADM after a distribution is
 5 made under this chapter, the adjusted count retroactively applies to the
 6 grant amounts distributed to a school corporation affected by the
 7 adjusted count. The department shall settle any overpayment or
 8 underpayment of grant amounts resulting from an adjusted count of
 9 ADM on a schedule determined by the department and approved by the
 10 budget agency.

11 (e) The distribution of the grant amounts under this chapter shall be
 12 made each state fiscal year under a schedule set by the budget agency
 13 and approved by the governor.

14 (f) Each school corporation that receives a grant under this chapter
 15 shall report to the department, in a manner prescribed by the
 16 department, the pupil count and the per pupil cost to the school
 17 corporation for each career and technical education program in which
 18 the school corporation includes pupils in the school corporation's
 19 enrollment count under subsection (b). **The department shall**
 20 **annually compile information regarding each school corporation's**
 21 **pupil count and per pupil cost within the school corporation for**
 22 **each career and technical education program in which the school**
 23 **corporation includes pupils in the school corporation's enrollment**
 24 **under subsection (b).** The department shall post the school
 25 corporation's pupil count and per pupil costs ~~reported to the department~~
 26 ~~under this subsection~~ on the department's Internet web site.

27 SECTION 27. IC 20-47-6 IS ADDED TO THE INDIANA CODE
 28 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 29 UPON PASSAGE]:

30 **Chapter 6. Industry Credentialing Organization; Certification;**
 31 **Administration of Contributions**

32 **Sec. 1. As used in this chapter, "contribution" means a**
 33 **contribution to an industry credentialing organization made for**
 34 **the purposes set forth in section 10 of this chapter.**

35 **Sec. 2. As used in this chapter, "eligible training program"**
 36 **means a training program that leads to the attainment of any of the**
 37 **following:**

38 **(1) An industry certification that appears on the state board's**
 39 **industry certification list that is approved by the department**
 40 **of workforce development.**

41 **(2) A postsecondary degree, certificate, or credential that:**

42 **(A) is from a training provider; and**



- 1 **(B) certifies occupational proficiency in a skilled trade.**
 2 **(3) A certificate of completion of an apprenticeship program**
 3 **(as defined in IC 20-43-8-0.3) that is established as a**
 4 **graduation pathway requirement under IC 20-32-4-1.5.**
 5 **Sec. 3. As used in this chapter, "qualifying educational**
 6 **expenses" means:**
 7 **(1) tuition and fees required to attend an eligible training**
 8 **program; and**
 9 **(2) fees, books, supplies, and equipment required for courses**
 10 **of instruction in the eligible training program.**
 11 **Sec. 4. As used in this chapter, "school" means a public school,**
 12 **including a charter school, an accredited nonpublic school, or an**
 13 **eligible school (as defined in IC 20-51-1-4.7).**
 14 **Sec. 5. As used in this chapter, "student" refers to an individual**
 15 **who:**
 16 **(1) has legal settlement in Indiana;**
 17 **(2) is at least five (5) years of age and less than twenty-two**
 18 **(22) years of age on the date in the school year specified in**
 19 **IC 20-33-2-7; and**
 20 **(3) is currently enrolled in a school.**
 21 **Sec. 6. As used in this chapter, "training provider" means any**
 22 **of the following:**
 23 **(1) A state educational institution (as defined in**
 24 **IC 21-7-13-32).**
 25 **(2) A postsecondary proprietary educational institution (as**
 26 **defined in IC 22-4.1-21-9).**
 27 **(3) A career and technical education provider established by**
 28 **a governing body (as defined in IC 20-18-2-5) under IC 20-37.**
 29 **Sec. 7. An organization qualifies for certification as an industry**
 30 **credentialing organization if the organization:**
 31 **(1) is exempt from federal income taxation under Section**
 32 **501(c)(3) of the Internal Revenue Code;**
 33 **(2) conducts activities for the purpose of enhancing career and**
 34 **technical education opportunities for students attending a**
 35 **school within the community and aligning those opportunities**
 36 **with local economic and labor needs within the community;**
 37 **(3) is governed by a board of directors that consists of**
 38 **members:**
 39 **(A) who are representatives of businesses from at least a**
 40 **majority of the economic growth regions of the department**
 41 **of workforce development as determined by the**
 42 **department of workforce development; and**



- 1 **(B) who:**
 2 **(i) conduct the same line of business or trade; or**
 3 **(ii) are in the same industry or profession;**
 4 **in Indiana;**
 5 **(4) applies to the department and the department of**
 6 **workforce development on the form, by the date, and in the**
 7 **manner prescribed by the department and the department of**
 8 **workforce development;**
 9 **(5) indicates the industry category in which the organization**
 10 **is requesting to be placed by the department of workforce**
 11 **development as described in section 20(1) of this chapter; and**
 12 **(6) enters into an agreement with the department and the**
 13 **department of workforce development to comply with this**
 14 **chapter.**

15 **However, if an organization is unable to meet the requirements**
 16 **under subdivision (3)(A) and (3)(B), the department and the**
 17 **department of workforce development may waive those**
 18 **requirements under the terms of the agreement entered into under**
 19 **subdivision (6).**

20 **Sec. 8. (a) The department and the department of workforce**
 21 **development shall coordinate with each other for purposes of this**
 22 **chapter and shall certify an organization as an industry**
 23 **credentialing organization, if the organization meets the**
 24 **qualification requirements under section 7 of this chapter.**

25 **(b) The department of workforce development shall place each**
 26 **industry credentialing organization in an industry category as**
 27 **described in section 20(1) of this chapter.**

28 **Sec. 9. An agreement entered into under section 7(6) of this**
 29 **chapter by and among the department, the department of**
 30 **workforce development, and an industry credentialing**
 31 **organization must require the industry credentialing organization**
 32 **to do the following:**

33 **(1) Collaborate with and seek guidance on a periodic basis**
 34 **from:**

- 35 **(A) the department;**
 36 **(B) the department of workforce development;**
 37 **(C) schools;**
 38 **(D) training providers; and**
 39 **(E) other stakeholders;**

40 **in carrying out the activities of the industry credentialing**
 41 **organization under this chapter.**

42 **(2) Agree to deposit all contributions in a separate account of**



1 the industry credentialing organization.

2 (3) Agree to provide written substantiation to taxpayers for
3 each contribution made to the industry credentialing
4 organization, which must include certification that the
5 contribution will be used by the industry credentialing
6 organization only for purposes of this chapter.

7 (4) Beginning not later than the third year following the date
8 the industry credentialing organization is certified under
9 section 8 of this chapter, distribute annually not less than
10 seventy-five percent (75%) of the total amount of
11 contributions for one (1) or more purposes set forth in section
12 10 of this chapter.

13 (5) Use not more than ten percent (10%) of the total amount
14 of contributions for administrative costs, including costs for:

15 (A) financial audits for an industry credentialing
16 organization; and

17 (B) reimbursements for reasonable costs incurred by
18 members of the board of directors of an industry
19 credentialing organization in carrying out the activities of
20 the industry credentialing organization under this chapter.

21 (6) Prohibit a taxpayer from directing a contribution to a
22 particular student or a particular training provider.

23 (7) Allow a taxpayer to designate:

24 (A) a specific purpose for which the taxpayer's
25 contribution must be used; and

26 (B) a specific school or school district for which the
27 taxpayer's contribution must be used;

28 under section 10 of this chapter.

29 (8) Agree to provide a list of the names and addresses of the
30 board members, officers, and employees with managerial
31 authority of the industry credentialing organization.

32 (9) Conduct criminal background checks on all the industry
33 credentialing organization board members, officers, and
34 employees, and exclude from employment or governance any
35 individual who might reasonably pose a risk to the
36 appropriate use of contributed funds.

37 (10) Make the reports required by this chapter.

38 **Sec. 10. Money received from contributions may be used by an**
39 **industry credentialing organization for one (1) or more of the**
40 **following purposes:**

41 (1) To provide financial support in the form of grants to pay
42 the qualifying educational expenses for students to attend an



1 eligible training program that allows the student to
2 concurrently earn high school or college credit.

3 (2) To provide grants to schools to be used by the school to
4 pay the transportation costs for students to attend an eligible
5 training program that allows the student to concurrently earn
6 high school or college credit.

7 (3) To provide grants to schools to be used by the school to
8 supplement funding for one (1) or more of the following
9 courses or programs of instruction of the school:

10 (A) The school's career counseling of students.

11 (B) A work ethic certificate program established under
12 IC 22-4.1-25.

13 (C) An apprenticeship program (as defined in
14 IC 20-43-8-0.3) that is established as a graduation pathway
15 requirement under IC 20-32-4-1.5.

16 (D) A work based learning course delivered in an
17 employment relationship that:

18 (i) provides a worker with paid work experience and
19 corresponding classroom instruction as set forth in
20 IC 20-43-8-0.7; and

21 (ii) is established as a graduation pathway requirement
22 under IC 20-32-4-1.5.

23 (E) Any other course or program of an eligible training
24 provider, if the course or program leads to the attainment
25 of a specific employment related credential that documents
26 the student's skills for employment success.

27 (4) To provide money to the industry credentialing
28 organization to establish and operate a career counseling
29 program for students.

30 Sec. 11. An industry credentialing organization may accept a
31 contribution of stock for purposes of this chapter. If an industry
32 credentialing organization accepts stock as a contribution for
33 purposes of this chapter, the industry credentialing organization
34 must sell the stock and deposit the proceeds of the sale in the
35 account described in section 9(2) of this chapter not later than ten
36 (10) days after the date of the contribution of the stock.

37 Sec. 12. (a) An industry credentialing organization may not
38 distribute grants from contributions under this chapter:

39 (1) for use by a student who is also the recipient of a high
40 value workforce ready credit-bearing grant under IC 21-12-8
41 for attendance at a training provider in any course for which
42 the grant for attendance from the industry credentialing



- 1 organization is provided;
- 2 (2) for use by a student to enroll in an eligible training
- 3 program that the industry credentialing organization knows
- 4 does not qualify under this chapter;
- 5 (3) to fund an eligible training program of a training provider
- 6 as defined in section 6(3) of this chapter (career and technical
- 7 education provider), if the grant money is used by the training
- 8 provider to replace state funding for the eligible training
- 9 program for which the grant is made; or
- 10 (4) to pay the qualifying educational expenses for students to
- 11 attend an eligible training program in which the student is
- 12 entitled to enroll without payment of tuition.

13 (b) An agreement entered into under section 7(6) of this chapter
 14 must prohibit an industry credentialing organization from limiting
 15 the availability of grants from contributions to students of only one
 16 (1) school or attendance at only one (1) eligible training provider.

17 Sec. 13. (a) An industry credentialing organization certified
 18 under this chapter must publicly report to the department by
 19 December 1 of each year the following information regarding the
 20 industry credentialing organization's grants awarded in the
 21 previous school year:

- 22 (1) The name and address of the industry credentialing
- 23 organization.
- 24 (2) The total number and total dollar amount of contributions
- 25 received during the previous school year.
- 26 (3) The:
- 27 (A) total number and total dollar amount of all grants
- 28 awarded during the previous school year;
- 29 (B) total number and total dollar amount of grants
- 30 awarded to pay the qualifying educational expenses for
- 31 students to attend an eligible training program;
- 32 (C) total number and total dollar amount of grants
- 33 awarded to each school; and
- 34 (D) total number and total dollar amount of other
- 35 expenses.

36 The report must be certified under penalties of perjury by the
 37 executive director of the industry credentialing organization.

38 (b) An industry credentialing organization certified under this
 39 chapter shall contract with an independent certified public
 40 accountant for an annual financial audit of the industry
 41 credentialing organization. The industry credentialing
 42 organization must provide a copy of the annual financial audit to



1 the department and must make the annual financial audit available
2 to a member of the public upon request.

3 **Sec. 14.** The department shall prescribe a standardized form for
4 industry credentialing organizations to report information
5 required under this chapter.

6 **Sec. 15.** The department may, in a proceeding under IC 4-21.5,
7 suspend or terminate the certification of an organization as an
8 industry credentialing organization if the department establishes
9 that the industry credentialing organization has intentionally and
10 substantially failed to comply with the requirements of this chapter
11 or an agreement entered into under this chapter.

12 **Sec. 16.** The department may conduct either a financial review
13 or an audit of an industry credentialing organization certified
14 under this chapter if the department of state revenue has evidence
15 of fraud.

16 **Sec. 17. (a)** A school that receives grant money from an industry
17 credentialing organization under this chapter shall report to the
18 department by December 1 of each year the use of the grant money
19 by the school during the previous school year and metrics of
20 student achievement and demographics, including:

21 (1) the amount of grant money used for each course or
22 program of instruction of the school;

23 (2) the amount of grant money used for transportation costs
24 for students to attend an eligible training program;

25 (3) the amount of grant money used for any other purposes;
26 and

27 (4) metrics of student achievement and demographic
28 information for those students during the previous school
29 year that participated in a course or program of instruction
30 of the school that was funded in whole or in part by grant
31 money from an industry credentialing organization under this
32 chapter.

33 (b) The department shall make the information reported by
34 each school under subsection (a) available to the public on the
35 department's Internet web site.

36 **Sec. 18.** The department shall prescribe a standard form to be
37 used by a school to report student achievement and demographic
38 information as required under section 17(a)(4) of this chapter. The
39 standard form must include at least the following information for
40 those students participating in a career and technical education
41 program or course described in section 17(a)(4) of this chapter:

42 (1) The number of students who completed a program or



1 course in the school that was funded in whole or in part by
 2 grant money from an industry credentialing organization
 3 under this chapter, including:

4 (A) a compilation of:

5 (i) the academic achievement of those students in the
 6 program or course; and

7 (ii) the average grade point average of those students;
 8 and

9 (B) a description of the employment related credential
 10 attained by those students as a result of completing the
 11 program or course, if any.

12 (2) The number of students who completed a course in an
 13 eligible training program that allowed the student to receive
 14 concurrent high school or college credit as a result of
 15 completing the course.

16 (3) The number of students who completed an eligible training
 17 program to attain an industry certification described in
 18 section 2(1) of this chapter.

19 (4) The number of students who enrolled in, but failed to
 20 complete, a program or course described in subdivisions (1)
 21 through (3).

22 (5) The number of students with low socioeconomic status.

23 (6) The number of students from racial minority groups.

24 (7) The number of students representing rural regions.

25 (8) The number of students representing urban regions.

26 (9) The number of students by gender.

27 (10) The number of students with disability status.

28 (11) The number of students who are designated as at risk
 29 students.

30 **Sec. 19. (a)** An industry credentialing organization shall conduct
 31 a survey of the students who participated in a course or program
 32 that received funding from the industry credentialing organization
 33 under this chapter.

34 (b) The survey shall be conducted in the year after the year in
 35 which the student graduates or leaves school and the next four (4)
 36 consecutively succeeding years.

37 (c) The survey must include the individual's employment status,
 38 including whether the individual is employed full-time or
 39 part-time, for each year the survey is conducted.

40 (d) The industry credentialing organization shall submit each
 41 survey conducted under this section to the department and the
 42 department of workforce development not later than December 1



- 1 of the year in which the survey is conducted.
- 2 **Sec. 20. The department of workforce development shall**
 3 **annually compile lists of the following:**
- 4 (1) **The industry categories, as determined by the department**
 5 **of workforce development, in which an industry credentialing**
 6 **organization may be placed under this chapter.**
- 7 (2) **The organizations that have been certified as industry**
 8 **credentialing organizations under this chapter, disaggregated**
 9 **by industry category.**
- 10 **Sec. 21. The department shall adopt rules under IC 4-22-2 to**
 11 **implement this chapter.**
- 12 SECTION 28. IC 21-12-8-9, AS AMENDED BY P.L.174-2018,
 13 SECTION 8, AND AS AMENDED BY P.L.178-2018, SECTION 6, IS
 14 CORRECTED AND AMENDED TO READ AS FOLLOWS
 15 [EFFECTIVE JULY 1, 2019]: Sec. 9. (a) This section applies to an
 16 applicant who attends or has attended any of the following:
- 17 (1) An approved secondary school.
 18 (2) An accredited nonpublic school.
 19 (3) A nonaccredited nonpublic school.
- 20 (b) An applicant is eligible to receive a high value workforce ready
 21 credit-bearing grant if the following conditions are met:
- 22 (1) The applicant is domiciled in Indiana, as defined by the
 23 commission.
 24 (2) The applicant:
 25 (A) has received a diploma of graduation from a school
 26 described in subsection (a);
 27 (B) has been granted a:
 28 (i) high school equivalency certificate before July 1, 1995;
 29 or
 30 (ii) state of Indiana general educational development (GED)
 31 diploma under IC 20-10.1-12.1 (before its repeal),
 32 IC 20-20-6 (before its repeal), or IC 22-4.1-18; or
 33 (C) is a student in good standing who is completing a final
 34 year of study at a school described in subsection (a) and will
 35 be eligible upon graduation to attend an approved institution
 36 of higher learning.
- 37 (3) The applicant is enrolled in an eligible certificate program, as
 38 determined under ~~IC 21-12-8-2(4)~~; **section 2(4) of this chapter,**
 39 ~~at Ivy Tech Community College or Vincennes University. Ivy~~
 40 **Tech Community College, Vincennes University, or a**
 41 **program approved by the commission.**
- 42 (4) The applicant enrolls at least half-time for purposes of federal



- 1 financial aid.
- 2 (5) The applicant has not received any grant for the maximum
- 3 number of academic terms specified for the grant in
- 4 IC 21-12-13-1 or IC 21-12-13-2.
- 5 (6) The applicant is not eligible for any state financial aid
- 6 program described in IC 21-12-13-1(a) or IC 21-12-13-2(a).
- 7 (7) The applicant is identified as financially independent from the
- 8 applicant's parents as determined by the Free Application for
- 9 Federal Student Aid (FAFSA).
- 10 (8) The applicant has correctly filed the FAFSA and, if eligible
- 11 for aid, accepts all offered federal scholarships and grants.
- 12 (9) *Except as provided under subsection (c), the applicant*
- 13 *maintains satisfactory academic progress, as determined by the*
- 14 *eligible institution. ~~unless one (1) or more of the following~~*
- 15 *conditions is met:*
- 16 *(A) The applicant has not attended an eligible institution for*
- 17 *the immediately preceding two (2) academic years;*
- 18 *(B) The applicant attended an eligible institution at any time*
- 19 *during the immediately preceding two (2) academic years and*
- 20 *the applicant maintained satisfactory academic progress*
- 21 *during the period in which the applicant attended the eligible*
- 22 *institution.*
- 23 (10) The applicant has not previously received a baccalaureate
- 24 degree, an associate degree, or an eligible certificate.
- 25 (11) The applicant meets any other minimum criteria established
- 26 by the commission.
- 27 *(c) This subsection applies to an applicant who does not maintain*
- 28 *satisfactory academic progress under subsection (b)(9) but meets all*
- 29 *the other conditions required under subsection (b). An applicant is*
- 30 *eligible to receive a high value workforce ready credit-bearing grant*
- 31 *if the applicant meets one (1) of the following:*
- 32 *(1) The applicant has not attended an eligible institution for the*
- 33 *immediately preceding two (2) academic years.*
- 34 *(2) The applicant:*
- 35 *(A) attended an eligible institution at any time during the*
- 36 *immediately preceding two (2) academic years; and*
- 37 *(B) maintained satisfactory academic progress, as determined*
- 38 *by the eligible institution, during the period described in*
- 39 *clause (A) in which the applicant attended the eligible*
- 40 *institution.*
- 41 ~~(e)~~ **(d)** *If an applicant is identified as dependent as determined by*
- 42 *the Free Application for Federal Student Aid (FAFSA), the applicant*



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must:

- (1) meet the criteria specified in subsection (b), except for subsection (b)(4), (b)(7), and (b)(9);
- (2) enroll full time for purposes of federal financial aid;
- (3) maintain satisfactory academic progress, as determined by the eligible institution; and
- (4) complete a workforce ready grant success program, as determined by the commission, if the applicant graduates from high school after December 31, 2018.

~~(d)~~ (e) If the demand for high value workforce ready credit-bearing grants exceeds the available appropriation, as determined by the commission, the commission shall prioritize the applicants identified as independent as determined by the Free Application for Federal Student Aid (FAFSA).

SECTION 29. IC 22-4.1-19-6, AS AMENDED BY P.L.152-2018, SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. The cabinet may make recommendations to the state board concerning the legislative budget requests prepared under IC 20-20-38-12 by state educational institutions for state ~~and federal~~ funds for career and technical education.

SECTION 30. IC 22-4.1-20-4, AS AMENDED BY P.L.152-2018, SECTION 32, AND AS AMENDED BY P.L.174-2018, SECTION 39, AND AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2019 GENERAL ASSEMBLY, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) *Not less than twenty-five percent (25%) of the money appropriated by the general assembly for adult education and the work Indiana program shall be used as provided in subsections (b) and (c).*

(b) Money described in subsection (a) may be used ~~only~~ to reimburse an eligible provider for adult education that is provided to individuals who:

- (1) need the education to master a skill that leads to:
 - (A) the completion of grade 8; or
 - (B) an Indiana high school equivalency diploma under IC 22-4.1-18;
- (2) need the education to receive high school credit to obtain a high school diploma; or
- (3) have graduated from high school (or received a high school equivalency certificate, a general educational development (GED) diploma, or an Indiana high school equivalency diploma), but who demonstrate basic skill deficiencies in mathematics or English/language arts.



1 (c) *The department shall use the money described in subsection (a)*
 2 *for adult education grants to employers. A grant to an employer*
 3 **under this subsection is equal to the amount established under**
 4 **subsection (d) plus, subject to the availability of funds, the amount**
 5 **determined under subsection (e).**

6 (d) *An employer is eligible for an adult education grant for each*
 7 *eligible employee who obtains a high school diploma or a high school*
 8 *equivalency diploma through a program organized or funded by the*
 9 *employer. The amount of the grant is the lesser of ~~five hundred dollars~~*
 10 *(~~\$500~~) one thousand dollars (\$1,000) or the out-of-pocket expenditure*
 11 *by the employer for the costs described in subsection ~~(e)~~. (h).*

12 (e) **Subject to subsection (i), if, at the end of a state fiscal year,**
 13 **the total amount of funds allocated under subsection (a) exceeds**
 14 **the total amount of funds used for reimbursements and grants**
 15 **under subsections (a) and (b), the department shall use the**
 16 **remaining funds to reimburse each employer that received a grant**
 17 **under subsection (d) for instructor salary costs that the employer**
 18 **incurred and that exceeded the amount of funds the employer**
 19 **received under subsection (d). If the amount of the remaining funds**
 20 **is not sufficient to reimburse each employer for the employer's**
 21 **instructor salary costs, each employer shall receive funds under**
 22 **this subsection in an amount equal to the lesser of:**

23 (1) **the total instructor salary costs that the employer incurred**
 24 **and that exceeded the amount of funds the employer received**
 25 **under subsection (d); or**

26 (2) **the result of STEP FOUR of the following STEPS:**

27 **STEP ONE: Determine the total number of eligible**
 28 **employees for which the employer received a grant under**
 29 **subsection (d).**

30 **STEP TWO: Determine the total number of eligible**
 31 **employees for which all employers received a grant under**
 32 **subsection (d).**

33 **STEP THREE: Determine the result of:**

34 **(A) the STEP ONE amount; divided by**

35 **(B) the STEP TWO amount.**

36 **STEP FOUR: Determine the result of:**

37 **(A) the STEP THREE result; multiplied by**

38 **(B) the amount of the remaining funds.**

39 (f) *To qualify as an eligible employee, an individual must meet all*
 40 *of the following criteria:*

41 (1) *The individual must be at least eighteen (18) years of age and*
 42 *not enrolled in a school corporation's kindergarten through*



1 *grade 12 educational program.*

2 *(2) The individual must be a resident of Indiana for at least thirty*

3 *(30) days before enrolling in a program of adult education.*

4 *(3) The individual must be employed on a part-time or full-time*
5 *basis in Indiana.*

6 *(4) When initially employed by the employer, the individual:*

7 *(A) did not have sufficient high school credits to earn a high*
8 *school diploma; or*

9 *(B) had not passed the examination to earn a high school*
10 *equivalency diploma or a general educational development*
11 *(GED) diploma.*

12 ~~(d)~~ **(g)** For purposes of reimbursement under this section, the
13 eligible provider may not count an individual who is also enrolled in a
14 school corporation's kindergarten through grade 12 educational
15 program. An individual described in ~~subdivision (3)~~ *subsection (b)(3)*
16 may be counted for reimbursement by the eligible provider only for
17 classes taken in mathematics and English/language arts.

18 ~~(b) (e)~~ **(h) Subject to subsection (i)**, the ~~council~~ *department* shall
19 provide for reimbursement to an eligible provider *or employer* under
20 this section for instructor salaries and administrative and support costs.
21 However, the ~~council~~ *department* may not allocate more than fifteen
22 percent (15%) of the total appropriation under subsection (a) for
23 administrative and support costs.

24 **(i) The costs incurred by an employer for an instructor's salary**
25 **are not eligible to be included as out-of-pocket expenditures by the**
26 **employer under subsection (d) or as instructor salary costs**
27 **incurred by the employer under subsection (e) unless the following**
28 **conditions apply:**

29 **(1) The instruction by the instructor was provided in a**
30 **program that allows the eligible employees of the employer**
31 **that participate in the program to obtain a high school**
32 **diploma or a high school equivalency diploma.**

33 **(2) The costs for the instructor's salary could not be provided**
34 **by an eligible provider without expenditures by the employer.**

35 **(3) An eligible provider or the instructor signs an affidavit**
36 **attesting that the costs for the instructor's salary meets the**
37 **requirements of subdivisions (1) and (2).**

38 SECTION 31. IC 22-4.1-26-5, AS ADDED BY P.L.174-2018,
39 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
40 JULY 1, 2019]: Sec. 5. **(a) Except as provided in section 5.5 of this**
41 **chapter**, eligible employees must be trained, hired, and retained for at
42 least six (6) months by the employer. If an eligible employee separates



1 from employment with the employer that provided the training in order
 2 to accept employment with another employer before the end of the six
 3 (6) month period, the retention requirement is waived.

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

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

11 SECTION 32. IC 22-4.1-26-5.5 IS ADDED TO THE INDIANA
 12 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 13 [EFFECTIVE JULY 1, 2019]: **Sec. 5.5. (a) The requirements**
 14 **described in section 5(a) of this chapter do not apply to this section.**

15 **(b) A high school student is eligible to participate in the**
 16 **program if the student is enrolled in a work based learning course**
 17 **(as defined in IC 20-43-8-0.7) that is aligned with the sectors for**
 18 **eligible employment described in section 5(b) of this chapter.**

19 SECTION 33. IC 22-4.1-26-6, AS ADDED BY P.L.174-2018,
 20 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2019]: Sec. 6. (a) Eligible training must be job skills training
 22 that ties to an in demand occupation **and leads to:**

- 23 **(1) for an eligible employee (including a high school student**
 24 **described in section 5.5 of this chapter) that is a new hire, a**
 25 **postsecondary credential, a nationally recognized industry**
 26 **credential, or specialized company training; or**
- 27 **(2) for an eligible employee that is an existing worker:**
 - 28 **(A) a postsecondary credential, a nationally recognized**
 29 **industry credential, or specialized company training; and**
 - 30 **(B) an increase of wages.**

31 (b) Eligible training does not include human resource training or job
 32 shadowing.

33 SECTION 34. IC 22-4.1-26-7, AS ADDED BY P.L.174-2018,
 34 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2019]: Sec. 7. (a) The maximum grant amount provided to an
 36 employer for each eligible employee is five thousand dollars (\$5,000).
 37 **However, if the eligible employee is a high school student, the**
 38 **maximum grant amount provided to an employer for the student**
 39 **is the lesser of:**

- 40 **(1) one thousand dollars (\$1,000); or**
- 41 **(2) not more than one-third (1/3) of the cost of the student's**
 42 **work based learning course.**



1 (b) The maximum grant amount provided to a particular employer
2 is fifty thousand dollars (\$50,000).

3 SECTION 35. [EFFECTIVE JANUARY 1, 2019
4 (RETROACTIVE)] (a) **511 IAC 8-2-6 is void. The publisher of the
5 Indiana Administrative Code and Indiana Register shall remove
6 this section from the Indiana Administrative Code.**

7 (b) **This SECTION expires January 1, 2020.**

8 SECTION 36. **An emergency is declared for this act.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1002, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 4-3-26-10, AS ADDED BY P.L.269-2017, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 10. The MPH shall do the following:

- (1) Establish and maintain a program to collect, analyze, and exchange government information in carrying out the powers and duties of the OMB and the powers and duties of the executive state agency sharing the data. In carrying out this program, the MPH may, in accordance with IC 4-1-6, obtain government information from each executive state agency.
- (2) In accordance with IC 4-1-6 and IC 5-14-3, establish and maintain a program to make government information available to executive state agencies, political subdivisions, educational institutions, researchers, nongovernmental organizations, and the general public, subject to the following:
 - (A) A request for data subject to IC 4-1-6-8.6 shall be made in conformance with that section.
 - (B) A program established and maintained under this chapter must include policies governing access to government information held by the MPH under this chapter. Government information may be made available only in accordance with applicable confidentiality and disclosure laws.
- (3) Establish privacy and quality policies for government information that comply with all applicable Indiana and federal laws, rules, and policies.
- (4) In accordance with standards developed by the office of technology established by IC 4-13.1-2-1, establish and maintain a program to ensure the security of government information under this chapter.
- (5) Conduct operational and procedural audits of executive state agencies.
- (6) Perform financial planning and design and implement



efficiency projects for executive state agencies.

(7) Advise and assist each executive state agency to identify and implement continuous process improvement in state government.

(8) Do the following:

(A) Collect:

- (i) postsecondary academic data;**
- (ii) wage employment data;**
- (iii) military enlistment data;**
- (iv) incarceration data;**
- (v) data regarding the receipt of Temporary Assistance for Needy Families (TANF) program assistance; and**
- (vi) data regarding the receipt of the federal Supplemental Nutrition Assistance Program (SNAP) assistance;**

of a student upon the student's graduation from high school that can be linked to the student's kindergarten through grade 12 student identification number.

(B) On November 1, 2019, and each November 1 thereafter, submit a report summarizing the data collected under clause (A) to the legislative council in an electronic format under IC 5-14-6.

A report submitted to the legislative council under this subdivision may not contain any personal, identifiable information.

(8) (9) Carry out such other responsibilities as may be designated by the director of the OMB or the chief data officer to carry out the responsibilities of the OMB or the chief data officer."

Page 2, delete lines 1 through 2.

Page 2, line 3, delete "(e)" and insert "**(d)**".

Page 2, line 7, delete "(f)" and insert "**(e)**".

Page 2, line 39, delete ";" and insert "**of workforce development, a nationally recognized industry credential, or specialized company training approved by the department of workforce development;**".

Page 3, line 1, delete ";" and insert "**of workforce development, a nationally recognized industry credential, or specialized company training approved by the department of workforce development;**".

Page 5, between lines 24 and 25, begin a new paragraph and insert:
"SECTION 10. IC 20-28-5-22 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2019 (RETROACTIVE)]: Sec. 22. (a) After June 30, 2019, a school corporation, a school, or a secondary school vocational program may employ an instructor who does not



have a license under this chapter for not more than fifty percent (50%) of the career and technical education courses offered by the school corporation, school, or secondary school vocational program, if the instructor:

(1) has:

(A) six thousand (6,000) hours of work experience in the five (5) years immediately preceding the year of employment as an instructor in the secondary vocational program;

(B) four thousand (4,000) hours of work experience in the ten (10) years immediately preceding the year of employment as an instructor in the secondary vocational program and provides evidence of occupational licensure or occupational proficiency based on a regional, state, or national board training and evaluation approved by the department;

(C) four thousand (4,000) hours of work experience in the ten (10) years immediately preceding the year of employment as an instructor in the secondary vocational program and provides evidence of completion of an accredited two (2) year or higher degree in the specific area in which the instructor will teach; or

(D) four thousand (4,000) hours of work experience in the ten (10) years immediately preceding the year of employment as an instructor in the secondary vocational program and has completed an apprenticeship or internship program; and

(2) obtains an expanded criminal history check and child protection index search under IC 20-26-5-10.

(b) An instructor is considered a teacher for purposes of collective bargaining under IC 20-29."

Page 9, line 14, after "24." insert "(a)".

Page 9, between lines 20 and 21, begin a new paragraph and insert:

"(b) Each year before November 1, the budget agency shall estimate the costs incurred by each school corporation in the immediately preceding school year to implement the requirement described in subsection (a) and submit a report of these costs by school corporation to the general assembly in an electronic format under IC 5-14-6."

Page 10, between lines 5 and 6, begin a new paragraph and insert:

"(g) Each year before November 1, the budget agency shall estimate the costs incurred by each school corporation in the



immediately preceding school year to implement the curriculum described in IC 20-30-5-14(f), including the proposed student activities, and submit a report of these costs by school corporation to the general assembly in an electronic format under IC 5-14-6."

Replace the effective date in SECTION 14 with "[EFFECTIVE JULY 1, 2018 (RETROACTIVE)]:".

Page 10, line 13, after "secondary" insert "**or postsecondary**".

Page 10, line 28, strike "high school".

Page 11, delete lines 2 through 15, begin a new paragraph and insert:

"(c) A school corporation that has entered into an agreement for a joint program of career and technical education may add a new career and technical education course to its curriculum without being approved under subsection (b)(1) or (b)(2) if the course is being offered in partnership with an employer or an employer and either:

(1) a postsecondary educational institution; or

(2) a third party trainer that is eligible to receive funding under the federal Workforce Innovation and Opportunity Act (WIOA) of 2014 under 29 U.S.C. 3101 et seq., including reauthorizations of WIOA, and is listed on the department of workforce development's eligible training provider list on the department of workforce development's Internet web site.

(d) A student who is enrolled in a career and technical education course offered by a school corporation that has not been approved under subsection (b)(1) or (b)(2) after June 30, 2018, shall receive credit for completion of the course if the course meets the requirements set forth for a course described in subsection (c)."

Page 11, between lines 32 and 33, begin a new paragraph and insert:

"SECTION 18. IC 20-43-8-13, AS ADDED BY P.L.230-2017, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 13. (a) This section applies to a state fiscal year beginning after June 30, 2018.

(b) A school corporation shall count each pupil enrolled in a program designated under section 7.5 of this chapter for the purposes of determining a school corporation's career and technical education enrollment grant under section 15 of this chapter. Each school corporation shall report its pupil enrollment count under this section to the department.

(c) A pupil may be counted in more than one (1) of the career and technical education programs if the pupil is enrolled in more than one (1) of the career and technical education programs at the time pupil



enrollment is determined.

(d) If the department adjusts a count of ADM after a distribution is made under this chapter, the adjusted count retroactively applies to the grant amounts distributed to a school corporation affected by the adjusted count. The department shall settle any overpayment or underpayment of grant amounts resulting from an adjusted count of ADM on a schedule determined by the department and approved by the budget agency.

(e) The distribution of the grant amounts under this chapter shall be made each state fiscal year under a schedule set by the budget agency and approved by the governor.

(f) ~~Each school corporation that receives a grant under this chapter shall report to the department, in a manner prescribed by the department, the pupil count and the per pupil cost to the school corporation for each career and technical education program in which the school corporation includes pupils in the school corporation's enrollment count under subsection (b). The department shall annually compile information regarding each school corporation's pupil count and per pupil cost within the school corporation for each career and technical education program in which the school corporation includes pupils in the school corporation's employment under subsection (b).~~ The department shall post the school corporation's pupil count and per pupil costs ~~reported to the department under this subsection~~ on the department's Internet web site."

Page 11, delete lines 33 through 42.

Delete pages 12 through 14.

Page 15, delete lines 1 through 35.

Page 16, line 21, delete "a state" and insert "**Ivy Tech Community College, Vincennes University, or a program approved by the commission.**".

Page 16, delete line 22.

Page 19, between lines 15 and 16, begin a new paragraph and insert:
 "SECTION 22. IC 22-4.1-26-5, AS ADDED BY P.L.174-2018, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: 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.

SECTION 23. IC 22-4.1-26-5.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 5.5. (a) The requirements described in section 5(a) of this chapter do not apply to this section.**

(b) A high school student is eligible to participate in the program if the student is enrolled in a work based learning course (as defined in IC 20-43-8-0.7) that is aligned with the sectors for eligible employment described in section 5(b) of this chapter."

Page 19, line 20, after "employee" insert **"(including a high school student described in section 5.5 of this chapter)"**.

Page 19, line 21, delete ";" and insert **", a nationally recognized industry credential, or specialized company training approved by the department;"**.

Page 19, line 24, delete ";" and insert **", a nationally recognized industry credential, or specialized company training approved by the department;"**.

Page 19, between lines 27 and 28, begin a new paragraph and insert:
"SECTION 25. IC 22-4.1-26-7, AS ADDED BY P.L.174-2018, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) The maximum grant amount provided to an employer for each eligible employee is five thousand dollars (\$5,000). However, if the eligible employee is a high school student, the maximum grant amount provided to an employer for the student is the lesser of:

- (1) one thousand dollars (\$1,000); or**
- (2) not more than one-third (1/3) of the cost of the student's work based learning course.**

(b) The maximum grant amount provided to a particular employer is fifty thousand dollars (\$50,000)."

Page 19, delete lines 28 through 42.

Page 20, delete lines 1 through 27.

Page 20, between lines 27 and 28, begin a new paragraph and insert:
"SECTION 26. [EFFECTIVE JANUARY 1, 2019 (RETROACTIVE)] (a) 511 IAC 8-2-6 is void. The publisher of the Indiana Administrative Code and Indiana Register shall remove



this section from the Indiana Administrative Code.

(b) This SECTION expires January 1, 2020."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1002 as introduced.)

HUSTON

Committee Vote: yeas 22, nays 0.

COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred House Bill No. 1002, 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:

Page 1, delete lines 1 through 15.

Delete page 2.

Page 3, delete line 1.

Page 3, between lines 6 and 7, begin a new paragraph and insert:

"SECTION 1. IC 4-3-27-3, AS ADDED BY P.L.152-2018, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. The governor's workforce cabinet is established under the applicable state and federal programs to do the following:

(1) Review the services and use of funds and resources under applicable state and federal programs and advise the governor, **general assembly, commission for higher education, and state board of education** on methods of coordinating the services and use of funds and resources consistent with the laws and regulations governing the particular applicable state and federal programs.

(2) Advise the governor, **general assembly, commission for higher education, and state board of education** on:

(A) the development and implementation of state and local standards and measures; and

(B) the coordination of the standards and measures; concerning the applicable federal programs.

(3) Perform the duties as set forth in federal law of the particular advisory bodies for applicable federal programs described in

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section 4 of this chapter.

(4) Identify the workforce needs in Indiana and recommend to the governor, **general assembly, commission for higher education, and state board of education** goals to meet the investment needs.

(5) Recommend to the governor, **general assembly, commission for higher education, and state board of education** goals for the development and coordination of the talent development system in Indiana.

(6) Prepare and recommend to the governor, **general assembly, commission for higher education, and state board of education** a strategic plan to accomplish the goals developed under subdivisions (4) and (5).

(7) Monitor and direct the implementation of and evaluate the effectiveness of the strategic plan described in subdivision (6).

(8) Advise the governor, **general assembly, commission for higher education, and state board of education** on the coordination of federal, state, and local education and training programs and on the allocation of state and federal funds in Indiana to promote effective services, service delivery, and innovative programs.

(9) Review and approve regional workforce development board plans, and work with regional workforce development boards to determine appropriate metrics for workforce programming at the state and local levels.

(10) Design for implementation a comprehensive career navigation and coaching system as described in section 11 of this chapter.

(11) Conduct a systematic and comprehensive review, analysis, and evaluation of workforce funding described in section 12 of this chapter.

(12) Conduct a systematic and comprehensive review, analysis, and evaluation of the college and career funding described in section 13 of this chapter.

(13) Based on the reviews in sections 12 and 13 of this chapter, direct the appropriate state agencies to implement administrative changes to the delivery of these programs that align with Indiana's workforce goals, and make recommendations to:

- (A) the governor;
- (B) **the commission for higher education;**
- (C) **the state board of education;** and
- (D) the legislative council **general assembly** in an in



electronic format under IC 5-14-6;
 on possible legislative changes in the future.
 (14) Study the advisability of establishing one (1) or more real world career readiness programs as described in section 14 of this chapter and report to:

- (A) the governor;
- (B) the commission for higher education;**
- (C) the state board of education;** and
- ~~(D) the legislative council~~ **general assembly** in an electronic format under IC 5-14-6;

concerning the results of the study.

(15) Conduct a systematic and comprehensive review, analysis, and evaluation of whether:

- (A) Indiana's primary, secondary, and postsecondary education systems are aligned with employer needs; and**
- (B) Indiana's students and workforce are prepared for success in the twenty-first century economy.**

(16) Create a comprehensive strategic plan to ensure alignment between Indiana's primary, secondary, and postsecondary education systems with Indiana's workforce training programs and employer needs.

~~(15)~~ **(17) Carry out other policy duties and tasks as assigned by the governor.**

SECTION 2. IC 4-3-27-5, AS ADDED BY P.L.152-2018, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) The membership of the governor's workforce cabinet established under section 3 of this chapter consists of at least ~~twenty-one (21)~~ **twenty-five (25)** members as follows:

- (1) A chairperson appointed by the governor.
- (2) The secretary of career connections and talent.
- (3) The commissioner of the department of workforce development.
- (4) The president of the Indiana economic development corporation.
- (5) The commissioner of the Indiana commission for higher education.
- (6) The superintendent of public instruction.
- (7) The president of Ivy Tech Community College.
- (8) The president of Vincennes University.
- (9) A member appointed by the governor who is an apprenticeship coordinator of a joint labor-management apprenticeship program approved by the United States



Department of Labor, Employment and Training Administration,
Office of Apprenticeship.

(10) A member representing high school career and technical education directors appointed by the governor in consultation with the Indiana Association of Career and Technical Education Districts.

(11) A member representing manufacturing appointed by the governor in consultation with the Indiana Manufacturers Association.

(12) A member representing a minority business enterprise appointed by the governor.

(13) A member representing a women's business enterprise appointed by the governor.

(14) A member representing a veteran owned business appointed by the governor.

(15) A member representing the nonunion and construction trades appointed by the governor in consultation with the Associated Builders and Contractors, Inc., and the Indiana Builders Association.

(16) A business owner representative appointed by the governor in consultation with the Indiana Chamber of Commerce.

(17) A small business owner appointed by the governor in consultation with the National Federation of Independent Businesses.

(18) A member of a community-based organization appointed by the governor.

(19) Three (3) at-large business owners appointed by the governor, one (1) of whom is a business owner who employs less than fifty (50) employees.

(20) A member who is the chairperson of the standing committee that considers bills on education matters in the house of representatives, as determined by the speaker of the house of representatives, or the chairperson's designee. The member under this subdivision serves as a nonvoting member.

(21) A member who is the ranking minority member of the standing committee that considers bills on education matters in the house of representatives, as determined by the minority leader in the house of representatives, or the ranking minority member's designee. The member under this subdivision serves as a nonvoting member.

(22) A member who is the chairperson of the standing committee that considers bills on education matters in the



senate, as determined by the president pro tempore of the senate, or the chairperson's designee. The member under this subdivision serves as a nonvoting member.

(23) A member who is the ranking minority member of the standing committee that considers bills on education matters in the senate, as determined by the minority leader in the senate, or the ranking minority member's designee. The member under this subdivision serves as a nonvoting member.

~~(20)~~ (24) Any additional members designated and appointed by the governor.

(b) The members appointed under subsection (a)(11) through (a)(19) must be geographically diverse.

SECTION 3. IC 4-3-27-6, AS ADDED BY P.L.152-2018, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) ~~The governor shall appoint~~ Members **shall be appointed** to the cabinet for two (2) year terms. The terms must be staggered so that the terms of half of the members expire each year.

(b) **For members appointed by the governor**, the governor shall promptly make an appointment to fill any vacancy on the cabinet, but only for the duration of the unexpired term.

SECTION 4. IC 4-3-27-9, AS ADDED BY P.L.152-2018, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 9. (a) The cabinet shall adopt bylaws and rules governing the cabinet's organization and operation, including bylaws and rules governing the establishment of advisory committees considered necessary by the cabinet, scheduling of cabinet meetings, and other activities necessary to implement this chapter.

(b) The cabinet's meetings and advisory committee meetings are subject to IC 5-14-1.5 (open door law).

SECTION 5. IC 4-3-27-11, AS ADDED BY P.L.152-2018, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 11. (a) As used in this section, "high school" means a high school (as defined in IC 20-18-2-7) that is:

- (1) maintained by a school corporation;
- (2) a charter school; or
- (3) an accredited nonpublic school.

(b) Not later than ~~July 1, 2018~~, **July 1, 2019**, the cabinet shall develop a comprehensive career navigation and coaching system for Indiana that does both of the following:

- (1) Provides timely, comprehensive, relevant, and useful information on careers, including at least:
 - (A) general and industry sector based regional, state, national,



and global information to identify both immediate and potential career opportunities arising from:

- (i) current employer needs;
- (ii) developing or foreseeable talent needs and trends; and
- (iii) other factors identified by the cabinet;

(B) state, regional, and local labor market supply and demand information from the department of workforce development, industry sectors, and other verifiable sources; and

(C) educational requirements and attainment information from employers, the department of workforce development, and other verifiable sources.

(2) Establishes strategies and identifies capacity to deliver career navigation and coaching to middle school, high school, postsecondary, and adult students, with priority being given to middle school and high school students, including at least:

(A) processes for identifying an individual's aptitude for and interest in, and the education and training required for, various career and employment opportunities;

(B) the use of career coaches and other coaching resources, including the work one system, employers, Ivy Tech Community College, Vincennes University, and other postsecondary educational institutions; and

(C) qualifications for career coaches and a training program to enable the career coaches to provide relevant information to the individuals being served.

(c) All high schools in Indiana shall participate in the career coaching program developed under subsection (b)(2).

(d) In developing the comprehensive career navigation and coaching system under subsection (b)(2), the cabinet shall:

(1) receive cooperation, support, and assistance from:

(A) the department of workforce development, the Indiana commission for higher education, and the department of education; and

(B) the resources, providers, and institutions that the departments and the commission listed in clause (A) use and oversee;

(2) explore approaches and models from Indiana and other states and countries;

(3) where appropriate, use pilot programs or other scaling approaches to develop and implement the comprehensive career navigation and coaching system in a cost effective and efficient manner; and



(4) work to coordinate and align resources to produce effective and efficient results to K-12 educational systems, postsecondary educational systems, the workforce development community, employers, community based organizations, and other entities.

(e) The cabinet shall initially:

(1) focus on:

(A) students in, or of the age to be in, the last two (2) years of high school; and

(B) working age adults; and

(2) use, to the extent possible, the department of workforce development, the K-12 educational system, Ivy Tech Community College, Vincennes University, and other existing resources to implement the comprehensive career navigation and coaching system with a later expansion of the system, as appropriate, to all K-12 and postsecondary schools and institutions and their students.

~~(f) Not later than July 30, 2018, the cabinet shall submit to the governor and the legislative council in an electronic format under IC 5-14-6 a progress report concerning the cabinet's activities through June 30, 2018, to develop the comprehensive career navigation and coaching system:~~

~~(g)~~ **(f)** Not later than ~~October 31, 2018;~~ **July 1, 2019**, the cabinet shall submit to:

(1) the governor;

(2) the commission for higher education;

(3) the state board of education; and

(4) the legislative council general assembly in an electronic format under IC 5-14-6;

operating and funding recommendations to implement the comprehensive career navigation and coaching system."

Page 3, line 26, delete "a group of:" and insert "**either of the following:**

(1) A group of local employers, educators, and community leaders.

(2) An industry credentialing organization certified under IC 20-47-6."

Page 3, delete lines 27 through 29.

Page 4, delete lines 3 through 21, begin a new paragraph and insert:

"SECTION 8. IC 5-28-7-5.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 5.5. (a) This section applies to a grant initially awarded under this chapter after June 30, 2019.**



(b) Eligibility for a grant from the skills enhancement fund under this chapter is limited to cooperative arrangements or agreements that lead to:

- (1) for a participating employee that is a new hire, a postsecondary credential, a nationally recognized industry credential, or specialized company training; or**
- (2) for a participating employee that is an existing worker:**
 - (A) a postsecondary credential, a nationally recognized industry credential, or specialized company training; and**
 - (B) an increase of wages."**

Page 7, between lines 1 and 2, begin a new paragraph and insert:

"SECTION 13. IC 20-28-5-12, AS AMENDED BY P.L.106-2016, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 12. (a) Subsection (b) does not apply to an individual who:

- (1) held an Indiana limited, reciprocal, or standard teaching license on June 30, 1985; or
- (2) is granted a license under section 18 of this chapter.

(b) The department may not grant an initial practitioner license to an individual unless the individual has demonstrated proficiency in the following areas on a written examination or through other procedures prescribed by the department:

- (1) Basic reading, writing, and mathematics.
- (2) Pedagogy.
- (3) Knowledge of the areas in which the individual is required to have a license to teach.
- (4) If the individual is seeking to be licensed as an elementary school teacher, comprehensive scientifically based reading instruction skills, including:
 - (A) phonemic awareness;
 - (B) phonics instruction;
 - (C) fluency;
 - (D) vocabulary; and
 - (E) comprehension.

(c) An individual's license examination score may not be disclosed by the department without the individual's consent unless specifically required by state or federal statute or court order.

(d) **Subject to section 24 of this chapter**, the state board shall adopt rules under IC 4-22-2 to do the following:

- (1) Adopt, validate, and implement the examination or other procedures required by subsection (b).
- (2) Establish examination scores indicating proficiency.



(3) Otherwise carry out the purposes of this section.

(e) Subject to section 18 of this chapter, the state board shall adopt rules under IC 4-22-2 establishing the conditions under which the requirements of this section may be waived for an individual holding a valid teacher's license issued by another state."

Page 7, between lines 37 and 38, begin a new paragraph and insert:

"SECTION 15. IC 20-28-5-24 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 24. (a) This section applies to teacher licensing examinations administered to determine whether an individual demonstrates, in accordance with section 12(b) of this chapter, proficiency in:**

- (1) basic reading, writing, and mathematics;**
- (2) pedagogy; and**
- (3) knowledge of the areas in which the individual is required to have a license to teach.**

(b) Not later than July 1, 2020, the state board shall adopt teacher licensing examinations to replace the teacher licensing examinations administered on July 1, 2019.

(c) The state board shall adopt teacher licensing examinations that are already in existence and administered nationally.

(d) The department shall, not later than September 1, 2021, implement the teacher licensing examinations adopted under this section.

(e) The state board shall adopt rules under IC 4-22-2 to carry out this section.

SECTION 16. IC 20-28-5-25 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 25. Fifteen (15) of the total number of professional growth experience points required to renew a practitioner license or an accomplished practitioner license must be obtained through the completion of one (1) or more of the following:**

- (1) An externship with a company.**
- (2) Professional development provided by the state, a local business, or a community partner that provides opportunities for schools and employers to partner in promoting career navigation.**
- (3) Professional development provided by the state, a local business, or a community partner that outlines the:**
 - (A) current and future economic needs of the community, state, nation, and globe; and**



(B) ways in which the current and future economic needs described in clause (A) can be disseminated to students."

Page 10, line 36, delete "or".

Page 10, line 38, delete "program." and insert "**program; or**

(D) any combination of the exams, courses, or programs described in clauses (A) through (C)."

Page 11, delete lines 25 through 39.

Page 13, line 5, delete "document" and insert "**record**".

Page 13, delete lines 40 through 42, begin a new paragraph and insert:

"(d) A student who is enrolled or was enrolled in a career and technical education course after June 30, 2018, that:

(1) is or was offered by a school corporation; and

(2) meets the requirements set forth in subsection (c);

shall receive credit for successfully completing the course regardless of whether the course has been approved under subsection (b)(1) or (b)(2).

(e) Subject to IC 20-43-8-7.5 and any applicable federal law, a course that meets the requirements set forth in subsection (c) that is offered by a school corporation after June 30, 2018, is eligible for state and federal career and technical education funding."

Page 14, delete lines 1 through 2.

Page 14, line 12, delete "at least eighty percent" and insert "**one hundred percent (100%)**".

Page 14, line 13, delete "(80%)".

Page 15, line 11, delete "employment" and insert "**enrollment**".

Page 15, between lines 14 and 15, begin a new paragraph and insert:
"SECTION 26. IC 20-47-6 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 6. Industry Credentialing Organization; Certification; Administration of Contributions

Sec. 1. As used in this chapter, "contribution" means a contribution to an industry credentialing organization made for the purposes set forth in section 10 of this chapter.

Sec. 2. As used in this chapter, "eligible training program" means a training program that leads to the attainment of any of the following:

(1) An industry certification that appears on the state board's industry certification list that is approved by the department of workforce development.

(2) A postsecondary degree, certificate, or credential that:



(A) is from a training provider; and

(B) certifies occupational proficiency in a skilled trade.

(3) A certificate of completion of an apprenticeship program (as defined in IC 20-43-8-0.3) that is established as a graduation pathway requirement under IC 20-32-4-1.5.

Sec. 3. As used in this chapter, "qualifying educational expenses" means:

(1) tuition and fees required to attend an eligible training program; and

(2) fees, books, supplies, and equipment required for courses of instruction in the eligible training program.

Sec. 4. As used in this chapter, "school" means a public school, including a charter school, an accredited nonpublic school, or an eligible school (as defined in IC 20-51-1-4.7).

Sec. 5. As used in this chapter, "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; and

(3) is currently enrolled in a school.

Sec. 6. As used in this chapter, "training provider" means any of the following:

(1) A state educational institution (as defined in IC 21-7-13-32).

(2) A postsecondary proprietary educational institution (as defined in IC 22-4.1-21-9).

(3) A career and technical education provider established by a governing body (as defined in IC 20-18-2-5) under IC 20-37.

Sec. 7. An organization qualifies for certification as an industry credentialing organization if the organization:

(1) is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code;

(2) conducts activities for the purpose of enhancing career and technical education opportunities for students attending a school within the community and aligning those opportunities with local economic and labor needs within the community;

(3) is governed by a board of directors that consists of members:

(A) who are representatives of businesses from at least a majority of the economic growth regions of the department of workforce development as determined by the



department of workforce development; and

(B) who:

(i) conduct the same line of business or trade; or

(ii) are in the same industry or profession;

in Indiana;

(4) applies to the department and the department of workforce development on the form, by the date, and in the manner prescribed by the department and the department of workforce development;

(5) indicates the industry category in which the organization is requesting to be placed by the department of workforce development as described in section 20(1) of this chapter; and

(6) enters into an agreement with the department and the department of workforce development to comply with this chapter.

However, if an organization is unable to meet the requirements under subdivision (3)(A) and (3)(B), the department and the department of workforce development may waive those requirements under the terms of the agreement entered into under subdivision (6).

Sec. 8. (a) The department and the department of workforce development shall coordinate with each other for purposes of this chapter and shall certify an organization as an industry credentialing organization, if the organization meets the qualification requirements under section 7 of this chapter.

(b) The department of workforce development shall place each industry credentialing organization in an industry category as described in section 20(1) of this chapter.

Sec. 9. An agreement entered into under section 7(6) of this chapter by and among the department, the department of workforce development, and an industry credentialing organization must require the industry credentialing organization to do the following:

(1) Collaborate with and seek guidance on a periodic basis from:

(A) the department;

(B) the department of workforce development;

(C) schools;

(D) training providers; and

(E) other stakeholders;

in carrying out the activities of the industry credentialing organization under this chapter.



(2) Agree to deposit all contributions in a separate account of the industry credentialing organization.

(3) Agree to provide written substantiation to taxpayers for each contribution made to the industry credentialing organization, which must include certification that the contribution will be used by the industry credentialing organization only for purposes of this chapter.

(4) Beginning not later than the third year following the date the industry credentialing organization is certified under section 8 of this chapter, distribute annually not less than seventy-five percent (75%) of the total amount of contributions for one (1) or more purposes set forth in section 10 of this chapter.

(5) Use not more than ten percent (10%) of the total amount of contributions for administrative costs, including costs for:

(A) financial audits for an industry credentialing organization; and

(B) reimbursements for reasonable costs incurred by members of the board of directors of an industry credentialing organization in carrying out the activities of the industry credentialing organization under this chapter.

(6) Prohibit a taxpayer from directing a contribution to a particular student or a particular training provider.

(7) Allow a taxpayer to designate:

(A) a specific purpose for which the taxpayer's contribution must be used; and

(B) a specific school or school district for which the taxpayer's contribution must be used;

under section 10 of this chapter.

(8) Agree to provide a list of the names and addresses of the board members, officers, and employees with managerial authority of the industry credentialing organization.

(9) Conduct criminal background checks on all the industry credentialing organization board members, officers, and employees, and exclude from employment or governance any individual who might reasonably pose a risk to the appropriate use of contributed funds.

(10) Make the reports required by this chapter.

Sec. 10. Money received from contributions may be used by an industry credentialing organization for one (1) or more of the following purposes:

(1) To provide financial support in the form of grants to pay



the qualifying educational expenses for students to attend an eligible training program that allows the student to concurrently earn high school or college credit.

(2) To provide grants to schools to be used by the school to pay the transportation costs for students to attend an eligible training program that allows the student to concurrently earn high school or college credit.

(3) To provide grants to schools to be used by the school to supplement funding for one (1) or more of the following courses or programs of instruction of the school:

(A) The school's career counseling of students.

(B) A work ethic certificate program established under IC 22-4.1-25.

(C) An apprenticeship program (as defined in IC 20-43-8-0.3) that is established as a graduation pathway requirement under IC 20-32-4-1.5.

(D) A work based learning course delivered in an employment relationship that:

(i) provides a worker with paid work experience and corresponding classroom instruction as set forth in IC 20-43-8-0.7; and

(ii) is established as a graduation pathway requirement under IC 20-32-4-1.5.

(E) Any other course or program of an eligible training provider, if the course or program leads to the attainment of a specific employment related credential that documents the student's skills for employment success.

(4) To provide money to the industry credentialing organization to establish and operate a career counseling program for students.

Sec. 11. An industry credentialing organization may accept a contribution of stock for purposes of this chapter. If an industry credentialing organization accepts stock as a contribution for purposes of this chapter, the industry credentialing organization must sell the stock and deposit the proceeds of the sale in the account described in section 9(2) of this chapter not later than ten (10) days after the date of the contribution of the stock.

Sec. 12. (a) An industry credentialing organization may not distribute grants from contributions under this chapter:

(1) for use by a student who is also the recipient of a high value workforce ready credit-bearing grant under IC 21-12-8 for attendance at a training provider in any course for which



the grant for attendance from the industry credentialing organization is provided;

(2) for use by a student to enroll in an eligible training program that the industry credentialing organization knows does not qualify under this chapter;

(3) to fund an eligible training program of a training provider as defined in section 6(3) of this chapter (career and technical education provider), if the grant money is used by the training provider to replace state funding for the eligible training program for which the grant is made; or

(4) to pay the qualifying educational expenses for students to attend an eligible training program in which the student is entitled to enroll without payment of tuition.

(b) An agreement entered into under section 7(6) of this chapter must prohibit an industry credentialing organization from limiting the availability of grants from contributions to students of only one (1) school or attendance at only one (1) eligible training provider.

Sec. 13. (a) An industry credentialing organization certified under this chapter must publicly report to the department by December 1 of each year the following information regarding the industry credentialing organization's grants awarded in the previous school year:

(1) The name and address of the industry credentialing organization.

(2) The total number and total dollar amount of contributions received during the previous school year.

(3) The:

(A) total number and total dollar amount of all grants awarded during the previous school year;

(B) total number and total dollar amount of grants awarded to pay the qualifying educational expenses for students to attend an eligible training program;

(C) total number and total dollar amount of grants awarded to each school; and

(D) total number and total dollar amount of other expenses.

The report must be certified under penalties of perjury by the executive director of the industry credentialing organization.

(b) An industry credentialing organization certified under this chapter shall contract with an independent certified public accountant for an annual financial audit of the industry credentialing organization. The industry credentialing



organization must provide a copy of the annual financial audit to the department and must make the annual financial audit available to a member of the public upon request.

Sec. 14. The department shall prescribe a standardized form for industry credentialing organizations to report information required under this chapter.

Sec. 15. The department may, in a proceeding under IC 4-21.5, suspend or terminate the certification of an organization as an industry credentialing organization if the department establishes that the industry credentialing organization has intentionally and substantially failed to comply with the requirements of this chapter or an agreement entered into under this chapter.

Sec. 16. The department may conduct either a financial review or an audit of an industry credentialing organization certified under this chapter if the department of state revenue has evidence of fraud.

Sec. 17. (a) A school that receives grant money from an industry credentialing organization under this chapter shall report to the department by December 1 of each year the use of the grant money by the school during the previous school year and metrics of student achievement and demographics, including:

- (1) the amount of grant money used for each course or program of instruction of the school;
- (2) the amount of grant money used for transportation costs for students to attend an eligible training program;
- (3) the amount of grant money used for any other purposes; and
- (4) metrics of student achievement and demographic information for those students during the previous school year that participated in a course or program of instruction of the school that was funded in whole or in part by grant money from an industry credentialing organization under this chapter.

(b) The department shall make the information reported by each school under subsection (a) available to the public on the department's Internet web site.

Sec. 18. The department shall prescribe a standard form to be used by a school to report student achievement and demographic information as required under section 17(a)(4) of this chapter. The standard form must include at least the following information for those students participating in a career and technical education program or course described in section 17(a)(4) of this chapter:



(1) The number of students who completed a program or course in the school that was funded in whole or in part by grant money from an industry credentialing organization under this chapter, including:

(A) a compilation of:

(i) the academic achievement of those students in the program or course; and

(ii) the average grade point average of those students; and

(B) a description of the employment related credential attained by those students as a result of completing the program or course, if any.

(2) The number of students who completed a course in an eligible training program that allowed the student to receive concurrent high school or college credit as a result of completing the course.

(3) The number of students who completed an eligible training program to attain an industry certification described in section 2(1) of this chapter.

(4) The number of students who enrolled in, but failed to complete, a program or course described in subdivisions (1) through (3).

(5) The number of students with low socioeconomic status.

(6) The number of students from racial minority groups.

(7) The number of students representing rural regions.

(8) The number of students representing urban regions.

(9) The number of students by gender.

(10) The number of students with disability status.

(11) The number of students who are designated as at risk students.

Sec. 19. (a) An industry credentialing organization shall conduct a survey of the students who participated in a course or program that received funding from the industry credentialing organization under this chapter.

(b) The survey shall be conducted in the year after the year in which the student graduates or leaves school and the next four (4) consecutively succeeding years.

(c) The survey must include the individual's employment status, including whether the individual is employed full-time or part-time, for each year the survey is conducted.

(d) The industry credentialing organization shall submit each survey conducted under this section to the department and the



department of workforce development not later than December 1 of the year in which the survey is conducted.

Sec. 20. The department of workforce development shall annually compile lists of the following:

- (1) The industry categories, as determined by the department of workforce development, in which an industry credentialing organization may be placed under this chapter.
- (2) The organizations that have been certified as industry credentialing organizations under this chapter, disaggregated by industry category.

Sec. 21. The department shall adopt rules under IC 4-22-2 to implement this chapter."

Page 17, delete lines 24 through 42, begin a new paragraph and insert:

"SECTION 29. IC 22-4.1-20-4, AS AMENDED BY P.L.152-2018, SECTION 32, AND AS AMENDED BY P.L.174-2018, SECTION 39, AND AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2019 GENERAL ASSEMBLY, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Sec. 4. (a) *Not less than twenty-five percent (25%) of the money appropriated by the general assembly for adult education and the work Indiana program shall be used as provided in subsections (b) and (c).*

(b) *Money described in subsection (a) may be used ~~only~~ to reimburse an eligible provider for adult education that is provided to individuals who:*

- (1) need the education to master a skill that leads to:
 - (A) the completion of grade 8; or
 - (B) an Indiana high school equivalency diploma under IC 22-4.1-18;
- (2) need the education to receive high school credit to obtain a high school diploma; or
- (3) have graduated from high school (or received a high school equivalency certificate, a general educational development (GED) diploma, or an Indiana high school equivalency diploma), but who demonstrate basic skill deficiencies in mathematics or English/language arts.

(c) *The department shall use the money described in subsection (a) for adult education grants to employers. A grant to an employer under this subsection is equal to the amount established under subsection (d) plus, subject to the availability of funds, the amount determined under subsection (e).*

(d) *An employer is eligible for an adult education grant for each*



eligible employee who obtains a high school diploma or a high school equivalency diploma through a program organized or funded by the employer. The amount of the grant is the lesser of ~~five hundred dollars (\$500)~~ one thousand dollars (\$1,000) or the out-of-pocket expenditure by the employer for the costs described in subsection ~~(e)~~. (h).

(e) Subject to subsection (i), if, at the end of a state fiscal year, the total amount of funds allocated under subsection (a) exceeds the total amount of funds used for reimbursements and grants under subsections (a) and (b), the department shall use the remaining funds to reimburse each employer that received a grant under subsection (d) for instructor salary costs that the employer incurred and that exceeded the amount of funds the employer received under subsection (d). If the amount of the remaining funds is not sufficient to reimburse each employer for the employer's instructor salary costs, each employer shall receive funds under this subsection in an amount equal to the lesser of:

(1) the total instructor salary costs that the employer incurred and that exceeded the amount of funds the employer received under subsection (d); or

(2) the result of STEP FOUR of the following STEPS:

STEP ONE: Determine the total number of eligible employees for which the employer received a grant under subsection (d).

STEP TWO: Determine the total number of eligible employees for which all employers received a grant under subsection (d).

STEP THREE: Determine the result of:

(A) the STEP ONE amount; divided by

(B) the STEP TWO amount.

STEP FOUR: Determine the result of:

(A) the STEP THREE result; multiplied by

(B) the amount of the remaining funds.

(f) To qualify as an eligible employee, an individual must meet all of the following criteria:

(1) The individual must be at least eighteen (18) years of age and not enrolled in a school corporation's kindergarten through grade 12 educational program.

(2) The individual must be a resident of Indiana for at least thirty (30) days before enrolling in a program of adult education.

(3) The individual must be employed on a part-time or full-time basis in Indiana.

(4) When initially employed by the employer, the individual:



(A) did not have sufficient high school credits to earn a high school diploma; or

(B) had not passed the examination to earn a high school equivalency diploma or a general educational development (GED) diploma.

~~(d)~~ (g) For purposes of reimbursement under this section, the eligible provider may not count an individual who is also enrolled in a school corporation's kindergarten through grade 12 educational program. An individual described in ~~subdivision (3)~~ subsection (b)(3) may be counted for reimbursement by the eligible provider only for classes taken in mathematics and English/language arts.

~~(b)~~ ~~(e)~~ (h) **Subject to subsection (i)**, the ~~council~~ department shall provide for reimbursement to an eligible provider or employer under this section for instructor salaries and administrative and support costs. However, the ~~council~~ department may not allocate more than fifteen percent (15%) of the total appropriation under subsection (a) for administrative and support costs.

(i) The costs incurred by an employer for an instructor's salary are not eligible to be included as out-of-pocket expenditures by the employer under subsection (d) or as instructor salary costs incurred by the employer under subsection (e) unless the following conditions apply:

(1) The instruction by the instructor was provided in a program that allows the eligible employees of the employer that participate in the program to obtain a high school diploma or a high school equivalency diploma.

(2) The costs for the instructor's salary could not be provided by an eligible provider without expenditures by the employer.

(3) An eligible provider or the instructor signs an affidavit attesting that the costs for the instructor's salary meets the requirements of subdivisions (1) and (2)."

Page 18, delete lines 1 through 37.

Page 19, delete lines 19 through 35, begin a new paragraph and insert:

"SECTION 32. IC 22-4.1-26-6, AS ADDED BY P.L.174-2018, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) Eligible training must be job skills training that ties to an in demand occupation **and leads to:**

(1) for an eligible employee (including a high school student described in section 5.5 of this chapter) that is a new hire, a postsecondary credential, a nationally recognized industry credential, or specialized company training; or



(2) for an eligible employee that is an existing worker:

(A) a postsecondary credential, a nationally recognized industry credential, or specialized company training; and

(B) an increase of wages.

(b) Eligible training does not include human resource training or job shadowing."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass and be reassigned to the Senate Committee on Appropriations.

(Reference is to HB 1002 as printed January 25, 2019.)

RAATZ, Chairperson

Committee Vote: Yeas 6, Nays 4.

