



March 31, 2017

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# ENGROSSED HOUSE BILL No. 1003

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DIGEST OF HB 1003 (Updated March 29, 2017 2:52 pm - DI 110)

**Citations Affected:** IC 20-18; IC 20-19; IC 20-20; IC 20-24; IC 20-24.2; IC 20-26; IC 20-28; IC 20-30; IC 20-31; IC 20-32; IC 20-33; IC 20-35; IC 20-43; IC 20-51; noncode.

**Synopsis:** Student assessments. Replaces the ISTEP test program after June 30, 2018, with a new statewide assessment program to be known as Indiana's Learning Evaluation Assessment Readiness Network (ILEARN). Provides, beginning after June 30, 2017, that a high school must administer an end of course assessments in the subjects of: (1) English 10; (2) biology I; and (3) algebra I. Repeals a provision defining the ISTEP program. Makes conforming amendments.

**Effective:** Upon passage; July 1, 2017.

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## Behning, Brown T

(SENATE SPONSORS — KRUSE, BASSLER)

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January 12, 2017, read first time and referred to Committee on Education.  
February 13, 2017, amended, reported — Do Pass.  
February 16, 2017, read second time, amended, ordered engrossed.  
February 17, 2017, engrossed.  
February 20, 2017, read third time, passed. Yeas 67, nays 31.

SENATE ACTION

February 23, 2017, read first time and referred to Committee on Education and Career Development.  
March 30, 2017, amended, reported favorably — Do Pass.

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EH 1003—LS 7494/DI 116





March 31, 2017

First Regular Session of the 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1003

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 20-18-2-6, AS ADDED BY P.L.1-2005, SECTION  
2 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON  
3 PASSAGE]: Sec. 6. "Graduation examination" means:  
4 **(1) for school years ending before July 1, 2018**, the test  
5 designated by the board under the ISTEP program; **and**  
6 **(2) for school years beginning after June 30, 2018, the**  
7 **nationally recognized college entrance assessment designated**  
8 **by the state board under IC 20-32-5.1.**  
9 SECTION 2. IC 20-18-2-10 IS REPEALED [EFFECTIVE JULY 1,  
10 2017]. ~~Sec. 10. "ISTEP program" refers to the Indiana statewide testing~~  
11 ~~for educational progress program developed and administered under~~  
12 ~~IC 20-32-5.~~  
13 SECTION 3. IC 20-18-2-20.7 IS ADDED TO THE INDIANA  
14 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
15 [EFFECTIVE UPON PASSAGE]: **Sec. 20.7. (a) Except as provided**  
16 **in subsection (b), "statewide assessment program" refers to:**  
17 **(1) for school years ending before July 1, 2018, the ISTEP**

**EH 1003—LS 7494/DI 116**



1            **program under IC 20-32-5; and**  
 2            **(2) for school years beginning after June 30, 2018, the**  
 3            **Indiana's Learning Evaluation Assessment Readiness**  
 4            **Network (ILEARN) program under IC 20-32-5.1.**

5            **(b) For purposes of IC 20-28-11.5 and for school years**  
 6            **beginning after June 30, 2018, "statewide assessment program"**  
 7            **does not include end of course assessments administered under**  
 8            **IC 20-32-5.1.**

9            SECTION 4. IC 20-19-2-8, AS AMENDED BY P.L.286-2013,  
 10          SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 11          UPON PASSAGE]: Sec. 8. (a) In addition to any other powers and  
 12          duties prescribed by law, the state board shall adopt rules under  
 13          IC 4-22-2 concerning, but not limited to, the following matters:

14          (1) The designation and employment of the employees and  
 15          consultants necessary for the department. The state board shall fix  
 16          the compensation of employees of the department, subject to the  
 17          approval of the budget committee and the governor under  
 18          IC 4-12-2.

19          (2) The establishment and maintenance of standards and  
 20          guidelines for media centers, libraries, instructional materials  
 21          centers, or any other area or system of areas in a school where a  
 22          full range of information sources, associated equipment, and  
 23          services from professional media staff are accessible to the school  
 24          community. With regard to library automation systems, the state  
 25          board may only adopt rules that meet the standards established by  
 26          the state library board for library automation systems under  
 27          IC 4-23-7.1-11(b).

28          (3) The establishment and maintenance of standards for student  
 29          personnel and guidance services.

30          (4) The inspection of all public schools in Indiana to determine  
 31          the condition of the schools. The state board shall establish  
 32          standards governing the accreditation of public schools.

33          Observance of:

34          (A) IC 20-31-4;

35          (B) IC 20-28-5-2;

36          (C) IC 20-28-6-3 through IC 20-28-6-7;

37          (D) IC 20-28-11.5; and

38          (E) IC 20-31-3, IC 20-32-4, IC 20-32-5 **(for school years**  
 39          **ending before July 1, 2018), IC 20-32-5.1 (for school years**  
 40          **beginning after June 30, 2018), and IC 20-32-8;**

41          is a prerequisite to the accreditation of a school. Local public  
 42          school officials shall make the reports required of them and



1 otherwise cooperate with the state board regarding required  
 2 inspections. Nonpublic schools may also request the inspection  
 3 for classification purposes. Compliance with the building and site  
 4 guidelines adopted by the state board is not a prerequisite of  
 5 accreditation.

6 (5) The distribution of funds and revenues appropriated for the  
 7 support of schools in the state.

8 (6) The state board may not establish an accreditation system for  
 9 nonpublic schools that is less stringent than the accreditation  
 10 system for public schools.

11 (7) A separate system for recognizing nonpublic schools under  
 12 IC 20-19-2-10. Recognition of nonpublic schools under this  
 13 subdivision constitutes the system of regulatory standards that  
 14 apply to nonpublic schools that seek to qualify for the system of  
 15 recognition.

16 (8) The establishment and enforcement of standards and  
 17 guidelines concerning the safety of students participating in  
 18 cheerleading activities.

19 (9) Subject to IC 20-28-2, the preparation and licensing of  
 20 teachers.

21 (b) Before final adoption of any rule, the state board shall make a  
 22 finding on the estimated fiscal impact that the rule will have on school  
 23 corporations.

24 SECTION 5. IC 20-19-2-14, AS AMENDED BY P.L.286-2013,  
 25 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 26 UPON PASSAGE]: Sec. 14. The state board shall do the following:

27 (1) Establish the educational goals of the state, developing  
 28 standards and objectives for local school corporations.

29 (2) Assess the attainment of the established goals.

30 (3) Assure compliance with established standards and objectives.

31 (4) Coordinate with the commission for higher education  
 32 (IC 21-18-1) and the department of workforce development  
 33 (IC 22-4.1-2) to develop entrepreneurship education programs for  
 34 elementary and secondary education, higher education, and  
 35 individuals in the work force.

36 (5) Make recommendations to the governor and general assembly  
 37 concerning the educational needs of the state, including financial  
 38 needs.

39 (6) Provide for reviews to ensure the validity and reliability of the  
 40 **ISTEP statewide assessment** program.

41 SECTION 6. IC 20-20-8-6, AS AMENDED BY P.L.2-2007,  
 42 SECTION 203, IS AMENDED TO READ AS FOLLOWS



1 [EFFECTIVE UPON PASSAGE]: Sec. 6. A report must contain the  
2 following:

3 (1) The information listed in section 8 of this chapter for each of  
4 the preceding three (3) years.

5 (2) Additional components determined under section 7(4) of this  
6 chapter.

7 (3) Additional information or explanation that the governing body  
8 wishes to include, including the following:

9 (A) Results of nationally recognized assessments of students  
10 under programs other than the **ISTEP statewide assessment**  
11 program that a school corporation, including a charter school,  
12 uses to determine if students are meeting or exceeding  
13 academic standards in grades that are tested under the **ISTEP**  
14 **statewide assessment** program.

15 (B) Results of assessments of students under programs other  
16 than the **ISTEP statewide assessment** program that a school  
17 corporation uses to determine if students are meeting or  
18 exceeding academic standards in grades that are not tested  
19 under the **ISTEP statewide assessment** program.

20 (C) The number and types of staff professional development  
21 programs.

22 (D) The number and types of partnerships with the  
23 community, business, or postsecondary education.

24 (E) Levels of parental participation.

25 SECTION 7. IC 20-20-8-8, AS AMENDED BY THE TECHNICAL  
26 CORRECTIONS BILL OF THE 2017 GENERAL ASSEMBLY, IS  
27 AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON  
28 PASSAGE]: Sec. 8. (a) The report must include the following  
29 information:

30 (1) Student enrollment.

31 (2) Graduation rate (as defined in IC 20-26-13-6) and the  
32 graduation rate excluding students that receive a graduation  
33 waiver under IC 20-32-4-4.

34 (3) Attendance rate.

35 (4) The following test scores, including the number and  
36 percentage of students meeting academic standards:

37 (A) All state standardized assessment scores.

38 (B) Scores for assessments under IC 20-32-5-21 (**before its**  
39 **expiration on July 1, 2018**), if appropriate.

40 (C) For a freeway school, scores on a locally adopted  
41 assessment program, if appropriate.

42 (5) Average class size.



- 1 (6) The school's performance category or designation of school  
 2 improvement assigned under IC 20-31-8.
- 3 (7) The number and percentage of students in the following  
 4 groups or programs:  
 5 (A) Alternative education, if offered.  
 6 (B) Career and technical education.  
 7 (C) Special education.  
 8 (D) High ability.  
 9 ~~(E) Remediation.~~  
 10 ~~(F) (E) Limited English language proficiency.~~  
 11 ~~(G) (F) Students receiving free or reduced price lunch under~~  
 12 ~~the national school lunch program.~~  
 13 ~~(H) School flex program, if offered.~~
- 14 (8) Advanced placement, including the following:  
 15 (A) For advanced placement tests, the percentage of students:  
 16 (i) scoring three (3), four (4), and five (5); and  
 17 (ii) taking the test.  
 18 (B) For the Scholastic Aptitude Test:  
 19 (i) the average test scores for all students taking the test;  
 20 (ii) the average test scores for students completing the  
 21 academic honors diploma program; and  
 22 (iii) the percentage of students taking the test.
- 23 (9) Course completion, including the number and percentage of  
 24 students completing the following programs:  
 25 (A) Academic honors diploma.  
 26 (B) Core 40 curriculum.  
 27 (C) Career and technical programs.
- 28 ~~(10) The percentage of grade 8 students enrolled in algebra I.~~  
 29 ~~(H) (10) The percentage of graduates considered college and~~  
 30 ~~career ready in a manner prescribed by the state board.~~  
 31 ~~(I) (11) School safety, including:~~  
 32 (A) the number of students receiving suspension or expulsion  
 33 for the possession of alcohol, drugs, or weapons;  
 34 (B) the number of incidents reported under IC 20-33-9; and  
 35 (C) the number of bullying incidents reported under  
 36 IC 20-34-6 by category.
- 37 ~~(J) (12) Financial information and various school cost factors~~  
 38 ~~including the following, required to be provided to the office of~~  
 39 ~~management and budget under IC 20-42.5-3-5.~~  
 40 ~~(A) Expenditures per pupil.~~  
 41 ~~(B) Average teacher salary.~~  
 42 ~~(C) Remediation funding.~~



- 1           ~~(14)~~ *Interdistrict and intradistrict student mobility rates, if that*  
 2           ~~information is available.~~  
 3           ~~(15)~~ (13) The number and percentage of each of the following  
 4           within the school corporation:  
 5               (A) Teachers who are certificated employees (as defined in  
 6               IC 20-29-2-4).  
 7               (B) Teachers who teach the subject area for which the teacher  
 8               is certified and holds a license.  
 9               (C) Teachers with national board certification.  
 10          ~~(16)~~ (14) The percentage of grade 3 students reading at grade 3  
 11          level.  
 12          ~~(17)~~ (15) The number of students expelled, *including the number*  
 13          *participating in other recognized education programs during*  
 14          ~~their expulsion~~, including the percentage of students expelled by  
 15          race, grade, gender, free or reduced price lunch status, and  
 16          eligibility for special education.  
 17          ~~(18)~~ (16) Chronic absenteeism, which includes the number of  
 18          students who have been absent from school for ten percent (10%)  
 19          or more of a school year for any reason.  
 20          ~~(19)~~ (17) Habitual truancy, which includes the number of students  
 21          who have been absent ten (10) days or more from school within  
 22          a school year without being excused or without being absent  
 23          under a parental request that has been filed with the school.  
 24          ~~(20)~~ (18) The number of students who have dropped out of  
 25          school, including the reasons for dropping out, including the  
 26          percentage of students who have dropped out by race, grade,  
 27          gender, free or reduced price lunch status, and eligibility for  
 28          special education.  
 29          ~~(21)~~ (19) The number of out of school suspensions assigned,  
 30          including the percentage of students suspended by race, grade,  
 31          gender, free or reduced price lunch status, and eligibility for  
 32          special education.  
 33          ~~(22)~~ (20) The number of in school suspensions assigned,  
 34          including the percentage of students suspended by race, grade,  
 35          gender, free or reduced price lunch status, and eligibility for  
 36          special education.  
 37          ~~(23)~~ (21) The number of student work permits revoked.  
 38          ~~(24)~~ (22) The number of students receiving an international  
 39          baccalaureate diploma.  
 40          (b) *Section 3(a) of this chapter does not apply to the publication of*  
 41          *information required under this subsection.* This subsection applies to  
 42          schools, including charter schools, located in a county having a





1 consolidated city, including schools located in excluded cities (as  
 2 defined in IC 36-3-1-7). *A separate report including* the information  
 3 reported under subsection (a) must be disaggregated by race, grade,  
 4 gender, free or reduced price lunch status, and eligibility for special  
 5 education *and must be made available on the Internet as provided in*  
 6 *section 3(b) of this chapter.*

7 SECTION 8. IC 20-20-13-9, AS AMENDED BY P.L.133-2012,  
 8 SECTION 188, IS AMENDED TO READ AS FOLLOWS  
 9 [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) This section applies to the  
 10 4R's technology program described in section 6(a)(1) of this chapter.

11 (b) In addition to any other funds available under this chapter, if  
 12 state funds are transferred under IC 20-32-5-19 (**before its expiration**  
 13 **on July 1, 2018**) to the 4R's technology program:

- 14 (1) those funds do not revert to the state general fund;  
 15 (2) those funds shall be made available to the 4R's technology  
 16 program under this chapter; and  
 17 (3) the department, upon approval by the governor and the budget  
 18 agency, shall use those funds to award grants under this section.

19 (c) To be eligible to receive a grant under the program, a school  
 20 corporation must comply with the following:

- 21 (1) The school corporation must apply to the department for a  
 22 grant on behalf of a school within the school corporation to  
 23 purchase technology equipment.  
 24 (2) The school corporation must certify the following:  
 25 (A) That the school will provide every kindergarten and grade  
 26 1 student at that school the opportunity to learn reading,  
 27 writing, and arithmetic using technology.  
 28 (B) That the school will provide daily before or after school  
 29 technology laboratories for students in grades 1 through 3 who  
 30 have been identified as needing remediation in reading,  
 31 writing, or arithmetic.  
 32 (C) That the school will provide additional technology  
 33 opportunities, that may include Saturday sessions, for students  
 34 in other grade levels to use the technology laboratories for  
 35 remediation in reading, writing, arithmetic, or mathematics.  
 36 (D) That the school will provide technology opportunities to  
 37 students that attend remediation programs under IC 20-32-8 (if  
 38 the school corporation is required to do so) or any other  
 39 additional summer programs.  
 40 (E) That the school corporation, either through its own or the  
 41 school's initiative, is able to provide a part of the costs  
 42 attributable to purchasing the necessary technology equipment.



- 1 (3) The school corporation must include in the application the  
 2 sources of and the amount of money secured under subdivision  
 3 (2)(E).  
 4 (4) The school corporation or the school must:  
 5 (A) provide teacher training services; or  
 6 (B) use vendor provided teacher training services.  
 7 (5) The school corporation must give primary consideration to the  
 8 purchase of technology equipment that includes teacher training  
 9 services.  
 10 (6) The teachers who will be using the technology equipment  
 11 must support the initiative described in this chapter.  
 12 (d) Upon review of the applications by the department, the  
 13 satisfaction of the requirements set forth in subsection (c), and subject  
 14 to the availability of funds for this purpose, the department shall award  
 15 to each eligible school corporation a grant to purchase technology  
 16 equipment under section 6(a)(1) of this chapter.  
 17 (e) The department shall monitor the compliance by the school  
 18 corporations receiving grants of the matters cited in subsection (c).  
 19 SECTION 9. IC 20-24-4-1, AS AMENDED BY P.L.5-2015,  
 20 SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 21 UPON PASSAGE]: Sec. 1. (a) A charter must meet the following  
 22 requirements:  
 23 (1) Be a written instrument.  
 24 (2) Be executed by an authorizer and an organizer.  
 25 (3) Confer certain rights, franchises, privileges, and obligations  
 26 on a charter school.  
 27 (4) Confirm the status of a charter school as a public school.  
 28 (5) Be granted for:  
 29 (A) not less than three (3) years or more than seven (7) years;  
 30 and  
 31 (B) a fixed number of years agreed to by the authorizer and the  
 32 organizer.  
 33 (6) Provide for the following:  
 34 (A) A review by the authorizer of the charter school's  
 35 performance, including the progress of the charter school in  
 36 achieving the academic goals set forth in the charter, at least  
 37 one (1) time in each five (5) year period while the charter is in  
 38 effect.  
 39 (B) Renewal, if the authorizer and the organizer agree to renew  
 40 the charter.  
 41 (C) The renewal application must include guidance from the  
 42 authorizer, and the guidance must include the performance



- 1 criteria that will guide the authorizer's renewal decisions.  
 2 (D) The renewal application process must, at a minimum,  
 3 provide an opportunity for the charter school to:  
 4 (i) present additional evidence, beyond the data contained in  
 5 the performance report, supporting its case for charter  
 6 renewal;  
 7 (ii) describe improvements undertaken or planned for the  
 8 charter school; and  
 9 (iii) detail the charter school's plans for the next charter  
 10 term.  
 11 (E) Not later than October 1 in the year in which the charter  
 12 school seeks renewal of a charter, the governing board of a  
 13 charter school seeking renewal shall submit a renewal  
 14 application to the charter authorizer under the renewal  
 15 application guidance issued by the authorizer. The authorizer  
 16 shall make a final ruling on the renewal application not later  
 17 than March 1 after the filing of the renewal application. The  
 18 March 1 deadline does not apply to any review or appeal of a  
 19 final ruling. After the final ruling is issued, the charter school  
 20 may obtain further review by the authorizer of the authorizer's  
 21 final ruling in accordance with the terms of the charter school's  
 22 charter and the protocols of the authorizer.  
 23 (7) Specify the grounds for the authorizer to:  
 24 (A) revoke the charter before the end of the term for which the  
 25 charter is granted; or  
 26 (B) not renew a charter.  
 27 (8) Set forth the methods by which the charter school will be held  
 28 accountable for achieving the educational mission and goals of  
 29 the charter school, including the following:  
 30 (A) Evidence of improvement in:  
 31 (i) assessment measures, including the ~~ISTEP and end of~~  
 32 ~~course assessments; statewide assessment program~~  
 33 **measures;**  
 34 (ii) attendance rates;  
 35 (iii) graduation rates (if appropriate);  
 36 (iv) increased numbers of Core 40 diplomas and other  
 37 college and career ready indicators including advanced  
 38 placement participation and passage, dual credit  
 39 participation and passage, and International Baccalaureate  
 40 participation and passage (if appropriate);  
 41 (v) increased numbers of academic honors and technical  
 42 honors diplomas (if appropriate);



- 1 (vi) student academic growth;
- 2 (vii) financial performance and stability; and
- 3 (viii) governing board performance and stewardship,
- 4 including compliance with applicable laws, rules and
- 5 regulations, and charter terms.
- 6 (B) Evidence of progress toward reaching the educational
- 7 goals set by the organizer.
- 8 (9) Describe the method to be used to monitor the charter
- 9 school's:
- 10 (A) compliance with applicable law; and
- 11 (B) performance in meeting targeted educational performance.
- 12 (10) Specify that the authorizer and the organizer may amend the
- 13 charter during the term of the charter by mutual consent and
- 14 describe the process for amending the charter.
- 15 (11) Describe specific operating requirements, including all the
- 16 matters set forth in the application for the charter.
- 17 (12) Specify a date when the charter school will:
- 18 (A) begin school operations; and
- 19 (B) have students attending the charter school.
- 20 (13) Specify that records of a charter school relating to the
- 21 school's operation and charter are subject to inspection and
- 22 copying to the same extent that records of a public school are
- 23 subject to inspection and copying under IC 5-14-3.
- 24 (14) Specify that records provided by the charter school to the
- 25 department or authorizer that relate to compliance by the
- 26 organizer with the terms of the charter or applicable state or
- 27 federal laws are subject to inspection and copying in accordance
- 28 with IC 5-14-3.
- 29 (15) Specify that the charter school is subject to the requirements
- 30 of IC 5-14-1.5.
- 31 (16) This subdivision applies to a charter established or renewed
- 32 for an adult high school after June 30, 2014. The charter must
- 33 require:
- 34 (A) that the school will offer flexible scheduling;
- 35 (B) that students will not complete the majority of instruction
- 36 of the school's curriculum online or through remote
- 37 instruction;
- 38 (C) that the school will offer dual credit or industry
- 39 certification course work that aligns with career pathways as
- 40 recommended by the Indiana career council established by
- 41 IC 22-4.5-9-3; and
- 42 (D) a plan:



- 1 (i) to support successful program completion and to assist
- 2 transition of graduates to the workforce or to a
- 3 postsecondary education upon receiving a diploma from the
- 4 adult high school; and
- 5 (ii) to review individual student accomplishments and
- 6 success after a student receives a diploma from the adult
- 7 high school.

8 (b) A charter school shall set annual performance targets in  
 9 conjunction with the charter school's authorizer. The annual  
 10 performance targets shall be designed to help each school meet  
 11 applicable federal, state, and authorizer expectations.

12 SECTION 10. IC 20-24-8-5, AS AMENDED BY P.L.141-2016,  
 13 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 14 UPON PASSAGE]: Sec. 5. The following statutes and rules and  
 15 guidelines adopted under the following statutes apply to a charter  
 16 school:

- 17 (1) IC 5-11-1-9 (required audits by the state board of accounts).
- 18 (2) IC 20-39-1-1 (unified accounting system).
- 19 (3) IC 20-35 (special education).
- 20 (4) IC 20-26-5-10 (criminal history).
- 21 (5) IC 20-26-5-6 (subject to laws requiring regulation by state
- 22 agencies).
- 23 (6) IC 20-28-10-12 (nondiscrimination for teacher marital status).
- 24 (7) IC 20-28-10-14 (teacher freedom of association).
- 25 (8) IC 20-28-10-17 (school counselor immunity).
- 26 (9) For conversion charter schools only if the conversion charter
- 27 school elects to collectively bargain under IC 20-24-6-3(b),
- 28 IC 20-28-6, IC 20-28-7.5, IC 20-28-8, IC 20-28-9, and
- 29 IC 20-28-10.
- 30 (10) IC 20-33-2 (compulsory school attendance).
- 31 (11) IC 20-33-3 (limitations on employment of children).
- 32 (12) IC 20-33-8-19, IC 20-33-8-21, and IC 20-33-8-22 (student
- 33 due process and judicial review).
- 34 (13) IC 20-33-8-16 (firearms and deadly weapons).
- 35 (14) IC 20-34-3 (health and safety measures).
- 36 (15) IC 20-33-9 (reporting of student violations of law).
- 37 (16) IC 20-30-3-2 and IC 20-30-3-4 (patriotic commemorative
- 38 observances).
- 39 (17) IC 20-31-3, IC 20-32-4, IC 20-32-5 (**for a school year**
- 40 **ending before July 1, 2018**), IC 20-32-5.1 (**for a school year**
- 41 **beginning after June 30, 2018**), IC 20-32-8, and IC 20-32-8.5,
- 42 as provided in IC 20-32-8.5-2(b) (academic standards,



1 accreditation, assessment, and remediation).

2 (18) IC 20-33-7 (parental access to education records).

3 (19) IC 20-31 (accountability for school performance and  
4 improvement).

5 (20) IC 20-30-5-19 (personal financial responsibility instruction).

6 (21) IC 20-26-5-37.3, before its expiration (career and technical  
7 education reporting).

8 SECTION 11. IC 20-24.2-4-3, AS AMENDED BY P.L.117-2016,  
9 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
10 JULY 1, 2017]: Sec. 3. (a) Except as specifically provided in this  
11 article and section 4 of this chapter, the following provisions of this  
12 title and a rule or guideline adopted by the state board under one (1) of  
13 the following provisions of this title do not apply to a qualified district  
14 or qualified high school:

15 (1) Provisions that do not apply to school corporations in general.

16 (2) IC 20-20 (programs administered by the state), except for  
17 IC 20-20-1 (educational service centers) and IC 20-20-8 (school  
18 corporation annual performance report).

19 (3) IC 20-28 (school teachers), except for IC 20-28-3-4 (teacher  
20 continuing education), IC 20-28-4-8 (hiring of transition to  
21 teaching participants; restrictions), IC 20-28-4-11 (transition to  
22 teaching participants; school corporation or subject area;  
23 transition to teaching permit), IC 20-28-5-8 (conviction of certain  
24 felonies; notice and hearing; permanent revocation of license;  
25 data base of school employees who have been reported),  
26 IC 20-28-6 (teacher contracts), IC 20-28-7.5 (cancellation of  
27 teacher contracts), IC 20-28-8 (contracts with school  
28 administrators), IC 20-28-9 (teacher salary and related payments),  
29 IC 20-28-10 (conditions of employment), and IC 20-28-11.5 (staff  
30 performance evaluations).

31 (4) IC 20-30 (curriculum), except for IC 20-30-3-2 and  
32 IC 20-30-3-4 (patriotic commemorative observances),  
33 IC 20-30-5-13 (human sexuality instructional requirements), and  
34 IC 20-30-5-19 (personal financial responsibility instruction).

35 (5) IC 20-32 (student standards, assessments, and performance),  
36 except for IC 20-32-4 (graduation requirements), IC 20-32-5  
37 (Indiana statewide testing for educational progress **for a school**  
38 **year ending before July 1, 2018**), **IC 20-32-5.1 (statewide**  
39 **assessment program for a school year beginning after June**  
40 **30, 2018)**, and IC 20-32-8 (remediation).

41 (6) IC 20-37 (career and technical education).

42 (b) Notwithstanding any other law, a school corporation may not



1 receive a decrease in state funding based upon the school corporation's  
 2 status as a qualified district or the status of a high school within the  
 3 school corporation as a qualified high school, or because of the  
 4 implementation of a waiver of a statute or rule that is allowed to be  
 5 waived by a qualified district or qualified high school.

6 SECTION 12. IC 20-24.2-4-4, AS AMENDED BY P.L.117-2016,  
 7 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 8 UPON PASSAGE]: Sec. 4. The following provisions of this title and  
 9 rules and guidelines adopted under the following provisions of this title  
 10 apply to a qualified district or qualified high school:

11 IC 20-20-1 (educational service centers).

12 IC 20-20-8 (school corporation annual performance report).

13 IC 20-23 (organization of school corporations).

14 IC 20-26 (school corporation general administrative provisions).

15 IC 20-27 (school transportation).

16 IC 20-28-3-4 (teacher continuing education).

17 IC 20-28-4-8 (hiring of transition to teaching participants;  
 18 restrictions).

19 IC 20-28-4-11 (transition to teaching participants; school  
 20 corporation or subject area; transition to teaching permit).

21 IC 20-28-5-8 (conviction of certain felonies; notice and hearing;  
 22 permanent revocation of license; data base of school employees  
 23 who have been reported).

24 IC 20-28-6 (teacher contracts).

25 IC 20-28-7.5 (cancellation of teacher contracts).

26 IC 20-28-8 (contracts with school administrators).

27 IC 20-28-9 (teacher salary and related payments).

28 IC 20-28-10 (conditions of employment).

29 IC 20-28-11.5 (staff performance evaluations).

30 IC 20-29 (collective bargaining for teachers).

31 IC 20-30-3-2 and IC 20-30-3-4 (patriotic commemorative  
 32 observances).

33 IC 20-30-5-13 (human sexuality instructional requirements).

34 IC 20-30-5-19 (personal financial responsibility instruction).

35 IC 20-31 (accountability for school performance and  
 36 improvement).

37 IC 20-32-4, IC 20-32-5 (**for a school year beginning before July**  
 38 **1, 2018), IC 20-32-5.1 (for a school year ending after June 30,**  
 39 **2018), and IC 20-32-8 (accreditation, assessment, and**  
 40 **remediation), or any other statute, rule, or guideline related to**  
 41 **standardized assessments.**

42 IC 20-33 (students: general provisions).



- 1 IC 20-34-3 (health and safety measures).  
 2 IC 20-35 (special education).  
 3 IC 20-36 (high ability students).  
 4 IC 20-39 (accounting and financial reporting procedures).  
 5 IC 20-40 (government funds and accounts).  
 6 IC 20-41 (extracurricular funds and accounts).  
 7 IC 20-42.5 (allocation of expenditures to student instruction).  
 8 IC 20-43 (state tuition support).  
 9 IC 20-44 (property tax levies).  
 10 IC 20-45 (general fund levies).  
 11 IC 20-46 (levies other than general fund levies).  
 12 IC 20-47 (related entities; holding companies; lease agreements).  
 13 IC 20-48 (borrowing and bonds).  
 14 IC 20-49 (state management of common school funds; state  
 15 advances and loans).  
 16 IC 20-50 (homeless children and foster care children).  
 17 SECTION 13. IC 20-26-11-32, AS AMENDED BY P.L.39-2014,  
 18 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 19 UPON PASSAGE]: Sec. 32. (a) This section does not apply to a school  
 20 corporation if the governing body has adopted a policy of not accepting  
 21 the transfer of any student who does not have legal settlement within  
 22 the school corporation.  
 23 (b) The governing body of a school corporation shall annually  
 24 establish:  
 25 (1) except as provided in subsection (m), the number of transfer  
 26 students the school corporation has the capacity to accept in each  
 27 grade level; and  
 28 (2) the date by which requests to transfer into the school  
 29 corporation must be received by the governing body.  
 30 (c) After establishing the date under subsection (b)(2), the  
 31 governing body shall:  
 32 (1) publish the date on the school corporation's Internet web site;  
 33 and  
 34 (2) report the date to the department.  
 35 (d) The department shall publish the dates received from school  
 36 corporations under subsection (c)(2) on the department's Internet web  
 37 site.  
 38 (e) A student to whom this section applies may not request to  
 39 transfer under this section primarily for athletic reasons to a school  
 40 corporation in which the student does not have legal settlement.  
 41 (f) If the number of requests to transfer into a school corporation  
 42 received by the date established for the school corporation under





1 subsection (b)(2) exceeds the capacity established for the school  
 2 corporation under subsection (b)(1), each timely request must be given  
 3 an equal chance to be accepted, with the exception that a student  
 4 described in subsection (h) shall be given priority. The governing body  
 5 must determine which students will be admitted as transfer students to  
 6 each school building and each grade level within the school corporation  
 7 by a random drawing in a public meeting.

8 (g) Except as provided in subsections (i), (j), (k), and (m), the  
 9 governing body of a school corporation may not deny a request for a  
 10 student to transfer into the school corporation based upon the student's  
 11 academic record, scores on ~~ISTEP~~ **statewide assessment program**  
 12 tests, disciplinary record, or disability, or upon any other factor not  
 13 related to the school corporation's capacity.

14 (h) Except as provided in subsections (i), (j), and (k), the governing  
 15 body of a school corporation may not deny a request for a student to  
 16 transfer into the school corporation if the student requesting to transfer:

- 17 (1) is a member of a household in which any other member of the  
 18 household is a student in the transferee school; or
- 19 (2) has a parent who is an employee of the school corporation.

20 (i) A governing body of a school corporation may limit the number  
 21 of new transfers to a school building or grade level in the school  
 22 corporation:

- 23 (1) to ensure that a student who attends a school within the school  
 24 corporation as a transfer student during a school year may  
 25 continue to attend the school in subsequent school years; and
- 26 (2) to allow a student described in subsection (h) to attend a  
 27 school within the school corporation.

28 (j) Notwithstanding subsections (g) and (h), a governing body of a  
 29 school corporation may deny a request for a student to transfer to the  
 30 school corporation, or establish terms or conditions for enrollment that  
 31 prevent a student from enrolling in a school, if the student has been  
 32 suspended (as defined in IC 20-33-8-7) or expelled (as defined in  
 33 IC 20-33-8-3) during the twelve (12) months preceding the student's  
 34 request to transfer under this section:

- 35 (1) for ten (10) or more school days;
- 36 (2) for a violation under IC 20-33-8-16;
- 37 (3) for causing physical injury to a student, a school employee, or  
 38 a visitor to the school; or
- 39 (4) for a violation of a school corporation's drug or alcohol rules.

40 For purposes of subdivision (1), student discipline received under  
 41 IC 20-33-8-25(b)(7) for a violation described in subdivisions (2)  
 42 through (4) shall be included in the calculation of the number of school



1 days that a student has been suspended.

2 (k) The governing body of a school corporation with a school  
3 building that offers a special curriculum may require a student who  
4 transfers to the school building to meet the same eligibility criteria  
5 required of all students who attend the school building that offers the  
6 special curriculum.

7 (l) The parent of a student for whom a request to transfer is made is  
8 responsible for providing the school corporation to which the request  
9 is made with records or information necessary for the school  
10 corporation to determine whether the request to transfer may be denied  
11 under subsection (j).

12 (m) Notwithstanding this section, the governing body of a school  
13 corporation may authorize the school corporation to enter into an  
14 agreement with an accredited nonpublic school or charter school to  
15 allow students of the accredited nonpublic school or charter school to  
16 transfer to a school within the school corporation.

17 (n) A school corporation that has adopted a policy to not accept  
18 student transfers after June 30, 2013, is not prohibited from enrolling  
19 a:

20 (1) transfer student who attended a school within the school  
21 corporation during the 2012-2013 school year; or

22 (2) member of a household in which any other member of the  
23 household was a transfer student who attended a school within the  
24 school corporation during the 2012-2013 school year.

25 However, if a school corporation enrolls a student described in  
26 subdivision (1) or (2), the school corporation shall also allow a student  
27 or member of the same household of a student who attended an  
28 accredited nonpublic school within the attendance area of the school  
29 corporation during the 2012-2013 school year to enroll in a school  
30 within the school corporation.

31 SECTION 14. IC 20-26-13-5, AS AMENDED BY P.L.286-2013,  
32 SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
33 JULY 1, 2017]: Sec. 5. (a) As used in this chapter, "graduation" means  
34 the successful completion by a student of:

35 (1) a sufficient number of academic credits, or the equivalent of  
36 academic credits; and

37 (2) the graduation examination or waiver process required under  
38 IC 20-32-3 through ~~IC 20-32-5~~; **IC 20-32-5.1**;

39 resulting in the awarding of a high school diploma or an academic  
40 honors diploma.

41 (b) The term does not include the granting of a general educational  
42 development diploma under IC 20-20-6 (before its repeal) or



- 1 IC 22-4.1-18.
- 2 SECTION 15. IC 20-26-15-5, AS AMENDED BY P.L.286-2013,  
3 SECTION 83, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
4 UPON PASSAGE]: Sec. 5. Notwithstanding any other law, the  
5 operation of the following is suspended for a freeway school  
6 corporation or a freeway school if the governing body of the school  
7 corporation elects to have the specific statute or rule suspended in the  
8 contract:
- 9 (1) The following statutes and rules concerning curriculum and  
10 instructional time:  
11 IC 20-30-2-7  
12 IC 20-30-5-8  
13 IC 20-30-5-9  
14 IC 20-30-5-11  
15 511 IAC 6-7-6  
16 511 IAC 6.1-5-0.5  
17 511 IAC 6.1-5-1  
18 511 IAC 6.1-5-2.5  
19 511 IAC 6.1-5-3.5  
20 511 IAC 6.1-5-4.
- 21 (2) The following rule concerning pupil/teacher ratios:  
22 511 IAC 6.1-4-1.
- 23 (3) The following statutes and rules concerning curricular  
24 materials:  
25 IC 20-26-12-24  
26 IC 20-26-12-26  
27 IC 20-26-12-1  
28 IC 20-26-12-2  
29 511 IAC 6.1-5-5.
- 30 (4) 511 IAC 6-7, concerning graduation requirements.
- 31 (5) IC 20-31-4, concerning the performance based accreditation  
32 system.
- 33 (6) IC 20-32-5 (**before its expiration on July 1, 2018**),  
34 concerning the ISTEP program established under IC 20-32-5-15,  
35 if an alternative locally adopted assessment program is adopted  
36 under section 6(7) of this chapter.
- 37 SECTION 16. IC 20-26-15-6, AS AMENDED BY P.L.2-2006,  
38 SECTION 135, IS AMENDED TO READ AS FOLLOWS  
39 [EFFECTIVE UPON PASSAGE]: Sec. 6. Except as provided in this  
40 chapter and notwithstanding any other law, a freeway school  
41 corporation or a freeway school may do the following during the  
42 contract period:



- 1 (1) Disregard the observance of any statute or rule that is listed in
- 2 the contract.
- 3 (2) Lease school transportation equipment to others for nonschool
- 4 use when the equipment is not in use for a school corporation
- 5 purpose, if the lessee has not received a bid from a private entity
- 6 to provide transportation equipment or services for the same
- 7 purpose.
- 8 (3) Replace the budget and accounting system that is required by
- 9 law with a budget or accounting system that is frequently used in
- 10 the private business community. The state board of accounts may
- 11 not go beyond the requirements imposed upon the state board of
- 12 accounts by statute in reviewing the budget and accounting
- 13 system used by a freeway school corporation or a freeway school.
- 14 (4) Establish a professional development and technology fund to
- 15 be used for:
- 16 (A) professional development; or
- 17 (B) technology, including video distance learning.
- 18 However, any money deposited in the professional development
- 19 and technology fund for technology purposes must be transferred
- 20 to the school technology fund.
- 21 (5) Subject to subdivision (4), transfer funds obtained from
- 22 sources other than state or local government taxation among any
- 23 accounts of the school corporation, including a professional
- 24 development and technology fund established under subdivision
- 25 (4).
- 26 (6) Transfer funds obtained from property taxation and from state
- 27 distributions among the general fund and the school
- 28 transportation fund, subject to the following:
- 29 (A) The sum of the property tax rates for the general fund and
- 30 the school transportation fund after a transfer occurs under this
- 31 subdivision may not exceed the sum of the property tax rates
- 32 for the general fund and the school transportation fund before
- 33 a transfer occurs under this subdivision.
- 34 (B) This subdivision does not allow a school corporation to
- 35 transfer to any other fund money from the:
- 36 (i) capital projects fund; or
- 37 (ii) debt service fund.
- 38 (7) Establish a locally adopted assessment program to replace the
- 39 assessment of students under the ISTEP program established
- 40 under IC 20-32-5-15 (**before its expiration on July 1, 2018**),
- 41 subject to the following:
- 42 (A) A locally adopted assessment program must be established



1 by the governing body and approved by the department.

2 (B) A locally adopted assessment program may use a locally  
3 developed test or a nationally developed test.

4 (C) Results of assessments under a locally adopted assessment  
5 program are subject to the same reporting requirements as  
6 results under the ISTEP program **(before its expiration on  
7 July 1, 2018).**

8 (D) Each student who completes a locally adopted assessment  
9 program and the student's parent have the same rights to  
10 inspection and rescoring:

11 **(i) for school years ending before July 1, 2018, as set forth**  
12 **in IC 20-32-5-9; and**

13 **(ii) for school years beginning after June 30, 2018, as set**  
14 **forth in IC 20-32-5.1.**

15 SECTION 17. IC 20-26-15-7, AS ADDED BY P.L.1-2005,  
16 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
17 UPON PASSAGE]: Sec. 7. The minimum educational benefits that a  
18 freeway school corporation or a freeway school must produce under  
19 this chapter are the following:

20 (1) An average attendance rate that increases:

21 (A) not less than two percent (2%) each school year until the  
22 average attendance rate is eighty-five percent (85%); and

23 (B) one percent (1%) each school year until the average  
24 attendance rate is ninety percent (90%).

25 (2) A successful completion rate of the assessment program by  
26 meeting essential standards under the **ISTEP statewide**  
27 **assessment** program (~~IC 20-32-5~~) or a locally adopted assessment  
28 program established under section 6(7) of this chapter that  
29 increases:

30 (A) not less than two percent (2%) each school year until the  
31 successful completion rate is not less than eighty-five percent  
32 (85%); and

33 (B) one percent (1%) each school year until the successful  
34 completion rate is not less than ninety percent (90%);

35 of the students in the designated grade levels under the **ISTEP**  
36 **statewide** assessment program (~~IC 20-32-5~~) or the locally adopted  
37 assessment program that are grades contained in the freeway  
38 school corporation or freeway school.

39 (3) Beginning with the class of students who expect to graduate  
40 four (4) years after a freeway school corporation or a freeway  
41 school that is a high school obtains freeway status, a graduation  
42 rate as determined under 511 IAC 6.1-1-2(k) that increases:



- 1 (A) not less than two percent (2%) each school year until the  
 2 graduation rate is not less than eighty-five percent (85%); and  
 3 (B) one percent (1%) each school year until the graduation rate  
 4 is ninety percent (90%).

5 After a freeway school corporation or a freeway school has achieved  
 6 the minimum rates required under subdivisions (1) through (3), the  
 7 freeway school corporation or freeway school must either maintain the  
 8 minimum required rates or show continued improvement of those rates.

9 SECTION 18. IC 20-28-8-5, AS ADDED BY P.L.1-2005,  
 10 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 11 UPON PASSAGE]: Sec. 5. The evaluation of a principal's performance  
 12 may not be based wholly on the **ISTEP statewide assessment** program  
 13 test scores ~~under IC 20-32-5~~ of the students enrolled at the principal's  
 14 school. However, the **ISTEP statewide assessment** program test scores  
 15 ~~under IC 20-32-5~~ of the students enrolled at a principal's school may be  
 16 considered as one (1) of the factors in the evaluation of the principal's  
 17 overall performance at the school.

18 SECTION 19. IC 20-28-11.5-7, AS ADDED BY P.L.90-2011,  
 19 SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 20 JULY 1, 2017]: Sec. 7. (a) This section applies to any teacher  
 21 instructing students in a content area and grade subject to  
 22 IC 20-32-4-1(a)(1), ~~and IC 20-32-5-2~~ **(for a school year ending before**  
 23 **July 1, 2018), and IC 20-32-5.1 (for a school year ending after June**  
 24 **30, 2018).**

25 (b) A student may not be instructed for two (2) consecutive years by  
 26 two (2) consecutive teachers, each of whom was rated as ineffective  
 27 under this chapter in the school year immediately before the school  
 28 year in which the student is placed in the respective teacher's class.

29 (c) If a teacher did not instruct students in the school year  
 30 immediately before the school year in which students are placed in the  
 31 teacher's class, the teacher's rating under this chapter for the most  
 32 recent year in which the teacher instructed students, instead of for the  
 33 school year immediately before the school year in which students are  
 34 placed in the teacher's class, shall be used in determining whether  
 35 subsection (b) applies to the teacher.

36 (d) If it is not possible for a school corporation to comply with this  
 37 section, the school corporation must notify the parents of each  
 38 applicable student indicating the student will be placed in a classroom  
 39 of a teacher who has been rated ineffective under this chapter. The  
 40 parent must be notified before the start of the second consecutive  
 41 school year.

42 SECTION 20. IC 20-30-2-2.2, AS AMENDED BY P.L.233-2015,



1 SECTION 222, IS AMENDED TO READ AS FOLLOWS  
2 [EFFECTIVE UPON PASSAGE]: Sec. 2.2. (a) As used in this section,

3 "eligible student" means a student in grade 11 or 12 who has:

- 4 (1) failed the ~~ISTEP+~~ graduation exam at least twice;  
5 (2) been determined to be chronically absent, by missing ten  
6 percent (10%) or more of a school year for any reason;  
7 (3) been determined to be a habitual truant, as identified under  
8 IC 20-33-2-11;  
9 (4) been significantly behind in credits for graduation, as  
10 identified by an individual's school principal;  
11 (5) previously undergone at least a second suspension from school  
12 for the school year under IC 20-33-8-14 or IC 20-33-8-15;  
13 (6) previously undergone an expulsion from school under  
14 IC 20-33-8-14, IC 20-33-8-15, or IC 20-33-8-16; or  
15 (7) been determined by the individual's principal and the  
16 individual's parent or guardian to benefit by participating in the  
17 school flex program.

18 (b) An eligible student who participates in a school flex program  
19 must:

- 20 (1) attend school for at least three (3) hours of instructional time  
21 per school day;  
22 (2) pursue a timely graduation;  
23 (3) provide evidence of college or technical career education  
24 enrollment and attendance or proof of employment and labor that  
25 is aligned with the student's career academic sequence under rules  
26 established by the Indiana bureau of child labor;  
27 (4) not be suspended or expelled while participating in a school  
28 flex program;  
29 (5) pursue course and credit requirements for a general diploma;  
30 and  
31 (6) maintain a ninety-five percent (95%) attendance rate.

32 (c) A school may allow an eligible student in grade 11 or 12 to  
33 complete an instructional day that consists of three (3) hours of  
34 instructional time if the student participates in the school flex program.

35 SECTION 21. IC 20-30-4-2, AS AMENDED BY P.L.233-2015,  
36 SECTION 224, IS AMENDED TO READ AS FOLLOWS  
37 [EFFECTIVE UPON PASSAGE]: Sec. 2. In consultation with the  
38 student's school counselor, after seeking consultation with each  
39 student's parents, and not later than the date on which the student  
40 completes grade 9, each student shall further develop the graduation  
41 plan developed in grade 6 under section 1.5 of this chapter to also  
42 include the following:

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- 1 (1) The subject and skill areas of interest to the student.  
 2 (2) A program of study under the college/technology preparation  
 3 curriculum adopted by the state board under IC 20-30-10-2 for  
 4 grades 10, 11, and 12 that meets the interests and aptitude of the  
 5 student.  
 6 (3) Assurances that, upon satisfactory fulfillment of the plan, the  
 7 student:  
 8 (A) is entitled to graduate; and  
 9 (B) will have taken at least the minimum variety and number  
 10 of courses necessary to gain admittance to a state educational  
 11 institution.  
 12 (4) An indication of assessments (other than ~~ISTEP~~ **the statewide**  
 13 **assessment program** and the graduation examination) that the  
 14 student plans to take voluntarily during grade 10 through grade  
 15 12, and which may include any of the following:  
 16 (A) The SAT Reasoning Test.  
 17 (B) The ACT test.  
 18 (C) Advanced placement exams.  
 19 (D) College readiness exams approved by the department.  
 20 (E) Workforce readiness exams approved by the department of  
 21 workforce development established under IC 22-4.1-2.
- 22 SECTION 22. IC 20-31-3-1, AS AMENDED BY P.L.239-2015,  
 23 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 24 UPON PASSAGE]: Sec. 1. (a) The state board shall adopt clear,  
 25 concise, and jargon free state academic standards that are comparable  
 26 to national and international academic standards and the college and  
 27 career readiness educational standards adopted under IC 20-19-2-14.5.  
 28 These academic standards must be adopted for each grade level from  
 29 kindergarten through grade 12 for the following subjects:  
 30 (1) English/language arts.  
 31 (2) Mathematics.  
 32 (3) Social studies.  
 33 (4) Science.  
 34 (b) For grade levels tested under the ~~ISTEP~~ **statewide assessment**  
 35 program, the academic standards must be based in part on the results  
 36 of the ~~ISTEP~~ **statewide assessment** program.
- 37 SECTION 23. IC 20-31-4-10, AS ADDED BY P.L.1-2005,  
 38 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 39 UPON PASSAGE]: Sec. 10. (a) During its onsite evaluation, a review  
 40 panel shall review the following for a school:  
 41 (1) Teaching practices and administrative leadership in  
 42 instruction.





- 1 (2) Parental and community involvement.
- 2 (3) Implementation of the ~~ISTEP~~ remediation program under
- 3 IC 20-32-8 and the educational opportunity program for at-risk
- 4 children.
- 5 (4) The homework policy.
- 6 (b) In addition to its review under subsection (a), the review panel
- 7 shall verify compliance with the legal standards for accreditation under
- 8 section 6 of this chapter.
- 9 SECTION 24. IC 20-31-7-4, AS ADDED BY P.L.1-2005,
- 10 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 11 UPON PASSAGE]: Sec. 4. (a) The student educational achievement
- 12 fund is established to provide funds to stimulate and recognize
- 13 improved student performance in meeting academic standards under
- 14 the ~~ISTEP~~ **statewide assessment** program. The fund is administered by
- 15 the department.
- 16 (b) The fund consists of appropriations from the general assembly.
- 17 (c) Money in the fund at the end of a state fiscal year does not revert
- 18 to the state general fund.
- 19 SECTION 25. IC 20-31-7-6, AS AMENDED BY P.L.213-2015,
- 20 SECTION 193, IS AMENDED TO READ AS FOLLOWS
- 21 [EFFECTIVE UPON PASSAGE]: Sec. 6. The state board shall
- 22 establish a system for awarding and distributing grants under this
- 23 chapter. A system recommended under this section must be based on
- 24 graduated levels of improvement based on ~~ISTEP~~ **statewide**
- 25 **assessment** program standards and other assessments approved by the
- 26 state board.
- 27 SECTION 26. IC 20-31-8-1, AS AMENDED BY P.L.213-2015,
- 28 SECTION 195, IS AMENDED TO READ AS FOLLOWS
- 29 [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) The performance of a
- 30 school's students on the ~~ISTEP~~ **statewide assessment** program test and
- 31 other assessments recommended by the department of education and
- 32 approved by the state board are the primary and majority means of
- 33 assessing a school's improvement.
- 34 (b) The department of education shall examine and make
- 35 recommendations to the state board concerning:
- 36 (1) performance indicators to be used as a secondary means of
- 37 determining school progress;
- 38 (2) expected progress levels, continuous improvement measures,
- 39 distributional performance levels, and absolute performance
- 40 levels for schools; and
- 41 (3) an orderly transition from the performance based accreditation
- 42 system to the assessment system set forth in this article.



1 (c) The department of education shall consider methods of  
 2 measuring improvement and progress used in other states in developing  
 3 recommendations under this section.

4 (d) The department of education may consider:

5 (1) the likelihood that a student may fail a graduation exam and  
 6 require a graduation waiver under IC 20-32-4-4 or IC 20-32-4-5;  
 7 and

8 (2) remedial needs of students who are likely to require remedial  
 9 work while the students attend a postsecondary educational  
 10 institution or workforce training program;

11 when making recommendations under this section.

12 SECTION 27. IC 20-31-8-2, AS AMENDED BY P.L.213-2015,  
 13 SECTION 196, IS AMENDED TO READ AS FOLLOWS  
 14 [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) In addition to scores on  
 15 the ~~ISTEP~~ **statewide assessment** program test and other assessments,  
 16 the department shall use the performance indicators developed by the  
 17 state board and the benchmarks and indicators of performance in each  
 18 school corporation's annual performance report as a secondary means  
 19 of assessing the performance of each school and school corporation.

20 (b) The department shall assess school performance in the following  
 21 manner:

22 (1) Compare the academic performance and growth of the  
 23 individual students in each school and each school corporation  
 24 with the prior academic performance and growth of the individual  
 25 students in the school or school corporation and not to the  
 26 performance of other schools or school corporations.

27 (2) Compare the results in the annual report under IC 20-20-8  
 28 with the benchmarks and indicators of performance established in  
 29 the plan for the same school.

30 (3) Compare the results for a school by comparing each student's  
 31 results for each grade with the student's prior year results, with an  
 32 adjustment for student mobility rate.

33 (4) Compare the results for a school with the state average and the  
 34 ninety-fifth percentile level for all assessments and performance  
 35 indicators.

36 SECTION 28. IC 20-31-8-3, AS AMENDED BY P.L.239-2015,  
 37 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 38 UPON PASSAGE]: Sec. 3. (a) The state board shall establish a number  
 39 of categories, using an "A" through "F" grading scale, to designate  
 40 performance based on the individual student academic performance  
 41 and growth to proficiency in each school.

42 (b) The state board, in consultation with the department, shall define



1 "low population schools" and shall determine the criteria for placing  
 2 low population schools in categories established under subsection (a).  
 3 In setting the definition and criteria for low population schools, the  
 4 state board shall not penalize schools based on population. An eligible  
 5 school (as defined in IC 20-51-1-4.7) may not be penalized under  
 6 IC 20-51-4-9 for the sole reason that the eligible school is considered  
 7 a low population school under this subsection. The state board's  
 8 definition and criteria may include the placement of a school that fits  
 9 the state board's definition in a "null" or "no letter grade" category.

10 (c) In developing metrics for the categories established under  
 11 subsection (a), the state board, in consultation with the department, to  
 12 the extent not inconsistent with federal law, shall consider the severity  
 13 of tested students' disabilities when using **ISTEP statewide assessment**  
 14 scores as a means of assessing school performance.

15 SECTION 29. IC 20-32-2-2.3, AS ADDED BY P.L.219-2015,  
 16 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 17 UPON PASSAGE]: Sec. 2.3. "**ISTEP "Statewide assessment** program  
 18 test" includes any statewide, national, or international assessment that  
 19 a student is required to complete.

20 SECTION 30. IC 20-32-5-21.5 IS ADDED TO THE INDIANA  
 21 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
 22 [EFFECTIVE UPON PASSAGE]: **Sec. 21.5. For a school year**  
 23 **beginning after June 30, 2017, each public school, state accredited**  
 24 **nonpublic school, and eligible school (as defined in IC 20-51-1-4.7)**  
 25 **shall administer end of course assessments for the following:**

26 (1) **English 10.**

27 (2) **Biology I.**

28 (3) **Algebra I.**

29 SECTION 31. IC 20-32-5-23, AS ADDED BY P.L.117-2016,  
 30 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 31 UPON PASSAGE]: Sec. 23. This chapter expires July 1, ~~2017~~ **2018**.

32 SECTION 32. IC 20-32-5.1 IS ADDED TO THE INDIANA CODE  
 33 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
 34 UPON PASSAGE]:

35 **Chapter 5.1. Indiana's Learning Evaluation Assessment**  
 36 **Readiness Network (ILEARN) Program**

37 **Sec. 1. This chapter applies after June 30, 2018.**

38 **Sec. 2. The purpose of the Indiana's Learning Evaluation**  
 39 **Assessment Readiness Network (ILEARN) program developed**  
 40 **under this chapter is to establish an assessment system that is**  
 41 **student centered and provides meaningful and timely information**  
 42 **to all stakeholders on both a student's on grade proficiency level**



1 and the student's growth toward Indiana's college and career  
2 readiness educational standards under IC 20-19-2-14.5.

3 **Sec. 3. The Indiana's Learning Evaluation Assessment**  
4 **Readiness Network (ILEARN) program consists of:**

- 5 (1) a statewide assessment described in section 7 or 8 of this  
6 chapter;  
7 (2) optional benchmark assessments described in section 18 of  
8 this chapter;  
9 (3) requirements to integrate statewide assessment literacy  
10 described in section 19 of this chapter; and  
11 (4) any programs or policies approved by the state board that  
12 are necessary to carry out this chapter.

13 **Sec. 4. To carry out the purposes described in section 2 of this**  
14 **chapter:**

- 15 (1) assessment reporting for assessments developed under this  
16 chapter must be:  
17 (A) reliable;  
18 (B) accurate;  
19 (C) user friendly; and  
20 (D) timely;  
21 (2) the statewide assessment must help students understand  
22 their college and career readiness; and  
23 (3) the statewide assessment must hold schools accountable  
24 for preparing students for college and careers.

25 **Sec 5. An assessment developed under this chapter must be**  
26 **aligned to Indiana's college and career readiness educational**  
27 **standards under IC 20-19-2-14.5.**

28 **Sec. 6. (a) The state board shall:**

- 29 (1) authorize and oversee the department's development and  
30 implementation of the Indiana's Learning Evaluation  
31 Assessment Readiness Network (ILEARN) program,  
32 including:  
33 (A) subject to subsection (e), establishment of criteria for  
34 requests for proposals for statewide assessments developed  
35 or authorized under this chapter;  
36 (B) establishment of criteria for membership of evaluation  
37 teams; and  
38 (C) establishment of criteria for content and format of the  
39 statewide assessment, including the graduation  
40 examination; and  
41 (2) require the department to conduct ongoing analysis of  
42 whether the statewide assessment results are predictive of



- 1           **success in college and career training programs.**
- 2           **(b) The passing scores on a statewide assessment must be**
- 3           **determined by statistically valid and reliable methods as**
- 4           **determined by independent experts selected by the state board.**
- 5           **(c) The state superintendent, with the approval of the state**
- 6           **board, is responsible for the development, implementation, and**
- 7           **monitoring of the Indiana's Learning Evaluation Assessment**
- 8           **Readiness Network (ILEARN) program.**
- 9           **(d) The department shall prepare detailed design specifications**
- 10           **for the statewide assessment developed under this chapter that**
- 11           **must do the following:**
- 12               **(1) Take into account the academic standards adopted under**
- 13               **IC 20-31-3.**
- 14               **(2) Include testing of students' higher level cognitive thinking**
- 15               **in each subject area tested.**
- 16           **(e) A statewide assessment described in section 7 of this chapter**
- 17           **must be in a form that allows the department and the state board**
- 18           **to compare the proficiency of Indiana students to the proficiency**
- 19           **of students in other states. A statewide assessment may consist of**
- 20           **original test items for Indiana's exclusive use if the state board**
- 21           **determines that:**
- 22               **(1) developing original test items for Indiana's exclusive use**
- 23               **will result in cost savings; or**
- 24               **(2) it would be impractical to develop a statewide assessment**
- 25               **adequately aligned to Indiana's academic standards without**
- 26               **including original test items developed for Indiana's exclusive**
- 27               **use.**
- 28           **Sec. 7. (a) Except as otherwise provided in this chapter and in**
- 29           **the manner provided in section 6 of this chapter, the state board is**
- 30           **responsible for determining the appropriate subjects, grades, and**
- 31           **format of a statewide assessment.**
- 32           **(b) For each school year beginning after June 30, 2018, and**
- 33           **except as provided in section 12 of this chapter, the statewide**
- 34           **assessment must be administered to all students attending a school**
- 35           **corporation, charter school, state accredited nonpublic school, or**
- 36           **eligible school (as defined in IC 20-51-1-4.7) in grades subject to**
- 37           **the statewide assessment required by federal law and in a manner**
- 38           **prescribed by the state board.**
- 39           **(c) Subject matter tested on the statewide assessment as**
- 40           **determined by the state board under subsection (a) must, at a**
- 41           **minimum, comply with requirements established under federal law**
- 42           **with:**



1 (1) math and English/language arts assessed yearly in grades  
2 3 through 8, and at least once in grades 9 through 12; and

3 (2) science assessed at least once in grades 3 through 5, grades  
4 6 through 9, and grades 10 through 12.

5 (d) For the statewide assessments required in grades 9 through  
6 12 under subsection (c), each school corporation, charter school,  
7 state accredited nonpublic school, and eligible school (as defined in  
8 IC 20-51-1-4.7) shall administer a nationally recognized college  
9 entrance assessment designated by the state board unless the state  
10 board determines that designating a nationally recognized college  
11 entrance assessment is impracticable.

12 (e) The nationally recognized college entrance assessment  
13 described in subsection (d) must be administered to a student at the  
14 school in which the student is enrolled and during the normal  
15 school day.

16 (f) The state board shall establish multiple categories of  
17 performance regarding proficiency on the nationally recognized  
18 college entrance assessment, including establishing a passing score  
19 required to qualify for graduation.

20 (g) The statewide assessment must be administered in a single  
21 testing window that must take place at the end of a school year on  
22 dates determined by the state board.

23 **Sec. 8. (a)** Subject to subsections (c) and (d), the department  
24 shall require the use of computer or digital technology to complete  
25 the statewide assessment described in section 7 of this chapter.

26 (b) Subject to subsections (c) and (d), each school corporation,  
27 charter school, state accredited nonpublic school, and eligible  
28 school (as defined in IC 20-51-1-4.7) shall allow a student to use  
29 computer or digital technology to complete the statewide  
30 assessment.

31 (c) The department may waive the requirement under  
32 subsection (a) or (b), or both. The state board shall establish the  
33 procedures and requirements for the approval or denial of a  
34 waiver under this subsection.

35 (d) The statewide assessment may use a technology enhanced  
36 test question only when the technology enhanced test question is  
37 the best way to measure the academic standard being tested.

38 **Sec. 9. (a)** For each school year beginning after June 30, 2018,  
39 a high school shall administer end of course assessments for the  
40 following:

41 (1) English 10.

42 (2) Biology I.



1           **(3) Algebra I.**

2           **(b) Students must be eligible to take the end of course**  
 3 **assessments described in subsection (a) upon completion of the**  
 4 **corresponding course regardless of the student's current grade**  
 5 **level.**

6           **(c) The department shall make available to each school**  
 7 **corporation, charter school, state accredited nonpublic school, and**  
 8 **eligible school (as defined in IC 20-51-1-4.7) end of course**  
 9 **examinations in the areas of:**

10           **(1) United States history; and**

11           **(2) United States government.**

12           **Sec. 10. All assessments approved by the state board under this**  
 13 **chapter must comply with each of the following requirements:**

14           **(1) All assessment data results shall be owned by the school**  
 15 **corporation or school that elects to administer the assessment.**

16           **(2) All assessment data shall be available to the school**  
 17 **corporation or school promptly upon request and at no**  
 18 **additional charge.**

19           **(3) The assessment data shall be provided in a manner that**  
 20 **permits it to be used with any instructional program.**

21           **Sec. 11. (a) The governing body of each school corporation or**  
 22 **equivalent authority for each charter school, eligible school (as**  
 23 **defined in IC 20-51-1-4.7), or state accredited nonpublic school is**  
 24 **entitled to acquire at no charge from the department:**

25           **(1) the statewide assessment; and**

26           **(2) the scoring reports used by the department.**

27           **(b) A state accredited nonpublic school or an eligible school (as**  
 28 **defined in IC 20-51-1-4.7) shall:**

29           **(1) administer the statewide assessment to its students at the**  
 30 **same time that school corporations administer the test under**  
 31 **section 7 of this chapter; and**

32           **(2) make available to the department the results of the**  
 33 **statewide assessment.**

34           **Sec. 12. (a) A student who is a student with a disability (as**  
 35 **defined in IC 20-35-1-8) shall be tested under this chapter with**  
 36 **appropriate accommodations as outlined in the student's**  
 37 **individualized education program, service plan developed under**  
 38 **511 IAC 7-34, or choice scholarship education plan developed**  
 39 **under 511 IAC 7-49 in testing materials and procedures unless the**  
 40 **individuals who develop the student's individualized education**  
 41 **program, service plan, or choice scholarship education plan**  
 42 **determine that testing or a part of the testing under this chapter is**



1 not appropriate for the student and that an alternate assessment  
2 will be used to test the student's achievement.

3 (b) Any decision concerning a student who is a student with a  
4 disability (as defined in IC 20-35-1-8) regarding the student's:

5 (1) participation in testing under this chapter;

6 (2) receiving accommodations in testing materials and  
7 procedures;

8 (3) participation in remediation under IC 20-32-8; or

9 (4) retention at the same grade level for consecutive school  
10 years;

11 must be made in accordance with the student's individualized  
12 education program, service plan, or choice scholarship education  
13 plan in compliance with the statewide assessment program's  
14 policies and federal law.

15 Sec. 13. (a) The department shall establish policies and  
16 procedures that foster, to the extent possible, the scoring of student  
17 responses of an open ended writing assessment on a statewide  
18 assessment by Indiana teachers. The teacher may not grade  
19 student responses of students who are enrolled in the same school  
20 corporation, charter school, state accredited nonpublic school, or  
21 eligible school (as defined in IC 20-51-1-4.7) in which the teacher  
22 is currently employed.

23 (b) The scoring of student responses under a statewide  
24 assessment:

25 (1) must adhere to scoring rubrics and anchor papers;

26 (2) must measure student achievement relative to the  
27 academic standards established by the state board; and

28 (3) may not reflect the scorer's judgment of the values  
29 expressed by a student in the student's responses.

30 Sec. 14. (a) The proficiency of students under a statewide  
31 assessment must be reported to the state board as soon as  
32 practicable but not later than August 15 of the year in which the  
33 statewide assessment is administered.

34 (b) Reports of student scores on the statewide assessment must  
35 be:

36 (1) returned to the school corporation, charter school, state  
37 accredited nonpublic school, or eligible school (as defined in  
38 IC 20-51-1-4.7) that administered the test; and

39 (2) accompanied by a guide for interpreting scores.

40 (c) Subject to approval by the state board, reports of student  
41 results on computer scored items under a statewide assessment  
42 may be returned to schools regardless of whether the hand scored





1 items are returned.

2 (d) After reports of final student scores on the statewide  
3 assessment are returned to a school corporation, charter school,  
4 state accredited nonpublic school, or eligible school (as defined in  
5 IC 20-51-1-4.7), the school corporation or school shall promptly do  
6 the following:

7 (1) Give each student and the student's parent the student's  
8 statewide assessment test scores.

9 (2) Make available for inspection to each student and the  
10 student's parent the following:

11 (A) Except as provided in subsection (e), copies of  
12 questions that are hand scored.

13 (B) A copy of the student's scored responses.

14 (C) A copy of the anchor papers and scoring rubrics used  
15 to score the student's responses.

16 A student's parent may request a rescoring of a student's responses  
17 for a statewide assessment, including a student's essay. A student's  
18 final score on a rescored statewide assessment must reflect the  
19 student's actual score on the rescored statewide assessment  
20 regardless of whether the student's score decreased or improved on  
21 the rescored assessment.

22 (e) The department shall develop criteria to provide a student's  
23 parent the opportunity to inspect questions described in subsection  
24 (d)(2)(A) in a manner that will not compromise the validity or  
25 integrity of a statewide assessment.

26 (f) A student's statewide assessment scores may not be disclosed  
27 to the public.

28 Sec. 15. (a) After a school receives statewide assessment score  
29 reports, the school shall offer a parent/teacher conference to  
30 discuss a student's statewide assessment results with the following:

31 (1) A parent of a student who requests a parent/teacher  
32 conference on the statewide assessment scores of the student.

33 (2) The parent of each student who does not receive a passing  
34 score on the test.

35 (b) The department shall provide enrichment resources to  
36 parents and students to provide assistance to students in subject  
37 matter included in the student's most recently completed statewide  
38 assessment.

39 Sec. 16. (a) Each school corporation shall compile the total  
40 results of the statewide assessments in a manner that will permit  
41 evaluation of learning progress within the school corporation. The  
42 school corporation shall make the compilation of test results



1 available for public inspection and shall provide that compilation  
2 to the parent of each student tested under the statewide assessment.

3 (b) The school corporation shall provide the statewide  
4 assessment program test results on a school by school basis to the  
5 department upon request.

6 (c) Upon request by the commission for higher education, the  
7 department shall provide statewide assessment results to the  
8 commission for those students for whom the commission under 20  
9 U.S.C. 1232g has obtained consent.

10 Sec. 17. (a) The department shall develop a format for the  
11 publication by school corporations in an annual performance  
12 report required by statute of appropriate academic information  
13 required by the department, including statewide assessment scores  
14 and information required to be disaggregated by the department  
15 under subsection (b), in a manner that a reasonable person can  
16 easily read and understand.

17 (b) The department shall disaggregate from the total results of  
18 the statewide assessment test results for a school corporation the  
19 percentage of students in each school and each grade in the school  
20 corporation that are identified as high ability students (as defined  
21 by IC 20-36-1-3) by the school corporation who also achieved a  
22 score in the highest performance level designated for the statewide  
23 assessment. However, this disaggregation is not required in a case  
24 in which the results would reveal personally identifiable  
25 information about an individual student under the federal Family  
26 Education Rights and Privacy Act (20 U.S.C. 1232g et seq.).

27 Sec. 18. (a) The state board shall approve two (2) or more  
28 benchmark assessments to identify students that require  
29 remediation and provide individual instruction in which a school  
30 corporation, charter school, state accredited nonpublic school, or  
31 eligible school (as defined in IC 20-51-1-4.7) may receive a grant  
32 under subsection (c). The benchmark assessments must be aligned  
33 to Indiana's academic standards.

34 (b) A school corporation, charter school, state accredited  
35 nonpublic school, or eligible school (as defined in IC 20-51-1-4.7)  
36 may elect to administer a benchmark assessment described in  
37 subsection (a). If a school corporation, charter school, state  
38 accredited nonpublic school, or eligible school (as defined in  
39 IC 20-51-1-4.7) administers an assessment described in subsection  
40 (a), the school corporation, charter school, state accredited  
41 nonpublic school, or eligible school (as defined in IC 20-51-1-4.7)  
42 may prescribe the time and the manner in which the assessment is



1 administered.

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

14 **Sec. 19. (a) The department, with the approval of the state  
15 board, shall develop and implement programs, policies, and  
16 procedures necessary to carry out this chapter to:**

- 17 (1) continuously improve teacher, student, parent, and  
18 community understanding of assessment results;  
19 (2) strategically use data and information from the assessment  
20 results to improve student growth and proficiency of all  
21 students; and  
22 (3) instruct teachers and administrators on how formative  
23 assessment practices can be used on a daily basis during class  
24 instruction.

25 (b) The department shall establish requirements for teacher  
26 preparation programs (as described in IC 20-28-3-1(b)) under  
27 IC 20-28-3 to improve assessment literacy skills to improve a  
28 teacher preparation program student's ability to strategically use  
29 data and information from assessment results to improve student  
30 growth and proficiency.

31 **Sec. 20. The state board shall adopt rules under IC 4-22-2 to  
32 implement this chapter.**

33 SECTION 33. IC 20-32-8-11, AS AMENDED BY P.L.233-2015,  
34 SECTION 245, IS AMENDED TO READ AS FOLLOWS  
35 [EFFECTIVE UPON PASSAGE]: Sec. 11. Notwithstanding the  
36 requirements of this chapter, any decisions made with regard to:

- 37 (1) attendance in a remediation program;  
38 (2) **ISTEP statewide assessment** program testing; and  
39 (3) the grade level placement;

40 for a student who is a student with a disability (as defined in  
41 IC 20-35-1-8) shall be made in accordance with the individualized  
42 education program, state law, and federal law.



1 SECTION 34. IC 20-33-2-13, AS AMENDED BY P.L.222-2015,  
 2 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 3 UPON PASSAGE]: Sec. 13. (a) A school corporation shall record or  
 4 include the following information in the official high school transcript  
 5 for a student in high school:

6 (1) Attendance records.

7 (2) The student's latest ~~ISTEP~~ **statewide assessment** program test  
 8 results. ~~under IC 20-32-5.~~

9 (3) Any secondary level and postsecondary level certificates of  
 10 achievement earned by the student.

11 (4) Immunization information from the immunization record the  
 12 student's school keeps under IC 20-34-4-1.

13 (5) Any dual credit courses taken that are included in the core  
 14 transfer library under IC 21-42-5-4.

15 (b) A school corporation may include information on a student's  
 16 high school transcript that is in addition to the requirements of  
 17 subsection (a).

18 SECTION 35. IC 20-35-8-1, AS AMENDED BY P.L.229-2011,  
 19 SECTION 195, IS AMENDED TO READ AS FOLLOWS  
 20 [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) Except as provided in  
 21 subsection (b), if a student with legal settlement in a school corporation  
 22 is transferred to attend school in another school corporation because of  
 23 a disability or multiple disabilities, the transferor corporation shall:

24 (1) either:

25 (A) provide; or

26 (B) pay for, in the amount determined under section 2 of this  
 27 chapter;

28 any transportation that is necessary or feasible, as determined  
 29 under section 2 of this chapter and the rules adopted by the state  
 30 board; and

31 (2) pay transfer tuition for the student to the transferee  
 32 corporation in accordance with IC 20-26-11.

33 (b) If the student attends a school operated through:

34 (1) a joint school service and supply program; or

35 (2) another cooperative program;

36 involving the school corporation of the student's legal settlement,  
 37 transportation and other costs shall be made in amounts and at the  
 38 times provided in the agreement or other arrangement made between  
 39 the participating school corporations.

40 (c) Student data, including ~~ISTEP~~ **statewide assessment** program  
 41 testing scores, academic progress, grade level, and graduation date, for  
 42 a student described in subsection (a) shall be included in



1 determinations for the school corporation in which the student has legal  
2 settlement.

3 SECTION 36. IC 20-43-10-3, AS AMENDED BY P.L.151-2016,  
4 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 UPON PASSAGE]: Sec. 3. (a) As used in this section, "achievement  
6 test" means a

7 ~~(1)~~ test required by the ~~ISTEP~~ **statewide assessment** program. ~~or~~

8 ~~(2) Core 40 end of course assessment for the following:~~

9 ~~(A) Algebra I.~~

10 ~~(B) English 10.~~

11 ~~(C) Biology I.~~

12 (b) As used in this section, "graduation rate" means the percentage  
13 graduation rate for a high school in a school corporation as determined  
14 under IC 20-26-13-10 but adjusted to reflect the pupils who meet the  
15 requirements of graduation under subsection (d).

16 (c) As used in this section, "test" means ~~either:~~

17 ~~(1)~~ a test required by the ~~ISTEP~~ **statewide assessment** program.

18 ~~or~~

19 ~~(2) a Core 40 end of course assessment.~~

20 (d) A pupil meets the requirements of graduation for purposes of  
21 this section if the pupil successfully completed:

22 (1) a sufficient number of academic credits, or the equivalent of  
23 academic credits; and

24 (2) the graduation examination required under IC 20-32-3 through  
25 IC 20-32-5;

26 that resulted in the awarding of a high school diploma or an academic  
27 honors diploma to the pupil for the school year ending in the  
28 immediately preceding state fiscal year.

29 (e) Determinations for a school for a state fiscal year must be made  
30 using:

31 (1) the count of tests passed compared to the count of tests taken  
32 throughout the school;

33 (2) the graduation rate in the high school; and

34 (3) the count of pupils graduating in the high school.

35 (f) In determining grants under this section, a school corporation  
36 may qualify for the following two (2) grants each year:

37 (1) One (1) grant under subsection (h), (i), or (j).

38 (2) One (1) grant under subsection (k), (l), or (m).

39 (g) The sum of the two (2) grant amounts described in subsection  
40 (f), as determined for a school corporation under this section,  
41 constitutes an annual performance grant that is in addition to state  
42 tuition support. After review by the budget committee, the annual



1 performance grant for a state fiscal year shall be distributed to the  
 2 school corporation before December 5 of that state fiscal year, unless  
 3 an extension of the December 5 deadline is approved for that state  
 4 fiscal year under subsection (o). If the:

5 (1) total amount to be distributed as performance grants for a  
 6 particular state fiscal year exceeds the amount appropriated by the  
 7 general assembly for performance grants for that state fiscal year,  
 8 the total amount to be distributed as performance grants to school  
 9 corporations shall be proportionately reduced so that the total  
 10 reduction equals the amount of the excess. The amount of the  
 11 reduction for a particular school corporation is equal to the total  
 12 amount of the excess multiplied by a fraction. The numerator of  
 13 the fraction is the amount of the performance grant that the school  
 14 corporation would have received if a reduction were not made  
 15 under this section. The denominator of the fraction is the total  
 16 amount that would be distributed as performance grants to all  
 17 school corporations if a reduction were not made under this  
 18 section; and

19 (2) total amount to be distributed as performance grants for a  
 20 particular state fiscal year is less than the amount appropriated by  
 21 the general assembly for performance grants for that state fiscal  
 22 year, the total amount to be distributed as performance grants to  
 23 school corporations for that particular state fiscal year shall be  
 24 proportionately increased so that the total amount to be  
 25 distributed equals the amount of the appropriation for that  
 26 particular state fiscal year.

27 The performance grant received by a school corporation shall be  
 28 allocated among and used only to pay cash stipends to all teachers who  
 29 are rated as effective or as highly effective and employed by the school  
 30 corporation as of December 1. The lead school corporation or interlocal  
 31 cooperative administering a cooperative or other special education  
 32 program or administering a career and technical education program,  
 33 including programs managed under IC 20-26-10, IC 20-35-5, IC 20-37,  
 34 or IC 36-1-7, shall award performance stipends to and carry out the  
 35 other responsibilities of an employing school corporation under this  
 36 section for the teachers in the special education program or career and  
 37 technical education program. The amount of the distribution from an  
 38 annual performance grant to an individual teacher is determined at the  
 39 discretion of the governing body of the school corporation. The  
 40 governing body shall differentiate between the amount of the stipend  
 41 awarded to a teacher rated as a highly effective teacher and a teacher  
 42 rated as an effective teacher and may differentiate between school



1 buildings. A stipend to an individual teacher in a particular year is not  
 2 subject to collective bargaining and is in addition to the minimum  
 3 salary or increases in salary set under IC 20-28-9-1.5. In addition, an  
 4 amount determined under the policies adopted by the governing body  
 5 but not exceeding fifty percent (50%) of the amount of a stipend to an  
 6 individual teacher in a particular state fiscal year beginning after June  
 7 30, 2015, becomes a permanent part of and increases the base salary of  
 8 the teacher receiving the stipend for school years beginning after the  
 9 state fiscal year in which the stipend is received. The addition to base  
 10 salary under this section is not subject to collective bargaining, is  
 11 payable from funds other than the performance grant, and is in addition  
 12 to the minimum salary and increases in salary set under IC 20-28-9-1.5.  
 13 The school corporation shall distribute all stipends from a performance  
 14 grant to individual teachers within twenty (20) business days of the  
 15 date the department distributes the performance grant to the school  
 16 corporation. Any part of the performance grant not distributed as  
 17 stipends to teachers before February must be returned to the  
 18 department on the earlier of the date set by the department or June 30  
 19 of that state fiscal year.

20 (h) Except as provided in subsection (n), a school qualifies for a  
 21 grant under this subsection if the school has more than seventy-two and  
 22 five-tenths percent (72.5%) but less than ninety percent (90%) of the  
 23 tests taken in the school year ending in the immediately preceding state  
 24 fiscal year that receive passing scores. The grant amount for the state  
 25 fiscal year is:

- 26 (1) the count of the school's passing scores on tests in the school
- 27 year ending in the immediately preceding state fiscal year;
- 28 multiplied by
- 29 (2) twenty-three dollars and fifty cents (\$23.50).

30 (i) Except as provided in subsection (n), a school qualifies for a  
 31 grant under this subsection if the school has at least ninety percent  
 32 (90%) of the tests taken in the school year ending in the immediately  
 33 preceding state fiscal year that receive passing scores. The grant  
 34 amount for the state fiscal year is:

- 35 (1) the count of the school's passing scores on tests in the school
- 36 year ending in the immediately preceding state fiscal year;
- 37 multiplied by
- 38 (2) forty-seven dollars (\$47).

39 (j) This subsection does not apply to a school corporation in its first  
 40 year of operation or to a school corporation that is entitled to a  
 41 distribution under subsection (h) or (i). Except as provided in  
 42 subsection (n), a school qualifies for a grant under this subsection if the



1 school's school year over school year percentage growth rate of  
 2 achievement tests receiving passing scores was at least five percent  
 3 (5%), comparing the school year ending in the immediately preceding  
 4 state fiscal year to the school year immediately preceding that school  
 5 year. The grant amount for the state fiscal year is:

6 (1) the count of the school corporation's pupils who had a passing  
 7 score on their achievement test in the school year ending in the  
 8 immediately preceding state fiscal year; multiplied by

9 (2) forty-seven dollars (\$47).

10 (k) A school qualifies for a grant under this subsection if the school  
 11 had a graduation rate of ninety percent (90%) or more for the school  
 12 year ending in the immediately preceding state fiscal year. The grant  
 13 amount for the state fiscal year is:

14 (1) the count of the school corporation's pupils who met the  
 15 requirements for graduation for the school year ending in the  
 16 immediately preceding state fiscal year; multiplied by

17 (2) one hundred seventy-six dollars (\$176).

18 (l) A school qualifies for a grant under this subsection if the school  
 19 had a graduation rate greater than seventy-five percent (75%) but less  
 20 than ninety percent (90%) for the school year ending in the  
 21 immediately preceding state fiscal year. The grant amount for the state  
 22 fiscal year is:

23 (1) the count of the school corporation's pupils who met the  
 24 requirements for graduation for the school year ending in the  
 25 immediately preceding state fiscal year; multiplied by

26 (2) eighty-eight dollars (\$88).

27 (m) This subsection does not apply to a school in its first year of  
 28 operation or to a school corporation that is entitled to a distribution  
 29 under subsection (k) or (l). A school qualifies for a grant under this  
 30 subsection if the school's school year over school year percentage  
 31 growth in its graduation rate is at least five percent (5%), comparing  
 32 the graduation rate for the school year ending in the immediately  
 33 preceding state fiscal year to the graduation rate for the school year  
 34 immediately preceding that school year. The grant amount for the state  
 35 fiscal year is:

36 (1) the count of the school corporation's pupils who met the  
 37 requirements for graduation in the school year ending in the  
 38 immediately preceding state fiscal year; multiplied by

39 (2) one hundred seventy-six dollars (\$176).

40 (n) This subsection applies to the state fiscal year beginning July 1,  
 41 2015, and ending June 30, 2016. Notwithstanding subsection (h), (i),  
 42 or (j), the amount of the grant described in subsection (h), (i), or (j)





- 1 shall be calculated using the higher of:
- 2 (1) the percentage of passing scores on ISTEP program tests for
- 3 the school for the 2013-2014 school year; or
- 4 (2) the percentage of passing scores on ISTEP program tests for
- 5 the school for the 2014-2015 school year.
- 6 If a grant amount for a school is calculated using the percentage
- 7 described in subdivision (1), the ISTEP data from the 2013-2014
- 8 school year shall be used in the calculation of the grant amount, and the
- 9 grant amount may not exceed the grant amount that the school received
- 10 for the state fiscal year beginning July 1, 2014, and ending June 30,
- 11 2015, or in the case of a currently eligible school that was ineligible for
- 12 a grant in the state fiscal year beginning July 1, 2014, and ending June
- 13 30, 2015, because the school had not completed the required teacher
- 14 evaluations, the grant amount that the school would have been entitled
- 15 to receive for the state fiscal year beginning July 1, 2014, and ending
- 16 June 30, 2015, if the school had been eligible. The school corporation
- 17 shall distribute all stipends from a performance grant to individual
- 18 teachers within twenty (20) business days of the date the department
- 19 distributes the performance grant to the school corporation.
- 20 (o) The department, after review by the budget committee, may
- 21 waive the December 5 deadline to distribute an annual performance
- 22 grant to the school corporation under subsection (g) for that state fiscal
- 23 year and approve an extension of that deadline to a later date within
- 24 that state fiscal year, if the department determines that a waiver and
- 25 extension of the deadline is in the public interest.
- 26 (p) This section expires June 30, 2017.
- 27 SECTION 37. IC 20-51-1-4.7, AS AMENDED BY P.L.211-2013,
- 28 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 29 UPON PASSAGE]: Sec. 4.7. "Eligible school" refers to a public or
- 30 nonpublic elementary school or high school that:
- 31 (1) is located in Indiana;
- 32 (2) requires an eligible choice scholarship student to pay tuition
- 33 or transfer tuition to attend;
- 34 (3) voluntarily agrees to enroll an eligible choice scholarship
- 35 student;
- 36 (4) is accredited by either the state board or a national or regional
- 37 accreditation agency that is recognized by the state board;
- 38 (5) administers the ~~Indiana statewide testing for educational~~
- 39 ~~progress (ISTEP) statewide assessment~~ program; under
- 40 ~~IC 20-32-5;~~
- 41 (6) is not a charter school or the school corporation in which an
- 42 eligible choice scholarship student has legal settlement under



- 1 IC 20-26-11; and  
 2 (7) submits to the department only the student performance data  
 3 required for a category designation under IC 20-31-8-3.  
 4 SECTION 38. IC 20-51-1-6, AS ADDED BY P.L.182-2009(ss),  
 5 SECTION 364, IS AMENDED TO READ AS FOLLOWS  
 6 [EFFECTIVE UPON PASSAGE]: Sec. 6. (a) "Participating school"  
 7 refers to a public or nonpublic school that:  
 8 (1) an eligible student is required to pay tuition or transfer tuition  
 9 to attend;  
 10 (2) voluntarily agrees to enroll an eligible student;  
 11 (3) is accredited by either the state board or a national or regional  
 12 accreditation agency that is recognized by the state board; and  
 13 (4) administers the tests under the ~~Indiana statewide testing for~~  
 14 ~~educational progress (ISTEP)~~ **statewide assessment** program or  
 15 administers another nationally recognized and norm-referenced  
 16 assessment of the school's students.  
 17 (b) The term does not include a public school in a school  
 18 corporation where the eligible student has legal settlement under  
 19 IC 20-26-11.  
 20 SECTION 39. [EFFECTIVE UPON PASSAGE] **(a) The legislative**  
 21 **council is urged to assign to the interim study committee on**  
 22 **education established by IC 2-5-1.3-4 for study during the 2017**  
 23 **interim of the general assembly the topic of Indiana's laws**  
 24 **concerning school certificated employee evaluations.**  
 25 **(b) If the topic described in subsection (a) is assigned to the**  
 26 **interim study committee on education, the study committee shall,**  
 27 **not later than November 1, 2017, issue a final report to the**  
 28 **legislative council containing the study committee's findings and**  
 29 **recommendations, including any recommended legislation**  
 30 **concerning the topic, in an electronic format under IC 5-14-6.**  
 31 **(c) This SECTION expires December 31, 2017.**  
 32 SECTION 40. **An emergency is declared for this act.**



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1003, 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:

Page 25, between lines 15 and 16, begin a new paragraph and insert:

"SECTION 30. IC 20-32-5-21.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 21.5. For a school year beginning after June 30, 2017, a public school, a state accredited school, or an eligible school (as defined in IC 20-51-1-4.7) shall administer end of course assessments in at least the areas of:**

- (1) English/language arts;**
- (2) science; and**
- (3) algebra I.**

**subject matter or discipline with regard to the end of course assessment passed by the student."**

Page 25, line 31, delete "IC 20-19-2-4.5" and insert "**IC 20-19-2-14.5**".

Page 26, line 14, delete "IC 20-19-2-4.5" and insert "**IC 20-19-2-14.5**".

Page 27, line 10, delete "or".

Page 27, line 10, after "nonpublic school" insert "**, or eligible school (as defined in IC 20-51-1-4.7)**".

Page 27, line 23, delete "or".

Page 27, line 23, after "nonpublic school" insert "**, or eligible school (as defined in IC 20-51-1-4.7)**".

Page 27, line 25, delete "a" and insert "**at least one (1) of the following**".

Page 27, line 26, delete "assessment" and insert "**assessments**".

Page 27, line 26, delete ", including the following:" and insert ":

Page 27, line 29, delete "delete "Advance" and insert "**Advanced**".

Page 27, between lines 36 and 37, begin a new line block indented and insert:

**"(6) The Armed Services Vocational Aptitude Battery."**

Page 27, line 37, delete "(6)" and insert "(7)".

Page 28, line 10, delete "the graduation examination must consist of" and insert "**a high school shall administer**".

Page 28, line 11, delete "examinations" and insert "**assessments**".

Page 28, line 16, delete "examinations" and insert "**assessments**".

Page 28, line 19, delete "examinations" and insert "**assessments**".



Page 28, line 21, delete "examination" and insert "assessment".

Page 28, line 26, after "before" insert "**completing**".

Page 28, line 28, delete "examination" and insert "assessment".

Page 28, between lines 30 and 31, begin a new paragraph and insert:

**"(d) All assessments approved by the state board under subsection (a) and any other benchmark, interim, or similar type assessments created or provided in conjunction with the statewide assessment described in section 7 of this chapter and used by a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) must comply with each of the following requirements:**

**(1) All assessment data results shall be owned by the school corporation or school that elects to administer the assessment.**

**(2) All assessment data shall be available to the school corporation or school promptly upon request and at no additional charge.**

**(3) The assessment data shall be provided in a manner that permits it to be used with any instructional program."**

Page 28, line 31, delete "public school" and insert "**school corporation, charter school, eligible school (as defined in IC 20-51-1-4.7),"**

Page 28, line 36, after "school" insert "**or an eligible school (as defined in IC 20-51-1-4.7)"**."

Page 29, line 2, after "accommodations" insert "**as outlined in the student's individualized education plan or individualized service plan"**."

Page 29, line 4, after "program" insert "**or individualized service plan"**."

Page 29, line 16, after "program" insert "**or individualized service plan"**."

Page 29, line 40, after "a school corporation," insert "**charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-19-2-14.5),"**

Page 29, line 40, after "the school corporation" insert "**or school"**."

Page 30, line 39, delete "schedule" and insert "**offer"**."

Page 31, line 39, delete "guide" and insert "**provide"**."

Page 31, line 40, delete "or"."

Page 31, line 40, after "nonpublic school" insert "**, or eligible school (as defined in IC 20-51-1-4.7)"**."

Page 31, line 42, delete "." and insert "**and the statewide assessment described in section 7 of this chapter."**

Page 32, line 1, delete "public or" and insert "**school corporation,**



**charter school,".**

Page 32, line 1, after "school" insert ", **or eligible school (as defined in IC 20-51-1-4.7)**".

Page 32, line 8, delete "or".

Page 32, line 9, after " school" insert ", **or eligible school (as defined in IC 20-51-1-4.7)**".

Page 32, line 11, delete "or state" and insert "**state**".

Page 32, line 11, after " school" insert ", **or eligible school (as defined in IC 20-51-1-4.7)**".

Page 32, line 14, delete "or".

Page 32, line 15, after " school" insert ", **or eligible school (as defined in IC 20-51-1-4.7)**".

Page 32, delete lines 18 through 24, begin a new paragraph and insert:

**"Sec. 17. (a) The department, with the approval of the state board, shall develop and implement programs, policies, and procedures necessary to carry out this chapter to:**

- (1) continuously improve teacher, student, parent, and community understanding of assessment results;**
- (2) strategically use data and information from the assessment results to improve student growth and proficiency of all students; and**
- (3) instruct teachers and administrators how formative assessment practices can be used on a daily basis during class instruction."**

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1003 as introduced.)

BEHNING

Committee Vote: yeas 10, nays 2.



## HOUSE MOTION

Mr. Speaker: I move that House Bill 1003 be amended to read as follows:

Page 29, between lines 2 and 3, begin a new paragraph and insert:

**"(d) The department shall make available to each school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) end of course examinations in the areas of:**

**(1) United States history; and**

**(2) United States government."**

Page 29, line 3, delete "(d)" and insert "(e)".

Page 32, line 36, delete "and the statewide assessment" and insert "."

Page 32, delete line 37.

(Reference is to HB 1003 as printed February 14, 2017.)

COOK

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 COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred House Bill No. 1003, 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, line 6, delete "test" and insert "**nationally recognized college entrance assessment**".

Page 1, line 7, delete "or purchased".

Page 1, line 15, delete ""Statewide" and insert "**(a) Except as provided in subsection (b), "statewide**".

Page 2, between lines 4 and 5, begin a new paragraph and insert:

**"(b) For purposes of IC 20-28-11.5 and for school years beginning after June 30, 2018, "statewide assessment program" does not include end of course assessments administered under IC 20-32-5.1."**

Page 11, line 35, delete "(for" and insert "**(for**".

Page 12, line 34, delete "2018)," and insert "**2018),"**

Page 25, line 19, delete "a public" and insert "**each public**".

Page 25, line 19, after "school," delete "a".

Page 25, line 19, after "accredited" insert "**nonpublic**".

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Page 25, line 20, delete "or an" and insert **"and"**.

Page 25, line 21, delete "in at least the areas of:" and insert **"for the following:**

**(1) English 10.**

**(2) Biology I.**

**(3) Algebra I."**

Page 25, delete lines 22 through 26.

Page 25, line 42, delete "education" and insert **"readiness educational"**.

Page 26, line 3, after "7" insert **"or 8"**.

Page 26, line 5, delete "an".

Page 26, line 5, delete "assessment" and insert **"assessments"**.

Page 26, line 5, delete "16" and insert **"18"**.

Page 26, line 8, delete "17" and insert **"19"**.

Page 26, line 24, delete "education" and insert **"readiness educational"**.

Page 26, line 31, after "(A)" insert **"subject to subsection (e),"**.

Page 27, between lines 13 and 14, begin a new paragraph and insert:

**"(e) A statewide assessment described in section 7 of this chapter must be in a form that allows the department and the state board to compare the proficiency of Indiana students to the proficiency of students in other states. A statewide assessment may consist of original test items for Indiana's exclusive use if the state board determines that:**

**(1) developing original test items for Indiana's exclusive use will result in cost savings; or**

**(2) it would be impractical to develop a statewide assessment adequately aligned to Indiana's academic standards without including original test items developed for Indiana's exclusive use."**

Page 27, line 14, delete "The" and insert **"Except as otherwise provided in this chapter and in the manner provided in section 6 of this chapter, the"**.

Page 27, line 14, delete ", except as otherwise provided in this".

Page 27, line 15, delete "section and in the manner provided in section 6 of this chapter,".

Page 27, line 19, delete "10" and insert **"12"**.

Page 27, line 25, delete "shall be" and insert **"as"**.

Page 27, delete lines 33 through 42, begin a new paragraph and insert:

**"(d) For the statewide assessments required in grades 9 through 12 under subsection (c), each school corporation, charter school,**



state accredited nonpublic school, and eligible school (as defined in IC 20-51-1-4.7) shall administer a nationally recognized college entrance assessment designated by the state board unless the state board determines that designating a nationally recognized college entrance assessment is impracticable.

(e) The nationally recognized college entrance assessment described in subsection (d) must be administered to a student at the school in which the student is enrolled and during the normal school day.

(f) The state board shall establish multiple categories of performance regarding proficiency on the nationally recognized college entrance assessment, including establishing a passing score required to qualify for graduation."

Page 28, delete lines 1 through 12.

Page 28, line 13, delete "(e)" and insert "(g)".

Page 28, between lines 15 and 16, begin a new paragraph and insert:

**"Sec. 8. (a) Subject to subsections (c) and (d), the department shall require the use of computer or digital technology to complete the statewide assessment described in section 7 of this chapter.**

**(b) Subject to subsections (c) and (d), each school corporation, charter school, state accredited nonpublic school, and eligible school (as defined in IC 20-51-1-4.7) shall allow a student to use computer or digital technology to complete the statewide assessment.**

**(c) The department may waive the requirement under subsection (a) or (b), or both. The state board shall establish the procedures and requirements for the approval or denial of a waiver under this subsection."**

Page 28, line 16, delete "(f)" and insert "(d)".

Page 28, line 16, delete ":".

Page 28, delete lines 17 through 19.

Page 28, line 20, delete "(2)".

Page 28, run in lines 16 through 22.

Page 28, line 23, delete "Sec 8." and insert "Sec. 9."

Page 28, line 24, delete "in at least" and insert "**for the following:**

**(1) English 10.**

**(2) Biology I.**

**(3) Algebra I."**

Page 28, delete lines 25 through 28.

Page 28, delete lines 33 through 42.

Page 29, delete lines 1 through 2.

Page 29, line 3, delete "(d)" and insert "(c)".





Page 29, line 4, delete "or" and insert "**and**".

Page 29, line 9, delete "(e)" and insert "**Sec. 10.**".

Page 29, line 9, after "under" insert "**this chapter**".

Page 29, delete lines 10 through 13.

Page 29, line 14, delete "school, or eligible school (as defined in IC 20-51-1-4.7)".

Page 29, line 23, delete "9" and insert "**11**".

Page 29, line 23, delete "," and insert "**or equivalent authority for each**".

Page 29, line 36, delete "10" and insert "**12**".

Page 29, line 39, delete "plan or individualized" and insert "**program,**".

Page 29, line 39, after "service plan" insert "**developed under 511 IAC 7-34, or choice scholarship education plan developed under 511 IAC 7-49**".

Page 29, line 41, delete "or" and insert ",".

Page 29, line 42, delete "individualized".

Page 29, line 42, after "plan" insert ", **or choice scholarship education plan**".

Page 30, line 13, delete "or individualized" and insert ",".

Page 30, line 13, after "plan" insert ", **or choice scholarship education plan**".

Page 30, line 15, delete "11" and insert "**13**".

Page 30, line 20, after "corporation" insert ", **charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7)**".

Page 30, line 28, delete "12" and insert "**14**".

Page 30, line 28, delete "scores of student responses under an" and insert "**proficiency of students under a**".

Page 30, line 29, after "board" insert "**as soon as practicable but**".

Page 30, line 29, delete "July" and insert "**August 15**".

Page 30, line 30, delete "1".

Page 30, line 33, after "corporation" insert ", **charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7)**".

Page 30, between lines 35 and 36, begin a new paragraph and insert:

**"(c) Subject to approval by the state board, reports of student results on computer scored items under a statewide assessment may be returned to schools regardless of whether the hand scored items are returned."**

Page 30, line 36, delete "(c)" and insert "**(d)**".

Page 30, line 36, after "of" insert "**final**".



Page 30, line 39, delete "IC 20-19-2-14.5)," and insert "**IC 20-51-1-4.7)**".

Page 31, line 3, delete "(d)," and insert "**(e)**".

Page 31, line 4, delete "not multiple choice, gridded items," and insert "**hand scored**".

Page 31, delete lines 5 through 6.

Page 31, line 11, delete "an" and insert "**a**".

Page 31, line 16, delete "(d)" and insert "**(e)**".

Page 31, line 18, delete "(c)(2)(A)" and insert "**(d)(2)(A)**".

Page 31, line 19, delete "However, the department may".

Page 31, delete lines 20 through 21.

Page 31, line 22, delete "(e)" and insert "**(f)**".

Page 31, delete lines 24 through 36.

Page 31, line 37, delete "13" and insert "**15**".

Page 32, line 6, delete "14" and insert "**16**".

Page 32, line 19, delete "15" and insert "**17**".

Page 32, line 36, delete "16" and insert "**18**".

Page 33, line 4, delete "or".

Page 33, line 5, after "school" insert ", **or eligible school (as defined in IC 20-51-1-4.7)**".

Page 33, line 6, delete "or" and insert "**state**".

Page 33, line 7, after "school" insert ", **or eligible school (as defined in IC 20-51-1-4.7)**".

Page 33, line 21, delete "17" and insert "**19**".

Page 33, line 29, after "administrators" insert "**on**".

Page 33, line 33, delete "defined" and insert "**described**".

Page 33, line 38, delete "18" and insert "**20**".

Page 35, line 13, delete ":".

Page 35, line 14, strike "(1)".

Page 35, line 14, delete ";" and insert ".".

Page 35, line 14, strike "or".

Page 35, strike lines 15 through 18.

Page 35, line 23, strike "either:".

Page 35, line 24, strike "(1)".

Page 35, line 24, delete ";" and insert ".".

Page 35, strike lines 25 through 26.

Page 40, line 21, strike ")".

Page 40, between lines 26 and 27, begin a new paragraph and insert:  
**"SECTION 39. [EFFECTIVE UPON PASSAGE] (a) The legislative council is urged to assign to the interim study committee on education established by IC 2-5-1.3-4 for study during the 2017 interim of the general assembly the topic of Indiana's laws**



concerning school certificated employee evaluations.

**(b) If the topic described in subsection (a) is assigned to the interim study committee on education, the study committee shall, not later than November 1, 2017, issue a final report to the legislative council containing the study committee's findings and recommendations, including any recommended legislation concerning the topic, in an electronic format under IC 5-14-6.**

**(c) This SECTION expires December 31, 2017."**

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1003 as reprinted February 17, 2017.)

KRUSE, Chairperson

Committee Vote: Yeas 7, Nays 4.

