



February 21, 2014

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**ENGROSSED  
HOUSE BILL No. 1004**

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DIGEST OF HB 1004 (Updated February 19, 2014 2:25 pm - DI 116)

**Citations Affected:** Noncode.

**Synopsis:** Prekindergarten study commission. Establishes the prekindergarten and early learning study commission.

**Effective:** Upon passage.

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**Behning, Bosma, VanDenburgh,  
Carbaugh, DeVon, Friend, Frye R,  
Moed, Negele, Price, Richardson,  
Lawson L, Hamm, Ziemke, Burton,  
Kirchhofer, Kubacki, Soliday,  
Clere, Ubelhor, Forestal**

(SENATE SPONSORS — MILLER PETE, KRUSE, ROGERS)

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January 7, 2014, read first time and referred to Committee on Education.  
January 9, 2014, amended, reported — Do Pass.  
January 13, 2014, read second time, amended, ordered engrossed.  
January 14, 2014, engrossed.  
January 16, 2014, read third time, passed. Yeas 87, nays 9.  
January 21, 2014, re-engrossed.

SENATE ACTION

February 4, 2014, read first time and referred to Committee on Education and Career Development.  
February 20, 2014, amended, reported favorably — Do Pass.

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EH 1004—LS 6868/DI 116





February 21, 2014

Second Regular Session 118th General Assembly (2014)

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 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1004

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A BILL FOR AN ACT concerning human services.

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

- 1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) **As used in this**  
2 **SECTION, "commission" refers to the prekindergarten and early**  
3 **learning study commission established by subsection (b).**  
4 (b) **The prekindergarten and early learning study commission**  
5 **is established.**  
6 (c) **The legislative council established by IC 2-5-1.1-1 shall**  
7 **determine the number of members to appoint to the commission.**  
8 **The members of the commission may consist of legislators and lay**  
9 **members. The legislative council shall specify the number of**  
10 **legislative members and lay members. The lay members must have**  
11 **expertise in the area of education, business, childhood**  
12 **development, or social services.**  
13 (d) **The chairman of the legislative council shall appoint the**  
14 **chairperson of the commission. The vice chairman of the legislative**  
15 **council shall appoint a member of the commission to serve as vice**  
16 **chairperson of the commission. The chairman and vice chairman**

EH 1004—LS 6868/DI 116



1 of the legislative council each shall appoint one-half (1/2) of the  
2 remaining members of the commission. If there is an odd number  
3 of members of the commission, the chairman of the legislative  
4 council appoints one (1) more member than the vice chairman of  
5 the legislative council.

6 (e) If a vacancy occurs on the commission, the legislative council  
7 shall appoint an individual to fill the vacancy.

8 (f) The commission shall do the following:

9 (1) Study the feasibility of obtaining a block grant and  
10 necessary waivers under the federal Head Start program  
11 under 42 U.S.C. 9831 et seq. to establish an early learning  
12 scholarship program or another type of alternative program.

13 (2) Study the feasibility of obtaining a Child Care and  
14 Development Block Grant under 42 U.S.C. 9858 et seq. or  
15 other federal funds to fund prekindergarten or early learning  
16 education programs in Indiana.

17 (3) Study options for funding prekindergarten or early  
18 learning programs, including opportunities to partner with  
19 businesses, philanthropic, or community leaders.

20 (4) Review whether other states have developed rigorous  
21 accountability standards for prekindergarten or early  
22 learning programs.

23 (5) Study parental involvement opportunities to prepare  
24 children for education outside the educational environment,  
25 including the benefits of reading to a child.

26 (6) Study opportunities to equip parents with skills necessary  
27 to improve the parent's ability to contribute to their child's  
28 early education.

29 (7) Study the economic benefits of prekindergarten or early  
30 learning programs.

31 (8) Study the appropriate state agency or entity to oversee and  
32 develop early learning accountability standards.

33 (9) Determine the appropriate income standard to use to  
34 determine whether a parent is eligible to receive assistance  
35 from the state for prekindergarten or early learning  
36 programs.

37 (10) Study opportunities to partner with an investment group  
38 or entity to establish an investment fund or vehicle to finance  
39 early education in Indiana.

40 (g) The commission shall submit a final report of the results of  
41 its study and any recommendations to the legislative council before  
42 November 1, 2014. The report must be in an electronic format



- 1       **under IC 5-14-6.**
- 2       **(h) The legislative services agency shall provide staff support to**
- 3       **the commission.**
- 4       **(i) The affirmative votes of a majority of the members**
- 5       **appointed to the commission are required for the commission to**
- 6       **take action on any measure, including a final report.**
- 7       **(j) Except as otherwise specifically provided in this SECTION,**
- 8       **the commission shall operate under the rules of the legislative**
- 9       **council.**
- 10       **(k) This SECTION expires January 1, 2015.**
- 11       **SECTION 2. An emergency is declared for this act.**



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1004, 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 5, line 18, after "is" insert "**provided by a school that is**".

Page 8, delete line 7.

and when so amended that said bill do pass.

(Reference is to HB 1004 as introduced.)

BEHNING, Chair

Committee Vote: yeas 10, nays 3.

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 HOUSE MOTION

Mr. Speaker: I move that House Bill 1004 be amended to read as follows:

Page 3, between lines 25 and 26, begin a new line block indented and insert:

**"(5) Determine a passage rate on the kindergarten readiness assessment selected under subsection (b) that must be achieved by the children who attend an eligible provider for the eligible provider to continue to participate in the early education scholarship pilot program under IC 12-17.2-7."**

Page 3, line 26, strike "(5)" and insert "(6)".

Page 6, line 7, after "division." insert "**The counties chosen must include both rural and urban counties.**".

Page 6, line 24, delete "may receive" and insert "**is not prohibited from receiving**".

Page 7, line 27, delete "less than seventy percent (70%) of children who attend an" and insert "**the percentage of children who:**

**(1) attend an eligible provider; and**

**(2) pass the kindergarten readiness assessment selected under IC 12-17.2-3.6-9(b);**

**is less than the passage rate determined by the early learning advisory committee under IC 12-17.2-3.6-9(a)(5),"**

Page 7, delete lines 28 through 29.

Page 7, line 30, delete "IC 12-17.2-3.6-9,".

Page 7, line 33, delete "less than seventy" and insert "**the**



percentage of children who:

**(1) attend the eligible provider; and**

**(2) pass the kindergarten readiness assessment selected under IC 12-17.2-3.6-9(b);**

**is less than the passage rate determined by the early learning advisory committee under IC 12-17.2-3.6-9(a)(5)."**

Page 7, delete lines 34 through 36.

(Reference is to HB 1004 as printed January 10, 2014.)

BEHNING

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1004 be amended to read as follows:

Page 4, line 21, delete "and".

Page 4, line 24, delete "." and insert "; and

**(F) have a parent or guardian who agrees to enroll the child in kindergarten under IC 20-33-2-7 after the child completes an early education program."**

Page 4, delete line 42.

Page 5, line 3, delete "." and insert "; and

**(6) has a parent or guardian who agrees to enroll the child in kindergarten under IC 20-33-2-7 after the child completes an early education program."**

(Reference is to HB 1004 as printed January 10, 2014.)

SMITH V



## HOUSE MOTION

Mr. Speaker: I move that House Bill 1004 be amended to read as follows:

Page 3, between lines 25 and 26, begin a new line block indented and insert:

**"(5) Determine an attendance rate that an eligible child must meet to continue to participate in the early education scholarship pilot program under IC 12-17.2-7."**

Page 3, line 26, strike "(5)" and insert "(6)".

Page 4, line 21, delete "and".

Page 4, line 24, delete "provider." and insert **"provider; and**

**(F) have a parent or guardian who agrees to ensure that the child meets the attendance requirements determined under section 9(a)(5) of this chapter."**

Page 4, delete line 42.

Page 5, line 3, delete "provider." and insert **"provider; and**

**(6) has a parent or guardian who agrees to ensure that the child meets the attendance requirements determined under IC 12-17.2-3.6-9(a)(5)."**

(Reference is to HB 1004 as printed January 10, 2014.)

SMITH V

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 HOUSE MOTION

Mr. Speaker: I move that House Bill 1004 be amended to read as follows: Page 8, between lines 7 and 8, begin a new paragraph and insert:

**"Sec. 17. (a) This section applies to a state fiscal year beginning after June 30, 2015.**

**(b) The program may be funded only by an appropriation enacted by the general assembly. The amount of state tuition support a school receives under IC 20-43 may not be reduced by an**





**appropriation enacted by the general assembly to fund the program established by this chapter."**

(Reference is to HB 1004 as printed January 10, 2014.)

BATTLES

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COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred House Bill No. 1004, 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:

Delete the title and insert the following:

A BILL FOR AN ACT concerning human services.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1004 Printer's Error as reprinted January 14, 2014.)

KRUSE, Chairperson

Committee Vote: Yeas 9, Nays 0.

