

HOUSE BILL No. 1028

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-24; IC 20-31-8.

Synopsis: Dropout recovery schools. Provides that a provision that prohibits the issuance of a charter to a charter school that serves students at least 20 years of age who have not received a high school diploma expires July 1, 2015. Provides that, after June 30, 2015, a charter school that is designated as a recovery school or serves students who have dropped out of high school before receiving a diploma may be authorized by any authorizer. Provides that a provision that limits funding of certain dropout recovery schools to \$6,600 per student expires July 1, 2015. Provides that a requirement for the state board of education to develop alternative benchmarks, performance indicators, and accountability standards to be used in the assessment of schools that focus exclusively on providing an academic program for students with developmental, intellectual, or behavioral challenges does not apply to a recovery charter school or a charter school that serves dropout students. Provides that a recovery charter school or a charter school that serves dropout students is subject to the alternative accountability system developed by the state board of education.

Effective: July 1, 2014.

DeVon

January 7, 2014, read first time and referred to Committee on Education.



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.

HOUSE BILL No. 1028

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 20-24-2.1-5, AS ADDED BY P.L.205-2013,
2 SECTION 228, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2014]: Sec. 5. (a) Except as provided in
4 subsection (b), a charter may not be granted after the effective date of
5 this section by the charter board or any other sponsor or authorizer for
6 a charter school that will serve students who:
7 (1) are at least twenty (20) years of age; and
8 (2) have dropped out of high school before receiving a diploma.
9 (b) Charters may be granted by the mayor of Indianapolis before
10 July 1, 2013, for not more than three (3) Christel House Academies that
11 will serve students described in subsection (a).
12 (c) **This section expires July 1, 2015.**
13 SECTION 2. IC 20-24-3-18 IS ADDED TO THE INDIANA CODE
14 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
15 1, 2014]: **Sec. 18. After June 30, 2015, a charter school that is**
16 **designated as a recovery school or serves students who have**



1 **dropped out of high school before receiving a diploma may be**
 2 **authorized by any authorizer.**

3 SECTION 3. IC 20-24-7-13.5, AS ADDED BY P.L.205-2013,
 4 SECTION 235, IS AMENDED TO READ AS FOLLOWS
 5 [EFFECTIVE JULY 1, 2014]: Sec. 13.5. (a) This section applies to the
 6 following charter schools:

7 (1) The Excel Centers for Adult Learners that is located in
 8 Indianapolis, is sponsored or authorized by the mayor of
 9 Indianapolis, and that is operating as of May 1, 2013.

10 (2) The Anderson Excel Center that is sponsored or authorized by
 11 the charter board and that is operating as of May 1, 2013.

12 (3) The Christel House Academy DOR center that is located in
 13 Indianapolis, is sponsored or authorized by the mayor of
 14 Indianapolis, and that is operating as of May 1, 2013.

15 (4) The Excel Centers for Adult Learners located in Kokomo,
 16 Lafayette, and Richmond that are sponsored or authorized by the
 17 charter board and that are scheduled to begin operating not later
 18 than fall 2013, and the Excel Center for Adult Learners located in
 19 Indianapolis (Lafayette Square) that is sponsored or authorized by
 20 the mayor of Indianapolis and that is scheduled to begin operating
 21 not later than fall 2013.

22 (5) The Gary Middle College charter school that is sponsored or
 23 authorized by Ball State University, that includes students who
 24 are twenty-two (22) years of age and older, and that is operating
 25 as of May 1, 2013.

26 (b) Notwithstanding any other law, for state fiscal years beginning
 27 after June 30, 2013, a charter school described in subsection (a) is
 28 entitled to receive funding from the state in an amount equal to the
 29 product of:

30 (1) the charter school's number of students (expressed as full-time
 31 equivalents); multiplied by

32 (2) six thousand six hundred dollars (\$6,600).

33 However, in the case of the charter school described in subsection
 34 (a)(5), the funding under this section applies only for those students
 35 who are twenty-two (22) years of age and older.

36 (c) A charter school described in subsection (a) is entitled to receive
 37 federal special education funding.

38 (d) A charter school that is granted a charter as described in
 39 IC 20-24-2.1-5(b) is not entitled to state funding.

40 (e) The state funding under this section shall be paid each state
 41 fiscal year under a schedule set by the budget agency and approved by
 42 the governor. However, the schedule shall provide for at least twelve



1 (12) payments, that one (1) payment shall be made at least every forty
 2 (40) days, and the aggregate of the payments in each state fiscal year
 3 shall equal the amount required under this section. However, if the
 4 appropriations for this purpose are insufficient, the distributions to each
 5 recipient shall be reduced proportionately.

6 **(f) This section expires July 1, 2015.**

7 SECTION 4. IC 20-31-8-4.5, AS ADDED BY P.L.205-2013,
 8 SECTION 255, IS AMENDED TO READ AS FOLLOWS
 9 [EFFECTIVE JULY 1, 2014]: Sec. 4.5. **(a) This section does not**
 10 **apply to a charter school that:**

11 **(1) is designated as a recovery school; or**

12 **(2) serves students who have dropped out of high school**
 13 **before receiving a diploma.**

14 **(b)** In addition to other benchmarks, performance indicators, and
 15 accountability standards developed under this article, the state board
 16 shall develop alternative benchmarks, performance indicators, and
 17 accountability standards to be used in the assessment of schools that
 18 focus exclusively on providing an academic program for students with
 19 developmental, intellectual, or behavioral challenges.

20 SECTION 5. IC 20-31-8-5.2, AS ADDED BY SEA 24-2014,
 21 SECTION 87, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 22 JULY 1, 2014]: Sec. 5.2. **(a)** The state board shall establish an
 23 alternative accountability system to assess the performance of a charter
 24 school that is ~~sponsored by the Indiana charter school board established~~
 25 ~~by IC 20-24-2.1-1~~ and designated as a recovery school or an
 26 accelerated learning center.

27 **(b) A charter school that:**

28 **(1) is designated as a recovery school; or**

29 **(2) serves students who have dropped out of high school**
 30 **before receiving a diploma;**

31 **is subject to the alternative accountability system developed by the**
 32 **state board under subsection (a).**

