

HOUSE BILL No. 1102

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-34-9-6.

Synopsis: Student and parent support services grants. Adds a provision that provides that the requirements of the student and parent support services grant program do not prevent a school corporation, charter school, or state accredited nonpublic school from providing school based treatment services or treatment services provided by an outside provider to address the comprehensive needs and well-being of a student.

Effective: July 1, 2021.

Davisson

January 7, 2021, read first time and referred to Committee on Education.



First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

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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 20-34-9-6, AS AMENDED BY P.L.92-2020,
2 SECTION 94, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2021]: Sec. 6. A school corporation, a charter school, or a
4 state accredited nonpublic school must do the following to participate
5 in the program:
6 (1) Apply to the department to participate in the program.
7 (2) Submit to the department a student and parent support
8 services plan that the school corporation, charter school, or state
9 accredited nonpublic school intends to implement and that
10 includes the following:
11 (A) A process for a teacher or school employee to notify a
12 school official to contact a student's parent if the student
13 demonstrates a repeated pattern of aberrant or abnormal
14 behavior. The parental notification process described in this
15 clause must also include that the school will hold a conference
16 with the student and the student's parent.
17 (B) A requirement that the conference described in clause (A)



1 must address the student's potential need for and benefit from:
2 (i) school based treatment services; or
3 (ii) treatment services provided by an outside professional
4 care provider that is contracted and paid for by the school
5 corporation, charter school, or state accredited nonpublic
6 school.
7 (C) A procedure for a parent who chooses to seek services for
8 the student to follow that includes granting written parental
9 consent for the student to receive services by a service
10 provider described under clause (B).
11 (D) A requirement to ensure that a school shall maintain the
12 confidentiality of any medical records that result from a
13 student's participation in any treatment described in clause (B).
14 The school must adopt a policy that prohibits the school from:
15 (i) sharing any reports or notes resulting from the provision
16 of school based treatment services described in clause (B)(i)
17 with other school officials; and
18 (ii) maintaining any reports, notes, diagnosis, or
19 appointments that result from a student's participation in any
20 treatment described in clause (B)(i) through (B)(ii) in the
21 student's permanent educational file.
22 **(E) Nothing in this section shall prevent a school**
23 **corporation, charter school, or state accredited nonpublic**
24 **school from providing school based treatment services or**
25 **treatment services provided by an outside provider to**
26 **address the comprehensive needs and well-being of a**
27 **student.**

