

HOUSE BILL No. 1230(ss)

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-2-10.1; IC 10-21-1; IC 20-19-3; IC 20-28-3-7; IC 20-33-8-13.5; IC 20-34-3-23; IC 20-46-7-7; IC 20-49; IC 22-11-17-2.

Synopsis: School safety. (This proposed legislation does the following: (1) Sets forth the text of CC123010 adopted by the Senate on March 14, 2018. (2) Makes technical corrections.) Provides that curriculum for the school safety specialist training and certification program must include training in identifying, preventing, and intervening in actions by a person who is present on school property with the intent to harm another person. Allows charter schools and accredited nonpublic schools to elect to comply with certain laws regarding school safety specialists, school safety plans, and safe school committees. Provides that, on or before December 1, 2018, and periodically thereafter, the secured school safety board shall conduct a review and submit a report to the legislative council. Provides that the report: (1) must provide an overview of the current status of school safety across the state; and (2) may make recommendations to improve the safety of elementary and secondary school students. Provides that a school corporation, a charter school, or a coalition of public schools applying jointly may receive an advance from the common school fund in order to make improvements to school security. Provides that the state board of education (state board), in consultation with the secured school safety board, shall administer the program. Provides that the total amount of advances that the state board may make during the state biennium beginning July 1, 2017, and ending June 30, 2019, may not exceed \$35,000,000. Provides that the state board of finance shall periodically establish the rate or rates of interest payable on advances made as long as the established interest rate or rates are not less than 1% and do not exceed 4%. Provides that the term of the advance may
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Effective: Upon passage; July 1, 2018.

McNamara, Cook, Behning, Goodin

Rules Suspended, May 14, 2018, read first time.



not exceed 10 years after the date of the advance. Provides that the maximum amount of the advance that the state board may approve is the lesser of: (1) \$500,000 for a school corporation or charter school; or (2) the amount needed to cover costs approved by the secured school safety board that are in excess of the amount awarded by the secured school safety board and the amount committed as a match by the school corporation or charter school (or coalition of public schools filing jointly) that applied for the secured school fund matching grant. Provides that a charter school may provide the state board with an adequate security interest for the repayment of an advance made to the charter school. Provides that a school corporation may levy a property tax for its debt service fund and transfer those revenues to the school corporation's general fund (before January 1, 2019) or education fund (after December 31, 2018). Requires the department of education (department) to maintain a link on the department's Internet web site providing parents and school officials with resources or best practices regarding the prevention and reporting of bullying and cyberbullying. Requires the state board and school corporations to maintain an Internet link to the department's Internet web site on their Internet web sites. Requires the department to maintain a link on the department's Internet web site regarding the identification and reporting of human trafficking. Requires certain employees of a school corporation or an accredited nonpublic school to receive at least one hour of inservice training every two years pertaining to the identification and reporting of human trafficking. Provides that a school corporation's disciplinary rules pertaining to bullying must prohibit bullying through the use of data or computer software that is accessed through a computer or through a cellular telephone or other wireless or cellular communications device. (Current law provides that a school corporation's disciplinary rules pertaining to bullying must prohibit bullying through the use of data or computer software that is accessed through a computer.) Requires the department to conduct a statewide needs assessment survey concerning student service providers and how schools are addressing the social and emotional needs of students. Requires each charter school and accredited nonpublic school to: (1) adopt a local school safety and emergency plan; and (2) provide a copy of the floor plans for each building located on the school's property to the law enforcement agency and the fire department that have jurisdiction over the school. Provides that a school that has one or more employees may barricade or block a door for a period not to exceed three minutes in the event of an unplanned fire alarm activation in order for a designated school official to investigate the alarm. Provides that the period may be extended in the event that an active shooter has been verified to be on the school's property. Provides that not later than August 1, 2019, an audit should be conducted for each school corporation that includes a review of each school's safety plan and an onsite review of the school corporation. Provides that the department's division of school building physical security and safety (division) is primarily responsible for overseeing the audits. Provides that the division may request the voluntary assistance of the department of homeland security, the state police department, and any appropriate state or local law enforcement agency necessary to complete the audits. Provides that, with the approval of the governor and the budget agency, the amount appropriated by HEA 1001-2017 for the Indiana safe schools fund for the state fiscal year beginning July 1, 2018, and ending June 30, 2019, may be augmented from the state general fund in an amount specified by the budget agency, but not to exceed \$1,000,000 and the Indiana criminal justice institute shall transfer an amount equal to the amount augmented by the budget agency to the department for

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Digest Continued

the purpose of providing training to school safety specialists and conducting the audits. Provides that, not later than August 1, 2019, each charter school authorizer, in consultation with the division, shall conduct an audit of the charter school's safety plan for each charter school authorized by the authorizer. Provides that, on or before August 1, 2018, the state fire marshal, in consultation with the department, shall send written guidance to each school that has one or more employees that describes how a school may apply current fire safety requirements for an unplanned fire alarm activation in order to provide security to students and school staff in the event of a potential manmade disaster situation. Provides that, with the approval of the governor and the budget agency, the amount appropriated by HEA 1001-2017 for the Indiana secured school fund may be augmented from the state general fund in an amount not to exceed \$5,000,000.



Introduced

Special Session 120th General Assembly (2018)(ss)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular Session of the General Assembly.

HOUSE BILL No. 1230(ss)

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 5-2-10.1-11, AS AMENDED BY P.L.25-2016,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2018]: Sec. 11. (a) The school safety specialist training and
4 certification program is established.
5 (b) The school safety specialist training program shall provide:
6 (1) annual training sessions, which may be conducted through
7 distance learning or at regional centers; and
8 (2) information concerning best practices and available resources;
9 for school safety specialists and county school safety commissions.
10 (c) The department of education shall do the following:
11 (1) Assemble an advisory group of school safety specialists from
12 around the state to make recommendations concerning the
13 curriculum and standards for school safety specialist training.
14 (2) Develop an appropriate curriculum and the standards for the
15 school safety specialist training and certification program. The

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1 department of education may consult with national school safety
 2 experts in developing the curriculum and standards. The
 3 curriculum developed under this subdivision must include
 4 training in:

5 (A) identifying, preventing, and intervening in bullying; ~~and~~
 6 (B) identifying, preventing, and intervening in criminal
 7 organization activity; **and**

8 **(C) identifying, preventing, and intervening in actions by**
 9 **a person who is present on school property with the intent**
 10 **to harm another person.**

11 (3) Administer the school safety specialist training program and
 12 notify the institute of candidates for certification who have
 13 successfully completed the training program.

14 (d) The institute shall do the following:

15 (1) Establish a school safety specialist certificate.

16 (2) Review the qualifications of each candidate for certification
 17 named by the department of education.

18 (3) Present a certificate to each school safety specialist that the
 19 institute determines to be eligible for certification.

20 SECTION 2. IC 5-2-10.1-13 IS ADDED TO THE INDIANA CODE
 21 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
 22 1, 2018]: **Sec. 13. A charter school (as defined in IC 20-24-1-4) or**
 23 **an accredited nonpublic school may do one (1) or more of the**
 24 **following:**

25 **(1) Designate an individual to serve as the school safety**
 26 **specialist for the school and comply with section 9 of this**
 27 **chapter.**

28 **(2) Establish a school safety plan in accordance with this**
 29 **chapter.**

30 **(3) Establish a safe school committee as described under**
 31 **section 12 of this chapter.**

32 SECTION 3. IC 10-21-1-5, AS ADDED BY P.L.172-2013,
 33 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 UPON PASSAGE]: Sec. 5. (a) A school corporation or charter school
 35 may annually apply to the board for a matching grant from the fund for
 36 a program described in section 2(a) of this chapter.

37 (b) The application must include the following:

38 (1) A concise description of the school corporation's or charter
 39 school's security needs.

40 (2) The estimated cost of the program to the school corporation or
 41 charter school.

42 (3) The extent to which the school corporation or charter school



- 1 has access to and support from a nearby law enforcement agency,
 2 if applicable.
 3 (4) The ADM of the school corporation or charter school (or the
 4 combined ADM of the coalition of schools applying jointly).
 5 (5) Any other information required by the board.
 6 (6) A statement whether the school corporation or charter school
 7 has completed a local plan and has filed the plan with the county
 8 school safety commission for the county in which the school
 9 corporation or charter school is located.
 10 **(7) A statement whether the school corporation or charter**
 11 **school (or coalition of public schools applying jointly) requests**
 12 **an advance under IC 20-49-10 in addition to a matching grant**
 13 **under this chapter.**

14 SECTION 4. IC 10-21-1-6.5 IS ADDED TO THE INDIANA CODE
 15 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE
 16 UPON PASSAGE]: **Sec. 6.5. If a school corporation or charter**
 17 **school (or a coalition of public schools applying jointly) indicates**
 18 **on an application under section 5 of this chapter that the school**
 19 **corporation or charter school (or coalition of public schools**
 20 **applying jointly) requests, in addition to the matching grant under**
 21 **this chapter, an advance under IC 20-49-10, the board shall review**
 22 **the application and may make recommendations to the state board**
 23 **to approve or deny an advance in the manner prescribed in**
 24 **IC 20-49-10-6.**

25 SECTION 5. IC 10-21-1-8 IS ADDED TO THE INDIANA CODE
 26 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE
 27 UPON PASSAGE]: **Sec. 8. On or before December 1, 2018, and**
 28 **periodically thereafter, the board shall conduct a review and**
 29 **submit a report to the legislative council in an electronic format**
 30 **under IC 5-14-6. The report:**

- 31 **(1) must provide an overview of the current status of school**
 32 **safety across the state; and**
 33 **(2) may make recommendations to improve the safety of**
 34 **elementary and secondary school students.**

35 SECTION 6. IC 20-19-3-11.5 IS ADDED TO THE INDIANA
 36 CODE AS A **NEW SECTION** TO READ AS FOLLOWS
 37 [EFFECTIVE JULY 1, 2018]: **Sec. 11.5. (a) As used in this section,**
 38 **"cyberbullying" refers to bullying (as defined in IC 20-33-8-0.2)**
 39 **that occurs through the use of data or computer software that is**
 40 **accessed through a:**

- 41 **(1) computer;**
 42 **(2) computer system;**



1 (3) computer network; or

2 (4) cellular telephone or other wireless or cellular
3 communications device.

4 (b) The department shall maintain a link on the department's
5 Internet web site that provides parents and school officials with
6 resources or best practices regarding the prevention and reporting
7 of bullying and cyberbullying. The resources must include
8 guidance on how to report to law enforcement agencies instances
9 of bullying and cyberbullying that occur off campus. The
10 department shall also include guidelines developed by the
11 department under IC 5-2-10.1-12(d).

12 (c) The department shall consult with law enforcement agencies,
13 school officials, and organizations that have expertise in the
14 prevention or reporting of bullying or cyberbullying for purposes
15 of developing or providing the resources or best practices
16 described in subsection (b).

17 (d) The following entities shall maintain a link on their Internet
18 web sites to the Internet web site described in subsection (b):

19 (1) The state board.

20 (2) A school corporation.

21 SECTION 7. IC 20-19-3-11.7 IS ADDED TO THE INDIANA
22 CODE AS A NEW SECTION TO READ AS FOLLOWS
23 [EFFECTIVE JULY 1, 2018]: **Sec. 11.7. (a) The department shall**
24 **maintain a link on the department's Internet web site that provides**
25 **parents and school officials with resources or best practices**
26 **regarding the identification and reporting of human trafficking.**
27 **The resources must include:**

28 (1) guidance on how to report to law enforcement agencies
29 instances of human trafficking; and

30 (2) information that may assist school officials in complying
31 with inservice training requirements under IC 20-28-3-7.

32 (b) The department shall consult with law enforcement agencies,
33 school officials, and organizations that have expertise in the
34 prevention of human trafficking for purposes of developing or
35 providing the resources or best practices described in subsection
36 (a).

37 SECTION 8. IC 20-28-3-7 IS ADDED TO THE INDIANA CODE
38 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
39 1, 2018]: **Sec. 7. (a) Each school corporation and accredited**
40 **nonpublic school shall require all school employees likely to have**
41 **direct, ongoing contact with children within the scope of the**
42 **employee's employment to attend or participate in at least one (1)**



1 **hour of inservice training every two (2) school years pertaining to**
 2 **the identification and reporting of human trafficking.**

3 **(b) The format of the inservice training required under this**
 4 **section may include:**

- 5 **(1) an in-person presentation;**
 6 **(2) an electronic or technology based medium, including**
 7 **self-review modules available on an online system;**
 8 **(3) an individual program of study of designated materials; or**
 9 **(4) any other method approved by the governing body, or the**
 10 **equivalent authority for an accredited nonpublic school, that**
 11 **is consistent with current professional development standards.**

12 **(c) The inservice training required under this section shall count**
 13 **toward the requirements for professional development required by**
 14 **the governing body or the equivalent authority for an accredited**
 15 **nonpublic school.**

16 SECTION 9. IC 20-33-8-13.5, AS AMENDED BY P.L.285-2013,
 17 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2018]: Sec. 13.5. (a) Discipline rules adopted by the
 19 governing body of a school corporation under section 12 of this chapter
 20 must:

- 21 (1) prohibit bullying; and
 22 (2) include:
 23 (A) provisions concerning education, parental involvement,
 24 and intervention;
 25 (B) a detailed procedure for the expedited investigation of
 26 incidents of bullying that includes:
 27 (i) appropriate responses to bullying behaviors, wherever the
 28 behaviors occur;
 29 (ii) provisions for anonymous and personal reporting of
 30 bullying to a teacher or other school staff;
 31 (iii) timetables for reporting of bullying incidents to the
 32 parents of both the targeted student and the bully, in an
 33 expedited manner;
 34 (iv) timetables for reporting of bullying incidents to school
 35 counselors, school administrators, the superintendent, or law
 36 enforcement, if it is determined that reporting the bullying
 37 incident to law enforcement is necessary;
 38 (v) discipline provisions for teachers, school staff, or school
 39 administrators who fail to initiate or conduct an
 40 investigation of a bullying incident; and
 41 (vi) discipline provisions for false reporting of bullying; and
 42 (C) a detailed procedure outlining the use of follow-up



1 services that includes:

- 2 (i) support services for the victim; and
 3 (ii) bullying education for the bully.

4 (b) The discipline rules described in subsection (a) may be applied
 5 regardless of the physical location in which the bullying behavior
 6 occurred, whenever:

- 7 (1) the individual committing the bullying behavior and any of the
 8 intended targets of the bullying behavior are students attending a
 9 school within a school corporation; and
 10 (2) disciplinary action is reasonably necessary to avoid substantial
 11 interference with school discipline or prevent an unreasonable
 12 threat to the rights of others to a safe and peaceful learning
 13 environment.

14 (c) The discipline rules described in subsection (a) must prohibit
 15 bullying through the use of data or computer software that is accessed
 16 through a:

- 17 (1) computer;
 18 (2) computer system; ~~or~~
 19 (3) computer network; ~~or~~
 20 **(4) cellular telephone or other wireless or cellular**
 21 **communications device.**

22 (d) This section may not be construed to give rise to a cause of
 23 action against a person or school corporation based on an allegation of
 24 noncompliance with this section. Noncompliance with this section may
 25 not be used as evidence against a school corporation in a cause of
 26 action.

27 (e) A record made of an investigation, a disciplinary action, or a
 28 follow-up action performed under rules adopted under this section is
 29 not a public record under IC 5-14-3.

30 (f) The department shall periodically review each policy adopted
 31 under this section to ensure the policy's compliance with this section.

32 SECTION 10. IC 20-34-3-23 IS ADDED TO THE INDIANA
 33 CODE AS A NEW SECTION TO READ AS FOLLOWS
 34 [EFFECTIVE JULY 1, 2018]: **Sec. 23. (a) Each charter school and**
 35 **accredited nonpublic school shall adopt a local school safety and**
 36 **emergency plan that includes:**

- 37 **(1) safety and emergency training and educational**
 38 **opportunities for school employees; and**
 39 **(2) periodic safety and emergency preparedness and**
 40 **evacuation drills.**

41 **(b) Each charter school and accredited nonpublic school shall**
 42 **provide a copy of the floor plans for each building located on the**



1 **school's property that clearly indicates each exit, the interior**
 2 **rooms and hallways, and the location of any hazardous materials**
 3 **located in the building to the law enforcement agency and the fire**
 4 **department that have jurisdiction over the school.**

5 SECTION 11. IC 20-46-7-7, AS ADDED BY P.L.2-2006,
 6 SECTION 169, IS AMENDED TO READ AS FOLLOWS
 7 [EFFECTIVE UPON PASSAGE]: Sec. 7. A school corporation
 8 receiving an advancement:

9 (1) under IC 20-49-2 may annually levy a tax for the fund as
 10 provided in IC 20-49-2-16;

11 (2) for a school building construction program may annually levy
 12 a tax for the fund as provided in IC 20-49-4-21; ~~or~~

13 (3) for an educational technology program may annually levy a
 14 tax for the fund as provided in IC 20-49-4-22; ~~or~~

15 **(4) under IC 20-49-10 may annually levy a tax for the fund as**
 16 **provided in IC 20-49-10-10.**

17 SECTION 12. IC 20-49-3-8, AS AMENDED BY P.L.118-2016,
 18 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 UPON PASSAGE]: Sec. 8. The fund may be used to make advances:

20 (1) to school corporations, including school corporation career
 21 and technical education schools described in IC 20-37-1-1, under
 22 IC 20-49-4 and IC 20-49-5;

23 (2) under IC 20-49-6; ~~and~~

24 (3) to charter and innovation network schools under IC 20-49-9;
 25 **and**

26 **(4) to a school corporation or charter school (or a coalition of**
 27 **public schools applying jointly) under IC 20-49-10.**

28 Unless the context clearly requires otherwise, a reference to a school
 29 corporation in this chapter includes a school corporation career and
 30 technical education school described in IC 20-37-1-1. However, an
 31 advance to a school corporation career and technical education school
 32 described in IC 20-37-1-1 is not considered an advance to a school
 33 corporation for purposes of determining if the school corporation career
 34 and technical education school described in IC 20-37-1-1 qualifies for
 35 an advance.

36 SECTION 13. IC 20-49-10 IS ADDED TO THE INDIANA CODE
 37 AS A **NEW CHAPTER** TO READ AS FOLLOWS [EFFECTIVE
 38 UPON PASSAGE]:

39 **Chapter 10. Advancement From Common School Fund;**
 40 **Improvements in School Security**

41 **Sec. 1. As used in this chapter, "advance" refers to an advance**
 42 **from the fund under this chapter.**



1 **Sec. 2.** As used in this chapter, "charter school" refers to a
 2 school established under IC 20-24. However, the term does not
 3 include a virtual charter school or an adult high school (as defined
 4 in IC 20-24-1-2.3).

5 **Sec. 3.** As used in this chapter, "fund" refers to the common
 6 school fund in the custody of the treasurer of state.

7 **Sec. 4. (a)** The school corporation and charter school safety
 8 advance program is established. The purpose of the program is to
 9 make advances to school corporations or charter schools (or one
 10 (1) or more coalitions of public schools applying jointly) for
 11 equipment purchases or capital improvements necessary to
 12 improve school security.

13 **(b)** The state board, in consultation with the secured school
 14 safety board established by IC 10-21-1-3, shall administer the
 15 program.

16 **(c)** The total amount of advances that the state board may make
 17 under this chapter during the state biennium beginning July 1,
 18 2017, and ending June 30, 2019, may not exceed thirty-five million
 19 dollars (\$35,000,000).

20 **Sec. 5. (a)** Advances made under this chapter may be used to
 21 purchase equipment or make capital improvements needed to:

- 22 **(1)** restrict access to schools;
- 23 **(2)** expedite the notification of first responders; or
- 24 **(3)** improve school security.

25 **(b)** The maximum amount of an advance that a school
 26 corporation or charter school may receive under this chapter may
 27 not exceed five hundred thousand dollars (\$500,000).

28 **(c)** The maximum amount of the advance that the state board
 29 may approve under section 6(c) of this chapter is the lesser of:

- 30 **(1)** the maximum amount of an advance that may be awarded
 31 as established by subsection (b); or
- 32 **(2)** the amount needed to cover costs approved by the secured
 33 school safety board that are in excess of the amount awarded
 34 by the secured school safety board under IC 10-21-1-4 and the
 35 amount committed as a match by the school corporation or
 36 charter school (or coalition of public schools filing jointly)
 37 that applied for the grant under IC 10-21-1-5.

38 **Sec. 6. (a)** An application to the secured school safety board for
 39 a matching grant under IC 10-21-1 may serve as an application for
 40 an advance under this chapter.

41 **(b)** To apply for an advance, a school corporation or charter
 42 school (or a coalition of public schools applying jointly) shall



1 submit an application to the secured school safety board under
 2 IC 10-21-1. If the secured school safety board approves a matching
 3 grant to the school corporation or charter school (or coalition of
 4 public schools filing jointly) under IC 10-21-1-4 and the school
 5 corporation or charter school (or coalition of public schools filing
 6 jointly) requests an advance under this chapter, the secured school
 7 safety board may recommend to the state board the approval of an
 8 advance under this chapter.

9 (c) If an advance is recommended by the secured school safety
 10 board and the state board finds that the school corporation or
 11 charter school (or coalition of public schools filing jointly):

12 (1) qualifies for an advance under this chapter; and

13 (2) will use the advance for purposes described in section 5 of
 14 this chapter;

15 the state board may make the advance to the school corporation or
 16 charter school (or coalition of public schools filing jointly).

17 Sec. 7. The following apply to an advance under this chapter:

18 (1) A school corporation or charter school (or coalition of
 19 public schools filing jointly) must pay interest on the advance.

20 The state board of finance shall periodically establish the rate
 21 or rates of interest payable on advances made under this
 22 chapter as long as the established interest rate or rates are not
 23 less than one percent (1%) and do not exceed four percent
 24 (4%).

25 (2) The state board may provide that the advances made
 26 under this chapter are prepayable at any time.

27 (3) The term of the advance may not exceed ten (10) years
 28 after the date of the advance.

29 (4) A school corporation or charter school (or a coalition of
 30 public schools applying jointly) must enter into an advance
 31 agreement with the state board before receiving an advance
 32 from the fund. The terms of the agreement must include a
 33 provision allowing the state board to withhold funds due to a
 34 school corporation or charter school to which an advance is
 35 made until the advance is paid.

36 Sec. 8. To ensure timely payment of an advance according to the
 37 terms of the advance under section 7 of this chapter, the state
 38 board may withhold funds due to the school corporation or charter
 39 school to which the advance is made in the amount necessary to
 40 pay the advance.

41 Sec. 9. If the state board withholds funds under this chapter, the
 42 state board first shall withhold funds from the distribution of state



1 tuition support to the school corporation or charter school to which
 2 the advance is made. If the state tuition support distribution is
 3 unavailable or inadequate, the state board may withhold funds
 4 from any other distribution of state funds to the school corporation
 5 or charter school.

6 **Sec. 10.** A school corporation to which an advance is made
 7 under this chapter may annually levy a property tax in the debt
 8 service fund to replace the amount withheld under this chapter in
 9 the current year from the distribution of state tuition support. The
 10 amount received from the tax must be transferred from the debt
 11 service fund to the general fund (before January 1, 2019) or the
 12 education fund (after December 31, 2018).

13 **Sec. 11.** An advance under this chapter to a school corporation
 14 or charter school is not an obligation of the school corporation or
 15 charter school within the meaning of a constitutional limitation on
 16 or prohibition against indebtedness.

17 **Sec. 12.** A charter school may provide the state board with an
 18 adequate security interest for the repayment of an advance made
 19 to the charter school under this chapter, in the form and amount
 20 determined by the Indiana department of administration. If the
 21 school operator sells its equity interest in the school facility, the
 22 state board shall redetermine the adequacy of its security interest
 23 and may hold a public hearing to determine whether any tax dollar
 24 equity funded with the advance should be paid to the state. The
 25 state board may not approve the disbursement of an advance made
 26 under this chapter to a charter school until the charter school
 27 provides the state board with an adequate security interest for the
 28 repayment of the advance in the manner prescribed by this section.

29 **Sec. 13. (a)** The state board, in consultation with the secured
 30 school safety board, may adopt:

31 (1) rules under IC 4-22-2; or

32 (2) emergency rules under IC 4-22-2-37.1;

33 necessary to implement this chapter.

34 **(b)** An emergency rule adopted by the state board under this
 35 section expires on the earlier of the following dates:

36 (1) The expiration date stated in the emergency rule.

37 (2) The date the emergency rule is amended or repealed by a
 38 later rule adopted under IC 4-22-2.

39 SECTION 14. IC 22-11-17-2 IS AMENDED TO READ AS
 40 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) Except as
 41 provided in subsection subsections (b) and (d) and section 2.5 of this
 42 chapter, an owner of a public building shall not permit an exit to be



1 locked or obstructed in any manner that denies the public a continuous
 2 and unobstructed means of egress while lawfully occupied by anyone
 3 who is not an officer or an employee.

4 (b) The commission may adopt rules under IC 4-22-2 that:

5 (1) allow the owner of a public building to equip an exit with a
 6 special egress control device;

7 (2) limit the circumstances under which a special egress control
 8 device may be used; and

9 (3) allow an exit that was in compliance with the rules of the
 10 commission when the exit was constructed to be equipped with a
 11 special egress control device.

12 (c) An owner of a public building shall not permit a fire alarm to be
 13 disconnected or otherwise rendered inoperative, except in cases of
 14 routine maintenance or for repair.

15 **(d) A school that has one (1) or more employees may barricade**
 16 **or block a door for a period not to exceed three (3) minutes in the**
 17 **event of an unplanned fire alarm activation in order for a**
 18 **designated school official to investigate the alarm. The school must**
 19 **initiate evacuation and safety procedures after the three (3) minute**
 20 **period expires. However, the period may be extended in the event**
 21 **that an active shooter has been verified to be on the school's**
 22 **property.**

23 SECTION 15. [EFFECTIVE JULY 1, 2018] (a) **The definitions in**
 24 **IC 20 apply throughout this SECTION.**

25 (b) **The following definitions apply throughout this SECTION:**

26 (1) **"Credential" means a professional certificate or license**
 27 **issued to an individual by an agency of Indiana.**

28 (2) **"Educational and career services" means services that**
 29 **assist students in determining future educational plans or**
 30 **careers.**

31 (3) **"Health services" means programs and services that**
 32 **promote and protect the health, safety, and well-being of**
 33 **students to ensure a healthy environment that nurtures**
 34 **academic growth. The term includes mental health services.**

35 (4) **"Student assistance services" means services that prevent**
 36 **or alleviate problems that interfere with student learning.**

37 (5) **"Student services" means:**

38 (A) **educational and career services;**

39 (B) **student assistance services; and**

40 (C) **health services.**

41 (6) **"Student services provider" means an individual who:**

42 (A) **provides educational and career services, student**



- 1 assistance services, or health services; and
 2 **(B) holds credentials in the area of:**
 3 **(i) school counseling, for educational and career services;**
 4 **(ii) school counseling, school psychology, or school social**
 5 **work (master's level), for student assistance services; or**
 6 **(iii) registered nursing, for health services.**
 7 **(c) The department shall conduct a statewide needs assessment**
 8 **survey that collects data concerning:**
 9 **(1) the status of the student services provider workforce;**
 10 **(2) the relevant roles and functions being performed by**
 11 **student services providers;**
 12 **(3) the percentages of time spent by student services providers**
 13 **in addressing various student needs;**
 14 **(4) how schools are addressing trauma occurring in the**
 15 **student population;**
 16 **(5) how the social and emotional needs of students are being**
 17 **addressed; and**
 18 **(6) the steps that schools take to promote a positive school**
 19 **environment;**
 20 **in public elementary, middle, and high schools in Indiana,**
 21 **including charter schools.**
 22 **(d) The survey described in subsection (c) may be in an**
 23 **electronic format.**
 24 **(e) Before January 1, 2019, the department shall report the**
 25 **department's findings to the general assembly in an electronic**
 26 **format under IC 5-14-6. The department shall post the report on**
 27 **its Internet web site.**
 28 **(f) This SECTION expires July 1, 2019.**
 29 **SECTION 16. [EFFECTIVE UPON PASSAGE] (a) The definitions**
 30 **in IC 20 apply throughout this SECTION.**
 31 **(b) Not later than August 1, 2019, an audit should be conducted**
 32 **for each school corporation that includes a review of each school's**
 33 **safety plan and an onsite review of the school corporation. The**
 34 **division (as defined in IC 20-19-3-14(a)) is primarily responsible**
 35 **for overseeing the audits. However, the division may request the**
 36 **voluntary assistance of the department of homeland security**
 37 **established by IC 10-19-2-1, the state police department, and any**
 38 **appropriate state or local law enforcement agency necessary to**
 39 **complete the audits required by this subsection and subsection (c).**
 40 **The audit shall include recommendations to the school corporation**
 41 **of the audit's findings.**
 42 **(c) Not later than August 1, 2019, each charter school**



1 authorizer, in consultation with the division (as defined in
 2 IC 20-19-3-14(a)), shall conduct an audit of the charter school's
 3 safety plan for each charter school authorized by the authorizer to
 4 ensure that the safety plan complies with the requirements
 5 established by IC 20-34-3-23, as added by this act.

6 (d) With the approval of the governor and the budget agency,
 7 the amount appropriated by HEA 1001-2017 for the Indiana safe
 8 schools fund (IC 5-2-10.1-2) for the state fiscal year beginning July
 9 1, 2018, and ending June 30, 2019, may be augmented from the
 10 state general fund in an amount specified by the budget agency, but
 11 not to exceed one million dollars (\$1,000,000). The Indiana
 12 criminal justice institute shall transfer an amount equal to the
 13 amount augmented by the budget agency from the Indiana safe
 14 schools fund (IC 5-2-10.1-2), to the department for the purpose of
 15 providing training to school safety specialists and conducting the
 16 audits described in subsection (b). The amount of the transfer
 17 specified in this subsection is in addition to the seven hundred fifty
 18 thousand dollars (\$750,000) required to be transferred to the
 19 department under HEA 1001-2017, for the state fiscal year
 20 beginning July 1, 2018, and ending June 30, 2019.

21 (e) This SECTION expires July 1, 2020.

22 SECTION 17. [EFFECTIVE UPON PASSAGE] (a) The definitions
 23 in IC 20 apply throughout this SECTION.

24 (b) On or before August 1, 2018, the state fire marshal
 25 appointed under IC 22-14-2-2, in consultation with the department,
 26 shall send written guidance to each school that has one (1) or more
 27 employees. The guidance must describe how a school may apply
 28 current fire safety requirements for an unplanned fire alarm
 29 activation in order to provide security to students and school staff
 30 in the event of a potential manmade disaster situation. The written
 31 guidance may be sent to a school in an electronic format.

32 (c) This SECTION expires January 1, 2019.

33 SECTION 18. [EFFECTIVE UPON PASSAGE] (a) With the
 34 approval of the governor and the budget agency, the amount
 35 appropriated by HEA 1001-2017 for the Indiana secured school
 36 fund established by IC 10-21-1-2 may be augmented from the state
 37 general fund in an amount specified by the budget agency, but not
 38 to exceed five million dollars (\$5,000,000).

39 (b) This SECTION expires July 1, 2019.

40 SECTION 19. An emergency is declared for this act.

