

Second Regular Session of the 120th General Assembly (2018)

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 2017 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1314

AN ACT to amend the Indiana Code concerning education.

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

SECTION 1. IC 20-19-3-17 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JULY 1, 2018]: **Sec. 17. (a) As used in this section, "foster care" has the meaning set forth in IC 31-9-2-46.7.**

(b) As used in this section, "foster care youth" means students in foster care.

(c) As used in this section, "graduation rate" has the meaning set forth in IC 20-26-13-6.

(d) The state board shall, in collaboration with the department and the department of child services, annually prepare a report on foster care youth educational outcomes that includes the following:

(1) The annual graduation rate of foster care youth, including the following information:

(A) The graduation rate for each of the following:

(i) Foster care youth who received a graduation waiver under IC 20-32-4-4.

(ii) Foster care youth who did not receive a graduation waiver under IC 20-32-4-4.

(B) The number and percentage of foster care youth who received each type of diploma.

(2) The adjusted cohort graduation rate for foster care youth, including the adjusted cohort graduation rate for each of the

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following:

- (A) Foster care youth who received a graduation waiver under IC 20-32-4-4.
- (B) Foster care youth who did not receive a graduation waiver under IC 20-32-4-4.
- (3) The number and percentage for each of the following:
 - (A) Foster care youth who were promoted to the next grade level at the end of the school year.
 - (B) Foster care youth who were retained in the same grade level for the next school year.
 - (C) Foster care youth who were suspended during the school year.
 - (D) Foster care youth who were expelled during the school year.
 - (E) Foster care youth who met academic standards on statewide assessment program tests (as defined in IC 20-32-2-2.3) administered during the school year.

The information reported under this subdivision must also be disaggregated by race, grade, gender, free or reduced price lunch status, and eligibility for special education.

- (4) The number and percentage of eligible foster care youth who are enrolled in the prekindergarten pilot program under IC 12-17.2-7.2.
- (5) The number and percentage of foster care youth who passed the reading skills evaluation administered under IC 20-32-8.5-2.
- (6) The number and percentage of foster care youth enrolled in schools, disaggregated by the category or designation of the school under IC 20-31-8-3.
- (7) The number and percentage of foster care youth enrolled in schools, disaggregated by the type of school, including public schools, charter schools, and secure private facilities (as defined in IC 31-9-2-115).
- (e) Not later than June 30, 2019, the department shall:
 - (1) after consulting with the department of child services, develop a remediation plan concerning foster care youth; and
 - (2) submit a copy of the remediation plan to the following:
 - (A) The state board.
 - (B) The department of child services.
 - (C) The legislative council in an electronic format under IC 5-14-6.
- (f) Before April 1, 2019, and before April 1 each year thereafter,



the department shall submit the report described in subsection (d) to the following:

- (1) Department of child services.
- (2) Legislative council in an electronic format under IC 5-14-6.

SECTION 2. IC 20-19-3-18 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 18. (a)** As used in this section, "graduation rate" has the meaning set forth in IC 20-26-13-6.

(b) The state board shall, in collaboration with the department and the department of child services, annually prepare a report on homeless youth educational outcomes that includes the following:

- (1) The annual graduation rate of homeless youth, including the following information:

(A) The graduation rate for each of the following:

- (i) Homeless youth who received a graduation waiver under IC 20-32-4-4.
- (ii) Homeless youth who did not receive a graduation waiver under IC 20-32-4-4.

(B) The number and percentage of homeless youth who received each type of diploma.

- (2) The adjusted cohort graduation rate for homeless youth, including the adjusted cohort graduation rate for each of the following:

(A) Homeless youth who received a graduation waiver under IC 20-32-4-4.

(B) Homeless youth who did not receive a graduation waiver under IC 20-32-4-4.

- (3) The number and percentage of each of the following:

(A) Homeless youth who were promoted to the next grade level at the end of the school year.

(B) Homeless youth who were retained in the same grade level for the next school year.

(C) Homeless youth who were suspended during the school year.

(D) Homeless youth who were expelled during the school year.

(E) Homeless youth who met academic standards on statewide assessment program tests (as defined in IC 20-32-2-2.3) administered during the school year.

The information reported under this subdivision must also be disaggregated by race, grade, gender, free or reduced price



lunch status, and eligibility for special education.

(4) The number and percentage of eligible homeless youth who are enrolled in the prekindergarten pilot program under IC 12-17.2-7.2.

(5) The number and percentage of homeless youth who passed the reading skills evaluation administered under IC 20-32-8.5-2.

(6) The number and percentage of homeless youth enrolled in schools, disaggregated by the category or designation of the school under IC 20-31-8-3.

(7) The number and percentage of homeless youth enrolled in schools, disaggregated by the type of school, including public schools, charter schools, and secure private facilities (as defined in IC 31-9-2-115).

(c) Not later than August 31, 2019, the department shall:

(1) develop a remediation plan concerning homeless youth; and

(2) submit a copy of the remediation plan to the following:

(A) The state board.

(B) The Indiana housing and community development authority established by IC 5-20-1-3.

(C) The legislative council in an electronic format under IC 5-14-6.

(d) Before June 1, 2019, and before June 1 each year thereafter, the department shall submit the report described in subsection (b) to the following:

(1) The Indiana housing and community development authority.

(2) The legislative council in an electronic format under IC 5-14-6.

SECTION 3. IC 20-19-3-19 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 19. The department and the department of child services shall, on or before October 1, 2018, enter into a memorandum of understanding that, at a minimum, requires the department of child services to share with the department, at least one (1) time each month, disaggregated information regarding youth in foster care that is sufficient to allow the department to identify students in foster care.

SECTION 4. IC 20-20-8-8, AS AMENDED BY HEA 1356-2018, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8. (a) The report must include the following



information:

- (1) Student enrollment.
- (2) Graduation rate (as defined in IC 20-26-13-6) and the graduation rate excluding students that receive a graduation waiver under IC 20-32-4-4.
- (3) Attendance rate.
- (4) The following test scores, including the number and percentage of students meeting academic standards:
 - (A) All state standardized assessment scores.
 - (B) Scores for assessments under IC 20-32-5-21 (before its expiration on July 1, 2018), if appropriate.
 - (C) For a freeway school, scores on a locally adopted assessment program, if appropriate.
- (5) Average class size.
- (6) The school's performance category or designation of school improvement assigned under IC 20-31-8.
- (7) The number and percentage of students in the following groups or programs:
 - (A) Alternative education, if offered.
 - (B) Career and technical education.
 - (C) Special education.
 - (D) High ability.
 - (E) Limited English language proficiency.
 - (F) Students receiving free or reduced price lunch under the national school lunch program.
 - (G) Students in foster care.**
- (8) Advanced placement, including the following:
 - (A) For advanced placement tests, the percentage of students:
 - (i) scoring three (3), four (4), and five (5); and
 - (ii) taking the test.
 - (B) For the Scholastic Aptitude Test:
 - (i) the average test scores for all students taking the test;
 - (ii) the average test scores for students completing the academic honors diploma program; and
 - (iii) the percentage of students taking the test.
- (9) Course completion, including the number and percentage of students completing the following programs:
 - (A) Academic honors diploma.
 - (B) Core 40 curriculum.
 - (C) Career and technical programs.
- (10) The percentage of graduates considered college and career ready in a manner prescribed by the state board.



- (11) School safety, including:
- (A) the number of students receiving suspension or expulsion for the possession of alcohol, drugs, or weapons; and
 - (B) the number of incidents reported under IC 20-33-9.
- (12) Financial information and various school cost factors required to be provided to the office of management and budget under IC 20-42.5-3-5.
- (13) The number and percentage of each of the following within the school corporation:
- (A) Teachers who are certificated employees (as defined in IC 20-29-2-4).
 - (B) Teachers who teach the subject area for which the teacher is certified and holds a license.
 - (C) Teachers with national board certification.
- (14) The percentage of grade 3 students reading at grade 3 level.
- (15) The number of students expelled, including the percentage of students expelled **disaggregated** by race, grade, gender, free or reduced price lunch status, **and** eligibility for special education, **and students in foster care.**
- (16) Chronic absenteeism, which includes the number of students who have been absent from school for ten percent (10%) or more of a school year for any reason.
- (17) Habitual truancy, which includes the number of students who have been absent ten (10) days or more from school within a school year without being excused or without being absent under a parental request that has been filed with the school.
- (18) The number of students who have dropped out of school, including the:
- (A) reasons for dropping out; ~~including the~~ **and**
 - (B) percentage of students who have dropped out, **disaggregated** by race, grade, gender, free or reduced price lunch status, **and** eligibility for special education, **and students in foster care.**
- (19) The number of out of school suspensions assigned, including the percentage of students suspended **disaggregated** by race, grade, gender, free or reduced price lunch status, **and** eligibility for special education, **and students in foster care.**
- (20) The number of in school suspensions assigned, including the percentage of students suspended **disaggregated** by race, grade, gender, free or reduced price lunch status, **and** eligibility for special education, **and students in foster care.**
- (21) The number of student work permits revoked.



(22) The number of students receiving an international baccalaureate diploma.

(b) Section 3(a) of this chapter does not apply to the publication of information required under this subsection. This subsection applies to schools, including charter schools, located in a county having a consolidated city, including schools located in excluded cities (as defined in IC 36-3-1-7). A separate report including the information reported under subsection (a) must be:

(1) disaggregated by race, grade, gender, free or reduced price lunch status, ~~and~~ eligibility for special education, **and students in foster care; and must be**

(2) made available on the Internet as provided in section 3(b) of this chapter.

SECTION 5. IC 20-27-12-0.5 IS REPEALED [EFFECTIVE JULY 1, 2018]. ~~Sec. 0-5: (a) As used in this chapter, "homeless student" includes a student who is awaiting placement in foster care.~~

~~(b) The term does not include a student who is in foster care.~~



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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