



Reprinted  
February 23, 2017

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## HOUSE BILL No. 1384

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DIGEST OF HB 1384 (Updated February 22, 2017 12:21 pm - DI 116)

**Citations Affected:** IC 20-19; IC 20-20; IC 20-26; IC 20-30; IC 20-31; IC 20-32; IC 20-36; IC 20-51; IC 21-22.

**Synopsis:** Various education matters. Provides that in the case of a high school student who has not attended the same school within the school corporation for at least 90% of a school year, the department shall assign the student to the high school at which the student was enrolled for the greatest proportion of school days during the school year for purposes of calculating a school's graduation rate. Provides that before July 1, 2018, the state board of education (state board) shall establish a definition of a high mobility school for schools with a high concentration of mobile students. Provides that, after June 30, 2018, the state board shall, in addition to placing a school in a category or designation of school improvement, assign a school grade for a high mobility school. Provides that the grade calculated is for informational purposes only and may not be used to calculate a school's category or designation of school improvement. Provides that \$50,000 is the maximum grant a school corporation or charter school may receive under the dual language immersion pilot program. Provides that  
(Continued next page)

**Effective:** Upon passage; July 1, 2017.

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## Behning

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January 17, 2017, read first time and referred to Committee on Education.  
February 20, 2017, amended, reported — Do Pass.  
February 22, 2017, read second time, amended, ordered engrossed.

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HB 1384—LS 7139/DI 129



## Digest Continued

appropriations to the department of education to provide grants to school corporations for high ability students must be for expenditures beyond those for regular educational programs. Provides that the state board may accredit a nonpublic school that enters into a contract with the state board to become a freeway school at the time the nonpublic school enters the contract. Provides that a choice scholarship school may submit a request to the state board to waive or delay certain consequences if it is placed in the two lowest categories or designations of school improvement for a particular school year. Provides that the state board may grant a request to an eligible school that requests a delay or waiver if the choice scholarship school demonstrates that a majority of students in the eligible school demonstrated academic improvement during the preceding school year. Requires a school corporation to issue, upon request of a parent, a posthumous diploma to a student who: (1) dies while enrolled in grade 12 of a school in the school corporation; and (2) was academically eligible or on track to meet the requirements for the diploma at the time of death. Makes changes to the composition of the board of trustees for Ivy Tech Community College of Indiana. Makes technical corrections.

**HB 1384—LS 7139/DI 129**



Reprinted  
February 23, 2017

First Regular Session of the 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

## HOUSE BILL No. 1384

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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 20-19-2-10, AS AMENDED BY P.L.65-2012,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2017]: Sec. 10. (a) It is the policy of the state that the state:  
4 (1) recognizes that nonpublic schools provide education to  
5 children in Indiana;  
6 (2) has an interest in ensuring that all Indiana children are well  
7 educated in both curricular and extracurricular programs; and  
8 (3) should facilitate the transferability of comparable academic  
9 credit between appropriate nonpublic schools and state supported  
10 educational institutions.  
11 (b) The state board shall implement a system of recognition of the  
12 educational programs of nonpublic schools to fulfill the policy set forth  
13 in subsection (a).  
14 (c) The system of recognition described under subsection (b) must:  
15 (1) be voluntary in nature with respect to the nonpublic school;  
16 (2) recognize the characteristics that distinguish nonpublic  
17 schools from public schools; and

HB 1384—LS 7139/DI 129



1 (3) be a recognition system that is separate from the accreditation  
 2 standards required of public schools and available to nonpublic  
 3 schools under section ~~8(a)(5)~~ **8(a)(4)** of this chapter.

4 (d) This section does not prohibit a nonpublic school from seeking  
 5 accreditation under section ~~8(a)(5)~~ **8(a)(4)** of this chapter.

6 ~~(e) The state board shall adopt rules under IC 4-22-2 to implement~~  
 7 ~~this section.~~

8 ~~(f)~~ **(e)** The department shall waive accreditation standards for an  
 9 accredited nonpublic alternative school that enters into a contract with  
 10 a school corporation to provide alternative education services for  
 11 students who have:

12 (1) dropped out of high school;

13 (2) been expelled; or

14 (3) been sent to the nonpublic alternative school due to the  
 15 students' lack of success in the public school environment;

16 to accommodate the nonpublic alternative school's program and student  
 17 population. A nonpublic alternative school to which this subsection  
 18 applies is not subject to being placed in a category or designation under  
 19 IC 20-31-8-4. However, the nonpublic alternative school must comply  
 20 with all state reporting requirements and submit a school improvement  
 21 growth model on the anniversary date of the nonpublic alternative  
 22 school's original accreditation.

23 **(f) The state board may accredit a nonpublic school under this**  
 24 **section at the time the nonpublic school begins operation in**  
 25 **Indiana.**

26 **(g) The state board shall adopt rules under IC 4-22-2 to**  
 27 **implement this section.**

28 SECTION 2. IC 20-20-19-1, AS ADDED BY P.L.1-2005,  
 29 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 30 JULY 1, 2017]: Sec. 1. (a) An individual who obtains a position as a  
 31 school social worker for a school corporation must

32 ~~(1) hold a master's degree in social work. or~~

33 ~~(2) agree as a condition of employment to obtain a master's degree~~  
 34 ~~in social work not more than five (5) years after the individual~~  
 35 ~~begins employment as a school social worker.~~

36 (b) Subsection (a) does not apply to an individual who obtained a  
 37 position as a school social worker for a school corporation before July  
 38 1, 2001.

39 SECTION 3. IC 20-20-41-1, AS ADDED BY P.L.226-2015,  
 40 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 41 JULY 1, 2017]: Sec. 1. The department, with the approval of the state  
 42 board, shall establish and maintain a dual language immersion pilot



1 program to provide grants, **in an amount not to exceed fifty thousand**  
 2 **dollars (\$50,000)**, to school corporations and charter schools that  
 3 establish dual language immersion programs in:

- 4 (1) Chinese;
- 5 (2) Spanish;
- 6 (3) French; or
- 7 (4) any other language approved by the department.

8 SECTION 4. IC 20-26-11-31, AS ADDED BY P.L.65-2012,  
 9 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 10 JULY 1, 2017]: Sec. 31. (a) This section applies to a school corporation  
 11 that enrolls a student who has legal settlement in another school  
 12 corporation for the purpose of the student receiving services from an  
 13 accredited nonpublic alternative high school described in  
 14 ~~IC 20-19-2-10(f)~~. **IC 20-19-2-10(e)**.

15 (b) A school corporation is entitled to receive state tuition support  
 16 for a student described in subsection (a) in an amount equal to:

- 17 (1) the amount received by the school corporation in which the  
 18 student is enrolled for ADM purposes; or
- 19 (2) the amount received by the school corporation in which the  
 20 student has legal settlement;

21 whichever is greater.

22 SECTION 5. IC 20-26-13-10, AS AMENDED BY P.L.268-2013,  
 23 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 24 JULY 1, 2017]: Sec. 10. Except as provided in section 11 **or 11.5** of  
 25 this chapter, the four (4) year graduation rate for a cohort in a high  
 26 school is the percentage determined under STEP FIVE of the following  
 27 formula:

28 STEP ONE: Determine the grade 9 enrollment at the beginning of  
 29 the reporting year three (3) years before the reporting year for  
 30 which the graduation rate is being determined.

31 STEP TWO: Add:

- 32 (A) the number determined under STEP ONE; and
- 33 (B) the number of students who:
  - 34 (i) have enrolled in the high school after the date on which  
 35 the number determined under STEP ONE was determined;
  - 36 and
  - 37 (ii) have the same expected graduation year as the cohort.

38 STEP THREE: Subtract from the sum determined under STEP  
 39 TWO the number of students who have left the cohort for any of  
 40 the following reasons:

- 41 (A) Transfer to another public or nonpublic school.
- 42 (B) Except as provided in IC 20-33-2-28.6, removal by the



- 1 student's parents under IC 20-33-2-28 to provide instruction  
 2 equivalent to that given in the public schools.  
 3 (C) Withdrawal because of a long term medical condition or  
 4 death.  
 5 (D) Detention by a law enforcement agency or the department  
 6 of correction.  
 7 (E) Placement by a court order or the department of child  
 8 services.  
 9 (F) Enrollment in a virtual school.  
 10 (G) Leaving school, if the student attended school in Indiana  
 11 for less than one (1) school year and the location of the student  
 12 cannot be determined.  
 13 (H) Leaving school, if the location of the student cannot be  
 14 determined and the student has been reported to the Indiana  
 15 clearinghouse for information on missing children and missing  
 16 endangered adults.  
 17 (I) Withdrawing from school before graduation, if the student  
 18 is a high ability student (as defined in IC 20-36-1-3) who is a  
 19 full-time student at an accredited institution of higher  
 20 education during the semester in which the cohort graduates.  
 21 STEP FOUR: Determine the total number of students determined  
 22 under STEP TWO who have graduated during the current  
 23 reporting year or a previous reporting year.  
 24 STEP FIVE: Divide:  
 25 (A) the number determined under STEP FOUR; by  
 26 (B) the remainder determined under STEP THREE.  
 27 SECTION 6. IC 20-26-15-13, AS ADDED BY P.L.1-2005,  
 28 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29 JULY 1, 2017]: Sec. 13. (a) A nonpublic school may enter into a  
 30 contract with the state board to become a freeway school.  
 31 (b) The state board and the governing body of a nonpublic school  
 32 must enter into a contract that complies with this chapter to designate  
 33 the nonpublic school as a freeway school if the nonpublic school:  
 34 (1) petitions the state board for designation as a freeway school;  
 35 and  
 36 (2) agrees to comply with this chapter.  
 37 (c) A nonpublic school becomes a freeway school when the contract  
 38 is signed by:  
 39 (1) the state superintendent, acting for the state board after a  
 40 majority of the members of the board have voted in a public  
 41 session to enter into the contract; and  
 42 (2) the president of the governing body of the nonpublic school,



1 acting for the governing body of the nonpublic school after a  
 2 majority of the members of the governing body have voted to  
 3 enter into the contract.

4 (d) The state board shall accredit a nonpublic school that:

- 5 (1) becomes a freeway school under this chapter; and  
 6 (2) complies with the terms of the contract.

7 **(e) The state board may accredit a nonpublic school under this**  
 8 **section at the time the nonpublic school enters into the contract**  
 9 **under subsection (a).**

10 SECTION 7. IC 20-26-13-11.5 IS ADDED TO THE INDIANA  
 11 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 12 [EFFECTIVE JULY 1, 2017]: **Sec. 11.5. In the case of a high school**  
 13 **student who has not attended the same school within the school**  
 14 **corporation for at least ninety percent (90%) of a school year, the**  
 15 **department, in order to calculate the graduation rate under section**  
 16 **10 of this chapter, shall assign the applicable student to the high**  
 17 **school at which the student was enrolled for the greatest**  
 18 **proportion of school days during the school year.**

19 SECTION 8. IC 20-30-5-2, AS AMENDED BY P.L.286-2013,  
 20 SECTION 93, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 21 JULY 1, 2017]: Sec. 2. (a) Each public and nonpublic high school shall  
 22 provide a required course that is:

- 23 (1) not less than one (1) year of school work; and  
 24 (2) in the:  
 25 (A) historical;  
 26 (B) political;  
 27 (C) civic;  
 28 (D) sociological;  
 29 (E) economical; and  
 30 (F) philosophical;

31 aspects of the constitutions of Indiana and the United States.

32 (b) The state board shall:

- 33 (1) prescribe the course described in this section and the course's  
 34 appropriate outlines; and  
 35 (2) adopt the necessary curricular materials for uniform  
 36 instruction.

37 (c) **Except as provided in IC 20-32-4-13**, a high school student  
 38 may not receive a diploma unless the student has successfully  
 39 completed the interdisciplinary course described in this section.

40 SECTION 9. IC 20-30-5-4, AS ADDED BY P.L.1-2005, SECTION  
 41 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
 42 2017]: Sec. 4. (a) Each public school and nonpublic school shall



1 provide within the two (2) weeks preceding a general election for all  
 2 students in grades 6 through 12 five (5) full recitation periods of class  
 3 discussion concerning:

- 4 (1) the system of government in Indiana and in the United States;  
 5 (2) methods of voting;  
 6 (3) party structures;  
 7 (4) election laws; and  
 8 (5) the responsibilities of citizen participation in government and  
 9 in elections.

10 (b) **Except as provided in IC 20-32-4-13**, a student may not receive  
 11 a high school diploma unless the student has completed a two (2)  
 12 semester course in American history.

13 (c) If a public school superintendent violates this section, the state  
 14 superintendent shall receive and record reports of the violations. The  
 15 general assembly may examine these reports.

16 SECTION 10. IC 20-31-8-8 IS ADDED TO THE INDIANA CODE  
 17 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 18 1, 2017]: **Sec. 8. (a) Before July 1, 2018, the state board shall**  
 19 **establish a definition of a high mobility school for schools with a**  
 20 **high concentration of mobile students.**

21 (b) **After June 30, 2018, the state board shall, in addition to**  
 22 **placing a school in a category or designation of school**  
 23 **improvement under section 4 of this chapter, assign a school grade**  
 24 **for a high mobility school. The grade shall be based on the**  
 25 **individual student performance and growth to proficiency of**  
 26 **students who have been enrolled at the high mobility school**  
 27 **(including a school within the same school corporation that**  
 28 **provides instruction for students in the grade immediately**  
 29 **preceding the student's current grade) for at least one (1) school**  
 30 **year. A grade calculated under this section is for informational**  
 31 **purposes only and may not be used to calculate a school's category**  
 32 **or designation of school improvement under this chapter.**

33 SECTION 11. IC 20-32-4-13 IS ADDED TO THE INDIANA  
 34 CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 13. (a) The governing body of a**  
 35 **school corporation shall issue a diploma for a deceased student at**  
 36 **the request of a parent (as defined in IC 20-18-2-13) of the student**  
 37 **if the student:**

- 38 (1) **died while enrolled in grade 12 of a school in the school**  
 39 **corporation; and**  
 40 (2) **was academically eligible or on track to meet the**  
 41 **requirements for the diploma at the time of death.**  
 42





1           **(b) A student described in subsection (a) may not be considered**  
 2 **a graduate for purposes of IC 20-26-13.**

3           SECTION 12. IC 20-36-2-1, AS AMENDED BY P.L.84-2007,  
 4 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 5 JULY 1, 2017]: Sec. 1. (a) The department shall establish a state  
 6 resources program using designated state resources that:

7           (1) supports school corporations in the development of local  
 8 programs for high ability students;

9           (2) enables educational opportunities that encourage high ability  
 10 students to reach the highest possible level at every stage of the  
 11 students' development; and

12           (3) provides state integrated services that include the following:

13           (A) Information and materials resource centers.

14           (B) Professional development plan and programs.

15           (C) Research and development services.

16           (D) Technical assistance that includes the following:

17           (i) Student assessment.

18           (ii) Program assessment.

19           (iii) Program development and implementation.

20           (E) Support for educators pursuing professional development  
 21 leading to endorsement or licensure in high ability education.

22           (b) In addition to the program established under subsection (a), the  
 23 department shall use appropriations to provide grants to school  
 24 corporations for **expenditures beyond those for regular educational**  
 25 **programs and specific to** programs for high ability students under  
 26 section 2 of this chapter in an amount determined by the department  
 27 that is based upon a set minimum amount increased by an additional  
 28 amount for each student in the program. A school corporation's  
 29 program must align with the strategic and continuous school  
 30 improvement and achievement plans under IC 20-31-5-4 for the  
 31 schools within the school corporation. A school that receives a grant  
 32 under this subsection shall submit an annual report to the department  
 33 that includes the following:

34           (1) The programs for which the grant is used.

35           (2) The results of the programs for which the grant is used,  
 36 including student general assessment results, program  
 37 effectiveness, or student achievement.

38           SECTION 13. IC 20-51-4-2.5, AS ADDED BY P.L.211-2013,  
 39 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 40 JULY 1, 2017]: Sec. 2.5. Notwithstanding IC 20-51-1-4.3(3)(B),  
 41 IC 20-51-1-4.3(3)(C), or IC 20-51-1-4.3(3)(D)(ii), an individual who  
 42 initially meets the income requirements under IC 20-51-1-4.3(3)(B),



1 IC 20-51-1-4.3(3)(C), or IC 20-51-1-4.3(3)(D)(ii) and is a member of  
 2 a household whose income subsequently increases is considered to  
 3 meet the income requirements for as long as the individual is enrolled  
 4 in a ~~participating~~ **an eligible** school and is a member of a household  
 5 with an annual income of not more than two hundred percent (200%)  
 6 of the amount required for the individual to qualify for the federal free  
 7 or reduced price lunch program.

8 SECTION 14. IC 20-51-4-9, AS ADDED BY P.L.92-2011,  
 9 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 10 UPON PASSAGE]: Sec. 9. (a) **Except as provided in subsection (b)**,  
 11 the department shall enforce the following consequences for an eligible  
 12 school that is nonpublic:

13 (1) If the school is placed in either of the lowest two (2)  
 14 categories or designations under IC 20-31-8-3 for two (2)  
 15 consecutive years, the department shall suspend choice  
 16 scholarship payments for one (1) year for new students who  
 17 would otherwise use a choice scholarship to attend the school.

18 (2) If the school is placed in either of the lowest two (2)  
 19 categories or designations under IC 20-31-8-3 for three (3)  
 20 consecutive years, the department shall suspend choice  
 21 scholarship payments for new students who would otherwise use  
 22 a choice scholarship to attend the school until the school is placed  
 23 in the middle category or higher category or designation, for two  
 24 (2) consecutive years.

25 (3) If the school is placed in the lowest category or designation  
 26 under IC 20-31-8-3 for three (3) consecutive years, the  
 27 department shall suspend choice scholarship payments for new  
 28 students who would otherwise use a choice scholarship to attend  
 29 the school until the school is placed in the middle category or  
 30 higher category or designation, for three (3) consecutive years.

31 (4) Students who:

32 (A) are currently enrolled at a school described in subdivision

33 (1), (2), or (3); and

34 (B) qualify for a choice scholarship for the upcoming school  
 35 year;

36 may continue to receive a choice scholarship at the school.

37 **(b) An eligible school may submit a request to the state board to**  
 38 **waive or delay consequences imposed under subsection (a) for a**  
 39 **particular school year. The state board may grant a request to an**  
 40 **eligible school that requests a waiver or delay under this subsection**  
 41 **if the eligible school demonstrates that a majority of students in the**  
 42 **eligible school demonstrated academic improvement during the**



1 preceding school year. A waiver or delay granted to an eligible  
 2 school under this subsection is for one (1) school year only. An  
 3 eligible school must make an additional request under this  
 4 subsection to the state board to receive further delay or waiver of  
 5 consequences imposed under subsection (a).

6 ~~(b)~~ (c) This section may not be construed to prevent a student  
 7 enrolled in a school subject to this section from applying for a choice  
 8 scholarship in the future at another participating school.

9 SECTION 15. IC 21-22-3-3, AS ADDED BY P.L.2-2007,  
 10 SECTION 263, IS AMENDED TO READ AS FOLLOWS  
 11 [EFFECTIVE JULY 1, 2017]: Sec. 3. (a) The number of members of  
 12 the state board of trustees must equal **fifteen (15) members. the**  
 13 **number of regions established by the state board of trustees.** Each  
 14 member of the state board of trustees must have knowledge or  
 15 experience in one (1) or more of the following areas:

- 16 (1) Manufacturing.
- 17 (2) Commerce.
- 18 (3) Labor.
- 19 (4) Agriculture.
- 20 (5) State and regional economic development needs.
- 21 (6) Indiana's educational delivery system.

22 One (1) member of the state board of trustees must reside in each  
 23 region established by the state board of trustees. **The remaining**  
 24 **members of the state board of trustees may reside in any region**  
 25 **established by the state board of trustees and serve as at-large**  
 26 **members.** Appointments shall be for three (3) year terms, on a  
 27 staggered basis.

28 (b) An individual who holds an elective or appointed office of the  
 29 state is not eligible to serve as a member of the state board of trustees.  
 30 A member of a regional board may be appointed to the state board of  
 31 trustees but must then resign from the regional board.

32 SECTION 16. **An emergency is declared for this act.**



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1384, 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 1, delete lines 1 through 13, begin a new paragraph and insert:

"SECTION 1. IC 20-18-2-22, AS AMENDED BY P.L.213-2015, SECTION 151, AND AS AMENDED BY P.L.219-2015, SECTION 1, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 22. (a) "Teacher" means a professional person whose position in a school corporation requires certain educational preparation and licensing and whose primary responsibility is the instruction of students.

(b) For purposes of IC 20-28, the term includes the following:

- (1) A superintendent who holds a license under IC 20-28-5.
- (2) A principal.
- (3) A teacher.
- (4) A librarian.
- (5) A school counselor.
- (6) *A school psychologist.*
- (7) A school nurse.**
- (8) A school social worker.**

(c) *For purposes of IC 20-43-10-3, the term means a professional person whose position with a:*

- (1) school corporation;*
- (2) special education cooperative established under IC 20-35-5;*
- (3) cooperative career and technical education program;*
- (4) special education program established by an interlocal agreement under IC 36-1-7;*
- (5) joint program agreement established under IC 20-26-10; or*
- (6) charter school;*

*requires a license (as defined in IC 20-28-1-7) and whose primary responsibility is the instruction of students.*

SECTION 2. IC 20-19-2-10, AS AMENDED BY P.L.65-2012, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 10. (a) It is the policy of the state that the state:

- (1) recognizes that nonpublic schools provide education to children in Indiana;
- (2) has an interest in ensuring that all Indiana children are well educated in both curricular and extracurricular programs; and
- (3) should facilitate the transferability of comparable academic



credit between appropriate nonpublic schools and state supported educational institutions.

(b) The state board shall implement a system of recognition of the educational programs of nonpublic schools to fulfill the policy set forth in subsection (a).

(c) The system of recognition described under subsection (b) must:

- (1) be voluntary in nature with respect to the nonpublic school;
- (2) recognize the characteristics that distinguish nonpublic schools from public schools; and
- (3) be a recognition system that is separate from the accreditation standards required of public schools and available to nonpublic schools under section ~~8(a)(5)~~ **8(a)(4)** of this chapter.

(d) This section does not prohibit a nonpublic school from seeking accreditation under section ~~8(a)(5)~~ **8(a)(4)** of this chapter.

~~(e) The state board shall adopt rules under IC 4-22-2 to implement this section.~~

~~(f)~~ **(e)** The department shall waive accreditation standards for an accredited nonpublic alternative school that enters into a contract with a school corporation to provide alternative education services for students who have:

- (1) dropped out of high school;
- (2) been expelled; or
- (3) been sent to the nonpublic alternative school due to the students' lack of success in the public school environment;

to accommodate the nonpublic alternative school's program and student population. A nonpublic alternative school to which this subsection applies is not subject to being placed in a category or designation under IC 20-31-8-4. However, the nonpublic alternative school must comply with all state reporting requirements and submit a school improvement growth model on the anniversary date of the nonpublic alternative school's original accreditation.

**(f) The state board may accredit a nonpublic school under this section at the time the nonpublic school begins operation in Indiana.**

**(g) The state board shall adopt rules under IC 4-22-2 to implement this section.**

SECTION 3. IC 20-20-19-1, AS ADDED BY P.L.1-2005, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 1. (a) An individual who obtains a position as a school social worker for a school corporation must

- ~~(1)~~ hold a master's degree in social work. ~~or~~
- ~~(2)~~ agree as a condition of employment to obtain a master's degree



~~in social work not more than five (5) years after the individual begins employment as a school social worker.~~

(b) Subsection (a) does not apply to an individual who obtained a position as a school social worker for a school corporation before July 1, 2001.

SECTION 4. IC 20-20-41-1, AS ADDED BY P.L.226-2015, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 1. The department, with the approval of the state board, shall establish and maintain a dual language immersion pilot program to provide grants, **in an amount not to exceed fifty thousand dollars (\$50,000)**, to school corporations and charter schools that establish dual language immersion programs in:

- (1) Chinese;
- (2) Spanish;
- (3) French; or
- (4) any other language approved by the department.

SECTION 5. IC 20-26-11-31, AS ADDED BY P.L.65-2012, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 31. (a) This section applies to a school corporation that enrolls a student who has legal settlement in another school corporation for the purpose of the student receiving services from an accredited nonpublic alternative high school described in ~~IC 20-19-2-10(f)~~. **IC 20-19-2-10(e)**.

(b) A school corporation is entitled to receive state tuition support for a student described in subsection (a) in an amount equal to:

- (1) the amount received by the school corporation in which the student is enrolled for ADM purposes; or
- (2) the amount received by the school corporation in which the student has legal settlement;

whichever is greater."

Page 3, delete lines 2 through 19, begin a new paragraph and insert:

"SECTION 7. IC 20-26-15-13, AS ADDED BY P.L.1-2005, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 13. (a) A nonpublic school may enter into a contract with the state board to become a freeway school.

(b) The state board and the governing body of a nonpublic school must enter into a contract that complies with this chapter to designate the nonpublic school as a freeway school if the nonpublic school:

- (1) petitions the state board for designation as a freeway school;
- and
- (2) agrees to comply with this chapter.

(c) A nonpublic school becomes a freeway school when the contract



is signed by:

- (1) the state superintendent, acting for the state board after a majority of the members of the board have voted in a public session to enter into the contract; and
- (2) the president of the governing body of the nonpublic school, acting for the governing body of the nonpublic school after a majority of the members of the governing body have voted to enter into the contract.
- (d) The state board shall accredit a nonpublic school that:
  - (1) becomes a freeway school under this chapter; and
  - (2) complies with the terms of the contract.

**(e) The state board may accredit a nonpublic school under this section at the time the nonpublic school enters into the contract under subsection (a).**

SECTION 8. IC 20-26-13-11.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 11.5. In the case of a high school student who has not attended the same school within the school corporation for at least ninety percent (90%) of a school year, the department, in order to calculate the graduation rate under section 10 of this chapter, shall assign the applicable student to the high school at which the student was enrolled for the greatest proportion of school days during the school year.**

SECTION 9. IC 20-31-8-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 8. (a) Before July 1, 2018, the state board shall establish a definition of a high mobility school for schools with a high concentration of mobile students.**

**(b) After June 30, 2018, the state board shall, in addition to placing a school in a category or designation of school improvement under section 4 of this chapter, assign a school grade for a high mobility school. The grade shall be based on the individual student performance and growth to proficiency of students who have been enrolled at the high mobility school (including a school within the same school corporation that provides instruction for students in the grade immediately preceding the student's current grade) for at least one (1) school year. A grade calculated under this section is for informational purposes only and may not be used to calculate a school's category or designation of school improvement under this chapter.**

SECTION 10. IC 20-36-2-1, AS AMENDED BY P.L.84-2007, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2017]: Sec. 1. (a) The department shall establish a state resources program using designated state resources that:

- (1) supports school corporations in the development of local programs for high ability students;
- (2) enables educational opportunities that encourage high ability students to reach the highest possible level at every stage of the students' development; and
- (3) provides state integrated services that include the following:
  - (A) Information and materials resource centers.
  - (B) Professional development plan and programs.
  - (C) Research and development services.
  - (D) Technical assistance that includes the following:
    - (i) Student assessment.
    - (ii) Program assessment.
    - (iii) Program development and implementation.
  - (E) Support for educators pursuing professional development leading to endorsement or licensure in high ability education.

(b) In addition to the program established under subsection (a), the department shall use appropriations to provide grants to school corporations for **expenditures beyond those for regular educational programs and specific to** programs for high ability students under section 2 of this chapter in an amount determined by the department that is based upon a set minimum amount increased by an additional amount for each student in the program. A school corporation's program must align with the strategic and continuous school improvement and achievement plans under IC 20-31-5-4 for the schools within the school corporation. A school that receives a grant under this subsection shall submit an annual report to the department that includes the following:

- (1) The programs for which the grant is used.
- (2) The results of the programs for which the grant is used, including student general assessment results, program effectiveness, or student achievement.

SECTION 11. IC 20-51-4-2.5, AS ADDED BY P.L.211-2013, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 2.5. Notwithstanding IC 20-51-1-4.3(3)(B), IC 20-51-1-4.3(3)(C), or IC 20-51-1-4.3(3)(D)(ii), an individual who initially meets the income requirements under IC 20-51-1-4.3(3)(B), IC 20-51-1-4.3(3)(C), or IC 20-51-1-4.3(3)(D)(ii) and is a member of a household whose income subsequently increases is considered to meet the income requirements for as long as the individual is enrolled in a ~~participating~~ **an eligible** school and is a member of a household





with an annual income of not more than two hundred percent (200%) of the amount required for the individual to qualify for the federal free or reduced price lunch program.

SECTION 12. IC 20-51-4-9, AS ADDED BY P.L.92-2011, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) **Except as provided in subsection (b)**, the department shall enforce the following consequences for an eligible school that is nonpublic:

(1) If the school is placed in either of the lowest two (2) categories or designations under IC 20-31-8-3 for two (2) consecutive years, the department shall suspend choice scholarship payments for one (1) year for new students who would otherwise use a choice scholarship to attend the school.

(2) If the school is placed in either of the lowest two (2) categories or designations under IC 20-31-8-3 for three (3) consecutive years, the department shall suspend choice scholarship payments for new students who would otherwise use a choice scholarship to attend the school until the school is placed in the middle category or higher category or designation, for two (2) consecutive years.

(3) If the school is placed in the lowest category or designation under IC 20-31-8-3 for three (3) consecutive years, the department shall suspend choice scholarship payments for new students who would otherwise use a choice scholarship to attend the school until the school is placed in the middle category or higher category or designation, for three (3) consecutive years.

(4) Students who:

(A) are currently enrolled at a school described in subdivision (1), (2), or (3); and

(B) qualify for a choice scholarship for the upcoming school year;

may continue to receive a choice scholarship at the school.

**(b) An eligible school may submit a request to the state board to waive or delay consequences imposed under subsection (a) for a particular school year. The state board may grant a request to an eligible school that requests a waiver or delay under this subsection if the eligible school demonstrates that a majority of students in the eligible school demonstrated academic improvement during the preceding school year. A waiver or delay granted to an eligible school under this subsection is for one (1) school year only. An eligible school must make an additional request under this subsection to the state board to receive further delay or waiver of**



**consequences imposed under subsection (a).**

~~(b)~~ (c) This section may not be construed to prevent a student enrolled in a school subject to this section from applying for a choice scholarship in the future at another participating school.

SECTION 13. IC 21-22-3-3, AS ADDED BY P.L.2-2007, SECTION 263, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 3. (a) The number of members of the state board of trustees must equal **fifteen (15) members. the number of regions established by the state board of trustees.** Each member of the state board of trustees must have knowledge or experience in one (1) or more of the following areas:

- (1) Manufacturing.
- (2) Commerce.
- (3) Labor.
- (4) Agriculture.
- (5) State and regional economic development needs.
- (6) Indiana's educational delivery system.

One (1) member of the state board of trustees must reside in each region established by the state board of trustees. **The remaining members of the state board of trustees may reside in any region established by the state board of trustees and serve as at-large members.** Appointments shall be for three (3) year terms, on a staggered basis.

(b) An individual who holds an elective or appointed office of the state is not eligible to serve as a member of the state board of trustees. A member of a regional board may be appointed to the state board of trustees but must then resign from the regional board.

**SECTION 6. An emergency is declared for this act."**

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1384 as introduced.)

BEHNING

Committee Vote: yeas 8, nays 4.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1384 be amended to read as follows:

Page 6, between lines 3 and 4, begin a new paragraph and insert:

**HB 1384—LS 7139/DI 129**



"SECTION 9. IC 20-30-5-2, AS AMENDED BY P.L.286-2013, SECTION 93, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 2. (a) Each public and nonpublic high school shall provide a required course that is:

- (1) not less than one (1) year of school work; and
- (2) in the:
  - (A) historical;
  - (B) political;
  - (C) civic;
  - (D) sociological;
  - (E) economical; and
  - (F) philosophical;

aspects of the constitutions of Indiana and the United States.

(b) The state board shall:

- (1) prescribe the course described in this section and the course's appropriate outlines; and
- (2) adopt the necessary curricular materials for uniform instruction.

(c) **Except as provided in IC 20-32-4-13**, a high school student may not receive a diploma unless the student has successfully completed the interdisciplinary course described in this section.

SECTION 2. IC 20-30-5-4, AS ADDED BY P.L.1-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 4. (a) Each public school and nonpublic school shall provide within the two (2) weeks preceding a general election for all students in grades 6 through 12 five (5) full recitation periods of class discussion concerning:

- (1) the system of government in Indiana and in the United States;
- (2) methods of voting;
- (3) party structures;
- (4) election laws; and
- (5) the responsibilities of citizen participation in government and in elections.

(b) **Except as provided in IC 20-32-4-13**, a student may not receive a high school diploma unless the student has completed a two (2) semester course in American history.

(c) If a public school superintendent violates this section, the state superintendent shall receive and record reports of the violations. The general assembly may examine these reports."

Page 6, between lines 20 and 21, begin a new paragraph and insert:

"SECTION 12. IC 20-32-4-13 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2017]: **Sec. 13. (a) The governing body of a school corporation shall issue a diploma for a deceased student at the request of a parent (as defined in IC 20-18-2-13) of the student if the student:**

**(1) died while enrolled in grade 12 of a school in the school corporation; and**

**(2) was academically eligible or on track to meet the requirements for the diploma at the time of death.**

**(b) A student described in subsection (a) may not be considered a graduate for purposes of IC 20-26-13."**

Renumber all SECTIONS consecutively.

(Reference is to HB 1384 as printed February 20, 2017.)

PRYOR

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1384 be amended to read as follows:

Page 1, delete lines 1 through 17.

Page 2, delete lines 1 through 10.

Renumber all SECTIONS consecutively.

(Reference is to HB 1384 as printed February 20, 2017.)

DELANEY

