

HOUSE BILL No. 1469

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-29-6.

Synopsis: Teacher collective bargaining. Requires a school employer to bargain collectively class size, health and safety matters, and teacher preparation time with an exclusive representative.

Effective: July 1, 2023.

Boy, Errington

January 17, 2023, read first time and referred to Committee on Education.



First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

HOUSE BILL No. 1469

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 20-29-6-4, AS AMENDED BY P.L.217-2017,
2 SECTION 101, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2023]: Sec. 4. (a) A school employer shall
4 bargain collectively with the exclusive representative on the following:
5 (1) Salary.
6 (2) Wages.
7 (3) Salary and wage related fringe benefits, including accident,
8 sickness, health, dental, vision, life, disability, retirement benefits,
9 and paid time off as permitted to be bargained under
10 IC 20-28-9-11.
11 **(4) Class size.**
12 **(5) Health and safety matters, except those items required to**
13 **be kept confidential by state or federal law.**
14 **(6) Teacher preparation time.**
15 (b) Salary and wages include the amounts of pay increases available
16 to employees under the compensation plan adopted under
17 IC 20-28-9-1.5, but do not include the teacher evaluation procedures



1 and criteria, any components of the teacher evaluation plan, rubric, or
 2 tool, or any performance stipend or addition to base salary based on a
 3 stipend to an individual teacher under IC 20-43-10-3.5.

4 SECTION 2. IC 20-29-6-7, AS AMENDED BY P.L.168-2022,
 5 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2023]: Sec. 7. **Except for items required to be bargained**
 7 **under section 4 of this chapter**, a school employer shall discuss with
 8 the exclusive representative of certificated employees the following
 9 items:

- 10 (1) Curriculum development and revision.
 11 (2) Selection of curricular materials.
 12 (3) Teaching methods.
 13 (4) Hiring, evaluation, promotion, demotion, transfer, assignment,
 14 and retention of certificated employees.
 15 (5) Student discipline.
 16 (6) Expulsion or supervision of students.
 17 (7) Pupil/teacher ratio.
 18 (8) ~~Class size or~~ Budget appropriations.
 19 (9) ~~Safety issues for students and employees in the workplace;~~
 20 ~~except those items required to be kept confidential by state or~~
 21 ~~federal law.~~
 22 ~~(10)~~ (9) Hours.
 23 ~~(11)~~ (10) Funding for a plan for a remediation program for any
 24 subset of students enrolled in kindergarten through grade 12.
 25 ~~(12)~~ (11) The following nonbargainable items under
 26 IC 20-43-10-3.5:
 27 (A) Teacher appreciation grants.
 28 (B) Individual teacher appreciation grant stipends to teachers.
 29 (C) Additions to base salary based on teacher appreciation
 30 grant stipends.
 31 ~~(13)~~ (12) The pre-evaluation planning session required under
 32 IC 20-28-11.5-4.
 33 ~~(14)~~ (13) The superintendent's report to the governing body
 34 concerning staff performance evaluations required under
 35 IC 20-28-11.5-9.
 36 ~~(15)~~ (14) A teacher performance model.
 37 ~~(16)~~ (15) The use of adjunct teachers permitted under
 38 IC 20-28-5-27.

