



February 4, 2021

HOUSE BILL No. 1514

DIGEST OF HB 1514 (Updated February 3, 2021 7:56 pm - DI 116)

Citations Affected: IC 20-24; IC 20-25; IC 20-25.7; IC 20-31; IC 20-51; noncode.

Synopsis: School accountability. Provides that, before July 1, 2024, the state board of education (state board) shall establish a compilation of longitudinal data, which shall be known as a "dashboard", indicating school performance success in various selected and enumerated program areas. Provides that the performance of a school's students on the statewide assessment program test and other criterion referenced benchmark assessments recommended by the department of education and approved by the state board are the primary and majority means of assessing a school's improvement. (Current law provides that the performance of a school's students on the statewide assessment program test and other assessments recommended by the department of education and approved by the state board are the primary and majority means of assessing a school's improvement.) Provides that the state board may assign each domain, indicator, or measure used to assess school performance a separate and distinct category or designation. Repeals provisions that: (1) provide consequences for failing schools; (2) provide consequences for failing charter schools or choice scholarship schools; and (3) authorize the establishment of turnaround academies. Provides that the state board shall assign to a school or school corporation (including adult high schools) a "null" or "no letter grade" for the 2020-2021 school year. Makes conforming and technical amendments.

Effective: Upon passage; July 1, 2020 (retroactive); July 1, 2021.

Cook, McNamara

January 14, 2021, read first time and referred to Committee on Education.
February 4, 2021, amended, reported — Do Pass.

HB 1514—LS 7402/DI 116



February 4, 2021

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

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

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

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2020 Regular Session of the General Assembly.

HOUSE BILL No. 1514

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 20-24-2.2-2 IS REPEALED [EFFECTIVE JULY
2 1, 2021]. Sec. 2: (a) ~~The minimum standard for renewal and the~~
3 ~~standard to avoid closure imposed by authorizers on a charter school~~
4 ~~is a requirement that the charter school not remain in the lowest~~
5 ~~category or designation of school improvement, including any~~
6 ~~alternative accountability category or designation, in the third year after~~
7 ~~initial placement in the lowest category or designation established~~
8 ~~under IC 20-31-8-4.~~
9 (b) An authorizer of a charter school that does not meet the
10 minimum standard for charter school renewal described in subsection
11 (a) may petition the state board at any time to request permission to
12 renew the charter school's charter notwithstanding the fact that the
13 charter school does not meet the minimum standard. If timely
14 notification is made, the state board shall hold a hearing under section
15 2.5 of this chapter to consider the authorizer's request at the state
16 board's next regularly scheduled board meeting.
17 (c) In determining whether to grant a request under subsection (b);

HB 1514—LS 7402/DI 116



1 the state board shall consider the following:

2 (1) Enrollment of students with special challenges, such as drug
3 or alcohol addiction; prior withdrawal from school; prior
4 incarceration; or other special circumstances:

5 (2) High mobility of the student population resulting from the
6 specific purpose of the charter school:

7 (3) Annual improvement in the performance of students enrolled
8 in the charter school; as measured under IC 20-31-8; compared
9 with the performance of students enrolled in the charter school in
10 the immediately preceding school year:

11 SECTION 2. IC 20-24-2.2-2.5 IS REPEALED [EFFECTIVE JULY
12 1, 2021]. Sec. 2.5: (a) If the state board grants a petition request under
13 section 2 of this chapter, the state board shall:

14 (1) hold a hearing; and

15 (2) implement one (1) or more of the following actions:

16 (A) Require the implementation of a charter school
17 improvement plan:

18 (B) Order the reduction of any administrative fee collected
19 under IC 20-24-7-4 that is applicable to the charter school. The
20 reduction must become effective at the beginning of the month
21 following the month of the authorizer's hearing before the state
22 board:

23 (C) Prohibit or limit the enrollment of new students in the
24 charter school:

25 (D) Cancel the charter between the authorizer and organizer:

26 (E) Order the closure of the charter school at the end of the
27 current school year:

28 A charter school that is closed by the state board under this section may
29 not be granted a charter by any authorizer:

30 (b) In determining which action to implement under subsection
31 (a)(2); the state board shall consider the following:

32 (1) Enrollment of students with special challenges, such as drug
33 or alcohol addiction; prior withdrawal from school; prior
34 incarceration; or other special circumstances:

35 (2) High mobility of the student population resulting from the
36 specific purpose of the charter school:

37 (3) Annual improvement in the performance of students enrolled
38 in the charter school; as measured by IC 20-31-8-1; compared
39 with the performance of students enrolled in the charter school in
40 the immediately preceding school year:

41 SECTION 3. IC 20-24-2.2-4 IS REPEALED [EFFECTIVE JULY
42 1, 2021]. Sec. 4: If any authorizer renews the charter of; fails to close;



1 or grants a new charter to a charter school that the state board has
 2 ordered closed under section 2.5 of this chapter, the authorizer's
 3 authority to authorize new charter schools may be suspended by the
 4 state board until such a time as the state board formally approves the
 5 authorizer to authorize new charter schools. A determination under this
 6 section to suspend an authorizer's authority to authorize new charter
 7 schools must identify the deficiencies that, if corrected, will result in
 8 the approval of the authorizer to authorize new charter schools.

9 SECTION 4. IC 20-24-2.2-6 IS REPEALED [EFFECTIVE JULY
 10 1, 2021]. Sec. 6: (a) If deficiencies identified under section 4 of this
 11 chapter are not corrected within two (2) years after the date the state
 12 board suspends the authorizer's authority to authorize new charter
 13 schools in a final order under section 4 of this chapter, the state board,
 14 following an affirmative vote of two-thirds (2/3) of the members, may
 15 revoke the authorizer's authority to function as an authorizer. The state
 16 board shall take all necessary steps to decommission the authorizer,
 17 including overseeing the orderly winding up of authorization activities
 18 or responsibilities, and ensuring the transfer of any charter school
 19 records or administrative fees due under IC 20-24-7-4 in the
 20 authorizer's custody.

21 (b) Charter schools authorized by an authorizer that has been
 22 decommissioned under subsection (a) must apply to be approved by
 23 another authorizer within one hundred fifty (150) days after the date the
 24 state board revokes the authorizer's authority to function as an
 25 authorizer, regardless of whether the state board has begun the process
 26 of winding up authorization activities of the authorizer. A charter
 27 school that is not approved under this subsection must close at the end
 28 of the charter school's current school year containing the date in which
 29 the charter school's application under this subsection is disapproved.
 30 A charter school that is closed by the state board under section 2.5 of
 31 this chapter may not be approved by another authorizer under this
 32 subsection.

33 SECTION 5. IC 20-24-4-1, AS AMENDED BY P.L.211-2019,
 34 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2021]: Sec. 1. (a) A charter must meet the following
 36 requirements:

- 37 (1) Be a written instrument.
- 38 (2) Be executed by an authorizer and an organizer.
- 39 (3) Confer certain rights, franchises, privileges, and obligations
 40 on a charter school.
- 41 (4) Confirm the status of a charter school as a public school.
- 42 (5) Subject to subdivisions subdivision (6)(E), and (17); be



- 1 granted for:
- 2 (A) not less than three (3) years or more than seven (7) years;
- 3 and
- 4 (B) a fixed number of years agreed to by the authorizer and the
- 5 organizer.
- 6 (6) Provide for the following:
- 7 (A) A review by the authorizer of the charter school's
- 8 performance, including the progress of the charter school in
- 9 achieving the academic goals set forth in the charter, at least
- 10 one (1) time in each five (5) year period while the charter is in
- 11 effect.
- 12 (B) Renewal, if the authorizer and the organizer agree to renew
- 13 the charter.
- 14 (C) The renewal application must include guidance from the
- 15 authorizer, and the guidance must include the performance
- 16 criteria that will guide the authorizer's renewal decisions.
- 17 (D) The renewal application process must, at a minimum,
- 18 provide an opportunity for the charter school to:
- 19 (i) present additional evidence, beyond the data contained in
- 20 the performance report, supporting its case for charter
- 21 renewal;
- 22 (ii) describe improvements undertaken or planned for the
- 23 charter school; and
- 24 (iii) detail the charter school's plans for the next charter
- 25 term.
- 26 (E) Not later than the end of the calendar year in which the
- 27 charter school seeks renewal of a charter, the governing board
- 28 of a charter school seeking renewal shall submit a renewal
- 29 application to the charter authorizer under the renewal
- 30 application guidance issued by the authorizer. The authorizer
- 31 shall make a final ruling on the renewal application not later
- 32 than April 1 after the filing of the renewal application. A
- 33 renewal granted under this clause is not subject to the three (3)
- 34 year minimum described in subdivision (5). The April 1
- 35 deadline does not apply to any review or appeal of a final
- 36 ruling. After the final ruling is issued, the charter school may
- 37 obtain further review by the authorizer of the authorizer's final
- 38 ruling in accordance with the terms of the charter school's
- 39 charter and the protocols of the authorizer.
- 40 (7) Specify the grounds for the authorizer to:
- 41 (A) revoke the charter before the end of the term for which the
- 42 charter is granted; or



- 1 (B) not renew a charter.
- 2 (8) Set forth the methods by which the charter school will be held
- 3 accountable for achieving the educational mission and goals of
- 4 the charter school, including the following:
- 5 (A) Evidence of improvement in:
- 6 (i) assessment measures, including the statewide assessment
- 7 program measures;
- 8 (ii) attendance rates;
- 9 (iii) graduation rates (if appropriate);
- 10 (iv) increased numbers of Indiana diplomas with a Core 40
- 11 designation and other college and career ready indicators
- 12 including advanced placement participation and passage,
- 13 dual credit participation and passage, and International
- 14 Baccalaureate participation and passage (if appropriate);
- 15 (v) increased numbers of Indiana diplomas with Core 40
- 16 with academic honors and technical honors designations (if
- 17 appropriate);
- 18 (vi) student academic growth;
- 19 (vii) financial performance and stability; and
- 20 (viii) governing board performance and stewardship,
- 21 including compliance with applicable laws, rules and
- 22 regulations, and charter terms.
- 23 (B) Evidence of progress toward reaching the educational
- 24 goals set by the organizer.
- 25 (9) Describe the method to be used to monitor the charter
- 26 school's:
- 27 (A) compliance with applicable law; and
- 28 (B) performance in meeting targeted educational performance.
- 29 (10) Specify that the authorizer and the organizer may amend the
- 30 charter during the term of the charter by mutual consent and
- 31 describe the process for amending the charter.
- 32 (11) Describe specific operating requirements, including all the
- 33 matters set forth in the application for the charter.
- 34 (12) Specify a date when the charter school will:
- 35 (A) begin school operations; and
- 36 (B) have students attending the charter school.
- 37 (13) Specify that records of a charter school relating to the
- 38 school's operation and charter are subject to inspection and
- 39 copying to the same extent that records of a public school are
- 40 subject to inspection and copying under IC 5-14-3.
- 41 (14) Specify that records provided by the charter school to the
- 42 department or authorizer that relate to compliance by the



1 organizer with the terms of the charter or applicable state or
 2 federal laws are subject to inspection and copying in accordance
 3 with IC 5-14-3.

4 (15) Specify that the charter school is subject to the requirements
 5 of IC 5-14-1.5.

6 (16) This subdivision applies to a charter established or renewed
 7 for an adult high school after June 30, 2014. The charter must
 8 require:

9 (A) that the school will offer flexible scheduling;

10 (B) that students will not complete the majority of instruction
 11 of the school's curriculum online or through remote
 12 instruction;

13 (C) that the school will offer dual credit or industry
 14 certification course work that aligns with career pathways as
 15 recommended by the Indiana career council established by
 16 IC 22-4.5-9-3 (**expired**); and

17 (D) a plan:

18 (i) to support successful program completion and to assist
 19 transition of graduates to the workforce or to a
 20 postsecondary education upon receiving a diploma from the
 21 adult high school; and

22 (ii) to review individual student accomplishments and
 23 success after a student receives a diploma from the adult
 24 high school.

25 ~~(17) This subdivision applies to a charter between an authorizer~~
 26 ~~and an organizer of a charter school granted or renewed after June~~
 27 ~~30, 2019. The charter must require that:~~

28 ~~(A) a charter school comply with actions implemented by the~~
 29 ~~state board under IC 20-24-2.2-2.5; and~~

30 ~~(B) if the state board implements closure of the charter school~~
 31 ~~under IC 20-24-2.2-2.5, the charter is revoked at the time the~~
 32 ~~charter school closes.~~

33 (b) A charter school shall set annual performance targets in
 34 conjunction with the charter school's authorizer. The annual
 35 performance targets shall be designed to help each school meet
 36 applicable federal, state, and authorizer expectations.

37 SECTION 6. IC 20-25-10-1, AS ADDED BY P.L.1-2005,
 38 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 39 JULY 1, 2021]: Sec. 1. (a) The board shall modify, develop, and
 40 implement a plan for the improvement of student achievement in the
 41 schools in the school city.

42 (b) A plan modified, developed, and implemented under this chapter



1 must be consistent with this article and with IC 20-31-1, IC 20-31-2,
 2 IC 20-31-5, IC 20-31-6, IC 20-31-7, IC 20-31-8, ~~IC 20-31-9~~, and
 3 IC 20-31-10.

4 SECTION 7. IC 20-25-10-3, AS AMENDED BY P.L.1-2006,
 5 SECTION 323, IS AMENDED TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2021]: Sec. 3. The board shall:

- 7 (1) modify, develop, and publish the plan required under this
 8 chapter; and
- 9 (2) implement the modified plan;

10 in compliance with the timelines of IC 20-31-1, IC 20-31-5,
 11 IC 20-31-6, IC 20-31-7, IC 20-31-8, ~~IC 20-31-9~~, and IC 20-31-10.

12 SECTION 8. IC 20-25-10-5, AS AMENDED BY P.L.233-2015,
 13 SECTION 89, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2021]: Sec. 5. (a) The board shall annually assess and evaluate
 15 educational programs offered by the school city to determine:

- 16 (1) the relationship of the programs to improved student
 17 achievement; and
- 18 (2) the educational value of the programs in relation to cost.

19 (b) The board may obtain information from:

- 20 (1) educators in the schools offering a program;
- 21 (2) students participating in a program; and
- 22 (3) the parents of students participating in a program;

23 in preparing an assessment and evaluation under this section. The
 24 assessment must include the performance of the school's students in
 25 achieving student performance improvement levels under IC 20-31-1,
 26 IC 20-31-6, IC 20-31-7, IC 20-31-8, ~~IC 20-31-9~~, IC 20-31-10, and
 27 IC 20-25-11.

28 SECTION 9. IC 20-25-11-1, AS AMENDED BY P.L.244-2017,
 29 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2021]: Sec. 1. The board shall establish annual student
 31 performance improvement levels for each school that are not less
 32 rigorous than the student performance improvement levels under
 33 IC 20-31-1, IC 20-31-6, IC 20-31-7, IC 20-31-8, ~~IC 20-31-9~~, and
 34 IC 20-31-10, including the following:

- 35 (1) For students:
 - 36 (A) improvement in results on assessment tests and assessment
 - 37 programs;
 - 38 (B) improvement in attendance rates; and
 - 39 (C) improvement in progress toward graduation.
- 40 (2) For teachers:
 - 41 (A) improvement in student results on assessment tests and
 - 42 assessment programs;



- 1 (B) improvement in the number and percentage of students
 2 achieving:
 3 (i) state achievement standards; and
 4 (ii) if applicable, performance levels set by the board;
 5 on assessment tests;
 6 (C) improvement in student progress toward graduation;
 7 (D) improvement in student attendance rates for the school
 8 year;
 9 (E) improvement in individual teacher attendance rates;
 10 (F) improvement in:
 11 (i) communication with parents; and
 12 (ii) parental involvement in classroom and extracurricular
 13 activities; and
 14 (G) other objectives developed by the board.
 15 (3) For the school and school administrators:
 16 (A) improvement in student results on assessment tests, totaled
 17 by class and grade;
 18 (B) improvement in the number and percentage of students
 19 achieving:
 20 (i) state achievement standards; and
 21 (ii) if applicable, performance levels set by the board;
 22 on assessment tests, totaled by class and grade;
 23 (C) improvement in:
 24 (i) student graduation rates; and
 25 (ii) progress toward graduation;
 26 (D) improvement in student attendance rates;
 27 (E) management of:
 28 (i) education fund expenditures;
 29 (ii) operations fund expenditures; and
 30 (iii) total expenditures;
 31 per student;
 32 (F) improvement in teacher attendance rates; and
 33 (G) other objectives developed by the board.
 34 SECTION 10. IC 20-25-12-1, AS ADDED BY P.L.1-2005,
 35 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 36 JULY 1, 2021]: Sec. 1. (a) IC 20-31-1, IC 20-31-2, IC 20-31-5,
 37 IC 20-31-6, IC 20-31-7, IC 20-31-8, ~~IC 20-31-9~~, and IC 20-31-10 apply
 38 to the school city. The composition of a local school improvement
 39 committee is determined under IC 20-31-1, IC 20-31-2, IC 20-31-5,
 40 IC 20-31-6, IC 20-31-7, IC 20-31-8, ~~IC 20-31-9~~, and IC 20-31-10.
 41 (b) The plan developed and implemented by the board under
 42 IC 20-25-10 must contain general guidelines for decisions by the



1 educators in each school to improve student achievement in the school.

2 (c) The board's plan shall provide for the publication to other
3 schools in the school city and to the general community those:

- 4 (1) processes;
5 (2) innovations; and
6 (3) approaches;

7 that have led individual schools to significant improvement in student
8 achievement.

9 SECTION 11. IC 20-25-13-7, AS AMENDED BY P.L.1-2006,
10 SECTION 326, IS AMENDED TO READ AS FOLLOWS
11 [EFFECTIVE JULY 1, 2021]: Sec. 7. IC 20-28-6-4 and IC 20-28-6-5
12 apply to certificated employees in the school city. A teacher's students'
13 performance improvement levels under the assessment tests and
14 programs of IC 20-31-1, IC 20-31-5, IC 20-31-6, IC 20-31-7,
15 IC 20-31-8, ~~IC 20-31-9~~, and IC 20-31-10 may be used as a factor, but
16 not the only factor, to evaluate the performance of a teacher in the
17 school city.

18 SECTION 12. IC 20-25-15-1, AS ADDED BY P.L.1-2005,
19 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
20 JULY 1, 2021]: Sec. 1. ~~In addition to the consequences of IC 20-31-9~~;
21 The board shall place a school in the school city in academic
22 receivership if the school fails for any two (2) consecutive school years
23 to meet student performance improvement levels.

24 SECTION 13. IC 20-25-15-3, AS ADDED BY P.L.1-2005,
25 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
26 JULY 1, 2021]: Sec. 3. (a) If a school is placed in academic
27 receivership, the superintendent and the board must take action to raise
28 the school's level of performance.

29 (b) ~~In addition to the consequences of IC 20-31-9~~; The actions that
30 the superintendent and the board may take to raise the performance of
31 a school in academic receivership include the following:

- 32 (1) Shifting resources of the school city to the school.
33 (2) Changing or removing:
34 (A) the school principal;
35 (B) teachers;
36 (C) administrators; or
37 (D) other staff.
38 (3) Establishing a new educational plan for the school.
39 (4) Requiring the superintendent or another school city appointee
40 to administer the school until the academic receivership status of
41 the school is removed.
42 (5) Contracting with a:



- 1 (A) for-profit organization;
- 2 (B) nonprofit organization; or
- 3 (C) individual;
- 4 to manage the school.
- 5 (6) Closing the school.
- 6 (7) Any other management, personnel, or policy changes that the
- 7 superintendent and board expect in the following school year to:
- 8 (A) raise the performance of the school; and
- 9 (B) avoid continuing academic receivership status for the
- 10 school.
- 11 (c) If this chapter is inconsistent with any other law relating to:
- 12 (1) education;
- 13 (2) teachers; or
- 14 (3) common schools;
- 15 this chapter governs.
- 16 SECTION 14. IC 20-25.7-5-5, AS AMENDED BY P.L.155-2020,
- 17 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 18 JULY 1, 2021]: Sec. 5. (a) IC 20-24-5-5 (with the exception of
- 19 IC 20-24-5-5(f)) does not apply to a participating innovation network
- 20 charter school that enters into an agreement with the board to
- 21 reconstitute or establish an eligible school.
- 22 (b) Except as provided in subsections (c) and (d), a participating
- 23 innovation network charter school must enroll any eligible student who
- 24 submits a timely application for enrollment.
- 25 (c) A participating innovation network charter school that
- 26 reconstitutes or establishes an eligible school may limit new
- 27 admissions to the participating innovation network charter school to:
- 28 (1) ensure that any student with legal settlement in the attendance
- 29 area, or in the school corporation if the school does not have a
- 30 defined attendance area, may attend the charter school;
- 31 (2) ensure that a student who attends the participating innovation
- 32 network charter school during a school year may continue to
- 33 attend the charter school in subsequent years;
- 34 (3) allow the siblings of a student alumnus or a current student
- 35 who attends the participating innovation network charter school
- 36 to attend the charter school;
- 37 (4) allow preschool students who attend a Level 3 or Level 4
- 38 Paths to QUALITY program preschool to attend kindergarten at
- 39 the participating innovation network charter school if the
- 40 participating innovation network charter school and the school
- 41 corporation or preschool provider have entered into an agreement
- 42 to share services or facilities;



1 (5) allow each student who qualifies for free or reduced price
 2 lunch under the national school lunch program to receive
 3 preference for admission to the participating innovation network
 4 charter school if the preference is specifically provided for in the
 5 charter and is approved by the authorizer; and

6 (6) allow each student who attended a turnaround academy ~~under~~
 7 ~~IC 20-31-9.5~~ or attends a school that is located in the same school
 8 building as the participating innovation network charter school to
 9 receive preference for admission to the participating innovation
 10 network charter school if the preference is specifically provided
 11 for in the participating innovation network charter school's charter
 12 and is approved by the authorizer of the participating innovation
 13 network charter school.

14 (d) A participating innovation network charter school with a
 15 curriculum that includes study in a foreign country may deny admission
 16 to a student if:

17 (1) the student:

18 (A) has completed fewer than twenty-two (22) academic
 19 credits required for graduation; and

20 (B) will be in the grade 11 cohort during the school year in
 21 which the student seeks to enroll in the participating
 22 innovation network charter school; or

23 (2) the student has been suspended (as defined in IC 20-33-8-7)
 24 or expelled (as defined in IC 20-33-8-3) during the twelve (12)
 25 months immediately preceding the student's application for
 26 enrollment for:

27 (A) ten (10) or more school days;

28 (B) a violation under IC 20-33-8-16;

29 (C) causing physical injury to a student, a school employee, or
 30 a visitor to the school; or

31 (D) a violation of a school corporation's drug or alcohol rules.

32 For purposes of subdivision (2)(A), student discipline received under
 33 IC 20-33-8-25(b)(7) for a violation described in subdivision (2)(B)
 34 through (2)(D) must be included in the calculation of the number of
 35 school days that a student has been suspended.

36 (e) A participating innovation network charter school may give
 37 enrollment preferences to children of the participating innovation
 38 network charter school's founders, governing board members, and
 39 participating innovation network charter school employees, as long as
 40 the enrollment preference under this subsection is not given to more
 41 than ten percent (10%) of the participating innovation charter school's
 42 total population and there is sufficient capacity for a program, class,



1 grade level, or building to ensure that any student with legal settlement
2 in the attendance area may attend the school.

3 (f) This subsection applies to an existing charter school that enters
4 into an innovation network agreement with the board. During the
5 charter school's first year of operation as a participating innovation
6 network charter school, the charter school may limit admission to:

- 7 (1) those students who were enrolled in the charter school on the
8 date it entered into the innovation network agreement; and
9 (2) siblings of students described in subdivision (1).

10 (g) This subsection applies if the number of applications for a
11 program, class, grade level, or building exceeds the capacity of the
12 program, class, grade level, or building. If a participating innovation
13 network charter school receives a greater number of applications than
14 there are spaces for students, each timely applicant must be given an
15 equal chance of admission. The participating innovation network
16 charter school that is not in a county containing a consolidated city
17 must determine which of the applicants will be admitted to the
18 participating innovation network charter school or the program, class,
19 grade level, or building by random drawing in a public meeting with
20 each timely applicant limited to one (1) entry in the drawing. However,
21 the participating innovation network charter school located in a county
22 with a consolidated city shall determine which of the applicants will be
23 admitted to the participating innovation network charter school or the
24 program, class, grade level, or building by using a publicly verifiable
25 random selection process.

26 SECTION 15. IC 20-31-1-1, AS AMENDED BY P.L.92-2020,
27 SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
28 JULY 1, 2021]: Sec. 1. This article applies only to the following:

- 29 (1) Except as provided in IC 20-31-4.1-3, public schools.
30 (2) Except as provided in IC 20-31-7, ~~and IC 20-31-9~~, state
31 accredited nonpublic schools.

32 SECTION 16. IC 20-31-2-7, AS AMENDED BY P.L.223-2015,
33 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2021]: Sec. 7. "Plan" refers to any of the following:

- 35 (1) A strategic and continuous school improvement and
36 achievement plan established under this article for a school or
37 school corporation.
38 (2) A plan to establish an innovation network school to improve
39 school performance under IC 20-25.7.
40 ~~(3) A plan to establish a transformation zone under~~
41 ~~IC 20-31-9.5-9.5.~~
42 (4) Any plan approved by the state board for the turnaround of a



- 1 school or school corporation:
- 2 SECTION 17. IC 20-31-2-9 IS REPEALED [EFFECTIVE JULY 1,
3 2021]. Sec. 9: "Special management team" means an entity that is
4 assigned by the state board under IC 20-31-9-4(b)(1)(B) to manage a
5 turnaround academy in whole or in part.
- 6 SECTION 18. IC 20-31-2-9.5 IS REPEALED [EFFECTIVE JULY
7 1, 2021]. Sec. 9.5: "Transformation zone" means a school corporation
8 that has submitted, through its governing body and to the state board,
9 a plan and has been approved to operate under such a plan under
10 IC 20-31-9.5-9.5.
- 11 SECTION 19. IC 20-31-2-10 IS REPEALED [EFFECTIVE JULY
12 1, 2021]. Sec. 10: "Turnaround academy" means a school that is subject
13 to IC 20-31-9.5 and for the purpose of federal funding only, is
14 considered a local educational agency.
- 15 SECTION 20. IC 20-31-8-1, AS AMENDED BY P.L.192-2018,
16 SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2021]: Sec. 1. (a) The performance of a school's students on
18 the statewide assessment program test and other **criterion referenced**
19 **benchmark** assessments recommended by the department of education
20 and approved by the state board are the primary and majority means of
21 assessing a school's improvement. **The state board may, and is**
22 **encouraged to, incorporate social studies and science as indicators**
23 **for assessing school improvement.**
- 24 (b) The department of education shall examine and make
25 recommendations to the state board concerning:
- 26 (1) performance indicators to be used as a secondary means of
27 determining school progress;
- 28 (2) expected progress levels, continuous improvement measures,
29 distributional performance levels, and absolute performance
30 levels for schools; and
- 31 (3) an orderly transition from the performance based accreditation
32 system to the assessment system set forth in this article.
- 33 (c) The department of education shall consider methods of
34 measuring improvement and progress used in other states in developing
35 recommendations under this section.
- 36 (d) The department of education may consider:
- 37 (1) the likelihood that a student may fail a graduation exam
38 (before July 1, 2022) or fail to meet a postsecondary readiness
39 competency established by the state board under
40 IC 20-32-4-1.5(c) and require a graduation waiver under
41 IC 20-32-4-4, IC 20-32-4-4.1, or IC 20-32-4-5; and
- 42 (2) remedial needs of students who are likely to require remedial



1 work while the students attend a postsecondary educational
 2 institution or workforce training program;
 3 when making recommendations under this section.

4 SECTION 21. IC 20-31-8-3, AS AMENDED BY P.L.86-2018,
 5 SECTION 181, IS AMENDED TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2021]: Sec. 3. (a) The state board shall establish
 7 a number of categories, using an "A" through "F" grading scale, to
 8 designate **school performance. In addition, the state board may**
 9 **assign each domain, indicator, or measure used to assess school**
 10 **performance a separate and distinct category or designation.**
 11 **performance based on the individual student academic performance**
 12 **and growth to proficiency in each school:**

13 (b) The state board, in consultation with the department, shall define
 14 "low population schools" and shall determine the criteria for placing
 15 low population schools in categories established under subsection (a).
 16 In setting the definition and criteria for low population schools, the
 17 state board shall not penalize schools based on population. ~~An eligible~~
 18 ~~school (as defined in IC 20-51-1-4.7) may not be penalized under~~
 19 ~~IC 20-51-4-9 for the sole reason that the eligible school is considered~~
 20 ~~a low population school under this subsection.~~ The state board's
 21 definition and criteria may include the placement of a school that fits
 22 the state board's definition in a "null" or "no letter grade" category.

23 (c) In developing metrics for the categories established under
 24 subsection (a), the state board, in consultation with the department, to
 25 the extent not inconsistent with federal law, shall consider the severity
 26 of tested students' disabilities when using statewide assessment scores
 27 as a means of assessing school performance.

28 (d) In developing metrics for the categories established under
 29 subsection (a), the state board shall consider the mobility of high
 30 school students who are credit deficient and whether any high school
 31 should be rewarded for enrolling credit deficient students or penalized
 32 for transferring out credit deficient students.

33 SECTION 22. IC 20-31-8-5.5 IS ADDED TO THE INDIANA
 34 CODE AS A NEW SECTION TO READ AS FOLLOWS
 35 [EFFECTIVE UPON PASSAGE]: **Sec. 5.5. (a) Before July 1, 2024,**
 36 **the state board shall establish a compilation of longitudinal data,**
 37 **which shall be known as a "dashboard", indicating school**
 38 **performance success in various selected and enumerated program**
 39 **areas. The "dashboard" may include:**

- 40 (1) **indicators of student performance in elementary school,**
 41 **including schools for grades 6 through 8, and high school; and**
 42 (2) **options for schools to include custom indicators.**



1 **(b) The "dashboard" described in subsection (a) shall include**
 2 **state, national, and international comparisons for the indicators,**
 3 **if applicable.**

4 SECTION 23. IC 20-31-9 IS REPEALED [EFFECTIVE JULY 1,
 5 2021]. (Consequences).

6 SECTION 24. IC 20-31-9.5-0.5 IS REPEALED [EFFECTIVE JULY
 7 1, 2021]. Sec. 0-5: (a) The state board must approve any contracts
 8 necessary to implement IC 20-31-9 and this chapter:

9 (b) The state board may direct the department to assist the state
 10 board with the state board's duties under IC 20-31-9 and this chapter;
 11 including, but not limited to:

12 (1) providing data to the state board that the state board
 13 determines is necessary to execute such duties; and

14 (2) entering into contracts as determined by the state board:

15 SECTION 25. IC 20-31-9.5-1 IS REPEALED [EFFECTIVE JULY
 16 1, 2021]. Sec. 1: (a) None of the following may be considered a school
 17 employer under IC 20-29-2-15 with respect to a turnaround academy:

18 (1) The state:

19 (2) The state board:

20 (3) A special management team assigned by the state board under
 21 IC 20-31-9-4:

22 (b) A special management team assigned under IC 20-31-9-4 shall
 23 make all personnel decisions in the school. In operating a school as a
 24 turnaround academy under this chapter, a special management team is
 25 not bound by a contract entered into under IC 20-29:

26 SECTION 26. IC 20-31-9.5-2 IS REPEALED [EFFECTIVE JULY
 27 1, 2021]. Sec. 2: (a) If the state board assigns a special management
 28 team under IC 20-31-9-4 to operate a school as a turnaround academy;
 29 for as long as the special management team operates the turnaround
 30 academy the following requirements apply:

31 (1) The special management team has the right to use any school
 32 building and all facilities and property otherwise part of the
 33 school and recognized as part of the facilities or assets of the
 34 school before its placement as a turnaround academy, including
 35 the building's contents, equipment, and supplies; and is entitled
 36 access to such additional facilities as were typically available to
 37 the school and its students, faculty, and staff before its placement
 38 as a turnaround academy. The special management team shall
 39 maintain and repair the buildings and grounds in a manner that is
 40 at least consistent with the maintenance and repair of the other
 41 buildings and grounds within the school corporation. The special
 42 management team shall maintain the building's contents and



1 equipment in a reasonable manner.

2 (2) The special management team shall receive, control, and
 3 expend a pro rata share of the property tax revenue distributed to
 4 the school corporation under IC 6-1.1-27-1. The amount of
 5 property tax revenue shall be calculated by the department of
 6 local government finance on the basis of student enrollment for
 7 students attending that school who have legal settlement in the
 8 taxing unit other than the amount obligated to pay for existing
 9 debt service. The school corporation shall remit this amount to the
 10 special management team at a frequency determined by the state
 11 board in consultation with the department and the school
 12 corporation. This subsection does not apply if the school
 13 corporation provides services and funding to the special
 14 management team pursuant to an operations, maintenance, and
 15 repair agreement entered into before July 1, 2015.

16 (3) The special management team shall either:

17 (A) provide transportation for students attending the
 18 turnaround academy; or

19 (B) contract with the school corporation to provide
 20 transportation for students attending the turnaround academy.

21 Transportation must be provided at the same level of service the
 22 school corporation provided before the school became a
 23 turnaround academy.

24 (b) The school corporation:

25 (1) may not take action adverse to the special management team's
 26 operation of the school, including, but not limited to, taking action
 27 to dispose of or cloud the title of the real property on which the
 28 school is located or removing or disposing of personal property
 29 located in or assigned to the school; and

30 (2) shall, not later than forty-five (45) days after the state board
 31 executes a contract with a special management team under section
 32 7 of this chapter, provide to the special management team all
 33 student records and other data in a manner consistent with the
 34 federal Family Educational Rights and Privacy Act (20 U.S.C.
 35 1232g and 34 CFR Part 99) for the students who attended the
 36 school immediately before the school qualified for intervention
 37 under IC 20-31-9.

38 (c) If the special management team contracts with a school
 39 corporation for goods or services, the school corporation may not
 40 charge the special management team more for the goods or services
 41 than the school corporation pays for the goods or services.

42 (d) If the state board determines that the school corporation has not



1 complied with any provision of subsection (b) or (c); the state board
2 may order the department:

3 (1) to withhold from the school corporation additional state funds
4 otherwise to be distributed to the school corporation; and

5 (2) to distribute those funds to the special management team;

6 in order to permit the special management team to operate the school
7 notwithstanding the school corporation's noncompliance with
8 subsection (b) or (c):

9 (c) The special management team and the school corporation's board
10 shall hold a joint public meeting at least two (2) times each year to
11 discuss issues and progress concerning the turnaround academy:

12 SECTION 27. IC 20-31-9.5-3 IS REPEALED [EFFECTIVE JULY
13 1, 2021]. Sec. 3: (a) Turnaround academies are eligible to receive
14 building and technology loans administered by the state board from the
15 common school fund:

16 (b) A student who attends a turnaround academy or another school
17 subject to intervention under this chapter remains; under IC 20-43-4-1;
18 an eligible pupil of the school corporation where the student has legal
19 settlement:

20 (c) The state board, based upon recommendations received from the
21 department, shall determine the amounts of state tuition support and
22 federal funds that are necessary to fund options for improvement
23 implemented by the state board under this chapter with respect to each
24 turnaround academy:

25 (d) The department shall do the following:

26 (1) Present recommendations for state tuition support and federal
27 funding amounts to the state board before the start of each fiscal
28 year for each year during the intervention at a schedule
29 determined by the state board:

30 (2) Withhold from state tuition support and federal funds
31 otherwise to be distributed to the school corporation of the school
32 operated as a turnaround academy under this chapter the amount
33 determined under subsection (c) for the affected students. The
34 amount withheld under this subdivision may not exceed the total
35 per pupil funding for the affected students:

36 (3) Enter into any contracts necessary to implement the options
37 for improvement implemented for the school by the state board;
38 including contracts with a special management team assigned
39 under IC 20-31-9-4 to operate the school as a turnaround
40 academy. All contracts are subject to approval by the state board
41 before execution. All contracts must be submitted to the state
42 board for the state board's approval at least sixty (60) days prior



1 to execution.

2 (4) Make payments under the contracts entered into under
3 subdivision (3) with funds withheld from the school corporation
4 under subdivision (2).

5 SECTION 28. IC 20-31-9.5-4 IS REPEALED [EFFECTIVE JULY
6 1, 2021]. Sec. 4. Any student who lives in the attendance area served
7 by a school that is operated as a turnaround academy under this chapter
8 may attend the turnaround academy. The turnaround academy may not
9 refuse enrollment to a student who lives in the attendance area.

10 SECTION 29. IC 20-31-9.5-7 IS REPEALED [EFFECTIVE JULY
11 1, 2021]. Sec. 7. (a) If the state board assigns a special management
12 team, the department shall enter into a contract with a special
13 management team. The terms of the contract must specify the
14 following:

15 (1) A requirement that the special management team and the
16 governing body conduct a public meeting two (2) times each year
17 to provide a report concerning:

18 (A) student achievement of affected students; and

19 (B) the condition of the school property and to address issues
20 related to the school property.

21 (2) The amount of local, state, and federal funding, including
22 tuition support, to be distributed to the school.

23 (3) A requirement that the student instruction must be provided
24 by teachers licensed under IC 20-28-5.

25 (4) The performance goals and accountability metrics agreed
26 upon for the school.

27 (5) Grounds for termination of the contract, including the right of
28 termination if the special management team fails to do any of the
29 following:

30 (A) Comply with the conditions or procedures established in
31 the contract.

32 (B) Meet the state's financial management and government
33 accounting requirements.

34 (C) Comply with applicable laws.

35 (D) Meet the performance goals and accountability metrics
36 agreed upon under subdivision (4).

37 (b) The special management team shall have full autonomy to
38 operate the school as provided in the contract described in subsection
39 (a).

40 (c) The term of the contract may not exceed five (5) years. The
41 contract may be extended after the initial term at the direction of the
42 state board.



1 (d) Individuals employed by the special management team are
2 entitled to participate in:

- 3 (1) the state teachers' retirement fund created by IC 5-10.4;
4 (2) the public employees' retirement fund created by IC 5-10.3; or
5 (3) another employee pension or retirement fund.

6 SECTION 30. IC 20-31-9.5-9.5, AS ADDED BY P.L.223-2015,
7 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2021]: Sec. 9.5. (a) The governing body of a school that has
9 been placed in the lowest two (2) categories or designations may
10 submit a plan to the state board to create a transformation zone within
11 the school corporation. A plan may be developed with the assistance of
12 the department. **After June 30, 2021, the state board may not use the**
13 **establishment of a transformation zone under this section as an**
14 **intervention in a particular school corporation to improve school**
15 **performance.**

16 (b) The state board shall grant the designation as a transformation
17 zone unless the state board concludes that the submitted plan does not
18 substantially meet the criteria set forth in this section. All plans must
19 be submitted to the state board not later than April 15, 2016, or April
20 15 each year thereafter. All plans must be approved or denied by the
21 state board not later than July 1 of the first year of implementation.

22 (c) Each plan must include the following information:

- 23 (1) An organizational chart that demonstrates that the leader of
24 the transformation zone reports directly to the school corporation's
25 superintendent.
26 (2) A description of the innovations the school corporation will
27 implement, which may include:
28 (A) innovations in school staffing;
29 (B) curriculum and nonmandated assessments;
30 (C) class scheduling;
31 (D) the length of the school day or year;
32 (E) the use of financial and other resources;
33 (F) teacher recruitment, employment, and compensation; and
34 (G) other innovations.

35 (3) The objective annual student performance and growth or
36 improvement performance gains that the school corporation
37 expects to achieve over the next five (5) years.

38 (4) A budget demonstrating financial sustainability of the
39 transformation zone. ~~without the use of special turnaround~~
40 ~~funding at the end of the fifth year of operation, with lower~~
41 ~~amounts of special turnaround funding in the fourth and fifth~~
42 ~~years.~~



1 (5) A description of any regulatory or district policy requirements,
 2 subject to ~~the~~ the state board's approval, that would need to be
 3 waived for the school corporation to implement the
 4 transformation zone.

5 (d) Subject to subsection (e), a school within the transformation
 6 zone ~~that is not operated by a special management team~~ is not subject
 7 to IC 20-29 unless the school corporation voluntarily recognizes an
 8 exclusive representative under IC 20-29-5-2. If the school corporation
 9 voluntarily recognizes an exclusive representative under IC 20-29-5-2,
 10 the school corporation may authorize a school within the
 11 transformation zone to opt out of bargaining allowable subjects or
 12 discussing discussion items by specifying the excluded items on the
 13 notice required under IC 20-29-5-2(b). Such notice must be provided
 14 to the education employment relations board at the time of the notice's
 15 posting.

16 (e) Subsection (d) applies only to a school that has been designated
 17 as a transformation zone following the third consecutive year in the
 18 lowest performance category or designation.

19 (f) All plans approved under this chapter shall be sent by the state
 20 board to the education employment relations board not later than
 21 fifteen (15) days after the plan's approval.

22 SECTION 31. IC 20-31-9.5-11 IS REPEALED [EFFECTIVE JULY
 23 1, 2021]. ~~Sec. 11. (a) At the time of the initial intervention or at any~~
 24 ~~point during the intervention, the state board may approve a written~~
 25 ~~request from a special management team to:~~

26 (1) ~~expand the grades offered at the school occupied by the~~
 27 ~~special management team; and~~

28 (2) ~~operate a charter school managed by the special management~~
 29 ~~team within the same facility;~~

30 ~~if the state board determines that academic outcomes or financial~~
 31 ~~sustainability of the turnaround academy will improve through~~
 32 ~~implementing the request.~~

33 (b) ~~A written request under subsection (a) must include all of the~~
 34 ~~following:~~

35 (1) ~~An analysis of any building modifications that would be~~
 36 ~~necessary to serve various ages of students and corporation~~
 37 ~~approval of the modifications.~~

38 (2) ~~Plans for ensuring safety of younger aged students when the~~
 39 ~~younger students are in shared space with older students.~~

40 (3) ~~Specific year by year academic goals for the original affected~~
 41 ~~students and the additional grade levels of students, disaggregated~~
 42 ~~by grade.~~



1 (c) The state board shall hold a public hearing, located in the facility
 2 proposed to be used, before approval of any request made under this
 3 section:

4 SECTION 32. IC 20-51-4-9 IS REPEALED [EFFECTIVE JULY 1,
 5 2021]. Sec. 9: (a) Except as provided in subsection (b), the department
 6 shall enforce the following consequences for an eligible school that is
 7 nonpublic:

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

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

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

26 (4) Students who:

27 (A) are currently enrolled at a school described in subdivision
 28 (1), (2), or (3); and

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

31 may continue to receive a choice scholarship at the school:

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



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

4 SECTION 33. P.L.2-2020, SECTION 1, IS AMENDED TO READ
 5 AS FOLLOWS [EFFECTIVE JULY 1, 2020 (RETROACTIVE)]:
 6 SECTION 1. (a) The definitions in IC 20 apply throughout this
 7 SECTION.

8 (b) Notwithstanding IC 20-31-8 and 511 IAC 6.2-10, a school's or
 9 school corporation's category or designation of school or school
 10 corporation performance assigned by the state board under
 11 IC 20-31-8-4 for the 2018-2019 school year shall be calculated in the
 12 manner provided in 511 IAC 6.2-10, with the exception that a school's
 13 or school corporation's category or designation of school or school
 14 corporation performance for the 2018-2019 school year may not be
 15 lower than the school's or school corporation's category or designation
 16 of school or school corporation performance for the 2017-2018 school
 17 year.

18 (c) Notwithstanding IC 20-31-8 and 511 IAC 6.2-10, a school's or
 19 school corporation's category or designation of school or school
 20 corporation performance assigned by the state board under
 21 IC 20-31-8-4 for the 2019-2020 school year shall be calculated in the
 22 manner provided in 511 IAC 6.2-10, with the exception that a school's
 23 or school corporation's category or designation of school or school
 24 corporation performance for the 2019-2020 school year is the higher of
 25 a school's or school corporation's category or designation of school or
 26 school corporation performance:

27 (1) determined under subsection (b); or

28 (2) for the 2019-2020 school year as determined under
 29 IC 20-31-8.

30 **(d) Notwithstanding IC 20-31-8 and 511 IAC 6.2-10, the state**
 31 **board shall assign to a school or school corporation a "null" or "no**
 32 **letter grade" for the 2020-2021 school year. However, the most**
 33 **recent results of the school's ILEARN assessment must be included**
 34 **on the school's Internet web site.**

35 **(e) Notwithstanding IC 20-31-8 and 511 IAC 6.3-1, the state**
 36 **board shall assign an adult high school a "null" or "no letter**
 37 **grade" category for the 2020-2021 school year.**

38 **(d) (f)** Notwithstanding IC 20-31-9, and except as otherwise
 39 provided in this subsection, a school's category or designation of school
 40 performance assigned by the state board under subsection (b) or (c)
 41 may not be used in the determination of consequences under
 42 IC 20-31-9. The school's category or designation of school performance



1 for the 2020-2021 school year shall be considered the category or
 2 designation for the school year immediately following the 2017-2018
 3 school year for purposes of applying consequences under IC 20-31-9
 4 for a school that has been placed in the lowest category or designation
 5 of school performance under subsections (b) and (c). However, a
 6 school may petition the state board, and the state board shall grant the
 7 school's petition to use the grade assigned to the school under
 8 subsection (b) or (c) for purposes of applying IC 20-31-9.

9 ~~(e)~~ **(g)** Notwithstanding IC 20-51-4-9, and except as otherwise
 10 provided in this subsection, an eligible school's (as defined in
 11 IC 20-51-1-4.7) category or designation of school performance under
 12 subsection (b) or (c) may not be used in the determination of
 13 consequences under IC 20-51-4-9 if the eligible school is placed in
 14 either of the two (2) lowest categories or designations of school
 15 performance under subsection (b) or (c). The eligible school's category
 16 or designation of school performance for the 2020-2021 school year
 17 shall be considered the category or designation for the school year
 18 immediately following the 2017-2018 school year for purposes of
 19 applying consequences under IC 20-51-4-9 for an eligible school that
 20 has been placed in the two (2) lowest categories or designations of
 21 school performance under subsections (b) and (c). However, an eligible
 22 school may petition the state board, and the state board shall grant the
 23 eligible school's petition to use the eligible school's category or
 24 designation of school performance assigned under subsection (b) or (c)
 25 for purposes of applying IC 20-51-4-9.

26 ~~(f)~~ **(h)** Notwithstanding IC 20-24-2.2-2, a charter school's category
 27 or designation of school performance for the 2020-2021 school year
 28 shall be considered the category or designation for the school year
 29 immediately following the 2017-2018 school year for purposes of
 30 applying IC 20-24-2.2-2(a) for a charter school that has been placed in
 31 the lowest category or designation of school performance under
 32 subsection (b) or (c). However, a charter school may petition the state
 33 board, and the state board shall grant the charter school's petition to use
 34 the charter school's category or designation of school performance
 35 assigned under subsection (b) or (c) for purposes of applying
 36 IC 20-24-2.2-2(a).

37 ~~(g)~~ **(i)** This SECTION expires January 1, ~~2023~~: **2024**.

38 SECTION 34. [EFFECTIVE UPON PASSAGE] **(a) The definitions**
 39 **used in IC 20 apply throughout this SECTION.**

40 **(b) Subject to subsection (c), consequences to which a school is**
 41 **subject on June 30, 2021, under IC 20-31-9, before its repeal by this**
 42 **act on July 1, 2021, are null and void after June 30, 2021.**



1 (c) A school subject to consequences under IC 20-31-9, before its
2 repeal by this act on July 1, 2021, may petition the state board, in
3 a manner prescribed by the state board, to continue assistance
4 required or authorized by the state board under IC 20-31-9, before
5 its repeal by this act, as if IC 20-31-9 were repealed by this act.
6 (d) This SECTION expires July 1, 2026.
7 SECTION 35. An emergency is declared for this act.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1514, 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:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1514 as introduced.)

BEHNING

Committee Vote: yeas 12, nays 0.

