

HOUSE BILL No. 1640

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-3-27-11; IC 5-2-10.1-13; IC 6-3-2-22; IC 9-27-6; IC 16-35-8-1; IC 16-41-37.5-2; IC 20-18-2; IC 20-19-2; IC 20-20; IC 20-24.2; IC 20-25-13-5; IC 20-26; IC 20-26.5; IC 20-28; IC 20-30; IC 20-31; IC 20-32; IC 20-33; IC 20-34; IC 21-7-13; IC 21-12; IC 21-18-12-1; IC 22-4.1-25-1.5; IC 34-31-10-6.

Synopsis: School accreditation. Provides that the state board of education (state board) and the governing body of a school corporation or nonpublic school may not enter into, renew, or otherwise extend a contract to establish a freeway school after May 14, 2019. Provides that provisions relating to the establishment and administration of freeway schools expire May 15, 2024. Establishes new requirements to accredit a public or private elementary or secondary school in Indiana. Provides that a school corporation or performance based accredited school may waive compliance with certain statutes or rules for a particular school that is placed in either of the three highest categories or designations of school improvement. Provides that a school corporation or accredited school may submit a request to the state board to waive certain statutes or rules for a particular school that is placed in either of the two lowest categories or designations of school improvement.
(Continued next page)

Effective: Upon passage; July 1, 2019.

Behning

January 24, 2019, read first time and referred to Committee on Education.



Digest Continued

Changes certain references from nonaccredited nonpublic school to nonaccredited schools with one or more employee. Voids an Indiana administrative rule relating to school accreditation. Repeals a provision that requires the state board to implement a system of recognizing certain education programs of nonpublic schools. Repeals: (1) provisions establishing performance qualified school districts; (2) a provision relating to performance based school accreditation; (3) a provision pertaining to school improvement plans; and (4) a provision pertaining to the recognition of educational programs of nonpublic schools. Resolves a conflict between HEA 1074-2018 and HEA 1002-2018. Makes technical corrections. Makes conforming amendments.



First Regular Session of the 121st General Assembly (2019)

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

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

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

HOUSE BILL No. 1640

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 4-3-27-11, AS ADDED BY P.L.152-2018,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]: Sec. 11. (a) As used in this section, "high school"
4 means a high school (as defined in IC 20-18-2-7) that is:

- 5 (1) maintained by a school corporation;
6 (2) a charter school; or
7 (3) ~~an a state~~ accredited nonpublic school (**as defined in**
8 **IC 20-18-2-18.7**).

9 (b) Not later than July 1, 2018, the cabinet shall develop a
10 comprehensive career navigation and coaching system for Indiana that
11 does both of the following:

- 12 (1) Provides timely, comprehensive, relevant, and useful
13 information on careers, including at least:
14 (A) general and industry sector based regional, state, national,
15 and global information to identify both immediate and



- 1 potential career opportunities arising from:
- 2 (i) current employer needs;
- 3 (ii) developing or foreseeable talent needs and trends; and
- 4 (iii) other factors identified by the cabinet;
- 5 (B) state, regional, and local labor market supply and demand
- 6 information from the department of workforce development,
- 7 industry sectors, and other verifiable sources; and
- 8 (C) educational requirements and attainment information from
- 9 employers, the department of workforce development, and
- 10 other verifiable sources.
- 11 (2) Establishes strategies and identifies capacity to deliver career
- 12 navigation and coaching to middle school, high school,
- 13 postsecondary, and adult students, with priority being given to
- 14 middle school and high school students, including at least:
- 15 (A) processes for identifying an individual's aptitude for and
- 16 interest in, and the education and training required for, various
- 17 career and employment opportunities;
- 18 (B) the use of career coaches and other coaching resources,
- 19 including the work one system, employers, Ivy Tech
- 20 Community College, Vincennes University, and other
- 21 postsecondary educational institutions; and
- 22 (C) qualifications for career coaches and a training program to
- 23 enable the career coaches to provide relevant information to
- 24 the individuals being served.
- 25 (c) All high schools in Indiana shall participate in the career
- 26 coaching program developed under subsection (b)(2).
- 27 (d) In developing the comprehensive career navigation and coaching
- 28 system under subsection (b)(2), the cabinet shall:
- 29 (1) receive cooperation, support, and assistance from:
- 30 (A) the department of workforce development, the Indiana
- 31 commission for higher education, and the department of
- 32 education; and
- 33 (B) the resources, providers, and institutions that the
- 34 departments and the commission listed in clause (A) use and
- 35 oversee;
- 36 (2) explore approaches and models from Indiana and other states
- 37 and countries;
- 38 (3) where appropriate, use pilot programs or other scaling
- 39 approaches to develop and implement the comprehensive career
- 40 navigation and coaching system in a cost effective and efficient
- 41 manner; and
- 42 (4) work to coordinate and align resources to produce effective



and efficient results to K-12 educational systems, postsecondary educational systems, the workforce development community, employers, community based organizations, and other entities.

(e) The cabinet shall initially:

(1) focus on:

(A) students in, or of the age to be in, the last two (2) years of high school; and

(B) working age adults; and

(2) use, to the extent possible, the department of workforce development, the K-12 educational system, Ivy Tech Community College, Vincennes University, and other existing resources to implement the comprehensive career navigation and coaching system with a later expansion of the system, as appropriate, to all K-12 and postsecondary schools and institutions and their students.

(f) Not later than July 30, 2018, the cabinet shall submit to the governor and the legislative council in an electronic format under IC 5-14-6 a progress report concerning the cabinet's activities through June 30, 2018, to develop the comprehensive career navigation and coaching system.

(g) Not later than October 31, 2018, the cabinet shall submit to the governor and the legislative council in an electronic format under IC 5-14-6 operating and funding recommendations to implement the comprehensive career navigation and coaching system.

SECTION 2. IC 5-2-10.1-13, AS ADDED BY P.L.211-2018(ss), SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 13. A charter school (as defined in IC 20-24-1-4) or **an a state** accredited nonpublic school **(as defined in IC 20-18-2-18.7)** may do one (1) or more of the following:

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

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

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

SECTION 3. IC 6-3-2-22, AS ADDED BY P.L.229-2011, SECTION 85, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 22. (a) The following definitions apply throughout this section:

(1) "Dependent child" means an individual who:

(A) is eligible to receive a free elementary or high school education in an Indiana school corporation;

(B) qualifies as a dependent (as defined in Section 152 of the



Internal Revenue Code) of the taxpayer; and

(C) is the natural or adopted child of the taxpayer or, if custody of the child has been awarded in a court proceeding to someone other than the mother or father, the court appointed guardian or custodian of the child.

If the parents of a child are divorced, the term refers to the parent who is eligible to take the exemption for the child under Section 151 of the Internal Revenue Code.

(2) "Education expenditure" refers to any expenditures made in connection with enrollment, attendance, or participation of the taxpayer's dependent child in a private elementary or high school education program. The term includes tuition, fees, computer software, textbooks, workbooks, curricula, school supplies (other than personal computers), and other written materials used primarily for academic instruction or for academic tutoring, or both.

(3) "Private elementary or high school education program" means attendance at:

(A) a nonpublic school (as defined in IC 20-18-2-12); or

(B) ~~an a state~~ accredited nonpublic school **(as defined in IC 20-18-2-18.7);**

in Indiana that satisfies a child's obligation under IC 20-33-2 for compulsory attendance at a school. The term does not include the delivery of instructional service in a home setting to a dependent child who is enrolled in a school corporation or a charter school.

(b) This section applies to taxable years beginning after December 31, 2010.

(c) A taxpayer who makes an unreimbursed education expenditure during the taxpayer's taxable year is entitled to a deduction against the taxpayer's adjusted gross income in the taxable year.

(d) The amount of the deduction is:

(1) one thousand dollars (\$1,000); multiplied by

(2) the number of the taxpayer's dependent children for whom the taxpayer made education expenditures in the taxable year.

A husband and wife are entitled to only one (1) deduction under this section.

(e) To receive the deduction provided by this section, a taxpayer must claim the deduction on the taxpayer's annual state tax return or returns in the manner prescribed by the department.

SECTION 4. IC 9-27-6-3, AS AMENDED BY P.L.85-2013, SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. (a) As used in this chapter, "driver training



school" means:

(1) a business enterprise that:

(A) is conducted by an individual, an association, a partnership, a limited liability company, or a corporation for the education and training of persons, practically or theoretically, or both, to operate or drive motor vehicles or to prepare an applicant for an examination or validation under IC 9-24 for a driver's license; and

(B) charges consideration or tuition for the provision of services; or

(2) a driver education program operated under the authority of:

(A) a school corporation (as defined in IC 36-1-2-17);

(B) a **state accredited** nonpublic secondary school that voluntarily becomes accredited under ~~IC 20-19-2-8;~~ **IC 20-31-4.1;**

~~(C) a nonpublic secondary school recognized under IC 20-19-2-10;~~

~~(D) (C)~~ a postsecondary proprietary educational institution (as defined in IC 22-4.1-21-9);

~~(E) (D)~~ a postsecondary credit bearing proprietary educational institution (as defined in IC 21-18.5-2-12);

~~(F) (E)~~ a state educational institution (as defined in IC 21-7-13-32); or

~~(G) (F)~~ a nonaccredited nonpublic school.

(b) The term does not include a business enterprise that educates or trains a person or prepares a person for an examination or a validation given by the bureau to operate or drive a motor vehicle as a vocation.

SECTION 5. IC 9-27-6-6, AS AMENDED BY P.L.149-2015, SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) To establish or operate a driver training school, the driver training school must obtain a driver training school license from the bureau in the manner and form prescribed by the bureau.

(b) Subject to subsections (c) and (d), the bureau shall adopt rules under IC 4-22-2 that state the requirements for obtaining a driver training school license.

(c) The rules adopted under subsection (b) must permit a licensed driver training school to provide classroom training during which an instructor is present in a county outside the county where the driver training school is located to the students of:

(1) a school corporation (as defined in IC 36-1-2-17);

(2) a **state accredited** nonpublic secondary school that



voluntarily becomes accredited under ~~IC 20-19-2-8;~~

IC 20-31-4.1;

~~(3) a nonpublic secondary school recognized under
IC 20-19-2-10;~~

~~(4)~~ **(3)** a state educational institution; or

~~(5)~~ **(4)** a nonaccredited nonpublic school.

However, the rules must provide that a licensed driver training school may provide classroom training in an entity listed in ~~subdivisions~~ **subdivision (1) through (3) or (2)** only if the governing body of the entity approves the delivery of the training to its students.

(d) The rules adopted under subsection (b) must provide that driver education instruction may not be provided to a child less than fifteen (15) years of age.

SECTION 6. IC 16-35-8-1, AS AMENDED BY P.L.149-2017, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. As used in this chapter, "child" means a child who is:

(1) at least three (3) years of age and less than seven (7) years of age; or

(2) enrolled in a public school, **state** accredited nonpublic school **(as defined in IC 20-18-2-18.7)**, or nonaccredited nonpublic school in kindergarten through grade 12.

SECTION 7. IC 16-41-37.5-2, AS AMENDED BY P.L.168-2009, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) The state department shall before July 1, 2010:

(1) adopt rules under IC 4-22-2 to establish an indoor air quality inspection, evaluation, and employee notification program to assist state agencies in improving indoor air quality; and

(2) amend 410 IAC 6-5.1 or adopt new rules under IC 4-22-2 to do the following:

(A) Establish an indoor air quality inspection, evaluation, and parent and employee notification program to assist schools in improving indoor air quality.

(B) Establish best practices to assure healthful indoor air quality in schools.

(b) Subject to subsection (c), the state department shall:

(1) inspect a school or state agency if the state department receives a complaint about the quality of air in the school or state agency;

(2) prepare a report, which may be in letter form, that:

(A) describes the state department's inspection findings;



- 1 (B) identifies any conditions that are contributing or could
 2 contribute to poor indoor air quality at the school or state
 3 agency, including:
 4 (i) carbon dioxide levels;
 5 (ii) humidity;
 6 (iii) evidence of mold or water damage; and
 7 (iv) excess dust;
 8 (C) provides guidance on steps the school or state agency
 9 should take to address any issues; and
 10 (D) requests a response from the school or state agency not
 11 later than sixty (60) days after the date of the report;
 12 (3) report the results of the inspection to:
 13 (A) the person who complained about the quality of air;
 14 (B) the school's principal or the state agency head;
 15 (C) the superintendent of the school corporation, if the school
 16 is part of a school corporation;
 17 (D) the Indiana state board of education, if the school is a
 18 public school or ~~an~~ **a state accredited nonpublic school (as**
 19 **defined in IC 20-18-2-18.7);**
 20 (E) the Indiana department of administration, if the inspected
 21 entity is a state agency; and
 22 (F) the appropriate local or county board of health; and
 23 (4) assist the school or state agency in developing a reasonable
 24 plan to improve air quality conditions found in the inspection.
 25 (c) A complaint referred to in subsection (b)(1):
 26 (1) must be in writing; and
 27 (2) may be made by electronic mail.
 28 (d) The state department may release the name of a person who files
 29 a complaint referred to in subsection (b)(1) only if the person has
 30 authorized the release in writing.
 31 SECTION 8. IC 20-18-2-18.7 IS ADDED TO THE INDIANA
 32 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2019]: **Sec. 18.7. "State accredited nonpublic**
 34 **school" means a nonpublic school that has voluntarily become**
 35 **accredited under IC 20-31-4.1.**
 36 SECTION 9. IC 20-18-2-18.8 IS ADDED TO THE INDIANA
 37 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 38 [EFFECTIVE JULY 1, 2019]: **Sec. 18.8. "State accredited school"**
 39 **means a public or nonpublic school that is accredited under**
 40 **IC 20-31-4.1.**
 41 SECTION 10. IC 20-19-2-8, AS AMENDED BY P.L.242-2017,
 42 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2019]: Sec. 8. (a) In addition to any other powers and duties prescribed by law, the state board shall adopt rules under IC 4-22-2 concerning, but not limited to, the following matters:

(1) The designation and employment of the employees and consultants necessary for the department. The state board shall fix the compensation of employees of the department, subject to the approval of the budget committee and the governor under IC 4-12-2.

(2) The establishment and maintenance of standards and guidelines for media centers, libraries, instructional materials centers, or any other area or system of areas in a school where a full range of information sources, associated equipment, and services from professional media staff are accessible to the school community. With regard to library automation systems, the state board may only adopt rules that meet the standards established by the state library board for library automation systems under IC 4-23-7.1-11(b).

(3) The establishment and maintenance of standards for student personnel and guidance services.

~~(4) The inspection of all public schools in Indiana to determine the condition of the schools. The state board shall establish standards governing the accreditation of public schools. Observance of:~~

~~(A) IC 20-31-4;~~

~~(B) IC 20-28-5-2;~~

~~(C) IC 20-28-6-3 through IC 20-28-6-7;~~

~~(D) IC 20-28-11.5; and~~

~~(E) IC 20-31-3; IC 20-32-4; IC 20-32-5 (for school years ending before July 1, 2018); IC 20-32-5.1 (for school years beginning after June 30, 2018); and IC 20-32-8;~~

~~is a prerequisite to the accreditation of a school. Local public school officials shall make the reports required of them and otherwise cooperate with the state board regarding required inspections. Nonpublic schools may also request the inspection for classification purposes. Compliance with the building and site guidelines adopted by the state board is not a prerequisite of accreditation.~~

~~(5) (4) The distribution of funds and revenues appropriated for the support of schools in the state.~~

~~(6) The state board may not establish an accreditation system for nonpublic schools that is less stringent than the accreditation system for public schools.~~



(7) A separate system for recognizing nonpublic schools under IC 20-19-2-10. Recognition of nonpublic schools under this subdivision constitutes the system of regulatory standards that apply to nonpublic schools that seek to qualify for the system of recognition.

(8) (5) The establishment and enforcement of standards and guidelines concerning the safety of students participating in cheerleading activities.

(9) (6) Subject to IC 20-28-2, the preparation and licensing of teachers.

(b) Before final adoption of any rule, the state board shall make a finding on the estimated fiscal impact that the rule will have on school corporations.

SECTION 11. IC 20-19-2-10 IS REPEALED [EFFECTIVE JULY 1, 2019]. 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)(4) of this chapter.

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

(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 12. IC 20-19-2-11 IS REPEALED [EFFECTIVE JULY 1, 2019]. Sec. 11: (a) As used in this section, "plan" refers to a strategic and continuous school improvement and achievement plan developed under IC 20-31-5:

(b) A plan must:

(1) conform to the requirements of IC 20-31-5; and

(2) include a professional development program.

(c) The governing body may do the following for a school that participates in a plan:

(1) Invoke a waiver of a rule adopted by the state board under IC 20-31-5-5(b);

(2) Develop a plan for the admission of students who do not reside in the school's attendance area but have legal settlement in the school corporation;

(d) In approving a school corporation's actions under this section, the state board shall consider whether the governing body has done the following:

(1) Approved a school's plan;

(2) Demonstrated the support of the exclusive representative only for the professional development program component of the plan.

(e) The state board may waive any statute or rule relating to curriculum in accordance with IC 20-31-5-5.

(f) As part of the plan, the governing body may develop and implement a policy to do the following:

(1) Allow the transfer of a student who resides in the school's attendance area but whose parent requests that the student attend another school in the school corporation of legal settlement;

(2) Inform parents of their rights under this section.

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

SECTION 13. IC 20-20-5.5-3, AS AMENDED BY P.L.286-2013,



SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. (a) The state superintendent shall notify the governing bodies of each school corporation, charter school, and **state** accredited nonpublic school immediately of:

(1) the initial publication and annual update on the department's Internet web site of the report described in section 2(c) of this chapter, including the Internet web site address where the report is published; and

(2) updates of the following types of information in the report described in section 2(c) of this chapter:

(A) The addition of materials.

(B) The removal of materials.

(C) Changes in the per unit price of curricular materials that exceed five percent (5%).

(b) A notification under this section must state that:

(1) the reviews of curricular materials included in the report described in section 2(c) of this chapter are departmental reviews only; and

(2) each governing body has authority to adopt curricular materials for a school corporation.

SECTION 14. IC 20-20-40-8, AS ADDED BY P.L.122-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8. As used in this chapter, "school employee" means an individual employed by a school corporation or ~~an~~ **a state** accredited nonpublic school.

SECTION 15. IC 20-20-40-11, AS AMENDED BY P.L.191-2018, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 11. (a) The commission on seclusion and restraint in schools is established.

(b) The commission has the following ten (10) members:

(1) The designee of the state superintendent, who serves at the pleasure of the state superintendent.

(2) A representative of the Autism Society of Indiana, chosen by the organization, who serves a two (2) year term.

(3) A representative of the Arc of Indiana, chosen by the organization, who serves a two (2) year term.

(4) A representative of the Indiana Council of Administrators of Special Education, chosen by the organization, who serves a two (2) year term.

(5) A representative of Mental Health America of Indiana, chosen by the organization, who serves a two (2) year term.

(6) A parent of a student with a disability, nominated by a



member described in subdivisions (2), (3), and (5) and approved by a majority of the members described in subdivisions (1) through (5) and (8) through (10), who serves a two (2) year term.

(7) A parent of a student who does not have a disability, nominated by a member described in subdivisions (2), (3), and (5) and approved by a majority of the members described in subdivisions (1) through (5) and (8) through (10), who serves a two (2) year term.

(8) One (1) **state** accredited nonpublic school administrator nominated by the Indiana Non-public Education Association, who serves a two (2) year term.

(9) One (1) public school superintendent nominated by the Indiana Association of Public School Superintendents, who serves a two (2) year term.

(10) One (1) member of the Indiana School Resource Officers Association chosen by the organization, who serves a two (2) year term.

(c) Each member of the commission who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). A member who is not a state employee is also entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency.

SECTION 16. IC 20-20-40-13, AS AMENDED BY P.L.227-2017, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 13. (a) The commission has the following duties:

(1) To adopt rules concerning the following:

(A) The use of restraint and seclusion in a school corporation or ~~an~~ **a state** accredited nonpublic school, with an emphasis on eliminating or minimizing the use of restraint and seclusion.

(B) The prevention of the use of types of restraint or seclusion that may harm a student, a school employee, a school volunteer, or the educational environment of the school.

(C) Requirements for notifying parents.

(D) Training regarding the use of restraint and seclusion, including the frequency of training and what employees must be trained.

(E) The distribution of the seclusion and restraint policy to parents and the public.

(F) Requirements for the reporting of incidents of restraint and seclusion in the annual school performance report, including



incidents of restraint and seclusion involving school resource officers (as defined in IC 20-26-18.2-1).

(G) Circumstances that may require more timely incident reporting and the requirements for such reporting.

(2) To develop, maintain, and revise a model restraint and seclusion plan for schools that includes the following elements:

(A) A statement on how students will be treated with dignity and respect and how appropriate student behavior will be promoted and taught.

(B) A statement ensuring that the school will use prevention, positive behavior intervention and support, and conflict deescalation to eliminate or minimize the need for use of any of the following:

(i) Seclusion.

(ii) Chemical restraint.

(iii) Mechanical restraint.

(iv) Physical restraint.

(C) A statement ensuring that any behavioral intervention used will be consistent with the student's most current behavioral intervention plan, or individualized education program, if applicable.

(D) Definitions for restraint and seclusion, as defined in this chapter.

(E) A statement ensuring that if a procedure listed in clause (B) is used, the procedure will be used:

(i) as a last resort safety procedure, employed only after another, less restrictive procedure has been implemented without success; and

(ii) in a situation in which there is an imminent risk of injury to the student, other students, school employees, or visitors to the school.

(F) An indication that restraint or seclusion may be used only for a short time period, or until the imminent risk of injury has passed.

(G) A documentation and recording requirement governing instances in which procedures listed in clause (B) are used, including:

(i) how every incident will be documented and debriefed;

(ii) how responsibilities will be assigned to designated employees for evaluation and oversight; and

(iii) designation of a school employee to be the keeper of such documents.



(H) A requirement that the student's parent must be notified as soon as possible when an incident involving the student occurs that includes use of procedures listed in clause (B).

(I) A requirement that a copy of an incident report must be sent to the student's parent after the student is subject to a procedure listed in clause (B).

(J) Required recurrent training for appropriate school employees on the appropriate use of effective alternatives to physical restraint and seclusion, including the use of positive behavioral intervention and support and conflict deescalation. The training must include the safe use of physical restraint and seclusion in incidents involving imminent danger or serious harm to the student, school employees, or others. Consideration must be given to available school resources and the time commitments of school employees.

(3) To accept and review reports from the public and make nonbinding recommendations to the department of any suggested action to be taken.

(b) The model policy developed by the commission must take into consideration that implementation and reporting requirements for **state** accredited nonpublic schools may vary, and the model plan must provide **state** accredited nonpublic schools flexibility with regards to accountability under and implementation of the plan adopted by ~~an~~ **a state** accredited nonpublic school under section 14 of this chapter.

SECTION 17. IC 20-20-40-14, AS AMENDED BY P.L.227-2017, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 14. (a) A school corporation or **state** accredited nonpublic school shall adopt a restraint and seclusion plan that incorporates, at a minimum, the elements of the model plan developed under section 13 of this chapter. The school corporation's or **state** accredited nonpublic school's plan must become effective not later than July 1, 2014.

(b) The department has the authority to require schools to submit plans developed in accordance with section 13 of this chapter.

SECTION 18. IC 20-20-40-15, AS ADDED BY P.L.122-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 15. (a) Nothing in this chapter may be construed to prevent a school employee from stopping a physical altercation, acting to prevent physical harm to a student or another individual, or acting to address an emergency until the emergency is over, whether or not the school employee has received training under this chapter.

(b) This chapter may not be construed to give rise to a cause of



1 action, either civil or criminal, against the state, the department, a
 2 school corporation, ~~an~~ **a state** accredited nonpublic school, the
 3 commission, or a member of the commission.

4 (c) In all matters relating to the plan adopted under section 14 of this
 5 chapter, school corporation or **state** accredited nonpublic school
 6 personnel have qualified immunity with respect to an action taken to
 7 promote student conduct under a plan adopted under section 14 of this
 8 chapter if the action is taken in good faith and is reasonable.

9 SECTION 19. IC 20-24.2 IS REPEALED [EFFECTIVE JULY 1,
 10 2019]. (PERFORMANCE QUALIFIED SCHOOL DISTRICTS).

11 SECTION 20. IC 20-25-13-5, AS AMENDED BY P.L.13-2013,
 12 SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2019]: Sec. 5. Development and implementation of a staff
 14 performance evaluation plan for each school is a condition for
 15 accreditation for the school under ~~IC 20-19-2-8(a)(4)~~. **IC 20-31-4.1.**

16 SECTION 21. IC 20-26-11-6.7, AS ADDED BY P.L.17-2015,
 17 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2019]: Sec. 6.7. (a) This section:

- 19 (1) applies to a school corporation that does not have a policy of
 20 accepting transfer students having legal settlement outside the
 21 attendance area of the transferee school corporation; and
 22 (2) does not apply to a school corporation that has more than one
 23 (1) high school.

24 (b) Notwithstanding this chapter, a school corporation shall accept
 25 a transferring student who resides in Indiana and who does not have
 26 legal settlement in the school corporation if:

- 27 (1) the student attended ~~an~~ **a state** accredited nonpublic
 28 elementary school located in the attendance area of the transferee
 29 school corporation for at least two (2) school years immediately
 30 preceding the school year in which the student transfers to a high
 31 school in the transferee school corporation under this section;
 32 (2) the student is transferring because the **state** accredited
 33 nonpublic school from which the student is transferring does not
 34 offer grades 9 through 12;
 35 (3) the majority of the students in the same grade as the
 36 transferring student at the **state** accredited nonpublic school have
 37 legal settlement in the transferee school corporation and will
 38 attend a school under the authority of the transferee school
 39 corporation; and
 40 (4) the transferee school corporation has the capacity to accept
 41 students.

42 (c) If the number of students who request to transfer to a transferee



1 school corporation under this section causes the school corporation to
 2 exceed the school corporation's maximum student capacity, the
 3 governing body shall determine which students will be admitted as
 4 transfer students by a random drawing in a public meeting.

5 SECTION 22. IC 20-26-11-31, AS AMENDED BY P.L.251-2017,
 6 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2019]: Sec. 31. (a) This section applies to a school corporation
 8 that enrolls a student who has legal settlement in another school
 9 corporation for the purpose of the student receiving services from ~~an~~
 10 **a state** accredited nonpublic alternative high school described in
 11 ~~IC 20-19-2-10(e)~~: **IC 20-31-4.1-2(c)**.

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

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

18 whichever is greater.

19 SECTION 23. IC 20-26-11-32, AS AMENDED BY P.L.86-2018,
 20 SECTION 177, IS AMENDED TO READ AS FOLLOWS
 21 [EFFECTIVE JULY 1, 2019]: Sec. 32. (a) This section does not apply
 22 to a school corporation if the governing body has adopted a policy of
 23 not accepting the transfer of any student who does not have legal
 24 settlement within the school corporation.

25 (b) The governing body of a school corporation shall annually
 26 establish:

- 27 (1) except as provided in subsection (m), the number of transfer
- 28 students the school corporation has the capacity to accept in each
- 29 grade level; and
- 30 (2) the date by which requests to transfer into the school
- 31 corporation must be received by the governing body.

32 (c) After establishing the date under subsection (b)(2), the
 33 governing body shall:

- 34 (1) publish the date on the school corporation's Internet web site;
- 35 and
- 36 (2) report the date to the department.

37 (d) The department shall publish the dates received from school
 38 corporations under subsection (c)(2) on the department's Internet web
 39 site.

40 (e) A student to whom this section applies may not request to
 41 transfer under this section primarily for athletic reasons to a school
 42 corporation in which the student does not have legal settlement.



(f) If the number of requests to transfer into a school corporation received by the date established for the school corporation under subsection (b)(2) exceeds the capacity established for the school corporation under subsection (b)(1), each timely request must be given an equal chance to be accepted, with the exception that a student described in subsection (h) shall be given priority. The governing body must determine which students will be admitted as transfer students to each school building and each grade level within the school corporation by using a publicly verifiable random selection process.

(g) Except as provided in subsections (i), (j), (k), and (m), the governing body of a school corporation may not deny a request for a student to transfer into the school corporation based upon the student's academic record, scores on statewide assessment program tests, disciplinary record, or disability, or upon any other factor not related to the school corporation's capacity.

(h) Except as provided in subsections (i), (j), and (k), the governing body of a school corporation may not deny a request for a student to transfer into the school corporation if the student requesting to transfer:

(1) is a member of a household in which any other member of the household is a student in the transferee school; or

(2) has a parent who is an employee of the school corporation.

(i) A governing body of a school corporation may limit the number of new transfers to a school building or grade level in the school corporation:

(1) to ensure that a student who attends a school within the school corporation as a transfer student during a school year may continue to attend the school in subsequent school years; and

(2) to allow a student described in subsection (h) to attend a school within the school corporation.

(j) Notwithstanding subsections (f), (g), and (h), a governing body of a school corporation may deny a request for a student to transfer to the school corporation or may discontinue enrollment currently or in a subsequent school year, or establish terms or conditions for enrollment or for continued enrollment in a subsequent school year, if:

(1) the student has been suspended (as defined in IC 20-33-8-7) or expelled (as defined in IC 20-33-8-3) during the twelve (12) months preceding the student's request to transfer under this section:

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

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

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



- 1 (D) for a violation of a school corporation's drug or alcohol
 2 rules; or
 3 (2) the student has had a history of unexcused absences and the
 4 governing body of the school corporation believes that, based
 5 upon the location of the student's residence, attendance would be
 6 a problem for the student if the student is enrolled with the school
 7 corporation.
- 8 For purposes of subdivision (1)(A), student discipline received under
 9 IC 20-33-8-25(b)(7) for a violation described in subdivision (1)(B)
 10 through (1)(D) shall be included in the calculation of the number of
 11 school days that a student has been suspended.
- 12 (k) The governing body of a school corporation with a school
 13 building that offers a special curriculum may require a student who
 14 transfers to the school building to meet the same eligibility criteria
 15 required of all students who attend the school building that offers the
 16 special curriculum.
- 17 (l) The parent of a student for whom a request to transfer is made is
 18 responsible for providing the school corporation to which the request
 19 is made with records or information necessary for the school
 20 corporation to determine whether the request to transfer may be denied
 21 under subsection (j).
- 22 (m) Notwithstanding this section, the governing body of a school
 23 corporation may authorize the school corporation to enter into an
 24 agreement with ~~an~~ **a state** accredited nonpublic school or charter
 25 school to allow students of the **state** accredited nonpublic school or
 26 charter school to transfer to a school within the school corporation.
- 27 (n) A school corporation that has adopted a policy to not accept
 28 student transfers after June 30, 2013, is not prohibited from enrolling
 29 a:
- 30 (1) transfer student who attended a school within the school
 31 corporation during the 2012-2013 school year; or
 32 (2) member of a household in which any other member of the
 33 household was a transfer student who attended a school within the
 34 school corporation during the 2012-2013 school year.
- 35 However, if a school corporation enrolls a student described in
 36 subdivision (1) or (2), the school corporation shall also allow a student
 37 or member of the same household of a student who attended ~~an~~ **a state**
 38 accredited nonpublic school within the attendance area of the school
 39 corporation during the 2012-2013 school year to enroll in a school
 40 within the school corporation.
- 41 SECTION 24. IC 20-26-13-1, AS ADDED BY P.L.1-2005,
 42 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2019]: Sec. 1. This chapter applies to:

- (1) a public high school; and
- (2) ~~an~~ **a state** accredited nonpublic high school.

SECTION 25. IC 20-26-15-4, AS ADDED BY P.L.1-2005, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) **Subject to subsection (c)**, the state board and the governing body of a school corporation must enter into a contract that complies with this chapter to designate a school corporation as a freeway school corporation or a school within a school corporation as a freeway school if a school corporation:

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

(b) A school corporation becomes a freeway school corporation and a 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 state board have voted in a public session to enter into the contract; and
- (2) the president of the governing body of the school corporation, acting for the governing body of the school corporation after a majority of the members of the governing body have voted in a public session to enter into the contract.

(c) The state board and the governing body of a school corporation may not enter into, renew, or otherwise extend a contract under this chapter after May 14, 2019.

SECTION 26. IC 20-26-15-5, AS AMENDED BY P.L.140-2018, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. Notwithstanding any other law, the operation of the following is suspended for a freeway school corporation or a freeway school if the governing body of the school corporation elects to have the specific statute or rule suspended in the contract:

- (1) The following statutes and rules concerning curriculum and instructional time:
 - IC 20-30-2-7
 - IC 20-30-5-8
 - IC 20-30-5-9
 - IC 20-30-5-11
 - 511 IAC 6-7-6
 - 511 IAC 6.1-5-0.5
 - 511 IAC 6.1-5-1
 - 511 IAC 6.1-5-2.5



- 1 511 IAC 6.1-5-3.5
- 2 511 IAC 6.1-5-4.
- 3 (2) The following rule concerning pupil/teacher ratios:
- 4 511 IAC 6.1-4-1.
- 5 (3) The following statutes and rules concerning curricular
- 6 materials:
- 7 IC 20-26-12-24
- 8 IC 20-26-12-26
- 9 IC 20-26-12-1
- 10 IC 20-26-12-2
- 11 511 IAC 6.1-5-5.
- 12 (4) 511 IAC 6-7, concerning graduation requirements.
- 13 (5) ~~IC 20-31-4~~, **IC 20-31-4.1**, concerning the performance based
- 14 accreditation system.
- 15 (6) IC 20-32-5 (before its expiration on July 1, 2018), concerning
- 16 the ISTEP program established under IC 20-32-5-15, if an
- 17 alternative locally adopted assessment program is adopted under
- 18 section 6(4) of this chapter.
- 19 SECTION 27. IC 20-26-15-9, AS ADDED BY P.L.1-2005,
- 20 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 21 UPON PASSAGE]: Sec. 9. **(a) Subject to subsection (b)**, the
- 22 governing body of a freeway school corporation and the state board
- 23 acting jointly may amend a contract entered into under this chapter:
- 24 (1) to comply with any law enacted subsequent to the formation
- 25 of the contract;
- 26 (2) to alter the educational benefits to a level that is not below the
- 27 minimum educational benefits listed in section 7 of this chapter;
- 28 or
- 29 (3) for a purpose jointly agreed to by the parties.
- 30 **(b) An amendment made under subsection (a) may not extend**
- 31 **the term of a contract in effect on May 14, 2019.**
- 32 SECTION 28. IC 20-26-15-13, AS AMENDED BY P.L.251-2017,
- 33 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 34 UPON PASSAGE]: Sec. 13. **(a) Subject to subsection (f)**, a nonpublic
- 35 school may enter into a contract with the state board to become a
- 36 freeway school.
- 37 **(b)** The state board and the governing body of a nonpublic school
- 38 must enter into a contract that complies with this chapter to designate
- 39 the nonpublic school as a freeway school if the nonpublic school:
- 40 (1) petitions the state board for designation as a freeway school;
- 41 and
- 42 (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).

(f) The state board and the governing body of a nonpublic school may not enter into, renew, or otherwise extend a contract under this chapter after May 14, 2019.

SECTION 29. IC 20-26-15-16 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 16. This chapter expires May 15, 2024.**

SECTION 30. IC 20-26-18.2-4, AS ADDED BY P.L.227-2017, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. A school corporation, ~~an~~ **a state** accredited nonpublic school, or a charter school shall report all instances of:

- (1) seclusion (as defined in IC 20-20-40-9);
- (2) chemical restraint (as defined in IC 20-20-40-2);
- (3) mechanical restraint (as defined in IC 20-20-40-4); and
- (4) physical restraint (as defined in IC 20-20-40-5);

involving a school resource officer in accordance with the restraint and seclusion plan adopted by the school corporation, **state** accredited nonpublic school, or charter school under IC 20-20-40-14.

SECTION 31. IC 20-26.5-1-2, AS ADDED BY P.L.190-2018, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. As used in this article, "coalition member" refers to a school corporation, eligible school (as defined in IC 20-51-1-4.7), or **state** accredited nonpublic school that is approved by the state board under IC 20-26.5-2 to become a member of a coalition established under IC 20-26.5-2.

SECTION 32. IC 20-26.5-2-1, AS ADDED BY P.L.190-2018, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2019]; Sec. 1. (a) The state board may approve not more than one (1) coalition of continuous improvement school districts under this chapter to offer flexibility and innovation to schools to improve student outcomes.

(b) To establish a coalition under this chapter, at least four (4), but not more than a total of eight (8), of any of the following must jointly submit a plan to the state board in a manner prescribed by the state board:

(1) A school corporation.

(2) An eligible school (as defined in IC 20-51-1-4.7).

(3) ~~An~~ **A state** accredited nonpublic school.

(c) The plan submitted under subsection (b) must include:

(1) a description of the various educational programs that will be offered by members of the proposed coalition;

(2) a description that identifies potential coalition member partnerships with:

(A) business or industry;

(B) postsecondary educational institutions; or

(C) community partners;

(3) the specific goals and the measurable student outcomes to be obtained by the proposed coalition members; and

(4) an explanation of how student performance in achieving the specific outcomes will be measured, evaluated, and reported.

If a plan submitted to the state board includes a request to suspend all or portions of IC 20-30 for a proposed coalition, the plan must include how the specific goal of the proposed coalition will be achieved by suspending all or portions of IC 20-30. The state board may approve a plan that proposes to suspend all or portions of IC 20-30 only if the suspension is related to a specific goal of the proposed coalition.

(d) The state board may approve a coalition under this chapter if the state board determines that the coalition will:

(1) improve student performance and outcomes;

(2) offer coalition members flexibility in the administration of educational programs; and

(3) promote innovative educational approaches to student learning.

(e) The plan approved by the state board under subsection (d) must apply uniformly for each member of the coalition.

(f) Upon approval of the coalition by the state board under subsection (d), the state board shall post the following on the state board's Internet web site:

(1) A copy of the plan approved by the state board under



subsection (d).

(2) Information describing how a school corporation, an eligible school (as defined in IC 20-51-1-4.7), or ~~an~~ **a state** accredited nonpublic school may submit an application to become a coalition member to the coalition under section 2(b) of this chapter.

SECTION 33. IC 20-26.5-2-2, AS ADDED BY P.L.190-2018, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) Subject to subsection (b), if the state board approves a coalition under section 1(d) of this chapter, the applicants that jointly submitted an application under section 1 of this chapter become coalition members.

(b) In addition to the coalition members described in subsection (a), a school corporation, an eligible school (as defined in IC 20-51-1-4.7), or ~~an~~ **a state** accredited nonpublic school may become a coalition member by submitting an application to the coalition, in a manner prescribed by the coalition. The coalition may submit a recommendation to the state board that an applicant under this subsection should be approved to participate in the coalition. Subject to subsection (c), the state board shall approve an application submitted under this subsection.

(c) For:

(1) the 2018-2019 school year, not more than a total of eight (8) school corporations, eligible schools (as defined in IC 20-51-1-4.7), or **state** accredited nonpublic schools may participate in the coalition;

(2) the 2019-2020 school year, not more than a total of twelve (12) school corporations, eligible schools (as defined in IC 20-51-1-4.7), or **state** accredited nonpublic schools may participate in the coalition; and

(3) the 2020-2021 school year, not more than a total of sixteen (16) school corporations, eligible schools (as defined in IC 20-51-1-4.7), or **state** accredited nonpublic schools may participate in the coalition.

(d) Beginning in the 2021-2022 school year and each school year thereafter, the state board shall limit the number of coalition members to thirty (30) school corporations, eligible schools (as defined in IC 20-51-1-4.7), or **state** accredited nonpublic schools.

SECTION 34. IC 20-26.5-2-3, AS ADDED BY P.L.190-2018, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. (a) Notwithstanding any other law, the following may be suspended for a coalition member in accordance with the coalition's plan:



- 1 (1) Subject to section 1(c) of this chapter, IC 20-30, concerning
- 2 curriculum.
- 3 (2) The following statutes and rules concerning curricular
- 4 materials:
- 5 IC 20-26-12-1.
- 6 IC 20-26-12-2.
- 7 IC 20-26-12-24.
- 8 IC 20-26-12-26.
- 9 511 IAC 6.1-5-5.
- 10 (3) The following rules concerning teacher licenses:
- 11 511 IAC 16.
- 12 511 IAC 17.
- 13 (4) ~~IC 20-31-4~~, **IC 20-31-4.1**, concerning the performance based
- 14 accreditation system.
- 15 (5) Except as provided in subsection (b), any other statute in
- 16 IC 20 or rule in 511 IAC requested to be suspended as part of the
- 17 plan that is approved by the state board under section 1 of this
- 18 chapter.
- 19 (b) A coalition member may not suspend under subsection (a)(5)
- 20 any of the following:
- 21 (1) IC 20-26-5-10 (criminal history and child protection index
- 22 check).
- 23 (2) IC 20-28 (school teachers).
- 24 (3) IC 20-29 (collective bargaining).
- 25 (4) IC 20-31 (accountability for performance and improvement),
- 26 except for ~~IC 20-31-4~~, **IC 20-31-4.1**.
- 27 (5) Subject to subsection (c), IC 20-32-4 (graduation
- 28 requirements).
- 29 (6) IC 20-32-5.1 (Indiana's Learning Evaluation Assessment
- 30 Readiness Network (ILEARN) program).
- 31 (7) IC 20-33 (students).
- 32 (8) IC 20-34 (student health and safety measures).
- 33 (9) IC 20-35 (special education).
- 34 (10) IC 20-36 (high ability students).
- 35 (11) IC 20-39 (accounting and financial reporting procedures).
- 36 (12) IC 20-40 (government funds and accounts).
- 37 (13) IC 20-41 (extracurricular funds and accounts).
- 38 (14) IC 20-42 (fiduciary funds and accounts).
- 39 (15) IC 20-42.5 (allocation of expenditures to student instruction
- 40 and learning).
- 41 (16) IC 20-43 (state tuition support).
- 42 (17) IC 20-44 (property tax levies).



(18) IC 20-46 (levies other than general fund levies).

(19) IC 20-47 (related entities; holding companies; lease agreements).

(20) IC 20-48 (borrowing and bonds).

(21) IC 20-49 (state management of common school funds; state advances and loans).

(22) IC 20-50 (homeless children and foster care children).

(c) A coalition member must comply with the postsecondary readiness competency requirements under IC 20-32-4-1.5(b)(1). However, a coalition member may establish flexible course requirements pursuant to the coalition's plan that are not aligned with the course and credit requirements adopted by the state board under IC 20-30-10. If the coalition member school offers courses that are not aligned with requirements adopted by the state board under IC 20-30-10, a parent of a student and the student who intends to enroll in a course that is not aligned with requirements adopted by the state board under IC 20-30-10 must provide consent to the coalition member school to enroll in the course. The consent form used by the coalition, which shall be developed in collaboration with the commission for higher education, must notify the parent and the student that enrollment in the course may affect the student's ability to attend a particular postsecondary educational institution or enroll in a particular course at a particular postsecondary educational institution because the course does not align with requirements established by the state board under IC 20-30-10.

SECTION 35. IC 20-28-3-3.5, AS ADDED BY P.L.220-2015, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3.5. The guidelines developed under section 3 of this chapter must incorporate methods that assist individuals in developing competency in employing approaches to create positive classroom and school climates that are culturally responsive, including:

(1) classroom management strategies;

(2) restorative justice;

(3) positive behavioral interventions and supports;

(4) social and emotional training as described in IC 12-21-5-2, ~~IC 20-19-2-10~~, IC 20-19-3-12, and IC 20-26-5-34.2; and

(5) conflict resolution.

SECTION 36. IC 20-28-3-4.5, AS ADDED BY P.L.183-2017, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4.5. (a) Each school corporation, charter school, and **state** accredited nonpublic school shall require each school employee likely to have direct, ongoing contact with children within



the scope of the employee's employment to attend or participate in training on child abuse and neglect, including:

- (1) training on the duty to report suspected child abuse or neglect under IC 31-33-5; and
- (2) training on recognizing possible signs of child abuse or neglect;

at least once every two (2) years.

(b) The format of training under this section may include:

- (1) an in-person presentation;
- (2) an electronic or technology based medium, including self-review modules available on an online system;
- (3) an individual program of study of designated materials; or
- (4) any other method approved by the governing body that is consistent with current professional development standards.

(c) The training required under this section must count toward the requirements for professional development required by the governing body.

(d) The training required under this section must be during the school employee's contracted day or at a time chosen by the employee.

SECTION 37. IC 20-28-3-6, AS AMENDED BY P.L.56-2018, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) For purposes of this section, "teacher" 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.

(b) Beginning after June 30, 2018, each school corporation, charter school, and **state** accredited nonpublic school:

- (1) shall require all teachers; and
- (2) may require any other appropriate school employees;

who are employed at schools that provide instruction to students in any combination of grade 5, 6, 7, 8, 9, 10, 11, or 12 to attend or participate in at least two (2) hours of research based inservice youth suicide awareness and prevention training every three (3) school years. The training required under this subsection must be during the teacher's or school employee's contracted day or at a time chosen by the teacher or employee.



(c) Subject to subsection (e), the format of training required under this section may include:

- (1) an in-person presentation;
- (2) an electronic or technology based medium, including self-review modules available on an online system;
- (3) an individual program of study of designated materials; or
- (4) any other method approved by the governing body that is consistent with current professional development standards.

(d) The inservice training required under this section shall count toward the requirements for professional development required by the governing body.

(e) The research based youth suicide awareness and prevention training program required under subsection (b) must be:

- (1) demonstrated to be an effective or promising program; and
- (2) recommended by the Indiana Suicide Prevention Network Advisory Council.

(f) A school or school corporation may leverage any:

- (1) existing or new state and federal grant funds; or
- (2) free or reduced cost evidence based youth suicide awareness and prevention training provided by any state agency or qualified statewide or local organization;

to cover the costs of the training required under this section.

SECTION 38. IC 20-28-3-7, AS ADDED BY P.L.211-2018(ss), SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) Each school corporation and **state** accredited nonpublic school shall require all school employees likely to have direct, ongoing contact with children within the scope of the employee's employment to attend or participate in at least one (1) hour of inservice training every two (2) school years pertaining to the identification and reporting of human trafficking.

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

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

(c) The inservice training required under this section shall count toward the requirements for professional development required by the



governing body or the equivalent authority for ~~an~~ **a state** accredited nonpublic school.

SECTION 39. IC 20-28-4-10, AS AMENDED BY P.L.205-2013, SECTION 251, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 10. (a) The state board may adopt rules under IC 4-22-2 to administer this chapter.

(b) Rules adopted under this section must include a requirement that entities approved to offer the program submit an annual report to the department of the number of individuals who:

- (1) enroll in; and
 - (2) complete;
- the program.

(c) Rules adopted under this section may not require that there be a shortage of other licensed teachers in order for the governing body of a school corporation, including a charter school, or the appointing authority of ~~an~~ **a state** accredited nonpublic school to employ a program participant.

(d) Rules adopted under this section may not impose program requirements, participant qualification requirements, or licensing requirements that are in addition to the requirements set forth in this chapter.

SECTION 40. IC 20-30-1-1, AS ADDED BY P.L.1-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. This article applies only to the following:

- (1) Public schools.
- (2) ~~Nonpublic schools that voluntarily have become accredited under IC 20-19-2-8.~~ **State accredited nonpublic schools.**

SECTION 41. IC 20-30-2-2, AS AMENDED BY P.L.201-2013, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) A student instructional day in grades 1 through 6 consists of at least five (5) hours of instructional time. Except as provided in subsection ~~(b); (c); or (d);~~ **(b) or (c)**, a student instructional day in grades 7 through 12 consists of at least six (6) hours of instructional time.

(b) ~~Except as provided in subsection (c);~~ An instructional day for a school flex program under section 2.2 of this chapter consists of a minimum of three (3) hours of instructional time.

~~(c) A student instructional day for a qualified high school (as defined in IC 20-24.2-1-3) consists of any amount of instructional time.~~

~~(d)~~ **(c)** A high school student who is enrolled in at least twelve (12) credit hours of on-campus dual credit courses (as described in IC 21-43-1-2.5) is not required to comply with subsection (a) during



1 the semester in which the student is enrolled in at least twelve (12)
2 credit hours.

3 SECTION 42. IC 20-30-5-5.7, AS ADDED BY P.L.115-2017,
4 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2019]: Sec. 5.7. (a) Not later than December 15, 2018, and
6 each December 15 thereafter, each public school, including a charter
7 school, and **state** accredited nonpublic school shall provide age
8 appropriate and research and evidence based instruction on child abuse
9 and child sexual abuse to students in kindergarten through grade 12.

10 (b) The department, in consultation with school safety specialists
11 and school counselors, shall identify outlines or materials for the
12 instruction described in subsection (a) and incorporate the instruction
13 in kindergarten through grade 12.

14 (c) Instruction on child abuse and child sexual abuse may be
15 delivered by a school safety specialist, school counselor, or any other
16 person with training and expertise in the area of child abuse and child
17 sexual abuse.

18 SECTION 43. IC 20-30-5-7, AS AMENDED BY P.L.132-2018,
19 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
20 JULY 1, 2019]: Sec. 7. (a) Each school corporation shall include in the
21 school corporation's curriculum the following studies:

22 (1) Language arts, including:

23 (A) English;

24 (B) grammar;

25 (C) composition;

26 (D) speech; and

27 (E) second languages.

28 (2) Mathematics.

29 (3) Social studies and citizenship, including the:

30 (A) constitutions;

31 (B) governmental systems; and

32 (C) histories;

33 of Indiana and the United States, including a study of the
34 Holocaust in each high school United States history course.

35 (4) Sciences, including, after June 30, 2021, computer science.

36 (5) Fine arts, including music and art.

37 (6) Health education, physical fitness, safety, and the effects of
38 alcohol, tobacco, drugs, and other substances on the human body.

39 (7) Additional studies selected by each governing body, subject
40 to revision by the state board.

41 (b) Each:

42 (1) school corporation;



(2) charter school; and
 (3) **state** accredited nonpublic school;
 shall offer the study of ethnic and racial groups as a one (1) semester elective course in its high school curriculum at least once every school year.

(c) The course described in subsection (b) may be offered by the school corporation, charter school, or **state** accredited nonpublic school through a course access program administered by the department.

SECTION 44. IC 20-30-5-19, AS ADDED BY P.L.154-2009, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 19. (a) Each school corporation, charter school, and **state** accredited nonpublic school shall include in its curriculum for all students in grades 6 through 12 instruction concerning personal financial responsibility.

(b) A school corporation, a charter school, and ~~an~~ **a state** accredited nonpublic school may meet the requirements of subsection (a) by:

- (1) integrating, within its curriculum, instruction; or
- (2) conducting a seminar;

that is designed to foster overall personal financial responsibility.

(c) The state board shall adopt a curriculum that ensures personal financial responsibility is taught:

- (1) in a manner appropriate for each grade level; and
- (2) as a separate subject or as units incorporated into appropriate subjects;

as determined by the state board.

SECTION 45. IC 20-30-5-20, AS AMENDED BY P.L.228-2017, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 20. (a) As used in this section, "charter school" does not include a virtual charter school, as defined in IC 20-24-7-13.

(b) As used in this section, "psychomotor skills" means skills using hands on practice to support cognitive learning.

(c) Except as provided in subsection (f), each school corporation, charter school, and **state** accredited nonpublic school shall include in the charter school's, school corporation's, or **state** accredited nonpublic school's high school health education curriculum instruction in cardiopulmonary resuscitation and use of an automated external defibrillator for its students. The instruction must incorporate the psychomotor skills necessary to perform cardiopulmonary resuscitation and use an automated external defibrillator and must include either of the following:

- (1) An instructional program developed by the American Heart Association or the American Red Cross.



(2) An instructional program that is nationally recognized and is based on the most current national evidence based emergency cardiovascular care guidelines for cardiopulmonary resuscitation and the use of an automated external defibrillator.

(d) A school corporation, charter school, or ~~an~~ **state** accredited nonpublic school may offer the instruction required in subsection (c) or may arrange for the instruction to be provided by available community based providers. The instruction is not required to be provided by a teacher. If instruction is provided by a teacher, the teacher is not required to be a certified trainer of cardiopulmonary resuscitation.

(e) This section shall not be construed to require a student to become certified in cardiopulmonary resuscitation and the use of an automated external defibrillator. However, if a school corporation, charter school, or **state** accredited nonpublic school chooses to offer a course that results in certification being earned, the course must be taught by an instructor authorized to provide the instruction by the American Heart Association, the American Red Cross, or a similar nationally recognized association.

(f) A school administrator may waive the requirement that a student receive instruction under subsection (c) if the student has a disability or is physically unable to perform the psychomotor skill component of the instruction required under subsection (c).

SECTION 46. IC 20-30-5-22, AS ADDED BY P.L.162-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 22. (a) Each:

- (1) school corporation;
- (2) charter school; and
- (3) **state** accredited nonpublic school;

shall offer Indiana studies as a one (1) semester elective course in its high school curriculum at least once every school year.

(b) The course described in subsection (a) may be offered by the school corporation, charter school, or **state** accredited nonpublic school through a course access program administered by the department.

SECTION 47. IC 20-30-7-5, AS ADDED BY P.L.1-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. A school corporation may enter into an agreement with:

- (1) another school corporation;
- (2) ~~an~~ **a state** accredited nonpublic school; or
- (3) both entities described in subdivisions (1) and (2);

to offer a joint summer school program for high school students.



SECTION 48. IC 20-30-14.5-3, AS ADDED BY P.L.226-2015, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. (a) The state certificate of biliteracy is created to:

- (1) encourage students to study languages;
- (2) certify the attainment of biliteracy;
- (3) provide employers with a method of identifying individuals with language and biliteracy skills;
- (4) provide postsecondary educational institutions with an additional method to recognize applicants for admission;
- (5) prepare students with twenty-first century skills;
- (6) recognize the value of foreign language and native language instruction in public schools; and
- (7) strengthen intergroup relationships, affirm the value of diversity, and honor the multiple cultures and languages of a community.

(b) The receipt of the certificate demonstrates the attainment of a high level of proficiency by a graduate of a public or ~~an~~ **a state** accredited nonpublic high school, sufficient for meaningful use in college and a career, in one (1) or more languages in addition to English.

(c) A school corporation, a charter school, or ~~an~~ **a state** accredited nonpublic high school is not required to participate in the certificate program.

SECTION 49. IC 20-30-14.5-4, AS ADDED BY P.L.226-2015, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. The state board shall:

- (1) establish the criteria for earning a certificate, including:
 - (A) the number of credits a student must earn in English and language arts and in a language other than English; and
 - (B) assessments of foreign language and English proficiency the state board considers necessary;
- (2) direct the department to prepare and deliver to participating school corporations, charter schools, and **state** accredited nonpublic high schools an appropriate mechanism for awarding the certificate and designating on a student's transcript that the student has been awarded a certificate; and
- (3) direct the department to provide any other information the state board considers necessary for school corporations, charter schools, and **state** accredited nonpublic high schools to successfully participate in the certificate program.

SECTION 50. IC 20-30-14.5-5, AS ADDED BY P.L.226-2015,



SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. A participating school corporation, charter school, or **state** accredited nonpublic high school shall:

- (1) maintain appropriate records to identify students who have earned a certificate; and
- (2) make the appropriate designation on the transcript of each student who earns a certificate.

SECTION 51. IC 20-31-1-1, AS AMENDED BY P.L.169-2016, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. This article applies only to the following:

- (1) Except as provided in ~~IC 20-31-4-1.1~~, **IC 20-31-4.1-3**, public schools.
- (2) Except as provided in IC 20-31-7 and IC 20-31-9, ~~nonpublic schools that voluntarily become accredited under IC 20-19-2-8~~. **state accredited nonpublic schools.**

SECTION 52. IC 20-31-2-8, AS ADDED BY P.L.1-2005, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8. "School" refers to a public school or ~~an~~ **a state** accredited nonpublic school.

SECTION 53. IC 20-31-4 IS REPEALED [EFFECTIVE JULY 1, 2019]. (Performance Based Accreditation).

SECTION 54. IC 20-31-4.1 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 4.1. Performance Based Accreditation

Sec. 1. As used in this chapter, "legal standards" means Indiana statutes and rules adopted by the state board that apply to each school for accreditation.

Sec. 2. (a) A school in Indiana shall be accredited under the system established by this chapter if the school meets legal standards as determined by the state board.

(b) The state board shall establish a performance based accreditation system for accrediting schools in Indiana under this chapter.

(c) 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.

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

Sec. 3. (a) The state board shall accredit a school that:

(1) becomes a charter school under IC 20-24; and

(2) complies with the requirements under IC 20-24.

(b) An authorizer (as defined in IC 20-24-1-2.5) of a charter school is responsible for ensuring that the charter school is in compliance with applicable legal standards as determined by the state board.

(c) This chapter, with the exception of this section, does not apply to a charter school.

Sec. 4. (a) Notwithstanding any other law and subject to subsection (c), a school corporation or school accredited under this chapter may waive compliance to any provision in this title or 511 IAC for a particular school that is placed in any of the three (3) highest categories or designations of school improvement under IC 20-31-8.

(b) Notwithstanding any other law and subject to subsection (c), a school corporation or school accredited under this chapter may submit a request to the state board, in a manner prescribed by the state board, to waive compliance to any provision in this title or 511 IAC for a particular school that is placed in either of the two (2) lowest categories or designations of school improvement under IC 20-31-8. The state board may approve the request for the particular school. If a school that received a waiver under subsection (a) subsequently is placed in either of the two (2) lowest categories or designations of school improvement under IC 20-31-8, the school corporation or school must submit a request for the particular school to the state board, in a manner prescribed by the state board, to waive a statute or rule for the particular school under this subsection. The state board may approve the school corporation's or school's request.

(c) A school accredited under this chapter may not suspend any



of the following:

- (1) IC 20-23 (organization of school corporations).
- (2) IC 20-26-5-10 (criminal history and child protection index check).
- (3) IC 20-28 (school teachers).
- (4) IC 20-29 (collective bargaining).
- (5) IC 20-31 (accountability for performance and improvement).
- (6) IC 20-32-4 (graduation requirements).
- (7) IC 20-32-5.1 (Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program).
- (8) IC 20-32-8.5 (reading deficiency remediation).
- (9) IC 20-33 (students).
- (10) IC 20-34 (student health and safety measures).
- (11) IC 20-35 (special education).
- (12) IC 20-36 (high ability students).
- (13) IC 20-39 (accounting and financial reporting procedures).
- (14) IC 20-40 (government funds and accounts).
- (15) IC 20-41 (extracurricular funds and accounts).
- (16) IC 20-42 (fiduciary funds and accounts).
- (17) IC 20-42.5 (allocation of expenditures to student instruction and learning).
- (18) IC 20-43 (state tuition support).
- (19) IC 20-44 (property tax levies).
- (20) IC 20-46 (levies other than general fund levies).
- (21) IC 20-47 (related entities; holding companies; lease agreements).
- (22) IC 20-48 (borrowing and bonds).
- (23) IC 20-49 (state management of common school funds; state advances and loans).
- (24) IC 20-50 (homeless children and foster care children).

Sec. 5. The state board shall adopt rules under IC 4-22-2 necessary to implement this chapter.

SECTION 55. IC 20-32-1-1, AS ADDED BY P.L.1-2005, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. This article applies only to the following:

- (1) Public schools.
- (2) ~~Nonpublic schools that voluntarily have become accredited under IC 20-19-2-8.~~ **State accredited nonpublic schools.**

SECTION 56. IC 20-32-2-3, AS ADDED BY P.L.1-2005, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2019]: Sec. 3. "Student" means an individual who is enrolled in:

- (1) a public school;
- (2) ~~an~~ **a state** accredited nonpublic school; or
- (3) another nonpublic school that has requested and received from the state board specific approval of the school's educational program.

SECTION 57. IC 20-32-3-2, AS AMENDED BY P.L.233-2015, SECTION 238, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. As used in this chapter, "student" refers to a student who meets the following conditions:

- (1) Is enrolled in a public school, ~~an~~ **a state** accredited nonpublic school, or a nonpublic school that has requested and received from the state board specific approval for the school's education program.
- (2) Is in at least grade 9.
- (3) If the student is a student with a disability (as defined in IC 20-35-1-8), would benefit from the participation under this chapter as determined by the individualized education program for the student.

SECTION 58. IC 20-32-4-1.5, AS AMENDED BY P.L.192-2018, SECTION 25, AND AS AMENDED BY P.L.174-2018, SECTION 4, AND AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2019 GENERAL ASSEMBLY, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Sec. 1.5. (a) *This section applies after June 30, 2018. This subsection expires July 1, 2022. Except as provided in subsection (f) and sections 4, 5, 6, 7, 8, 9, and 10 of this chapter, each student is required to meet:*

- (1) the academic standards tested in the graduation examination;
- (2) the Core 40 course and credit requirements adopted by the state board under IC 20-30-10; and
- (3) any additional requirements established by the governing body;

to be eligible to graduate.

(b) Except as provided in subsection (f) and sections 4, 4.1, 5, 6, 7, 8, 9, and 10 of this chapter, *beginning with the class of students who expect to graduate during the 2022-2023 school year, each student shall:*

- (1) demonstrate college or career readiness through a pathway established by the state board, in consultation with the department of workforce development and the commission for higher education;



1 (2) meet the Core 40 course and credit requirements adopted by
 2 the state board under IC 20-30-10; and
 3 (3) meet any additional requirements established by the governing
 4 body;
 5 to be eligible to graduate.

6 (c) The state board shall establish graduation pathway requirements
 7 under subsection (b)(1) in consultation with the department of
 8 workforce development and the commission for higher education. A
 9 graduation pathway requirement may include the following ~~options~~
 10 ~~postsecondary readiness competencies~~ approved by the state board:

11 ~~(1) End of course assessments measuring academic standards in~~
 12 ~~subjects determined by the state board.~~

13 ~~(2) (1) International baccalaureate exams.~~

14 ~~(3) (2) Nationally recognized college entrance assessments.~~

15 ~~(4) (3) Advanced placement exams.~~

16 ~~(5) (4) Assessments necessary to receive college credit for dual~~
 17 ~~credit courses.~~

18 ~~(6) (5) Industry recognized certificates.~~

19 ~~(7) (6) The Armed Services Vocational Aptitude Battery.~~

20 ~~(8) (7) Any other *pathway* competency approved by the state~~
 21 ~~board.~~

22 (d) If the state board establishes a nationally recognized college
 23 entrance exam as a graduation pathway requirement, the nationally
 24 recognized college entrance exam must be offered to a student at the
 25 school in which the student is enrolled and during the normal school
 26 day.

27 (e) When an apprenticeship is established as a graduation pathway
 28 requirement, the state board shall establish as an apprenticeship only
 29 an apprenticeship program registered under the federal National
 30 Apprenticeship Act (29 U.S.C. 50 et seq.) or another federal
 31 apprenticeship program administered by the United States Department
 32 of Labor.

33 (f) *Notwithstanding subsection (a), a school corporation, charter*
 34 *school, or **state** accredited nonpublic school may voluntarily elect to*
 35 *use graduation pathways described in subsection (b) in lieu of the*
 36 *graduation examination requirements specified in subsection (a) prior*
 37 *to July 1, 2022.*

38 (g) *The state board, in consultation with the department of*
 39 *workforce development and the commission for higher education, shall*
 40 *approve college and career pathways relating to career and technical*
 41 *education, including sequences of courses leading to student*
 42 *concentrators.*



SECTION 59. IC 20-32-4-4.1, AS ADDED BY P.L.192-2018, SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4.1. (a) Subject to subsection (b), a student may receive a waiver from the postsecondary readiness competency requirements established under section 1.5(c) of this chapter:

(1) if:

(A) the student was unsuccessful in completing a postsecondary readiness competency requirement established by the state board under section 1.5(c) of this chapter by the conclusion of the student's senior year, including a student who was in the process of completing a competency at one (1) school that was not offered by the school to which the student transferred; and

(B) the student attempted to achieve at least three (3) separate postsecondary readiness competencies established by the state board under section 1.5(c) of this chapter; or

(2) if a student transfers to a school subject to the requirements of this chapter during the student's senior year from a nonaccredited nonpublic school **that has at least one (1) employee** or a school out of state and the student:

(A) attempted to achieve at least one (1) postsecondary readiness competency requirement established by the state board under section 1.5(c) of this chapter; and

(B) was unsuccessful in completing the attempted postsecondary readiness competency described in clause (A).

(b) For a student to receive a waiver described in subsection (a), the student must:

(1) maintain at least a "C" average, or its equivalent, throughout the student's high school career in courses comprising credits required for the student to graduate;

(2) maintain a school attendance rate of at least ninety-five percent (95%) with excused absences not counting against the student's attendance;

(3) satisfy all other state and local graduation requirements beyond the postsecondary readiness competency requirements established by the state board under section 1.5(c) of this chapter; and

(4) demonstrate postsecondary planning, including:

(A) college acceptance;

(B) acceptance in an occupational training program;

(C) workforce entry; or

(D) military enlistment;



that is approved by the principal of the student's school.

SECTION 60. IC 20-33-2-10, AS AMENDED BY P.L.144-2012, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 10. (a) Each public school shall and each private school may require a student who initially enrolls in the school to provide:

(1) the name and address of the school the student last attended; and

(2) a certified copy of the student's birth certificate or other reliable proof of the student's date of birth.

(b) Not more than fourteen (14) days after initial enrollment in a school, the school shall request the student's records from the school the student last attended.

(c) If the document described in subsection (a)(2):

(1) is not provided to the school not more than thirty (30) days after the student's enrollment; or

(2) appears to be inaccurate or fraudulent;

the school shall notify the Indiana clearinghouse for information on missing children and missing endangered adults established under IC 10-13-5-5 and determine if the student has been reported missing.

(d) A school in Indiana receiving a request for records shall send the records promptly to the requesting school. However, if a request is received for records to which a notice has been attached under IC 31-36-1-5 (or IC 31-6-13-6 before its repeal), the school:

(1) shall immediately notify the Indiana clearinghouse for information on missing children and missing endangered adults;

(2) may not send the school records without the authorization of the clearinghouse; and

(3) may not inform the requesting school that a notice under IC 31-36-1-5 (or IC 31-6-13-6 before its repeal) has been attached to the records.

(e) Notwithstanding subsection (d), if a parent of a child who has enrolled in ~~an~~ **a state** accredited nonpublic school is in breach of a contract that conditions release of student records on the payment of outstanding tuition and other fees, the **state** accredited nonpublic school shall provide a requesting school sufficient verbal information to permit the requesting school to make an appropriate placement decision regarding the child.

SECTION 61. IC 20-33-2-47, AS ADDED BY P.L.1-2005, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 47. (a) A school corporation may develop and implement a system of notifying the parent of a student when:



(1) the student fails to attend school; and

(2) the student does not have an excused absence for that day.

(b) A school corporation or ~~an~~ **a state** accredited nonpublic school shall report to the local health department the percentage of student absences above a threshold determined by the department by rule adopted under IC 4-22-2.

(c) If a school corporation implements a notification system under this chapter, the attendance officer or the attendance officer's designee shall make a reasonable effort to contact by telephone the parent of each student who has failed to attend school and does not have an excused absence for that day.

(d) If an attendance officer or an attendance officer's designee has made a reasonable effort to contact a parent under subsection (c), the school corporation is immune from liability for any damages suffered by the parent claimed because of failure to contact the parent.

SECTION 62. IC 20-33-3-7, AS ADDED BY P.L.1-2005, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) This chapter applies to a child less than eighteen (18) years of age who is employed or is seeking employment in Indiana.

(b) A child less than eighteen (18) years of age who is a resident of Indiana and who requires an employment certificate shall obtain the employment certificate from the issuing officer of the:

(1) **state** accredited school (~~as described in IC 20-19-2-8(a)(5))~~ that the child attends; or

(2) school corporation in which the child resides.

(c) A child less than eighteen (18) years of age who is not a resident of Indiana and who requires an employment certificate to work in Indiana shall obtain the certificate from the issuing officer of the school corporation in which the child is:

(1) employed; or

(2) seeking employment.

The judge of a court with juvenile jurisdiction may suspend the application of this chapter in cases involving juvenile delinquents or incorrigibles whenever, in the opinion of the judge, the welfare of a child warrants this action.

SECTION 63. IC 20-33-3-8, AS AMENDED BY P.L.1-2007, SECTION 147, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8. (a) The issuing officer in each **state** accredited school (~~as described in IC 20-19-2-8(a)(5))~~ shall be an individual who is:

(1) a guidance counselor;



1 (2) a school social worker; or
 2 (3) an attendance officer for the school corporation and a teacher
 3 licensed by the division of professional standards of the
 4 department under IC 20-28-4 or IC 20-28-5;
 5 and designated in writing by the principal.

6 (b) During the times in which the individual described in subsection
 7 (a) is not employed by the school or when school is not in session, there
 8 shall be an issuing officer available:

- 9 (1) who is a teacher licensed by the division of professional
 10 standards of the department under IC 20-28-4 or IC 20-28-5; and
 11 (2) whose identity and hours of work shall be determined by the
 12 principal.

13 SECTION 64. IC 20-33-5-9, AS AMENDED BY P.L.286-2013,
 14 SECTION 114, IS AMENDED TO READ AS FOLLOWS
 15 [EFFECTIVE JULY 1, 2019]: Sec. 9. (a) If a parent of a child or an
 16 emancipated minor who is enrolled in ~~an~~ **a state** accredited nonpublic
 17 school meets the financial eligibility standard under section 2 of this
 18 chapter, the parent or the emancipated minor may receive a
 19 reimbursement from the department as provided in this chapter for the
 20 costs or some of the costs incurred by the parent or emancipated minor
 21 in fees that are reimbursable under section 7 of this chapter.

22 (b) The department shall provide each **state** accredited nonpublic
 23 school with sufficient application forms for assistance, prescribed by
 24 the state board of accounts.

25 (c) Each **state** accredited nonpublic school shall provide the parents
 26 or emancipated minors who wish to apply for assistance with:

- 27 (1) the appropriate application forms; and
 28 (2) any assistance needed in completing the application form.

29 (d) The parent or emancipated minor shall submit the application to
 30 the **state** accredited nonpublic school. The **state** accredited nonpublic
 31 school shall make a determination of financial eligibility subject to
 32 appeal by the parent or emancipated minor.

33 (e) If a determination is made that the applicant is eligible for
 34 assistance, subsection (a) applies.

35 (f) To be guaranteed some level of reimbursement from the
 36 department, the principal or other designee shall submit the
 37 reimbursement request before November 1 of a school year.

38 (g) In its request, the principal or other designee shall certify to the
 39 department:

- 40 (1) the number of students who are enrolled in the **state**
 41 accredited nonpublic school and who are eligible for assistance
 42 under this chapter;



(2) the costs incurred in providing:

(A) curricular materials (including curricular materials used in special education and high ability classes); and

(B) workbooks, digital content, and consumable curricular materials (including workbooks, consumable curricular materials, and other consumable teaching materials that are used in special education and high ability classes) that are used by students for not more than one (1) school year;

(3) that the curricular materials described in subdivision (2)(A) (except any curricular materials used in special education classes and high ability classes) have been adopted by the governing body; and

(4) any other information required by the department.

(h) The amount of reimbursement that a parent or emancipated minor is entitled to receive shall be determined as provided in section 9.5 of this chapter.

(i) The **state** accredited nonpublic school shall distribute the money received under this chapter to the appropriate eligible parents or emancipated minors.

(j) Section 7(f) of this chapter applies to parents or emancipated minors as described in this section.

(k) The **state** accredited nonpublic school and the department shall maintain complete and accurate information concerning the number of applicants determined to be eligible for assistance under this section.

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

SECTION 65. IC 20-33-5-9.5, AS AMENDED BY P.L.205-2013, SECTION 258, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 9.5. (a) This section applies to reimbursements made under this chapter in the state fiscal year beginning after June 30, 2013.

(b) The amount of reimbursement that a school corporation or ~~an~~ a **state** accredited nonpublic school is entitled to receive under section 7 of this chapter in a state fiscal year is equal to the amount determined in the following STEPS:

STEP ONE: Determine the amount appropriated to make reimbursements under this chapter for the state fiscal year.

STEP TWO: Determine the total number of eligible students for which reimbursement was requested under either section 7 or 9 of this chapter before November 1 of the previous calendar year by all school corporations and **state** accredited nonpublic schools.

STEP THREE: Divide the result determined in STEP ONE by the



number determined in STEP TWO.

STEP FOUR: Multiply:

(A) the STEP THREE result; by

(B) the number of eligible students for which reimbursement was requested under section 7 or 9 of this chapter before November 1 of the state fiscal year by the school corporation or the **state** accredited nonpublic school.

SECTION 66. IC 20-33-5-14, AS AMENDED BY P.L.286-2013, SECTION 116, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 14. (a) The school curricular materials reimbursement contingency fund is established to reimburse school corporations, eligible parents of children who attend **state** accredited nonpublic schools, and emancipated minors who attend **state** accredited nonpublic schools as provided in section 9 of this chapter for assistance provided under this chapter. The fund consists of money appropriated to the fund by the general assembly. The state superintendent shall administer the fund.

(b) The treasurer of state shall invest the money in the school curricular materials reimbursement contingency fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested.

SECTION 67. IC 20-33-9-10.5, AS AMENDED BY P.L.25-2016, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 10.5. (a) This section does not apply to a charter school or ~~an~~ a **state** accredited nonpublic school.

(b) A school employee shall report any incidence of suspected criminal organization activity, criminal organization intimidation, or criminal organization recruitment to the principal and the school safety specialist.

(c) The principal and the school safety specialist may take appropriate action to maintain a safe and secure school environment, including providing appropriate intervention services.

SECTION 68. IC 20-34-3-23, AS ADDED BY P.L.211-2018(ss), SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 23. (a) Each charter school and **state** accredited nonpublic school shall adopt a local school safety and emergency plan that includes:

(1) safety and emergency training and educational opportunities for school employees; and

(2) periodic safety and emergency preparedness and evacuation drills.

(b) Each charter school and **state** accredited nonpublic school shall



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

6 SECTION 69. IC 20-34-4.5-0.6, AS ADDED BY P.L.117-2017,
 7 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2019]: Sec. 0.6. As used in this chapter, "school" means **a**:

- 9 (1) ~~a~~ public school;
- 10 (2) ~~a~~ charter school; or
- 11 (3) ~~an~~ **a state** accredited nonpublic school.

12 SECTION 70. IC 20-34-5-8, AS ADDED BY P.L.166-2007,
 13 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2019]: Sec. 8. As used in this chapter, "school employee"
 15 means an individual employed by:

- 16 (1) a public school, including a charter school, or ~~an~~ **a state**
 17 accredited nonpublic school;
- 18 (2) a local health department working with a school under this
 19 chapter; or
- 20 (3) another entity with which a school has contracted to perform
 21 the duties required under this chapter.

22 SECTION 71. IC 20-34-7-1.6, AS ADDED BY P.L.135-2016,
 23 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2019]: Sec. 1.6. As used in this chapter, "school" refers to a
 25 public school and ~~an~~ **a state** accredited nonpublic school.

26 SECTION 72. IC 20-34-8-3, AS ADDED BY P.L.139-2014,
 27 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 28 JULY 1, 2019]: Sec. 3. As used in this chapter, "school" refers to a
 29 public school and ~~an~~ **a state** accredited nonpublic school.

30 SECTION 73. IC 20-34-8-5, AS ADDED BY P.L.139-2014,
 31 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 32 JULY 1, 2019]: Sec. 5. (a) ~~Before July 1, 2015~~; The department shall
 33 disseminate guidelines, information sheets, and forms to each **state**
 34 accredited nonpublic school, charter school, and each school
 35 corporation for distribution to schools to inform and educate coaches,
 36 student athletes, and parents and legal guardians of student athletes of
 37 the nature and risk of sudden cardiac arrest to student athletes.

38 (b) The department:

- 39 (1) may consult with an association, medical professionals, and
 40 others with expertise in diagnosing and treating sudden cardiac
 41 arrest; and
- 42 (2) may request the assistance of an association in disseminating



the guidelines, information sheets, and forms required under subsection (a).

(c) The department may disseminate the guidelines, information sheets, and forms required under this section in an electronic format.

SECTION 74. IC 21-7-13-4 IS REPEALED [EFFECTIVE JULY 1, 2019]. ~~Sec. 4. "Accredited nonpublic school" means a nonpublic school that has voluntarily become accredited under IC 20-19-2-8.~~

SECTION 75. IC 21-7-13-31.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 31.5. "State accredited nonpublic school" means a nonpublic school that has voluntarily become accredited under IC 20-31-4.1.**

SECTION 76. IC 21-12-6-5, AS AMENDED BY P.L.165-2016, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) Unless a student qualifies under subsection (b), to qualify to participate in the program, a student must meet the following requirements:

(1) Be a resident of Indiana.

(2) Be:

(A) enrolled in grade 7 or 8 at a:

(i) public school; or

(ii) nonpublic school that is accredited either by the state board of education or by a national or regional accrediting agency whose accreditation is accepted as a school improvement plan under ~~IC 20-31-4-2~~; **IC 20-31-4.1-2**; or

(B) otherwise qualified under the rules of the commission that are adopted under IC 21-18.5-4-9(2) to include students who are in grades other than grade 8 as eligible students.

(3) Be a member of a household with an annual income of not more than the amount required for the individual to qualify for free or reduced priced lunches under the national school lunch program, as determined for the immediately preceding taxable year for the household for which the student was claimed as a dependent.

(4) Agree, in writing, together with the student's custodial parents or guardian, that the student will:

(A) graduate from a secondary school located in Indiana that meets the admission criteria of an eligible institution;

(B) not illegally use controlled substances (as defined in IC 35-48-1-9);

(C) not commit a crime or an infraction described in IC 9-30-5;



- 1 (D) not commit any other crime or delinquent act (as described
 2 in IC 31-37-1-2 or IC 31-37-2-2 through IC 31-37-2-5 (or
 3 IC 31-6-4-1(a)(1) through IC 31-6-4-1(a)(5) before their
 4 repeal));
 5 (E) timely apply, when the eligible student is a senior in high
 6 school:
 7 (i) for admission to an eligible institution; and
 8 (ii) for any federal and state student financial assistance
 9 available to the eligible student to attend an eligible
 10 institution;
 11 (F) achieve a cumulative grade point average upon graduation
 12 of:
 13 (i) at least 2.0, if the student graduates from high school
 14 before July 1, 2014; and
 15 (ii) at least 2.5, if the student graduates from high school
 16 after June 30, 2014;
 17 on a 4.0 grading scale (or its equivalent if another grading
 18 scale is used) for courses taken during grades 9, 10, 11, and
 19 12; and
 20 (G) complete an academic success program required under the
 21 rules adopted by the commission, if the student initially enrolls
 22 in high school after June 30, 2013.
- 23 (b) A student qualifies to participate in the program if the student:
 24 (1) before or during grade 7 or grade 8, is placed by or with the
 25 consent of the department of child services, by a court order, or by
 26 a child placing agency in:
 27 (A) a foster family home;
 28 (B) the home of a relative or other unlicensed caretaker;
 29 (C) a child caring institution; or
 30 (D) a group home;
 31 (2) meets the requirements in subsection (a)(1) through (a)(2);
 32 and
 33 (3) agrees in writing, together with the student's caseworker (as
 34 defined in IC 31-9-2-11) or legal guardian, to the conditions set
 35 forth in subsection (a)(4).
- 36 (c) The commission may require that an applicant apply
 37 electronically to participate in the program using an online Internet
 38 application on the commission's web site.
- 39 SECTION 77. IC 21-12-8-9, AS AMENDED BY P.L.174-2018,
 40 SECTION 8, AND AS AMENDED BY P.L.178-2018, SECTION 6, IS
 41 CORRECTED AND AMENDED TO READ AS FOLLOWS
 42 [EFFECTIVE JULY 1, 2019]: Sec. 9. (a) This section applies to an



applicant who attends or has attended any of the following:

- (1) An approved secondary school.
- (2) ~~An A~~ **A state** accredited nonpublic school.
- (3) A nonaccredited nonpublic school.

(b) An applicant is eligible to receive a high value workforce ready credit-bearing grant if the following conditions are met:

(1) The applicant is domiciled in Indiana, as defined by the commission.

(2) The applicant:

(A) has received a diploma of graduation from a school described in subsection (a);

(B) has been granted a:

(i) high school equivalency certificate before July 1, 1995; or

(ii) state of Indiana general educational development (GED) diploma under IC 20-10.1-12.1 (before its repeal), IC 20-20-6 (before its repeal), or IC 22-4.1-18; or

(C) is a student in good standing who is completing a final year of study at a school described in subsection (a) and will be eligible upon graduation to attend an approved institution of higher learning.

(3) The applicant is enrolled in an eligible certificate program, as determined under ~~IC 21-12-8-2(4)~~, **section 2(4) of this chapter**, at Ivy Tech Community College or Vincennes University.

(4) The applicant enrolls at least half-time for purposes of federal financial aid.

(5) The applicant has not received any grant for the maximum number of academic terms specified for the grant in IC 21-12-13-1 or IC 21-12-13-2.

(6) The applicant is not eligible for any state financial aid program described in IC 21-12-13-1(a) or IC 21-12-13-2(a).

(7) The applicant is identified as financially independent from the applicant's parents as determined by the Free Application for Federal Student Aid (FAFSA).

(8) The applicant has correctly filed the FAFSA and, if eligible for aid, accepts all offered federal scholarships and grants.

(9) *Except as provided under subsection (c), the applicant maintains satisfactory academic progress, as determined by the eligible institution. ~~unless one (1) or more of the following conditions is met:~~*

(A) The applicant has not attended an eligible institution for the immediately preceding two (2) academic years:



(B) The applicant attended an eligible institution at any time during the immediately preceding two (2) academic years and the applicant maintained satisfactory academic progress during the period in which the applicant attended the eligible institution.

(10) The applicant has not previously received a baccalaureate degree, an associate degree, or an eligible certificate.

(11) The applicant meets any other minimum criteria established by the commission.

(c) This subsection applies to an applicant who does not maintain satisfactory academic progress under subsection (b)(9) but meets all the other conditions required under subsection (b). An applicant is eligible to receive a high value workforce ready credit-bearing grant if the applicant meets one (1) of the following:

(1) The applicant has not attended an eligible institution for the immediately preceding two (2) academic years.

(2) The applicant:

(A) attended an eligible institution at any time during the immediately preceding two (2) academic years; and

(B) maintained satisfactory academic progress, as determined by the eligible institution, during the period described in clause (A) in which the applicant attended the eligible institution.

~~(c)~~ **(d)** If an applicant is identified as dependent as determined by the Free Application for Federal Student Aid (FAFSA), the applicant must:

(1) meet the criteria specified in subsection (b), except for subsection (b)(4), (b)(7), and (b)(9);

(2) enroll full time for purposes of federal financial aid;

(3) maintain satisfactory academic progress, as determined by the eligible institution; and

(4) complete a workforce ready grant success program, as determined by the commission, if the applicant graduates from high school after December 31, 2018.

~~(d)~~ **(e)** If the demand for high value workforce ready credit-bearing grants exceeds the available appropriation, as determined by the commission, the commission shall prioritize the applicants identified as independent as determined by the Free Application for Federal Student Aid (FAFSA).

SECTION 78. IC 21-12-16-5, AS ADDED BY P.L.105-2016, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) An applicant who is enrolled in an



1 accredited postsecondary educational institution after June 30, 2017,
 2 may qualify for a scholarship under this chapter. To qualify for a
 3 scholarship, an applicant must:

- 4 (1) apply for a scholarship on a form supplied by the commission;
 5 (2) except as provided in subsection (b), have graduated from an
 6 Indiana nonaccredited nonpublic or **state** accredited high school
 7 **accredited under IC 20-31-4.1** and either:

8 (A) graduated in the highest twenty percent (20%) of students
 9 in the applicant's high school graduating class; or

10 (B) received a score in the top twentieth percentile on the SAT
 11 or ACT examination;

12 (3) have participated in school activities and community service
 13 activities during high school;

14 (4) have applied to and been accepted for enrollment in an
 15 accredited postsecondary educational institution approved by the
 16 commission under section 10 of this chapter;

17 (5) agree in writing to:

18 (A) obtain a license to teach under IC 20-28-5; and

19 (B) teach for at least five (5) consecutive years in a public
 20 school or an eligible school (as defined in IC 20-51-1-4.7) in
 21 Indiana after graduating with a baccalaureate degree from the
 22 accredited postsecondary educational institution described in
 23 subdivision (4); and

24 (6) meet any other criteria established by the commission.

25 (b) A student who graduates from a nonaccredited nonpublic school
 26 must meet the requirement described in subsection (a)(2)(B) in order
 27 to meet the eligibility requirement described in subsection (a)(2).

28 SECTION 79. IC 21-18-12-1, AS ADDED BY P.L.111-2013,
 29 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2019]: Sec. 1. (a) The Indiana e-transcript program is created
 31 to allow students at all **state** accredited high schools **accredited under**
 32 **IC 20-31-4.1** located in Indiana to request that the student's school
 33 transcripts be transmitted electronically to state educational
 34 institutions, participating Indiana not-for-profit or privately endowed
 35 institutions, and participating Indiana institutions authorized by the
 36 board for proprietary education established by IC 21-18.5-5-1.

37 (b) The commission shall administer the program.

38 (c) Beginning July 1, 2013, the department of education established
 39 by IC 20-19-3-1, in collaboration with the state educational institutions
 40 and the commission, shall develop a common electronic transcript,
 41 using common data fields and formats that are required by state
 42 educational institutions.



(d) Not later than July 1, 2015, all public secondary schools shall use the common electronic transcript developed by the department of education.

(e) The governing body of ~~an~~ **a state** accredited nonpublic secondary school may elect to use the common electronic transcript developed by the department of education.

SECTION 80. IC 22-4.1-25-1.5, AS ADDED BY P.L.191-2018, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1.5. As used in this chapter, "school" includes a public school, a charter school, ~~an~~ **a state** accredited nonpublic school **(as defined in IC 20-18-2-18.7)**, and a nonaccredited nonpublic school.

SECTION 81. IC 34-31-10-6, AS ADDED BY P.L.220-2013, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. As used in this chapter, "school" means **a**:

(1) ~~a~~ public school (as defined in IC 20-18-2-15); or

(2) ~~an~~ **state** accredited nonpublic school (as defined in ~~IC 20-18-2-12~~; **IC 20-18-2-18.7**).

SECTION 82. [EFFECTIVE JULY 1, 2019] **(a) 511 IAC 6.1 is void. The publisher of the Indiana Administrative Code and Indiana Register shall remove this rule from the Indiana Administrative Code.**

(b) This SECTION expires July 1, 2020.

SECTION 83. **An emergency is declared for this act.**

