

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.



Introduced

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



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

4 (e) The cabinet shall initially:

5 (1) focus on:

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

8 (B) working age adults; and

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

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

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

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

30 (1) Designate an individual to serve as the school safety specialist
31 for the school and comply with section 9 of this chapter.
32 (2) Establish a school safety plan in accordance with this chapter.
33 (3) Establish a safe school committee as described under section
34 12 of this chapter.

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

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

40 (A) is eligible to receive a free elementary or high school
41 education in an Indiana school corporation;
42 (B) qualifies as a dependent (as defined in Section 152 of the



1 Internal Revenue Code) of the taxpayer; and
 2 (C) is the natural or adopted child of the taxpayer or, if custody
 3 of the child has been awarded in a court proceeding to
 4 someone other than the mother or father, the court appointed
 5 guardian or custodian of the child.

6 If the parents of a child are divorced, the term refers to the parent
 7 who is eligible to take the exemption for the child under Section
 8 151 of the Internal Revenue Code.

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

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

19 (A) a nonpublic school (as defined in IC 20-18-2-12); or
 20 (B) ~~an~~ a state accredited nonpublic school **(as defined in**
 21 **IC 20-18-2-18.7);**

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

26 (b) This section applies to taxable years beginning after December
 27 31, 2010.

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

31 (d) The amount of the deduction is:

32 (1) one thousand dollars (\$1,000); multiplied by
 33 (2) the number of the taxpayer's dependent children for whom the
 34 taxpayer made education expenditures in the taxable year.

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

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

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



1 school" means:

2 (1) a business enterprise that:

3 (A) is conducted by an individual, an association, a
4 partnership, a limited liability company, or a corporation for
5 the education and training of persons, practically or
6 theoretically, or both, to operate or drive motor vehicles or to
7 prepare an applicant for an examination or validation under
8 IC 9-24 for a driver's license; and
9 (B) charges consideration or tuition for the provision of
10 services; or
11 (2) a driver education program operated under the authority of:
12 (A) a school corporation (as defined in IC 36-1-2-17);
13 (B) a **state accredited** nonpublic secondary school that
14 voluntarily becomes accredited under ~~IC 20-19-2-8;~~
15 **IC 20-31-4.1;**
16 ~~(C) a nonpublic secondary school recognized under
17 IC 20-19-2-10;~~
18 ~~(D) a postsecondary proprietary educational institution (as
19 defined in IC 22-4.1-21-9);~~
20 ~~(E) a postsecondary credit bearing proprietary educational
21 institution (as defined in IC 21-18.5-2-12);~~
22 ~~(F) a state educational institution (as defined in
23 IC 21-7-13-32); or~~
24 ~~(G) (F) a nonaccredited nonpublic school.~~
25 (b) The term does not include a business enterprise that educates or
26 trains a person or prepares a person for an examination or a validation
27 given by the bureau to operate or drive a motor vehicle as a vocation.

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

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

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

41 (1) a school corporation (as defined in IC 36-1-2-17);
42 (2) a **state accredited** nonpublic secondary school that



1 voluntarily becomes accredited under ~~IC 20-19-2-8;~~
 2 **IC 20-31-4.1;**
 3 ~~(3) a nonpublic secondary school recognized under~~
 4 ~~IC 20-19-2-10;~~
 5 ~~(4) (3) a state educational institution; or~~
 6 ~~(5) (4) a nonaccredited nonpublic school.~~

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

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

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

18 (1) at least three (3) years of age and less than seven (7) years of
 19 age; or
 20 (2) enrolled in a public school, **state** accredited nonpublic school
 21 ~~(as defined in IC 20-18-2-18.7)~~, or nonaccredited nonpublic
 22 school in kindergarten through grade 12.

23 SECTION 7. IC 16-41-37.5-2, AS AMENDED BY P.L.168-2009,
 24 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 25 JULY 1, 2019]: Sec. 2. (a) The state department shall before July 1,
 26 2010:

27 (1) adopt rules under IC 4-22-2 to establish an indoor air quality
 28 inspection, evaluation, and employee notification program to
 29 assist state agencies in improving indoor air quality; and
 30 (2) amend 410 IAC 6-5.1 or adopt new rules under IC 4-22-2 to
 31 do the following:

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

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

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

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

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

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



(B) identifies any conditions that are contributing or could contribute to poor indoor air quality at the school or state agency, including:

(i) carbon dioxide levels;

(ii) humidity;

(iii) evidence of mold or water damage; and

(iv) excess dust;

(C) provides guidance on steps the school or state agency should take to address any issues; and

(D) requests a response from the school or state agency not later than sixty (60) days after the date of the report;

(3) report the results of the inspection to:

(A) the person who complained about the quality of air;

(B) the school's principal or the state agency head;

(C) the superintendent of the school corporation, if the school is part of a school corporation;

(D) the Indiana state board of education, if the school is a public school or ~~an~~ a state accredited nonpublic school (**as defined in IC 20-18-2-18.7**);

(E) the Indiana department of administration, if the inspected entity is a state agency; and

(F) the appropriate local or county board of health; and

assist the school or state agency in develop-

plan to improve air quality

c) A complaint referred to in subsection

- (1) must be in writing; and
- (2) may be made by electronic mail.

(d) The state department may release the name of a person who files a complaint referred to in subsection (b)(1) only if the person has authorized the release in writing.

authorized the release in writing.

SECTION 8. IC 20-18-2-18.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 18.7. "State accredited nonpublic school" means a nonpublic school that has voluntarily become accredited under IC 20-31-4.1.**

SECTION 9. IC 20-18-2-18.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 18.8. "State accredited school"** means a public or nonpublic school that is accredited under IC 20-31-4.1.

SECTION 10. IC 20-19-2-8, AS AMENDED BY P.L.242-2017, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



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

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

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

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

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

24 (A) IC 20-31-4;
25 (B) IC 20-28-5-2;
26 (C) IC 20-28-6-3 through IC 20-28-6-7;
27 (D) IC 20-28-11.5; and
28 (E) IC 20-31-3, IC 20-32-4, IC 20-32-5 (for school years
29 ending before July 1, 2018), IC 20-32-5.1 (for school years
30 beginning after June 30, 2018), and IC 20-32-8;

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

38 (5) (4) The distribution of funds and revenues appropriated for the
39 support of schools in the state.

40 (6) The state board may not establish an accreditation system for
41 nonpublic schools that is less stringent than the accreditation
42 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]. See. 10. (a) It is the policy of the state that the state:

(+) 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

(e) 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:

(+) 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;



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

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

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

12 SECTION 12. IC 20-19-2-11 IS REPEALED [EFFECTIVE JULY
 13 1, 2019]. Sec. 11. (a) As used in this section, "plan" refers to a strategic
 14 and continuous school improvement and achievement plan developed
 15 under IC 20-31-5.

16 (b) A plan must:

- 17 (1) conform to the requirements of IC 20-31-5; and
- 18 (2) include a professional development program.

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

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

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

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

- 29 (1) Approved a school's plan.

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

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

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

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

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

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

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



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

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

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

11 (A) The addition of materials.

12 (B) The removal of materials.

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

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

28 (1) To adopt rules concerning the following:
 29 (A) The use of restraint and seclusion in a school corporation
 30 or ~~an~~ a state accredited nonpublic school, with an emphasis on
 31 eliminating or minimizing the use of restraint and seclusion.
 32 (B) The prevention of the use of types of restraint or seclusion
 33 that may harm a student, a school employee, a school
 34 volunteer, or the educational environment of the school.
 35 (C) Requirements for notifying parents.
 36 (D) Training regarding the use of restraint and seclusion,
 37 including the frequency of training and what employees must
 38 be trained.
 39 (E) The distribution of the seclusion and restraint policy to
 40 parents and the public.
 41 (F) Requirements for the reporting of incidents of restraint and
 42 seclusion in the annual school performance report, including



1 incidents of restraint and seclusion involving school resource
2 officers (as defined in IC 20-26-18.2-1).
3 (G) Circumstances that may require more timely incident
4 reporting and the requirements for such reporting.
5 (2) To develop, maintain, and revise a model restraint and
6 seclusion plan for schools that includes the following elements:
7 (A) A statement on how students will be treated with dignity
8 and respect and how appropriate student behavior will be
9 promoted and taught.
10 (B) A statement ensuring that the school will use prevention,
11 positive behavior intervention and support, and conflict
12 deescalation to eliminate or minimize the need for use of any
13 of the following:
14 (i) Seclusion.
15 (ii) Chemical restraint.
16 (iii) Mechanical restraint.
17 (iv) Physical restraint.
18 (C) A statement ensuring that any behavioral intervention used
19 will be consistent with the student's most current behavioral
20 intervention plan, or individualized education program, if
21 applicable.
22 (D) Definitions for restraint and seclusion, as defined in this
23 chapter.
24 (E) A statement ensuring that if a procedure listed in clause
25 (B) is used, the procedure will be used:
26 (i) as a last resort safety procedure, employed only after
27 another, less restrictive procedure has been implemented
28 without success; and
29 (ii) in a situation in which there is an imminent risk of injury
30 to the student, other students, school employees, or visitors
31 to the school.
32 (F) An indication that restraint or seclusion may be used only
33 for a short time period, or until the imminent risk of injury has
34 passed.
35 (G) A documentation and recording requirement governing
36 instances in which procedures listed in clause (B) are used,
37 including:
38 (i) how every incident will be documented and debriefed;
39 (ii) how responsibilities will be assigned to designated
40 employees for evaluation and oversight; and
41 (iii) designation of a school employee to be the keeper of
42 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.



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

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

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

21 (2) has a parent who is an employee of the school corporation.
22 (i) A governing body of a school corporation may limit the number
23 of new transfers to a school building or grade level in the school
24 corporation:

1
2 (1) to ensure that a student who attends a school within the school
3 corporation as a transfer student during a school year may
4 continue to attend the school in subsequent school years; and
5 (2) to allow a student described in subsection (h) to attend a
6 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:

39 (A) for ten (10) or more school days;
40 (B) for a violation under IC 20-33-8-16;
41 (C) for causing physical injury to a student, a school employee,
42 or a visitor to the school; or



(D) for a violation of a school corporation's drug or alcohol rules; or

(2) the student has had a history of unexcused absences and the governing body of the school corporation believes that, based upon the location of the student's residence, attendance would be a problem for the student if the student is enrolled with the school 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.

(m) Notwithstanding this section, the governing body of a school corporation may authorize the school corporation to enter into an agreement with ~~an~~ a state accredited nonpublic school or charter school to allow students of the state accredited nonpublic school or charter school to transfer to a school within the school corporation.

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



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

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

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

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

15 (b) A school corporation becomes a freeway school corporation and
 16 a school becomes a freeway school when the contract is signed by:

17 (1) the state superintendent, acting for the state board after a
 18 majority of the members of the state board have voted in a public
 19 session to enter into the contract; and
 20 (2) the president of the governing body of the school corporation,
 21 acting for the governing body of the school corporation after a
 22 majority of the members of the governing body have voted in a
 23 public session to enter into the contract.

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

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

33 (1) The following statutes and rules concerning curriculum and
 34 instructional time:

35 IC 20-30-2-7
 36 IC 20-30-5-8
 37 IC 20-30-5-9
 38 IC 20-30-5-11
 39 511 IAC 6-7-6
 40 511 IAC 6.1-5-0.5
 41 511 IAC 6.1-5-1
 42 511 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.



6 (2) the president of the governing body of the nonpublic school,
7 acting for the governing body of the nonpublic school after a
8 majority of the members of the governing body have voted to
9 enter into the contract.

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

(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).

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

19 SECTION 29. IC 20-26-15-16 IS ADDED TO THE INDIANA
20 CODE AS A NEW SECTION TO READ AS FOLLOWS
21 [EFFECTIVE UPON PASSAGE]: **Sec. 16. This chapter expires May**
22 **15, 2024.**

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

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

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

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

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



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

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

- 9 (1) A school corporation.
- 10 (2) An eligible school (as defined in IC 20-51-1-4.7).
- 11 (3) ~~An~~ A state accredited nonpublic school.

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

- 13 (1) a description of the various educational programs that will be
14 offered by members of the proposed coalition;
- 15 (2) a description that identifies potential coalition member
16 partnerships with:
 - 17 (A) business or industry;
 - 18 (B) postsecondary educational institutions; or
 - 19 (C) community partners;
- 20 (3) the specific goals and the measurable student outcomes to be
21 obtained by the proposed coalition members; and
- 22 (4) an explanation of how student performance in achieving the
23 specific outcomes will be measured, evaluated, and reported.

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

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

- 32 (1) improve student performance and outcomes;
- 33 (2) offer coalition members flexibility in the administration of
34 educational programs; and
- 35 (3) promote innovative educational approaches to student
36 learning.

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

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

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



1 subsection (d).

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

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

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

21 (c) For:

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

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

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

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

38 SECTION 34. IC 20-26.5-2-3, AS ADDED BY P.L.190-2018,
 39 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2019]: Sec. 3. (a) Notwithstanding any other law, the
 41 following may be suspended for a coalition member in accordance with
 42 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



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

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

7 at least once every two (2) years.

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

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

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

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

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

24 (1) A superintendent who holds a license under IC 20-28-5.
25 (2) A principal.
26 (3) A teacher.
27 (4) A librarian.
28 (5) A school counselor.
29 (6) A school psychologist.
30 (7) A school nurse.
31 (8) A school social worker.

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

34 (1) shall require all teachers; and
35 (2) may require any other appropriate school employees;
36 who are employed at schools that provide instruction to students in any
37 combination of grade 5, 6, 7, 8, 9, 10, 11, or 12 to attend or participate
38 in at least two (2) hours of research based inservice youth suicide
39 awareness and prevention training every three (3) school years. The
40 training required under this subsection must be during the teacher's or
41 school employee's contracted day or at a time chosen by the teacher or
42 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



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

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

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

10 (1) enroll in; and
 11 (2) complete;

12 the program.

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

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

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

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

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

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

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

40 (d) (c) A high school student who is enrolled in at least twelve (12)
 41 credit hours of on-campus dual credit courses (as described in
 42 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.



(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.

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

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

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

39 (1) another school corporation;
40 (2) ~~an~~ a state accredited nonpublic school; or
41 (3) both entities described in subdivisions (1) and (2)
42 to offer a joint summer school program for high school stu



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

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

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

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

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

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

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



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

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

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

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

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

20 SECTION 53. IC 20-31-4 IS REPEALED [EFFECTIVE JULY 1,
 21 2019]. (Performance Based Accreditation).

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

25 **Chapter 4.1. Performance Based Accreditation**

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

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

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

35 **(c) The department shall waive accreditation standards for an**
 36 **accredited nonpublic alternative school that enters into a contract**
 37 **with a school corporation to provide alternative education services**
 38 **for students who have:**

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



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

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

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

- 13 **(1) becomes a charter school under IC 20-24; and**
- 14 **(2) complies with the requirements under IC 20-24.**

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

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

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

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

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



1 of the following:

2 (1) IC 20-23 (organization of school corporations).

3 (2) IC 20-26-5-10 (criminal history and child protection index

4 check).

5 (3) IC 20-28 (school teachers).

6 (4) IC 20-29 (collective bargaining).

7 (5) IC 20-31 (accountability for performance and

8 improvement).

9 (6) IC 20-32-4 (graduation requirements).

10 (7) IC 20-32-5.1 (Indiana's Learning Evaluation Assessment

11 Readiness Network (ILEARN) program).

12 (8) IC 20-32-8.5 (reading deficiency remediation).

13 (9) IC 20-33 (students).

14 (10) IC 20-34 (student health and safety measures).

15 (11) IC 20-35 (special education).

16 (12) IC 20-36 (high ability students).

17 (13) IC 20-39 (accounting and financial reporting

18 procedures).

19 (14) IC 20-40 (government funds and accounts).

20 (15) IC 20-41 (extracurricular funds and accounts).

21 (16) IC 20-42 (fiduciary funds and accounts).

22 (17) IC 20-42.5 (allocation of expenditures to student

23 instruction and learning).

24 (18) IC 20-43 (state tuition support).

25 (19) IC 20-44 (property tax levies).

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

27 (21) IC 20-47 (related entities; holding companies; lease

28 agreements).

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

30 (23) IC 20-49 (state management of common school funds;

31 state advances and loans).

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

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

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

38 (1) Public schools.

39 (2) Nonpublic schools that voluntarily have become accredited
40 under IC 20-19-2-8. State accredited nonpublic schools.

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



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

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

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

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

21 SECTION 58. IC 20-32-4-1.5, AS AMENDED BY P.L.192-2018,
 22 SECTION 25, AND AS AMENDED BY P.L.174-2018, SECTION 4,
 23 AND AS AMENDED BY THE TECHNICAL CORRECTIONS BILL
 24 OF THE 2019 GENERAL ASSEMBLY, IS CORRECTED AND
 25 AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:
 26 Sec. 1.5. (a) *This section applies after June 30, 2018. This subsection*
 27 *expires July 1, 2022. Except as provided in subsection (f) and sections*
 28 *4, 5, 6, 7, 8, 9, and 10 of this chapter, each student is required to meet:*

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

34 *to be eligible to graduate.*

35 (b) Except as provided in subsection (f) and sections 4, 4.1, 5, 6, 7,
 36 8, 9, and 10 of this chapter, *beginning with the class of students who*
 37 *expect to graduate during the 2022-2023 school year*, each student
 38 shall:

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



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:

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.



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

6 (1) if:

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

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

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

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

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

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

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

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

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

38 (4) demonstrate postsecondary planning, including:

39 (A) college acceptance;

40 (B) acceptance in an occupational training program;

41 (C) workforce entry; or

42 (D) military enlistment;



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

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

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

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

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

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

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

17 (2) appears to be inaccurate or fraudulent;

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

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

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

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

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

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

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



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

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

24 (1) state accredited school (as described in IC 20-19-2-8(a)(5))
25 that the child attends; or
26 (2) school corporation in which the child resides.

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

31 (1) employed; or
32 (2) seeking employment.

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

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

42 (1) a guidance counselor;



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

and designated in writing by the principal.

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

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

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

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

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

(1) the appropriate application forms; and

(2) any assistance needed in completing the application form.

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

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

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

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

(1) the number of students who are enrolled in the state accredited nonpublic school and who are eligible for assistance 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.

(I) 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



1 number determined in STEP TWO.

2 STEP FOUR: Multiply:

3 (A) the STEP THREE result; by

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

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

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

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

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

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

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

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

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

42 (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~~ 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



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

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

5 SECTION 74. IC 21-7-13-4 IS REPEALED [EFFECTIVE JULY 1,
 6 2019]. ~~Sec. 4. "Accredited nonpublic school" means a nonpublic school
 7 that has voluntarily become accredited under IC 20-19-2-8.~~

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

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

18 (1) Be a resident of Indiana.

19 (2) Be:

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

21 (i) public school; or

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

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

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

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

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

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

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



(D) not commit any other crime or delinquent act (as described in IC 31-37-1-2 or IC 31-37-2-2 through IC 31-37-2-5 (or IC 31-6-4-1(a)(1) through IC 31-6-4-1(a)(5) before their repeal));

(E) timely apply, when the eligible student is a senior in high school;

(i) for admission to an eligible institution; and

(ii) for any federal and state student financial assistance available to the eligible student to attend an eligible institution;

(F) achieve a cumulative grade point average upon graduation of:

(i) at least 2.0, if the student graduates from high school before July 1, 2014; and

(ii) at least 2.5, if the student graduates from high school after June 30, 2014;

on a 4.0 grading scale (or its equivalent if another grading scale is used) for courses taken during grades 9, 10, 11, and 12; and

(G) complete an academic success program required under the rules adopted by the commission, if the student initially enrolls in high school after June 30, 2013.

(b) A student qualifies to participate in the program if the student:

(1) before or during grade 7 or grade 8, is placed by or with the consent of the department of child services, by a court order, or by a child placing agency in:

(A) a foster family home;

(B) the home of a relative or other unlicensed caretaker;

(C) a child caring institution; or

(D) a group home;

(2) meets the requirements in subsection (a)(1) through (a)(2); and

(3) agrees in writing, together with the student's caseworker (as defined in IC 31-9-2-11) or legal guardian, to the conditions set forth in subsection (a)(4).

(c) The commission may require that an applicant apply electronically to participate in the program using an online Internet application on the commission's web site.

SECTION 77. IC 21-12-8-9, AS AMENDED BY P.L.174-2018, SECTION 8, AND AS AMENDED BY P.L.178-2018, SECTION 6, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 9. (a) This section applies to an



1 applicant who attends or has attended any of the following:

2 (1) An approved secondary school.

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

4 (3) A nonaccredited nonpublic school.

5 (b) An applicant is eligible to receive a high value workforce ready

6 credit-bearing grant if the following conditions are met:

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

8 commission.

9 (2) The applicant:

10 (A) has received a diploma of graduation from a school

11 described in subsection (a);

12 (B) has been granted a:

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

14 or

15 (ii) state of Indiana general educational development (GED)

16 diploma under IC 20-10.1-12.1 (before its repeal),

17 IC 20-20-6 (before its repeal), or IC 22-4.1-18; or

18 (C) is a student in good standing who is completing a final

19 year of study at a school described in subsection (a) and will

20 be eligible upon graduation to attend an approved institution

21 of higher learning.

22 (3) The applicant is enrolled in an eligible certificate program, as

23 determined under ~~IC 21-12-8-2(4); section 2(4) of this chapter~~,

24 at Ivy Tech Community College or Vincennes University.

25 (4) The applicant enrolls at least half-time for purposes of federal

26 financial aid.

27 (5) The applicant has not received any grant for the maximum

28 number of academic terms specified for the grant in

29 IC 21-12-13-1 or IC 21-12-13-2.

30 (6) The applicant is not eligible for any state financial aid

31 program described in IC 21-12-13-1(a) or IC 21-12-13-2(a).

32 (7) The applicant is identified as financially independent from the

33 applicant's parents as determined by the Free Application for

34 Federal Student Aid (FAFSA).

35 (8) The applicant has correctly filed the FAFSA and, if eligible

36 for aid, accepts all offered federal scholarships and grants.

37 (9) *Except as provided under subsection (c), the applicant*

38 *maintains satisfactory academic progress, as determined by the*

39 *eligible institution. unless one (1) or more of the following*

40 *conditions is met:*

41 *(A) The applicant has not attended an eligible institution for*

42 *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
 Indiana nonaccredited nonpublic or **state** accredited high school
 accredited under IC 20-31-4.1 and either:
 - 8 (A) graduated in the highest twenty percent (20%) of students
 in the applicant's high school graduating class; or
 - 9 (B) received a score in the top twentieth percentile on the SAT
 or ACT examination;
- 10 (3) have participated in school activities and community service
 activities during high school;
- 11 (4) have applied to and been accepted for enrollment in an
 accredited postsecondary educational institution approved by the
 commission under section 10 of this chapter;
- 12 (5) agree in writing to:
 - 13 (A) obtain a license to teach under IC 20-28-5; and
 - 14 (B) teach for at least five (5) consecutive years in a public
 school or an eligible school (as defined in IC 20-51-1-4.7) in
 Indiana after graduating with a baccalaureate degree from the
 accredited postsecondary educational institution described in
 subdivision (4); and
- 15 (6) meet any other criteria established by the commission.

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

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

28 (b) The commission shall administer the program.

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



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

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

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

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

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

