



February 17, 2022

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# ENGROSSED SENATE BILL No. 91

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DIGEST OF SB 91 (Updated February 16, 2022 11:34 am - DI 147)

**Citations Affected:** IC 20-28.

**Synopsis:** Teacher preparation programs. Allows a teacher preparation program to report the program's admission practices, in accordance with the Association for Advancing Quality in Educator Preparation (AAQEP) standards, for teacher preparation programs accredited by the AAQEP. Requires the department of education (department) to approve at least two accreditors that: (1) accredit teacher preparation programs; and (2) are recognized by the Council for Higher Education Accreditation; to accredit teacher preparation programs for use in Indiana. Requires the department to annually report to the legislative council the percentage of teachers who complete a particular teacher  
(Continued next page)

**Effective:** July 1, 2022.

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**Rogers, Donato, Walker K, Kruse,  
Leising, Raatz, Baldwin, Crane,  
Qaddoura, Ford J.D., Buchanan,  
Melton, Yoder**

(HOUSE SPONSORS — TESHKA, KING, BEHNING)

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January 4, 2022, read first time and referred to Committee on Education and Career Development.

January 20, 2022, reported favorably — Do Pass.

January 24, 2022, read second time, ordered engrossed. Engrossed.

January 25, 2022, read third time, passed. Yeas 46, nays 0.

HOUSE ACTION

January 31, 2022, read first time and referred to Committee on Education.

February 17, 2022, amended, reported — Do Pass.

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Digest Continued

preparation program who are teaching in Indiana: (1) five years; and (2) ten years; after completion of the particular teacher preparation program. Removes a requirement that each charter school and school corporation annually provide to the department: (1) the name of the teacher preparation program that recommended the initial license for each teacher employed by the school; and (2) the annual retention rate for teachers employed by the school.



February 17, 2022

Second Regular Session of the 122nd General Assembly (2022)

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 2021 Regular Session of the General Assembly.

## ENGROSSED SENATE BILL No. 91

A BILL FOR AN ACT to amend the Indiana Code concerning education.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 20-28-3-1, AS AMENDED BY P.L.233-2019,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2022]: Sec. 1. (a) As used in this section, "teacher candidate"  
4 means an individual recommended for an initial teaching license from  
5 a teacher preparation program located in Indiana.  
6 (b) As used in this section, "teacher preparation program" includes,  
7 but is not limited to, the following:  
8 (1) A teacher education school or department.  
9 (2) A transition to teaching program under IC 20-28-4.  
10 (3) Any other entity approved by the department to offer a course  
11 of study leading to an initial teaching license.  
12 (c) The department shall:  
13 (1) arrange a statewide system of professional instruction for  
14 teacher education;  
15 (2) accredit and review teacher preparation programs that comply  
16 with the rules of the department;  
17 (3) approve content area licensure programs for particular kinds

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- 1 of teachers in accredited teacher preparation programs; and  
2 (4) specify the types of licenses for individuals who complete  
3 programs of approved courses.
- 4 (d) The department shall work with teacher preparation programs to  
5 develop a system of teacher education that ensures individuals who  
6 complete teacher preparation programs are able to meet the highest  
7 professional standards.
- 8 (e) Before July 1, 2015, the department shall establish standards for  
9 the continuous improvement of program processes and the performance  
10 of individuals who complete teacher preparation programs. The state  
11 board shall adopt rules containing the standards not later than two  
12 hundred seventy (270) days after the department finishes the standards.
- 13 (f) The standards established under subsection (e) must include  
14 benchmarks for performance, including test score data for each teacher  
15 preparation entity on content area licensure tests and test score data for  
16 each teacher preparation entity on pedagogy licensure tests.
- 17 (g) Each teacher preparation program shall annually report the  
18 program's performance on the standards and benchmarks established  
19 under this section to the department. The department shall make the  
20 information reported under this subsection available to the public on  
21 the department's Internet web site. Each teacher preparation program  
22 shall make the information reported under this subsection available to  
23 the public on the teacher preparation program's Internet web site. In  
24 addition to reporting performance, each teacher preparation program  
25 must report to the department the following:
- 26 (1) The attrition, retention, and completion rates of teacher  
27 candidates for the previous three (3) calendar years. The teacher  
28 preparation program must also provide underlying data, as  
29 determined by the department, used as part of calculating the  
30 teacher preparation program's retention rates.
- 31 (2) The number of teacher candidates in each content area who  
32 complete the teacher preparation program during the year,  
33 disaggregated by ranges of cumulative grade point averages.
- 34 (3) The number of teacher candidates in each content area who,  
35 during the year:
- 36 (A) do not pass a content area licensure examination; and  
37 (B) do not retake the content area licensure examination.
- 38 (h) In making information available to the public on the  
39 department's Internet web site, the department shall include in the  
40 report under subsection (g), in addition to the matrix ratings described  
41 in subsection (i), the following information:
- 42 (1) Average scaled or standard scores of teacher candidates who



1 complete teacher preparation programs on basic skills, content  
2 area, and pedagogy licensure examinations.

3 (2) The average number of times teacher candidates who  
4 complete a teacher preparation program take each licensing test  
5 before receiving a passing score and the percentage of teacher  
6 candidates who receive a passing score on each licensing test on  
7 the teacher candidates' first attempts.

8 (i) Not later than July 30, 2016, the department and the commission  
9 for higher education, in conjunction with the state board, the  
10 Independent Colleges of Indiana, Inc., and teacher preparation  
11 programs, shall establish a matrix rating system for teacher preparation  
12 programs based on the performance of the programs as demonstrated  
13 by the data collected under subsections (g) and (h) and information  
14 reported to the department under IC 20-28-11.5-9. The matrix rating  
15 system may not rank or compare teacher preparation programs. The  
16 matrix rating system must be based on data collected for teachers who  
17 initially receive their teaching license during the previous three (3)  
18 years. The department shall make the matrix ratings available to the  
19 public on the department's Internet web site.

20 (j) Each teacher preparation program shall report to the department,  
21 in a manner prescribed by the department, the teacher preparation  
22 program's admission practices, in accordance with:

23 (1) the Council for the Accreditation of Educator Preparation  
24 standards, for teacher preparation programs accredited by the  
25 Council for the Accreditation of Educator Preparation; ~~or~~

26 (2) rigorous academic entry requirements for admission into a  
27 teacher preparatory program that are equivalent to the minimum  
28 academic requirements determined by the Council for the  
29 Accreditation of Educator Preparation, for teacher preparation  
30 programs that are not accredited by the Council for the  
31 Accreditation of Educator Preparation; ~~or~~

32 **(3) the Association for Advancing Quality in Educator**  
33 **Preparation standards, for teacher preparation programs**  
34 **accredited by the Association for Advancing Quality in**  
35 **Educator Preparation.**

36 The department shall include information reported to the department  
37 on the department's Internet web site.

38 (k) Not later than July 30, 2016, the department and the commission  
39 for higher education, in conjunction with the state board, the  
40 Independent Colleges of Indiana, Inc., and teacher preparation  
41 programs, shall establish a minimum rating under the matrix rating  
42 system established under subsection (i) that teacher preparation



1 programs must achieve to avoid referral under subsection (l).

2 (l) Beginning July 1, 2017, and not later than each July 1 thereafter,  
3 the department shall submit a list of teacher preparation programs that  
4 do not meet the minimum rating established under subsection (k) to the  
5 commission for higher education and the Independent Colleges of  
6 Indiana, Inc. for one (1) of the following actions:

7 (1) In the case of a state educational institution, the commission  
8 for higher education shall place the teacher preparation program  
9 on an improvement plan with clear performance goals and a  
10 designated period in which the performance goals must be  
11 achieved.

12 (2) In the case of a proprietary postsecondary educational  
13 institution, the commission for higher education shall recommend  
14 to the teacher preparation program an improvement plan with  
15 clear performance goals and a designated period in which the  
16 performance goals should be achieved.

17 (3) In the case of a nonprofit college or university, the  
18 Independent Colleges of Indiana, Inc., shall coordinate a peer  
19 review process to make recommendations to the peer institution  
20 in achieving the department's performance metrics.

21 **(m) The department shall approve at least two (2) accreditors**  
22 **that:**

23 **(1) accredit teacher preparation programs; and**

24 **(2) are recognized by the Council for Higher Education**  
25 **Accreditation;**

26 **to accredit teacher preparation programs for use in Indiana.**

27 SECTION 2. IC 20-28-5-22.4, AS AMENDED BY P.L.96-2021,  
28 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
29 JULY 1, 2022]: Sec. 22.4. (a) The department shall annually prepare  
30 a report that includes the following information regarding teachers  
31 licensed in Indiana:

32 (1) The total number of teachers who hold licenses in one (1) or  
33 more content areas.

34 (2) The total number of teachers who teach in the content area for  
35 which the teacher holds a teaching license.

36 (3) The total number of teachers who:

37 (A) teach under a license or permit issued by the department;

38 (B) completed a teacher preparation program (as defined in  
39 IC 20-28-3-1(b)); and

40 (C) have not passed the teacher licensing examinations under  
41 section 12 of this chapter.

42 **(4) The percentage of teachers who complete a particular**



1 **teacher preparation program who are teaching in Indiana:**

2 **(A) five (5) years; and**

3 **(B) ten (10) years;**

4 **after completion of the particular teacher preparation**  
 5 **program, disaggregated by teacher preparation program.**

6 (b) Not later than October 1 of each year, the department shall  
 7 submit the report prepared under subsection (a) to the:

8 (1) legislative council; and

9 (2) interim study committee on education established by  
 10 IC 2-5-1.3-4;

11 in an electronic format under IC 5-14-6.

12 (c) The department shall post the report prepared under subsection  
 13 (a) on the department's Internet web site.

14 SECTION 3. IC 20-28-11.5-9, AS AMENDED BY P.L.150-2020,  
 15 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2022]: Sec. 9. (a) The principal of a school in a school  
 17 corporation shall report in the aggregate the results of staff  
 18 performance evaluations for the school for the previous school year to  
 19 the superintendent and the governing body for the school corporation  
 20 before August 15 of each year on the schedule determined by the  
 21 governing body. The report must be presented in a public meeting of  
 22 the governing body. Before presentation to the governing body, the  
 23 superintendent of the school corporation shall discuss the report of  
 24 completed evaluations with the teachers. This discussion is not subject  
 25 to the open door law (IC 5-14-1.5). The report of completed evaluations  
 26 is not subject to bargaining, but a discussion of the report must be held.

27 (b) A school corporation annually shall provide the disaggregated  
 28 results of staff performance evaluations by teacher identification  
 29 numbers to the department:

30 (1) after completing the presentations required under subsection

31 (a) for all schools for the school corporation; and

32 (2) before November 15 of that year.

33 Before November 15 of each year, each charter school (including a  
 34 virtual charter school) shall provide the disaggregated results of staff  
 35 performance evaluations by teacher identification numbers to the  
 36 department.

37 ~~(c) Before August 1 of each year, each charter school and school~~  
 38 ~~corporation shall provide to the department:~~

39 ~~(1) the name of the teacher preparation program that~~  
 40 ~~recommended the initial license for each teacher employed by the~~  
 41 ~~school; and~~

42 ~~(2) the annual retention rate for teachers employed by the school.~~



1           ~~(d)~~ (c) Not before the beginning of the second semester (or the  
 2 equivalent) of the school year and not later than August 1 of each year,  
 3 the principal at each school described in subsection (b) shall complete  
 4 a survey that provides information regarding the principal's assessment  
 5 of the quality of instruction by each particular teacher preparation  
 6 program located in Indiana for teachers employed at the school who  
 7 initially received their teaching license in Indiana in the previous two  
 8 (2) years. The survey shall be adopted by the state board and prescribed  
 9 on a form developed not later than July 30, 2016, by the department  
 10 that is aligned with the matrix system established under  
 11 IC 20-28-3-1(i). The school shall provide the surveys to the department  
 12 **in a manner prescribed by the department, along with the**  
 13 **information provided in subsection (c):** The department shall compile  
 14 the information contained in the surveys, broken down by each teacher  
 15 preparation program located in Indiana. The department shall include  
 16 information relevant to a particular teacher preparation program  
 17 located in Indiana in the department's report under subsection ~~(g)~~: **(f)**.

18           ~~(e)~~ (d) During the second semester (or the equivalent) of the school  
 19 year and not later than August 1 of each year, each teacher employed  
 20 by a school described in subsection (b) in Indiana who initially  
 21 received a teacher's license in Indiana in the previous three (3) years  
 22 shall complete a form after the teacher completes the teacher's initial  
 23 year teaching at a particular school. The information reported on the  
 24 form must:

- 25           (1) provide the year in which the teacher was hired by the school;
- 26           (2) include the name of the teacher preparation program that
- 27           recommended the teacher for an initial license;
- 28           (3) describe subjects taught by the teacher;
- 29           (4) provide the location of different teaching positions held by the
- 30           teacher since the teacher initially obtained an Indiana teaching
- 31           license;
- 32           (5) provide a description of any mentoring the teacher has
- 33           received while teaching in the teacher's current teaching position;
- 34           (6) describe the teacher's current licensure status; and
- 35           (7) include an assessment by the teacher of the quality of
- 36           instruction of the teacher preparation program in which the
- 37           teacher participated.

38           The form shall be prescribed by the department. The forms shall be  
 39 submitted to the department **in a manner prescribed by the**  
 40 **department, with the information provided in subsection (c):** Upon  
 41 receipt of the information provided in this subsection, the department  
 42 shall compile the information contained in the forms and include an





1 aggregated summary of the report on the department's Internet web site.

2 ~~(f)~~ **(e)** Before December 15 of each year, the department shall report  
3 the results of staff performance evaluations in the aggregate to the state  
4 board, and to the public via the department's Internet web site for:

5 (1) the aggregate of certificated employees of each school and  
6 school corporation;

7 (2) the aggregate of graduates of each teacher preparation  
8 program in Indiana;

9 (3) for each school described in subsection (b), the annual rate of  
10 retention for certificated employees for each school within the  
11 charter school or school corporation; and

12 (4) the aggregate results of staff performance evaluations for each  
13 category described in section ~~(4)(c)(3)~~ **4(c)(3)** of this chapter. In  
14 addition to the aggregate results, the results must be broken down:

15 (A) by the content area of the initial teacher license received  
16 by teachers upon completion of a particular teacher  
17 preparation program; or

18 (B) as otherwise requested by a teacher preparation program,  
19 as approved by the state board.

20 ~~(g)~~ **(f)** Beginning November 1, 2016, and before September 1 of  
21 each year thereafter, the department shall report to each teacher  
22 preparation program in Indiana for teachers with three (3) or fewer  
23 years of teaching experience:

24 (1) information from the surveys relevant to that particular teacher  
25 education program provided to the department under subsection  
26 ~~(d)~~; **(c)**;

27 (2) information from the forms relevant to that particular teacher  
28 preparation program compiled by the department under  
29 subsection ~~(e)~~; **(d)**; and

30 (3) the results from the most recent school year for which data are  
31 available of staff performance evaluations for each category  
32 described in section 4(c)(3) of this chapter with three (3) or fewer  
33 years of teaching experience for that particular teacher  
34 preparation program. The report to the teacher preparation  
35 program under this subdivision shall be in the aggregate form and  
36 shall be broken down by the teacher preparation program that  
37 recommended an initial teaching license for the teacher.



## COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 91, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to SB 91 as introduced.)

RAATZ, Chairperson

Committee Vote: Yeas 9, Nays 0

## COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred Senate Bill 91, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 4, after line 26, begin a new paragraph and insert:

"SECTION 2. IC 20-28-5-22.4, AS AMENDED BY P.L.96-2021, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 22.4. (a) The department shall annually prepare a report that includes the following information regarding teachers licensed in Indiana:

- (1) The total number of teachers who hold licenses in one (1) or more content areas.
- (2) The total number of teachers who teach in the content area for which the teacher holds a teaching license.
- (3) The total number of teachers who:
  - (A) teach under a license or permit issued by the department;
  - (B) completed a teacher preparation program (as defined in IC 20-28-3-1(b)); and
  - (C) have not passed the teacher licensing examinations under section 12 of this chapter.
- (4) The percentage of teachers who complete a particular teacher preparation program who are teaching in Indiana:**
  - (A) five (5) years; and**
  - (B) ten (10) years;****after completion of the particular teacher preparation program, disaggregated by teacher preparation program.**
- (b) Not later than October 1 of each year, the department shall

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submit the report prepared under subsection (a) to the:

- (1) legislative council; and
- (2) interim study committee on education established by IC 2-5-1.3-4;

in an electronic format under IC 5-14-6.

(c) The department shall post the report prepared under subsection (a) on the department's Internet web site.

SECTION 3. IC 20-28-11.5-9, AS AMENDED BY P.L.150-2020, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 9. (a) The principal of a school in a school corporation shall report in the aggregate the results of staff performance evaluations for the school for the previous school year to the superintendent and the governing body for the school corporation before August 15 of each year on the schedule determined by the governing body. The report must be presented in a public meeting of the governing body. Before presentation to the governing body, the superintendent of the school corporation shall discuss the report of completed evaluations with the teachers. This discussion is not subject to the open door law (IC 5-14-1.5). The report of completed evaluations is not subject to bargaining, but a discussion of the report must be held.

(b) A school corporation annually shall provide the disaggregated results of staff performance evaluations by teacher identification numbers to the department:

- (1) after completing the presentations required under subsection (a) for all schools for the school corporation; and
- (2) before November 15 of that year.

Before November 15 of each year, each charter school (including a virtual charter school) shall provide the disaggregated results of staff performance evaluations by teacher identification numbers to the department.

~~(c) Before August 1 of each year, each charter school and school corporation shall provide to the department:~~

- ~~(1) the name of the teacher preparation program that recommended the initial license for each teacher employed by the school; and~~
- ~~(2) the annual retention rate for teachers employed by the school.~~

~~(d)~~ (c) Not before the beginning of the second semester (or the equivalent) of the school year and not later than August 1 of each year, the principal at each school described in subsection (b) shall complete a survey that provides information regarding the principal's assessment of the quality of instruction by each particular teacher preparation program located in Indiana for teachers employed at the school who



initially received their teaching license in Indiana in the previous two (2) years. The survey shall be adopted by the state board and prescribed on a form developed not later than July 30, 2016, by the department that is aligned with the matrix system established under IC 20-28-3-1(i). The school shall provide the surveys to the department **in a manner prescribed by the department. along with the information provided in subsection (c).** The department shall compile the information contained in the surveys, broken down by each teacher preparation program located in Indiana. The department shall include information relevant to a particular teacher preparation program located in Indiana in the department's report under subsection ~~(g)~~: **(f).**

~~(e)~~ **(d)** During the second semester (or the equivalent) of the school year and not later than August 1 of each year, each teacher employed by a school described in subsection (b) in Indiana who initially received a teacher's license in Indiana in the previous three (3) years shall complete a form after the teacher completes the teacher's initial year teaching at a particular school. The information reported on the form must:

- (1) provide the year in which the teacher was hired by the school;
- (2) include the name of the teacher preparation program that recommended the teacher for an initial license;
- (3) describe subjects taught by the teacher;
- (4) provide the location of different teaching positions held by the teacher since the teacher initially obtained an Indiana teaching license;
- (5) provide a description of any mentoring the teacher has received while teaching in the teacher's current teaching position;
- (6) describe the teacher's current licensure status; and
- (7) include an assessment by the teacher of the quality of instruction of the teacher preparation program in which the teacher participated.

The form shall be prescribed by the department. The forms shall be submitted to the department **in a manner prescribed by the department. with the information provided in subsection (c).** Upon receipt of the information provided in this subsection, the department shall compile the information contained in the forms and include an aggregated summary of the report on the department's Internet web site.

~~(f)~~ **(e)** Before December 15 of each year, the department shall report the results of staff performance evaluations in the aggregate to the state board, and to the public via the department's Internet web site for:

- (1) the aggregate of certificated employees of each school and school corporation;



(2) the aggregate of graduates of each teacher preparation program in Indiana;

(3) for each school described in subsection (b), the annual rate of retention for certificated employees for each school within the charter school or school corporation; and

(4) the aggregate results of staff performance evaluations for each category described in section ~~(4)(c)(3)~~ **4(c)(3)** of this chapter. In addition to the aggregate results, the results must be broken down:

(A) by the content area of the initial teacher license received by teachers upon completion of a particular teacher preparation program; or

(B) as otherwise requested by a teacher preparation program, as approved by the state board.

~~(g)~~ **(f)** Beginning November 1, 2016, and before September 1 of each year thereafter, the department shall report to each teacher preparation program in Indiana for teachers with three (3) or fewer years of teaching experience:

(1) information from the surveys relevant to that particular teacher education program provided to the department under subsection ~~(d)~~; **(c)**;

(2) information from the forms relevant to that particular teacher preparation program compiled by the department under subsection ~~(e)~~; **(d)**; and

(3) the results from the most recent school year for which data are available of staff performance evaluations for each category described in section 4(c)(3) of this chapter with three (3) or fewer years of teaching experience for that particular teacher preparation program. The report to the teacher preparation program under this subdivision shall be in the aggregate form and shall be broken down by the teacher preparation program that recommended an initial teaching license for the teacher."

and when so amended that said bill do pass.

(Reference is to SB 91 as printed January 21, 2022.)

BEHNING

Committee Vote: yeas 13, nays 0.

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