

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

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

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

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

SENATE ENROLLED ACT No. 101

AN ACT to amend the Indiana Code concerning higher education.

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

SECTION 1. IC 20-30-4-1.5 IS REPEALED [EFFECTIVE JULY 1, 2021]. Sec. 1.5: (a) **In grade 6; a student and the student's parent shall develop an initial graduation plan. The plan must include the following:**

- (1) **A statement of intent to graduate from high school.**
- (2) **An acknowledgment of the importance of:**
 - (A) **good citizenship;**
 - (B) **school attendance; and**
 - (C) **diligent study habits.**

(b) **The plan must become part of the student's permanent school record.**

SECTION 2. IC 20-30-4-2, AS AMENDED BY P.L.143-2019, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 2. (a) **In consultation with the student's school counselor, after seeking consultation with each student's parents, and not later than the date on which the student completes grade 9; 8, each student shall further develop the a graduation plan developed in grade 6 under section 1.5 of this chapter to also that is a part of the student's permanent school record and accessible to a parent of the student in accordance with the Family Education Rights and Privacy Act (20 U.S.C. 1232g et seq.).**

(b) **The graduation plan developed under subsection (a) must**

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include the following:

- (1) **A statement of intent to graduate from high school.**
- (2) **An acknowledgment of the importance of:**
 - (A) **good citizenship;**
 - (B) **school attendance; and**
 - (C) **diligent study habits.**
- (3) **The subject and skill areas of interest to the student.**
- (2) (4) **The postsecondary goals of the student ~~The postsecondary goals of the student should indicate whether the student plans to complete:~~**
 - (A) **a career aptitude exam;**
 - (B) **a work based learning course;**
 - (C) **a certificate, two (2) year, or four (4) or more year postsecondary education program; or**
 - (D) **any combination of the exams, courses, or programs described in clauses (A) through (C).**

aligned with the graduation pathway requirements under IC 20-32-4-1.5.

- (3) (5) **A program of study under the college/technology preparation curriculum adopted by the state board under IC 20-30-10-2 for grades 10, 11, and 12 that meets the interests, aptitude, and postsecondary goals of the student.**
- (4) (6) **Assurances that, upon satisfactory fulfillment of the plan, the student:**
 - (A) **is entitled to graduate; and**
 - (B) **will have taken at least the minimum variety and number of courses necessary to gain admittance to a state educational institution.**
- (5) (7) **An indication of assessments (other than the statewide assessment program and the graduation examination (before July 1, 2018)) that the student plans to take voluntarily during grade 10 through grade 12 and which may include any of the following:**
 - (A) **The SAT Reasoning Test.**
 - (B) **The ACT test.**
 - (C) **Advanced placement exams.**
 - (D) **College readiness exams approved by the department.**
 - (E) **Workforce readiness exams approved by the department of workforce development established under IC 22-4.1-2.**
 - (F) **Cambridge International examinations.**
- (6) **An indication of the graduation pathway requirement (after June 30, 2018) that the student plans to take.**

SECTION 3. IC 20-30-4-4, AS AMENDED BY P.L.143-2019,

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SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 4. A graduation plan may be modified after initial development. However, the modifications may not interfere with the assurances described in section ~~2(4)~~ **2(b)(6)** of this chapter.

SECTION 4. IC 20-30-4-6, AS AMENDED BY P.L.192-2018, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 6. (a) A student's school counselor shall, in consultation with the student and the student's parent, review annually a student's graduation plan that was developed ~~in grade 9~~ under section 2 of this chapter to determine if the student is progressing toward fulfillment of the graduation plan.

(b) If a student is not progressing toward fulfillment of the graduation plan, the school counselor shall provide counseling services for the purpose of advising the student of credit recovery options and services available to help the student progress toward graduation.

(c) If a student is not progressing toward fulfillment of the graduation plan due to not achieving a passing score on the graduation examination (before July 1, 2022) or failing to meet a postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c), the school counselor shall meet with the:

- (1) teacher assigned to the student for remediation for the particular competency area;
- (2) parents of the student; and
- (3) student;

to discuss available remediation and to plan to meet the requirements under IC 20-32-4.

SECTION 5. IC 21-12-16-7.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: **Sec. 7.5. A student who:**

- (1) is at least seventeen (17) years of age; and**
- (2) enters into a contract for a scholarship under this chapter to defray the expense of attending any postsecondary educational institution;**

has full legal capacity to act in the student's own behalf in this transaction and is subject to any obligation that arises from the contract.

SECTION 6. IC 21-18.5-6-10, AS AMENDED BY P.L.171-2015, SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 10. (a) A postsecondary credit bearing proprietary educational institution shall maintain at least the following records for each student:

- (1) The program in which the student enrolls.



- (2) The length of the program.
- (3) The date of the student's initial enrollment in the program.
- (4) A transcript of the student's academic progress.
- (5) The amount of the student's tuition and fees.
- (6) A copy of the enrollment agreement.

(b) Upon the request of the board for proprietary education, a postsecondary credit bearing proprietary educational institution shall submit the records described in subsection (a) to the board for proprietary education.

(c) If a postsecondary credit bearing proprietary educational institution ceases operation, the postsecondary credit bearing proprietary educational institution shall submit the records described in subsection (a) to the Indiana archives and records administration not later than thirty (30) days after the institution ceases to operate, **regardless of any outstanding debts owed to the institution.**



President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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