



January 17, 2019

SENATE BILL No. 158

DIGEST OF SB 158 (Updated January 16, 2019 11:32 am - DI 132)

Citations Affected: IC 22-4.1.

Synopsis: Indiana youth service program. Establishes the Indiana youth service program (program) to provide high school graduates with the opportunity to learn various skills and participate in nine months of service at host sites throughout Indiana. Establishes the Indiana youth service program fund (fund). Provides that the department of workforce development shall administer the program and the fund.

Effective: July 1, 2019.

Ruckelshaus, Doriot, Ford J.D.

January 3, 2019, read first time and referred to Committee on Pensions and Labor.
January 16, 2019, amended, reported favorably — Do Pass; reassigned to Committee on Appropriations.

SB 158—LS 6375/DI 128



January 17, 2019

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.

SENATE BILL No. 158

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

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

- 1 SECTION 1. IC 22-4.1-27 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]:
4 **Chapter 27. Indiana Youth Service Program**
5 **Sec. 1. This chapter applies to a student entering grade 12 in**
6 **2020 and thereafter.**
7 **Sec. 2. As used in this chapter, "eligible institution" refers to a**
8 **postsecondary educational institution that:**
9 (1) **operates in Indiana;**
10 (2) **is either operated by the state or operated as a nonprofit;**
11 (3) **operates an organized program of postsecondary**
12 **education leading to a technical certificate, nursing diploma,**
13 **or associate or baccalaureate degree; and**
14 (4) **is accredited by:**
15 (A) **a recognized regional accrediting agency;**
16 (B) **the board for proprietary education under**
17 **IC 21-18.5-6;**

SB 158—LS 6375/DI 128



1 (C) the Indiana state board of nursing; or

2 (D) the department of workforce development under
3 IC 22-4.1-21.

4 Sec. 3. As used in this chapter, "program" refers to the Indiana
5 youth service program established by section 4 of this chapter.

6 Sec. 4. The Indiana youth service program is established to do
7 the following:

8 (1) Encourage young people to remain in Indiana after
9 graduating from high school.

10 (2) Provide program participants with the skills that will
11 enable them to successfully make the transition from high
12 school to:

13 (A) an institution of higher education; or

14 (B) the workforce.

15 (3) Provide a model of social engagement for young people,
16 and encourage relationships among young people across
17 diverse communities.

18 (4) Encourage a culture of civic participation and promote
19 democracy.

20 The department shall administer the program.

21 Sec. 5. (a) A selection committee shall review applications and
22 select potential participants for the program as part of a
23 competitive application process. The selection committee shall
24 consist of the following eight (8) members:

25 (1) The commissioner of the department or the
26 commissioner's designee, who shall serve as chair.

27 (2) The commissioner of the commission for higher education
28 or the commissioner's designee.

29 (3) An executive assistant to the governor designated by the
30 governor.

31 (4) One (1) member of the house of representatives appointed
32 by the speaker of the house of representatives.

33 (5) One (1) member of the house of representatives appointed
34 by the minority leader of the house of representatives.

35 (6) One (1) member of the senate appointed by the president
36 pro tempore of the senate.

37 (7) One (1) member of the senate appointed by the minority
38 leader of the senate.

39 (8) A representative of a nonprofit organization that
40 specializes in youth services, appointed by the governor.

41 (b) The chair of the selection committee shall establish the
42 meeting times and dates for the selection committee.



1 (c) Each member of the selection committee who is a member of
2 the general assembly is a nonvoting member.

3 (d) Each member of the selection committee who is not a state
4 employee is entitled to the minimum salary per diem provided by
5 IC 4-10-11-2.1(b). The member is also entitled to reimbursement
6 for traveling expenses as provided under IC 4-13-1-4 and other
7 expenses actually incurred in connection with the member's duties
8 as provided in the state policies and procedures established by the
9 Indiana department of administration and approved by the budget
10 agency.

11 (e) Each member of the selection committee who is a state
12 employee but who is not a member of the general assembly is
13 entitled to reimbursement for traveling expenses as provided under
14 IC 4-13-1-4 and other expenses actually incurred in connection
15 with the member's duties as provided in the state policies and
16 procedures established by the Indiana department of
17 administration and approved by the budget agency.

18 (f) Each member of the selection committee who is a member of
19 the general assembly is entitled to receive the same per diem,
20 mileage, and travel allowances paid to legislative members of
21 interim study committees established by the legislative council or
22 the legislative services agency.

23 (g) The expenses of the selection committee shall be paid from
24 the Indiana youth service program fund established under section
25 13 of this chapter.

26 Sec. 6. (a) Except as provided in subsection (b), the selection
27 committee may consider a student's application only if the student
28 meets the following requirements:

- 29 (1) Is a resident of Indiana.
30 (2) Is entering grade 12 at a:
31 (A) public school, including a charter school;
32 (B) nonpublic school that is accredited by either the state
33 board of education or a national or regional accreditation
34 agency that is recognized by the state board of education;
35 or
36 (C) nonaccredited nonpublic school.
37 (3) Agrees, in writing, together with the student's custodial
38 parents or guardian, that the student will graduate from a
39 secondary school located in Indiana that meets the admission
40 criteria of an eligible institution.

41 (b) In addition to a student who meets the minimum
42 requirements under subsection (a), the selection committee may



- 1 consider a student who:
- 2 (1) before or during grade 11 is placed by or with the consent
- 3 of the department of child services, by a court order, or by a
- 4 child placing agency in:
- 5 (A) a foster family home;
- 6 (B) the home of a relative or other unlicensed caretaker;
- 7 (C) a child caring institution; or
- 8 (D) a group home;
- 9 (2) meets the requirements in subsection (a)(1) through (a)(2);
- 10 and
- 11 (3) agrees in writing, together with the student's caseworker
- 12 (as defined in IC 31-9-2-11) or legal guardian, to the
- 13 conditions set forth in subsection (a)(3).
- 14 (c) The selection committee shall consider an applicant's
- 15 curiosity, work ethic, and enthusiasm for serving others in
- 16 determining whether the applicant may be selected for
- 17 consideration as a program participant.
- 18 (d) In selecting potential program participants, the selection
- 19 committee shall strive to ensure that each group of program
- 20 participants embodies Indiana's socioeconomic, geographic, racial,
- 21 religious, ethnic, and political diversity.
- 22 Sec. 7. (a) A program participant serves in the program for nine
- 23 (9) months, during which time the participant will be placed on a
- 24 small team that will serve at three (3) different service host sites
- 25 throughout Indiana. The teams will spend three (3) months at each
- 26 site.
- 27 (b) Each placement will expose program participants to the
- 28 diversity of community and workforce challenges facing Indiana.
- 29 (c) A program participant is eligible for a monetary stipend in
- 30 an amount determined by the department. However, a stipend may
- 31 not exceed nine thousand dollars (\$9,000).
- 32 Sec. 8. (a) The department shall select entities to serve as service
- 33 host sites for program participants. The department shall consider:
- 34 (1) the entity's capacity to engage participants in meaningful
- 35 work; and
- 36 (2) the entity's ability to ensure a variety of experiences for
- 37 participants;
- 38 when selecting an entity as a service host site.
- 39 (b) The department may also consider the entity's ability to
- 40 contribute to the costs of hosting program participants, including
- 41 housing costs, if needed.
- 42 (c) In considering the criteria set forth in subsections (a) and (b),



1 the department shall strive to include a diverse array of entities as
 2 service host sites, including but not limited to:

- 3 (1) private employers in the areas of:
 4 (A) advanced manufacturing;
 5 (B) building and construction;
 6 (C) health and life sciences;
 7 (D) information technology and business services;
 8 (E) transportation and logistics; and
 9 (F) agriculture;
 10 (2) nonprofit, faith based, and community organizations;
 11 (3) school corporations and charter schools; and
 12 (4) political subdivisions.

13 **Sec. 9. As part of the program, participants must:**

- 14 (1) attend a one (1) week training and community building
 15 orientation experience; and
 16 (2) meet one (1) time per month for an instructional seminar
 17 on various aspects of leadership and training in public service,
 18 civic life, and employment in Indiana.

19 **Sec. 10. (a) A program participant may be released from**
 20 **completing a term of service for compelling personal**
 21 **circumstances, as determined by the department, or for cause.**

22 (b) **Compelling personal circumstances include those**
 23 **circumstances beyond the program participant's control,**
 24 **including:**

- 25 (1) a participant's disability or serious illness;
 26 (2) a family member's disability, serious illness, or death; or
 27 (3) conditions attributable to the program or otherwise
 28 unforeseeable and beyond the program participant's control,
 29 such as a natural disaster, a strike, or the relocation of a
 30 spouse.

31 (c) **Compelling personal circumstances do not include leaving**
 32 **the program:**

- 33 (1) to enroll in school;
 34 (2) to obtain employment; or
 35 (3) because of dissatisfaction with the program.

36 (d) **A release for cause encompasses any circumstance other**
 37 **than compelling personal circumstances that warrants an**
 38 **individual's release from completing a term of service. The**
 39 **department must release for cause a program participant who is**
 40 **convicted of a felony or for the sale or distribution of a controlled**
 41 **substance (as defined in IC 35-48-1-9) during the participant's**
 42 **term of service.**



1 **Sec. 11. (a) The department may adopt rules under IC 4-22-2 to**
 2 **implement this chapter.**

3 **(b) The department shall establish guidelines regarding the**
 4 **administration of the program, including the following:**

5 **(1) Staff hiring decisions.**

6 **(2) The number of students selected to participate in the**
 7 **program each year.**

8 **(3) Procedures used by the selection committee.**

9 **(4) Coordination of the selection process for program**
 10 **participants and service host sites.**

11 **(5) Communication with service host sites.**

12 **(6) Coordination of housing and food for program**
 13 **participants.**

14 **(7) Recruitment of speakers for monthly seminars.**

15 **(8) Creation and tracking of outcome measures for**
 16 **community engagement.**

17 **Sec. 12. The department shall explore the possibility of:**

18 **(1) accessing federal or other grant funding for the program;**
 19 **and**

20 **(2) awarding program participants with academic credit,**
 21 **certification, or scholarships for service in the program.**

22 **Sec. 13. (a) The Indiana youth service program fund is**
 23 **established to provide the financial resources necessary to fund the**
 24 **program, which include the following:**

25 **(1) Staff salaries.**

26 **(2) The cost of outreach efforts to advertise the program to**
 27 **potential program participants and potential service host**
 28 **sites.**

29 **(3) Food, transportation, housing, and the stipend for**
 30 **program participants, which may be offset by service host**
 31 **sites.**

32 **(4) The cost of the orientation week and monthly seminars.**

33 **(b) The department shall administer the fund.**

34 **(c) The expenses of administering the fund shall be paid from**
 35 **money in the fund.**

36 **(d) The fund consists of the following:**

37 **(1) Appropriations by the general assembly.**

38 **(2) Donations, gifts, grants, and bequests to the fund.**

39 **(3) Earnings on assets of the fund.**

40 **(4) Money transferred to the fund from other funds.**

41 **(5) Money from any other source deposited in the fund.**

42 **(e) The treasurer of state shall invest the money not currently**



1 needed to meet the obligations of the fund in the same manner as
2 other public funds may be invested.

3 (f) Money in the fund at the end of a state fiscal year does not
4 revert to the state general fund but remains available to the
5 department for expenditures consistent with this chapter.

6 Sec. 14. (a) The department shall maintain complete and
7 accurate records in implementing the program and the Indiana
8 youth service program fund, including records of the following:

9 (1) The receipt, disbursement, and uses of money from the
10 fund, including the number and amount of stipends awarded
11 under the program.

12 (2) The number of applicants for the program.

13 (3) The entities with which program participants are placed.

14 (4) The institutions, if any, that awarded academic credit for
15 a program participant's service.

16 (5) Any other information collected concerning the fund or
17 the program.

18 (b) Not later than November 1, 2019, and each November 1
19 thereafter, the department shall submit a report to the governor
20 and, in an electronic format under IC 5-14-6, to the general
21 assembly summarizing activities described in subsection (a) from
22 the previous year.

23 Sec. 15. This chapter expires July 1, 2024.



COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill No. 158, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, after line 42, begin a new paragraph and insert:

"(c) Each member of the selection committee who is a member of the general assembly is a nonvoting member.

(d) Each member of the selection committee who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(e) Each member of the selection committee who is a state employee but who is not a member of the general assembly is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(f) Each member of the selection committee who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to legislative members of interim study committees established by the legislative council or the legislative services agency.

(g) The expenses of the selection committee shall be paid from the Indiana youth service program fund established under section 13 of this chapter."

and when so amended that said bill do pass and be reassigned to the Senate Committee on Appropriations.

(Reference is to SB 158 as introduced.)

BOOTS, Chairperson

Committee Vote: Yeas 6, Nays 5.

SB 158—LS 6375/DI 128

