



February 24, 2017

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## SENATE BILL No. 198

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DIGEST OF SB 198 (Updated February 23, 2017 11:53 am - DI 120)

**Citations Affected:** IC 20-19; IC 20-20; IC 20-24; IC 20-26; IC 20-30; IC 20-43; IC 20-51; IC 22-4.1.

**Synopsis:** Career and technical education. Relocates and amends provisions regarding career and technical education grants. Provides that the department of workforce development (department) (instead of the state board of education) shall receive, distribute, and account for all funds received for career and technical education under the Carl D. Perkins Career and Technical Education Improvement Act. Provides that the department shall oversee the career and technical education grants (grants) instead of the department of education. Requires the department to prepare a budget request for state and federal funds for secondary and postsecondary career and technical education. Provides that the grants may be awarded to career and technical education organizations (instead of only to school corporations). Establishes new categories of career and technical  
(Continued next page)

**Effective:** July 1, 2017.

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### Eckerty, Mishler, Bassler, Head

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January 4, 2017, read first time and referred to Committee on Rules and Legislative Procedure.

February 16, 2017, amended; reassigned to Committee on Appropriations.

February 23, 2017, amended, reported favorably — Do Pass.

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SB 198—LS 6030/DI 13



Digest Continued

education programs and courses. Amends the amount of the grants that may be awarded. Provides that the total amount of career and technical education enrollment grants that may be made in a state fiscal year may not exceed the total amount appropriated for that purpose for the state fiscal year. Allows the department to award a grant to a school corporation for certain transportation costs. Requires the department of education to implement, for one year, a pilot program for instruction in and the use of the Indiana career explorer program and curriculum by all students in grade 8 attending schools in 15 school corporations. Requires, beginning July 1, 2018, each school within a school corporation and charter school to include in the school's curriculum for all students in grade 8 the instruction in and the use of the Indiana career explorer program and curriculum. Requires the state board of education to use data from the department in developing and implementing certain plans, recommendations, and other matters relating to career and technical education.



February 24, 2017

First Regular Session 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

## SENATE BILL No. 198

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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 20-19-2-19 IS REPEALED [EFFECTIVE JULY 1,  
2 2017]. ~~Sec. 19: (a) The state board shall receive, distribute, and account~~  
3 ~~for all funds received for career and technical education under the Carl~~  
4 ~~Đ. Perkins Vocational and Applied Technology Act (20 U.S.C. 2301~~  
5 ~~et seq.):~~

6 (b) ~~The state board may not expend or distribute funds received~~  
7 ~~under subsection (a) unless those funds have been allocated by the~~  
8 ~~general assembly.~~

9 SECTION 2. IC 20-20-38-4, AS AMENDED BY P.L.141-2016,  
10 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
11 JULY 1, 2017]: Sec. 4. (a) The state board shall develop and  
12 implement a long range state plan for a comprehensive secondary level  
13 career and technical education program in Indiana.

14 (b) The plan developed under this section must be updated as  
15 changes occur. The state board shall make the plan and any revisions  
16 made to the plan available to:

17 (1) the governor;

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- 1 (2) the general assembly;  
 2 (3) the department of workforce development;  
 3 (4) the commission for higher education;  
 4 ~~(5) the council;~~  
 5 ~~(6) (5) the state workforce innovation council;~~  
 6 ~~(7) (6) the board for proprietary education; and~~  
 7 ~~(8) (7) any other appropriate state or federal agency.~~
- 8 A plan or revised plan submitted under this section to the general  
 9 assembly must be in an electronic format under IC 5-14-6.
- 10 (c) The plan developed under this section must set forth specific  
 11 goals for secondary level public career and technical education and  
 12 must include the following:
- 13 (1) The preparation of each graduate for both employment and  
 14 further education.  
 15 (2) Accessibility of career and technical education to individuals  
 16 of all ages who desire to explore and learn for economic and  
 17 personal growth.  
 18 (3) Projected employment opportunities in various career and  
 19 technical education fields.  
 20 (4) A study of the supply of and the demand for a labor force  
 21 skilled in particular career and technical education areas.  
 22 (5) A study of technological and economic change affecting  
 23 Indiana.  
 24 (6) An analysis of the private career and education sector in  
 25 Indiana.  
 26 (7) Recommendations for improvement in the state career and  
 27 technical education program.  
 28 (8) The educational levels expected of career and technical  
 29 education programs proposed to meet the projected employment  
 30 needs.
- 31 (d) When making any revisions to the plan, the state board shall  
 32 consider the workforce needs and training and education needs  
 33 identified in the occupational demand report prepared by the  
 34 department of workforce development under IC 22-4.1-4-10.
- 35 **(e) The state board shall use data from the department of**  
 36 **workforce development to develop and implement a plan or make**  
 37 **revisions to a plan under this section.**
- 38 SECTION 3. IC 20-20-38-5, AS AMENDED BY P.L.69-2015,  
 39 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 40 JULY 1, 2017]: Sec. 5. **(a)** The state board shall do the following:  
 41 (1) Prepare biennially a plan for implementing career and  
 42 technical education.



- 1 (2) Implement, to the best of its ability, the career and technical  
 2 education plan prepared under subdivision (1).  
 3 (3) Investigate the funding of career and technical education on  
 4 a cost basis.  
 5 (4) Establish and monitor the operation of secondary level career  
 6 and technical education in Indiana in accordance with the  
 7 comprehensive long range state plan developed under section 4  
 8 of this chapter.  
 9 (5) In consultation with the Indiana professional licensing agency,  
 10 adopt rules concerning secondary level career and technical  
 11 education programs, courses, and classes in the areas of  
 12 cosmetology, electrology, esthetics, barbering, and manicuring.  
 13 (6) To comply with this section and any federal law or regulation:  
 14 (A) adopt rules under IC 4-22-2; and  
 15 (B) develop policies and administrative procedures.
- 16 **(b) The state board shall use data from the department of**  
 17 **workforce development to carry out the state board's duties under**  
 18 **this section.**
- 19 SECTION 4. IC 20-20-38-6, AS AMENDED BY P.L.107-2012,  
 20 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 21 JULY 1, 2017]: Sec. 6. **(a)** The state board shall do the following:  
 22 (1) Make recommendations to the general assembly concerning  
 23 the development, duplication, and accessibility of employment  
 24 training and career and technical education on a regional and  
 25 statewide basis.  
 26 (2) Consult with any state agency, commission, or organization  
 27 that supervises or administers programs of career and technical  
 28 education concerning the coordination of career and technical  
 29 education, including the following:  
 30 (A) The Indiana economic development corporation.  
 31 ~~(B) The council.~~  
 32 ~~(C)~~ **(B)** A private industry council (as defined in 29 U.S.C.  
 33 1501 et seq.).  
 34 ~~(D)~~ **(C)** The department of labor.  
 35 ~~(E)~~ **(D)** The commission for higher education.  
 36 ~~(F)~~ **(E)** The department of workforce development.  
 37 ~~(G)~~ **(F)** The state workforce innovation council.  
 38 ~~(H)~~ **(G)** The board for proprietary education.  
 39 (3) Review and make recommendations concerning plans  
 40 submitted by the commission for higher education and the  
 41 council. The state board may request the resubmission of plans or  
 42 parts of plans that:



- 1 (A) are not consistent with the long range state plan of the  
 2 state board;  
 3 (B) are incompatible with other plans within the system; or  
 4 (C) duplicate existing services.
- 5 (4) Report to the general assembly on the state board's  
 6 conclusions and recommendations concerning interagency  
 7 cooperation, coordination, and articulation of career and technical  
 8 education and employment training. A report under this  
 9 subdivision must be in an electronic format under IC 5-14-6.
- 10 (5) Study and develop a plan concerning the transition between  
 11 secondary level career and technical education and postsecondary  
 12 level career and technical education.
- 13 ~~(6) Enter into agreements with the federal government that may  
 14 be required as a condition of receiving federal funds under the  
 15 Carl D. Perkins Vocational and Applied Technology Act (20  
 16 U.S.C. 2301 et seq.). An agreement entered into under this  
 17 subdivision is subject to the approval of the budget agency.~~
- 18 **(b) The state board shall use data from the department of  
 19 workforce development in carrying out the state board's duties  
 20 under this section.**
- 21 SECTION 5. IC 20-20-38-7, AS ADDED BY P.L.7-2011,  
 22 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 23 JULY 1, 2017]: Sec. 7. **(a)** The state board may do the following:
- 24 (1) Make recommendations, including recommendations for  
 25 policies to encourage involvement of minority groups in the  
 26 career and technical education system in Indiana, to:
- 27 (A) the governor;  
 28 (B) the general assembly, in an electronic format under  
 29 IC 5-14-6; and  
 30 (C) the various agencies, commissions, or organizations that  
 31 administer career and technical education programs  
 32 concerning all facets of career and technical education  
 33 programming.
- 34 (2) Establish a regional planning and coordination system for  
 35 career and technical education and employment training that will,  
 36 either in whole or in part, serve career and technical education  
 37 and employment training in Indiana.
- 38 (3) Appoint advisory committees whenever necessary.
- 39 (4) Contract for services necessary to carry out this chapter.
- 40 (5) Provide information and advice on career and technical  
 41 education to a business, an industry, or a labor organization  
 42 operating a job training program in the private sector.



1           **(b) The state board shall use data from the department of**  
 2 **workforce development in making recommendations, establishing**  
 3 **a regional planning and coordination system, or providing**  
 4 **information and advice under subsection (a).**

5           SECTION 6. IC 20-20-38-8, AS ADDED BY P.L.7-2011,  
 6 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 7 JULY 1, 2017]: Sec. 8. **(a)** The state board shall adopt statewide  
 8 systems or policies concerning the following as the systems or policies  
 9 relate to the implementation of career and technical education  
 10 programs:

- 11           (1) Student records.  
 12           (2) Data processing at the secondary level.  
 13           (3) An evaluation system that must be conducted by the state  
 14 board at least annually and that evaluates the following as each  
 15 relates to the career and technical education programs and courses  
 16 offered at the secondary level:  
 17           (A) Graduation rates.  
 18           (B) Student placement rates.  
 19           (C) Retention rates.  
 20           (D) Enrollment.  
 21           (E) Student transfer rates to postsecondary educational  
 22 institutions.  
 23           (F) When applicable, student performance on state licensing  
 24 examinations or other external certification examinations.  
 25           (G) Cost data study.  
 26           (4) A system of financial audits to be conducted at least biennially  
 27 at the secondary level.

28           **(b) The state board shall use data from the department of**  
 29 **workforce development in adopting statewide systems or policies**  
 30 **under subsection (a).**

31           SECTION 7. IC 20-20-38-9, AS ADDED BY P.L.7-2011,  
 32 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 33 JULY 1, 2017]: Sec. 9. (a) The state board shall establish career and  
 34 technical education evaluation criteria.

35           (b) Using the criteria established under subsection (a), the state  
 36 board shall evaluate the effectiveness of career and technical education  
 37 relative to the goals of the long range plan developed under section 4  
 38 of this chapter.

39           **(c) The state board shall use data from the department of**  
 40 **workforce development in establishing career and technical**  
 41 **education evaluation criteria under subsection (a).**

42           SECTION 8. IC 20-20-38-10, AS ADDED BY P.L.7-2011,



1 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2017]: Sec. 10. (a) The state board shall develop a definition  
3 for and report biennially to:

- 4 (1) the general assembly; and  
5 (2) the governor;

6 on attrition and persistence rates by students enrolled in secondary  
7 career and technical education. A biennial report under this section to  
8 the general assembly must be in an electronic format under IC 5-14-6.

9 **(b) The state board shall use data from the department of  
10 workforce development in developing a definition and a report  
11 under subsection (a).**

12 SECTION 9. IC 20-20-38-11 IS REPEALED [EFFECTIVE JULY  
13 1, 2017]. ~~Sec. 11. Upon request of the budget director, the state board  
14 shall prepare a legislative budget request for state and federal funds for  
15 secondary and postsecondary career and technical education. The  
16 budget director shall determine the period to be covered by the budget  
17 request. This budget request must be made available to the council  
18 before the request's review by the budget committee.~~

19 SECTION 10. IC 20-20-38-12, AS ADDED BY P.L.7-2011,  
20 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
21 JULY 1, 2017]: Sec. 12. (a) The state board shall review the legislative  
22 budget requests for secondary and postsecondary career and technical  
23 education prepared by the ~~state educational institutions.~~ **department  
24 of workforce development under IC 22-4.1-4-1.5(c)(3).**

25 (b) After the review under subsection (a) and a review of any  
26 recommendations from the council, the state board shall make  
27 recommendations to the budget committee concerning the  
28 appropriation of state funds and the allocation of federal funds for  
29 secondary and postsecondary career and technical education, including  
30 federal funds available under the Carl D. Perkins Vocational and  
31 Applied Technology Act (20 U.S.C. 2301 et seq.). ~~The state board's  
32 recommendations concerning appropriations and allocations for  
33 secondary and postsecondary career and technical education by  
34 secondary schools and state educational institutions must specify:~~

- 35 ~~(1) the minimum funding levels required by 20 U.S.C. 2301 et  
36 seq.;~~  
37 ~~(2) the categories of expenditures and the distribution plan or  
38 formula for secondary schools; and~~  
39 ~~(3) the categories of expenditures for each state educational  
40 institution.~~

41 (c) After reviewing the state board's recommendations, **the  
42 department of workforce development's budget request under**





1 **IC 22-4.1-4-1.5(c)(3)**, and each agency's budget request, the budget  
 2 committee shall make recommendations to the general assembly for  
 3 funding to implement secondary and postsecondary career and  
 4 technical education. The general assembly shall biennially appropriate  
 5 state funds for secondary and postsecondary career and technical  
 6 education and allocate federal funds available under 20 U.S.C. 2301 et  
 7 seq. for secondary and postsecondary career and technical education.  
 8 At least sixty percent (60%) of the federal funds available under 20  
 9 U.S.C. 2301 et seq. must be allocated to secondary level career and  
 10 technical education to implement the long range state plan developed  
 11 under section 4 of this chapter.

12 (d) The budget agency, with the advice of the state board, **the**  
 13 **department of workforce development**, and the budget committee,  
 14 may augment or proportionately reduce an allocation of federal funds  
 15 made under subsection (c).

16 (e) **The state board shall use data from the department of**  
 17 **workforce development in making a recommendation under this**  
 18 **section.**

19 SECTION 11. IC 20-24-7-13, AS AMENDED BY P.L.213-2015,  
 20 SECTION 160, IS AMENDED TO READ AS FOLLOWS  
 21 [EFFECTIVE JULY 1, 2017]: Sec. 13. (a) As used in this section,  
 22 "virtual charter school" means any charter school, including a  
 23 conversion charter school, that provides for the delivery of more than  
 24 fifty percent (50%) of instruction to students through:

- 25 (1) virtual distance learning;
- 26 (2) online technologies; or
- 27 (3) computer based instruction.

28 (b) A virtual charter school may apply for authorization with any  
 29 statewide authorizer in accordance with the authorizer's guidelines.

30 (c) For state fiscal years beginning after June 30, 2013, a virtual  
 31 charter school is entitled to receive funding in a month from the state  
 32 in an amount equal to the sum of:

- 33 (1) the product of:
  - 34 (A) the number of students included in the virtual charter
  - 35 school's current ADM; multiplied by
  - 36 (B) the result of:
    - 37 (i) ninety percent (90%) of the school's foundation amount
    - 38 determined under IC 20-43-5-4; divided by
    - 39 (ii) twelve (12); plus
- 40 (2) the total of any:
  - 41 (A) special education grants under IC 20-43-7;
  - 42 (B) ~~career and technical education grants under IC 20-43-8;~~



1           ~~(C)~~ (B) honor grants under IC 20-43-10; and  
 2           ~~(D)~~ (C) complexity grants under IC 20-43-13;  
 3           to which the virtual charter school is entitled for the month.  
 4 For state fiscal years beginning after June 30, 2013, a virtual charter  
 5 school is entitled to receive special education grants under IC 20-43-7  
 6 calculated in the same manner as special education grants are  
 7 calculated for other school corporations.

8           (d) The state board shall adopt rules under IC 4-22-2 to govern the  
 9 operation of virtual charter schools.

10          (e) The department, with the approval of the state board, shall  
 11 before December 1 of each year submit an annual report to the budget  
 12 committee concerning the program under this section.

13          (f) Each school year, at least sixty percent (60%) of the students  
 14 who are enrolled in virtual charter schools under this section for the  
 15 first time must have been included in the state's fall count of ADM  
 16 conducted in the previous school year.

17          SECTION 12. IC 20-26-5-37.3, AS ADDED BY P.L.141-2016,  
 18 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 19 JULY 1, 2017]: Sec. 37.3. (a) Before November 1 of each year, the  
 20 ~~department and the~~ department of workforce development shall prepare  
 21 a report containing the following information for each high school and  
 22 each school corporation for the immediately preceding school year:

23           (1) Career and technical education courses available to the  
 24 students attending the high school.

25           (2) The number of students enrolled in each course, by grade  
 26 level.

27           (3) The number of students successfully completing each course.

28           (4) The number of students who:  
 29           (A) successfully completed a career and technical education  
 30 course sequence; and  
 31           (B) obtained employment in the career or technical field for  
 32 which the student successfully completed a course sequence.

33          ~~(b) The report under subsection (a) must be submitted in the format~~  
 34 ~~agreed to by the department and the department of workforce~~  
 35 ~~development.~~

36          ~~(c) (b)~~ This section expires July 1, 2020.

37          SECTION 13. IC 20-30-5-14, AS ADDED BY P.L.246-2005,  
 38 SECTION 171, IS AMENDED TO READ AS FOLLOWS  
 39 [EFFECTIVE JULY 1, 2017]: Sec. 14. (a) **As used in this section,**  
 40 **"Indiana career explorer program and curriculum" refers to the**  
 41 **Internet based system, approved by the department of workforce**  
 42 **development, and the curriculum established by the department of**



1 **workforce development, that provides students with career and**  
 2 **college planning resources.**

3 ~~(a)~~ **(b)** To:

- 4 (1) educate students on the importance of their future career  
 5 choices;  
 6 (2) prepare students for the realities inherent in the work  
 7 environment; and  
 8 (3) instill in students work values that will enable them to succeed  
 9 in their respective careers;

10 each school within a school corporation shall include in the school's  
 11 curriculum for all students in grades 1 through 12 instruction  
 12 concerning employment matters and work values.

13 ~~(b)~~ **(c)** Each school shall:

- 14 (1) integrate within the curriculum instruction that is; or  
 15 (2) conduct activities or special events periodically that are;  
 16 designed to foster overall career awareness and career development as  
 17 described in subsection ~~(a)~~: **(b)**.

18 ~~(c)~~ **(d)** The department shall develop career awareness and career  
 19 development models as described in subsection ~~(d)~~ **(e)** to assist schools  
 20 in complying with this section.

21 ~~(d)~~ **(e)** The models described in this subsection must be developed  
 22 in accordance with the following:

- 23 (1) For grades 1 through 5, career awareness models to introduce  
 24 students to work values and basic employment concepts.  
 25 (2) For grades 6 through 8, initial career information models that  
 26 focus on career choices as they relate to student interest and skills.  
 27 (3) For grades 9 through 10, career exploration models that offer  
 28 students insight into future employment options.  
 29 (4) For grades 11 through 12, career preparation models that  
 30 provide job or further education counseling, including the  
 31 following:

32 (A) Initial job counseling, including the use of job service  
 33 officers to provide school based assessment, information, and  
 34 guidance on employment options and the rights of students as  
 35 employees.

36 (B) Workplace orientation visits.

37 (C) On-the-job experience exercises.

38 ~~(e)~~ **(f)** The department, with assistance from the department of labor  
 39 and the department of workforce development, shall:

- 40 (1) develop and make available teacher guides; and  
 41 (2) conduct seminars or other teacher education activities;

42 to assist teachers in providing the instruction described in this section.



1            ~~(g)~~ (g) The department shall, with assistance from the department of  
 2 workforce development, design and implement innovative career  
 3 preparation demonstration projects for students in at least grade 9.

4            **(h) Beginning July 1, 2017, and ending July 1, 2018, the**  
 5 **department shall implement a pilot program for instruction in and**  
 6 **the use of the Indiana career explorer program and curriculum by**  
 7 **all students in grade 8 attending schools in fifteen (15) school**  
 8 **corporations selected by the department. The department shall**  
 9 **select the following to participate in the pilot program:**

10            (1) Five (5) urban school corporations.

11            (2) Five (5) rural school corporations.

12            (3) Five (5) suburban school corporations.

13 **This subsection expires December 31, 2018.**

14            (i) Beginning July 1, 2018, each school within a school  
 15 corporation and charter school shall include in the school's  
 16 curriculum for all students in grade 8 the instruction in and the use  
 17 of the Indiana career explorer program and curriculum.

18 SECTION 14. IC 20-43-1-30 IS REPEALED [EFFECTIVE JULY  
 19 1, 2017]. Sec. 30: "Career and technical education grant" refers to the  
 20 amount determined under IC 20-43-8-9 as adjusted under  
 21 IC 20-43-8-10.

22 SECTION 15. IC 20-43-4-4.6 IS REPEALED [EFFECTIVE JULY  
 23 1, 2017]. Sec. 4.6: IC 20-43-8-1 applies to a count of students for career  
 24 and technical education grants.

25 SECTION 16. IC 20-43-8 IS REPEALED [EFFECTIVE JULY 1,  
 26 2017]. (Career and Technical Education Grants).

27 SECTION 17. IC 20-51-4-5, AS AMENDED BY P.L.106-2016,  
 28 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29 JULY 1, 2017]: Sec. 5. The state tuition support amount to be used in  
 30 section 4(a)(1)(B) of this chapter for an eligible choice scholarship  
 31 student is the amount determined under the last STEP of the following  
 32 formula:

33            STEP ONE: Determine the school corporation in which the  
 34 eligible choice scholarship student has legal settlement.

35            STEP TWO: Determine the amount of state tuition support that  
 36 the school corporation identified under STEP ONE is eligible to  
 37 receive under IC 20-43 for the state fiscal year in which the  
 38 current school year begins, excluding amounts provided for  
 39 special education grants under IC 20-43-7. ~~and career and~~  
 40 ~~technical education grants under IC 20-43-8.~~

41            STEP THREE: Determine the result of:

42            (A) the STEP TWO amount; divided by



1 (B) the current ADM (as defined in IC 20-43-1-10) for the  
 2 school corporation identified under STEP ONE for the state  
 3 fiscal year used in STEP TWO.  
 4 SECTION 18. IC 22-4.1-4-1.5, AS ADDED BY P.L.69-2015,  
 5 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 6 JULY 1, 2017]: Sec. 1.5. (a) The department shall do the following:  
 7 (1) Administer the Wagner-Peyser program, the WIOA, a free  
 8 public labor exchange, and related federal and state employment  
 9 and training programs as directed by the governor.  
 10 (2) Formulate and implement an employment and training plan as  
 11 required by the WIOA, and the Wagner-Peyser Act (29 U.S.C. 49  
 12 et seq.).  
 13 (3) Coordinate activities with all state agencies and departments  
 14 that either provide employment and training related services or  
 15 operate appropriate resources or facilities, to maximize Indiana's  
 16 efforts to provide employment opportunities for economically  
 17 disadvantaged individuals, dislocated workers, and others with  
 18 substantial barriers to employment.  
 19 (4) Apply for, receive, disburse, allocate, and account for all  
 20 funds, grants, gifts, and contributions of money, property, labor,  
 21 and other things of value from public and private sources,  
 22 including grants from agencies and instrumentalities of the state  
 23 and the federal government.  
 24 (5) Enter into agreements with the United States government that  
 25 may be required as a condition of obtaining federal funds related  
 26 to activities of the department.  
 27 (6) Enter into contracts or agreements and cooperate with local  
 28 governmental units or corporations, including profit or nonprofit  
 29 corporations, or combinations of units and corporations to carry  
 30 out the duties of the department imposed by this chapter,  
 31 including contracts for the establishment and administration of  
 32 employment and training offices and the delegation of the  
 33 department's administrative, monitoring, and program  
 34 responsibilities and duties set forth in this article.  
 35 (7) Perform other services and activities that are specified in  
 36 contracts for payments or reimbursement of the costs made with  
 37 the Secretary of Labor, any federal, state, or local public agency  
 38 or administrative entity, or a private for-profit or nonprofit  
 39 organization under the WIOA.  
 40 (8) Enter into contracts or agreements and cooperate with entities  
 41 that provide career and technical education to carry out the duties  
 42 imposed by this article.



1           **(9) Enter into agreements with the federal government that**  
 2           **may be required as a condition of receiving federal funds**  
 3           **under the Carl D. Perkins Career and Technical Education**  
 4           **Improvement Act (20 U.S.C. 2301 et seq.). An agreement**  
 5           **entered into under this subdivision is subject to the approval**  
 6           **of the budget agency.**

7           (b) The department shall distribute federal funds made available for  
 8           employment training in accordance with:

9           (1) the WIOA, and other applicable federal laws; and

10          (2) the plan prepared by the department under subsection (c)(1).

11          (c) In addition to the duties prescribed in subsections (a) and (b), the  
 12          department shall do the following:

13          (1) Implement the postsecondary career and technical education  
 14          programming plan prepared by the council under IC 22-4.1-19-4.

15          (2) Upon request of the budget director, prepare a legislative  
 16          budget request for state and federal funds for employment  
 17          training. The budget director shall determine the period to be  
 18          covered by the budget request.

19          **(3) Upon request of the budget director, prepare a legislative**  
 20          **budget request for state and federal funds for secondary and**  
 21          **postsecondary career and technical education. The budget**  
 22          **director shall determine the period to be covered by the**  
 23          **budget request. The department's recommendations**  
 24          **concerning appropriations and allocations for secondary and**  
 25          **postsecondary career and technical education by secondary**  
 26          **schools and state educational institutions must specify:**

27                **(A) the minimum funding levels required by 20 U.S.C. 2301**  
 28                **et seq.;**

29                **(B) the categories of expenditures and the distribution plan**  
 30                **or formula for secondary schools; and**

31                **(C) the categories of expenditures for each state**  
 32                **educational institution.**

33          ~~(3)~~ **(4)** Make or cause to be made studies of the needs for various  
 34          types of programs that are related to employment training and  
 35          authorized under the WIOA.

36          ~~(4)~~ **(5)** Distribute state funds made available for employment  
 37          training that have been appropriated by the general assembly in  
 38          accordance with the general assembly appropriation.

39          SECTION 19. IC 22-4.1-4-9 IS REPEALED [EFFECTIVE JULY  
 40          1, 2017]. Sec. 9: (a) Before December 1 of each year, the department  
 41          shall provide the department of education (established by IC 20-19-3-1)  
 42          with a report, to be used to determine career and technical education



1 grant amounts in the state fiscal year beginning after the year in which  
 2 the report is provided; listing whether the labor market demand for  
 3 each generally recognized labor category is more than moderate,  
 4 moderate, or less than moderate. In the report, the department shall  
 5 categorize each of the career and technical education programs using  
 6 the following four (4) categories:

7 (1) Programs that address employment demand for individuals in  
 8 labor market categories that are projected to need more than a  
 9 moderate number of individuals:

10 (2) Programs that address employment demand for individuals in  
 11 labor market categories that are projected to need a moderate  
 12 number of individuals:

13 (3) Programs that address employment demand for individuals in  
 14 labor market categories that are projected to need less than a  
 15 moderate number of individuals:

16 (4) All programs not covered by the employment demand  
 17 categories of subdivisions (1) through (3):

18 (b) Before December 1 of each year, the department shall provide  
 19 the department of education with a report, to be used to determine grant  
 20 amounts that will be distributed under IC 20-43-8 in the state fiscal  
 21 year beginning after the year in which the report is provided; listing  
 22 whether the average wage level for each generally recognized labor  
 23 category for which career and technical education programs are offered  
 24 is a high wage, a moderate wage, or a less than moderate wage:

25 (c) In preparing the labor market demand report under subsection  
 26 (a) and the average wage level report under subsection (b), the  
 27 department shall do the following:

28 (1) If possible, list the labor market demand and the average wage  
 29 level for specific regions, counties, and municipalities:

30 (2) Consider the information included in the occupational demand  
 31 report prepared by the department under section 10 of this  
 32 chapter:

33 (d) If a new career and technical education program is created by  
 34 rule of the state board of education, the department shall determine the  
 35 category in which the program should be included:

36 SECTION 20. IC 22-4.1-4-14 IS ADDED TO THE INDIANA  
 37 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 38 [EFFECTIVE JULY 1, 2017]: **Sec. 14. (a) The department shall**  
 39 **receive, distribute, and account for all funds received for career**  
 40 **and technical education under the Carl D. Perkins Career and**  
 41 **Technical Education Improvement Act (20 U.S.C. 2301 et seq.).**

42 (b) The department may not expend or distribute funds received



1 under subsection (a) unless those funds have been allocated by the  
2 general assembly.

3 SECTION 21. IC 22-4.1-18.5 IS ADDED TO THE INDIANA  
4 CODE AS A NEW CHAPTER TO READ AS FOLLOWS  
5 [EFFECTIVE JULY 1, 2017]:

6 **Chapter 18.5. Career and Technical Education Grants**

7 **Sec. 1. As used in this chapter, "ADM" refers to average daily**  
8 **membership determined under IC 20-43-4.**

9 **Sec. 2. As used in this chapter, "career and technical education**  
10 **organization" refers to a school corporation, public career and**  
11 **technical education center or school, or other government**  
12 **organization approved by the department to receive a grant under**  
13 **this chapter.**

14 **Sec. 3. "Enrolled" means to be:**

- 15 (1) registered with a career and technical education  
16 organization to attend educational programs offered by or  
17 through the career and technical education organization; and  
18 (2) attending these educational programs or receiving  
19 educational services.

20 **Sec. 4. As used in this chapter, "fall count" refers to the first**  
21 **count of ADM in a school year under IC 20-43-4-3, as finally**  
22 **adjusted under IC 20-43-4-2.**

23 **Sec. 5. As used in this chapter, "full-time equivalency" refers to**  
24 **the amount determined under IC 20-43-4-6.**

25 **Sec. 6. As used in this chapter, "high value program" means a**  
26 **career and technical education program that the department**  
27 **recognizes as having any of the following:**

- 28 (1) High employment demand and a high average wage level.  
29 (2) Moderate employment demand and a high average wage  
30 level.  
31 (3) High employment demand and a moderate average wage  
32 level.

33 **Sec. 7. As used in this chapter, "less than moderate value**  
34 **program" means a career and technical education program that**  
35 **the department recognizes as having any of the following:**

- 36 (1) Low employment demand and a low average wage level.  
37 (2) Moderate employment demand and a low average wage  
38 level.  
39 (3) Low employment demand and a moderate average wage  
40 level.

41 **Sec. 8. As used in this chapter, "moderate value program"**  
42 **means a career and technical education program that the**





1 department recognizes as having any of the following:

- 2 (1) Moderate employment demand and a moderate average  
3 wage level.  
4 (2) High employment demand and a low average wage level.  
5 (3) Low employment demand and a high average wage level.

6 Sec. 9. "Spring count" refers to the second count of ADM in a  
7 school year under IC 20-43-4-3, as subsequently adjusted under  
8 IC 20-43-4-2.

9 Sec. 10. (a) The department shall designate each career and  
10 technical education program as:

- 11 (1) an apprenticeship program;  
12 (2) a cooperative education program;  
13 (3) a work based learning program;  
14 (4) a high value program;  
15 (5) a moderate value program;  
16 (6) a less than moderate value program;  
17 (7) an introductory program; or  
18 (8) a foundational career and technical education course.

19 (b) If a new career and technical education program is created  
20 by rule, the department shall determine the category in which the  
21 program should be designated under subsection (a).

22 (c) The department shall establish criteria for career and  
23 technical education programs to be designated as foundational  
24 career and technical courses or introductory programs.

25 Sec. 11. (a) Participation in a program is not required to the  
26 extent of full-time equivalency.

27 (b) The department shall adopt rules under IC 4-22-2 that  
28 further define the nature and extent of participation and the type  
29 of program qualifying for approval.

30 (c) A count may not be made on any program that has not been  
31 approved by the department or to the extent that a pupil is not  
32 participating to the extent required by any rule of the department.

33 Sec. 12. (a) Each career and technical education organization  
34 may receive a grant for career and technical education programs.

35 (b) For state fiscal years beginning after June 30, 2017, the  
36 amount of the grant is determined under sections 17 and 18 of this  
37 chapter.

38 (c) The total amount of career and technical education  
39 enrollment grants that may be made under this chapter in a state  
40 fiscal year may not exceed the total amount appropriated by the  
41 general assembly for that purpose for the state fiscal year. If the  
42 total amount of career and technical education enrollment grants



1 that would otherwise be distributed under this chapter for a  
 2 particular state fiscal year exceeds the amount appropriated by the  
 3 general assembly for that purpose for the state fiscal year, the total  
 4 amount of grants to be distributed under this chapter to each  
 5 recipient shall be proportionately reduced so that the total  
 6 reductions equal the amount of the excess.

7 **Sec. 13. (a)** A career and technical education organization shall  
 8 count each pupil enrolled in a program designated under section  
 9 10(a) of this chapter for the purposes of determining a career and  
 10 technical education organization's career and technical education  
 11 enrollment grant under sections 17 and 18 of this chapter. Each  
 12 career and technical education organization shall report its pupil  
 13 enrollment count under this section to the department of education.

14 **(b)** A pupil may be counted in more than one (1) of the career  
 15 and technical education programs if the pupil is enrolled in more  
 16 than one (1) of the career and technical education programs at the  
 17 time pupil enrollment is determined.

18 **(c)** The fall count, adjusted by the state board under  
 19 IC 20-43-4-2, shall be used to compute grant amounts under this  
 20 chapter made in the first six (6) months of the current state fiscal  
 21 year, and the spring count, as adjusted by the state board under  
 22 IC 20-43-4-2, shall be used to compute the grant amounts made in  
 23 the second six (6) months of the state fiscal year.

24 **(d)** If the state board adjusts a count of ADM after a  
 25 distribution is made under this chapter, the adjusted count  
 26 retroactively applies to the grant amounts distributed to a career  
 27 and technical education organization affected by the adjusted  
 28 count. The department shall settle any overpayment or  
 29 underpayment of grant amounts resulting from an adjusted count  
 30 of ADM on the schedule determined by the department and  
 31 approved by the budget agency.

32 **(e)** The distribution of the grant amounts under this chapter  
 33 shall be made each state fiscal year under a schedule set by the  
 34 budget agency and approved by the governor.

35 **Sec. 14.** Except as otherwise provided by this chapter, pupil  
 36 enrollment under this chapter shall be determined at the same time  
 37 and in the same manner that a school corporation's fall count and  
 38 spring count of ADM are determined by the department of  
 39 education and reported to the department.

40 **Sec. 15. (a)** Before December 1 of each year, the department  
 41 shall provide a report to all career and technical education  
 42 organizations that includes the following information:



- 1           **(1) A list of the career and technical education courses that**  
 2           **are designated by the department as:**  
 3           **(A) an apprenticeship program;**  
 4           **(B) a cooperative education program;**  
 5           **(C) a work based learning course;**  
 6           **(D) a high value program;**  
 7           **(E) a moderate value program;**  
 8           **(F) a less than moderate value program;**  
 9           **(G) an introductory program; or**  
 10           **(H) a foundational career and technical education course.**  
 11           **(2) The labor market demand used to designate each career**  
 12           **and technical education program under section 10(a) of this**  
 13           **chapter.**  
 14           **(3) The average wage level used to designate each career and**  
 15           **technical education program under section 10(a) of this**  
 16           **chapter.**  
 17           **(4) If applicable, the labor market demand and average wage**  
 18           **level data for specific regions, counties, and municipalities.**  
 19           **(5) Any other information pertinent to the methodology used**  
 20           **by the department to designate each career and technical**  
 21           **education program under section 10(a) of this chapter.**  
 22           **(b) The department shall publish, on the department's Internet**  
 23           **web site, the list of career and technical education programs that**  
 24           **are categorized by the department under section 10(a) of this**  
 25           **chapter.**  
 26           **Sec. 16. (a) Not later than January 1 of each odd-numbered**  
 27           **year, the department shall update wage threshold data used to**  
 28           **categorize career and technical education programs under section**  
 29           **10(a) of this chapter for use in the two (2) subsequent school years.**  
 30           **(b) The department may not update wage threshold data as**  
 31           **provided in subsection (a) more often than once each biennium.**  
 32           **Sec. 17. This section applies to state fiscal years beginning after**  
 33           **June 30, 2017.**  
 34           **(b) A career and technical organization's career and technical**  
 35           **education enrollment grant for the fall pupil enrollment count in**  
 36           **each fiscal year is the sum of the following amounts:**  
 37           **STEP ONE: For each career and technical education program**  
 38           **provided by the career and technical organization between**  
 39           **August and December of the applicable calendar year:**  
 40           **(A) the number of credit hours of the program (either one**  
 41           **(1) credit, two (2) credits, or three (3) credits); multiplied**  
 42           **by**



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**(B) the number of pupils enrolled in the program; multiplied by**

**(C) the following applicable amount:**

**(i) Three hundred forty dollars (\$340) for a career and technical education program designated by the department as a high value program under section 10(a) of this chapter.**

**(ii) Two hundred dollars (\$200) for a career and technical education program designated by the department as a moderate value program under section 10(a) of this chapter.**

**(iii) One hundred dollars (\$100) for a career and technical education program designated by the department as a less than moderate value program under section 10(a) of this chapter.**

**STEP TWO: The number of pupils enrolled in an apprenticeship program, a cooperative education program, a foundational career and technical education course, or a work based learning course designated under section 10(a) of this chapter multiplied by seventy-five dollars (\$75).**

**STEP THREE: The number of pupils enrolled in an introductory program designated under section 10(a) of this chapter multiplied by one hundred fifty dollars (\$150).**

**Sec. 18. (a) This section applies to state fiscal years beginning after June 30, 2017.**

**(b) A career and technical education organization's career and technical education enrollment grant for the spring pupil enrollment count in each fiscal year is the sum of the following amounts:**

**STEP ONE: For each career and technical education program provided by the career and technical education organization between January and May of the applicable calendar year:**

**(A) the number of credit hours of the program (either one (1) credit, two (2) credits, or three (3) credits); multiplied by**

**(B) the number of pupils enrolled in the program; multiplied by**

**(C) the following applicable amount:**

**(i) Three hundred forty dollars (\$340) for a career and technical education program designated by the department as a high value program under section 10(a) of this chapter.**



1 (ii) Two hundred dollars (\$200) for a career and  
 2 technical education program designated by the  
 3 department as a moderate value program under section  
 4 10(a) of this chapter.

5 (iii) One hundred dollars (\$100) for a career and  
 6 technical education program designated by the  
 7 department as a less than moderate value program  
 8 under section 10(a) of this chapter.

9 **STEP TWO:** The number of pupils enrolled in an  
 10 apprenticeship program, a cooperative education program, a  
 11 foundational career and technical education course, or a work  
 12 based learning course designated under section 10(a) of this  
 13 chapter multiplied by seventy-five dollars (\$75).

14 **STEP THREE:** The number of pupils enrolled in an  
 15 introductory program designated under section 10(a) of this  
 16 chapter multiplied by one hundred fifty dollars (\$150).

17 **Sec. 19.** If a career and technical education organization  
 18 determines that the categories of career and technical education  
 19 programs issued by the department are not representative of the  
 20 employment demand in the region surrounding the career and  
 21 technical education organization, the career and technical  
 22 education organization may petition the department to  
 23 recategorize for the technical education organization the career  
 24 and technical education programs offered by the technical  
 25 education organization according to the employment demand in  
 26 the region surrounding the technical education organization. The  
 27 petition must include information supporting the technical  
 28 education organization's determination that the categories of  
 29 career and technical education programs by the department are  
 30 not representative of the employment demand in the region  
 31 surrounding the career and technical education organization.

32 **Sec. 20. (a)** In addition to career and technical education  
 33 enrollment grants under sections 17 and 18 of this chapter, a school  
 34 corporation may apply to the department for a grant under this  
 35 chapter to fund costs for transporting pupils to and from a career  
 36 and technical education program in which a pupil is enrolled under  
 37 this chapter.

38 (b) The department shall establish an application form and  
 39 requirements for a school corporation to receive a grant for  
 40 transportation costs under this section.

41 (c) If a school corporation meets the requirements under  
 42 subsection (b), the department may award a grant to a school



1        **corporation for transportation costs described in subsection (a).**  
2        **Sec. 21. (a) The department shall adopt rules under IC 4-22-2 to**  
3        **implement this chapter.**  
4        **(b) The department may adopt emergency rules under**  
5        **IC 4-22-2-37.1 to implement this chapter.**



## COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 198, 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:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

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

(Reference is to SB 198 as introduced.)

LONG, Chairperson

## COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill No. 198, 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 1, delete lines 1 through 10, begin a new paragraph and insert:

"SECTION 1. IC 20-19-2-19 IS REPEALED [EFFECTIVE JULY 1, 2017]. Sec. 19: (a) ~~The state board shall receive, distribute, and account for all funds received for career and technical education under the Carl D. Perkins Vocational and Applied Technology Act (20 U.S.C. 2301 et seq.):~~

(b) ~~The state board may not expend or distribute funds received under subsection (a) unless those funds have been allocated by the general assembly."~~

Page 2, strike line 6.

Page 2, line 7, strike "(6)" and insert "(5)".

Page 2, line 8, strike "(7)" and insert "(6)".

Page 2, line 9, strike "(8)" and insert "(7)".

Page 3, strike line 33.

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Page 3, line 34, strike "(C)" and insert "(B)".

Page 3, line 36, strike "(D)" and insert "(C)".

Page 3, line 37, strike "(E)" and insert "(D)".

Page 3, line 38, strike "(F)" and insert "(E)".

Page 3, line 39, strike "(G)" and insert "(F)".

Page 3, line 40, strike "(H)" and insert "(G)".

Page 4, strike lines 15 through 19.

Page 6, delete lines 14 through 24, begin a new paragraph and insert:

"SECTION 9. IC 20-20-38-11 IS REPEALED [EFFECTIVE JULY 1, 2017]. Sec. 11. Upon request of the budget director, the state board shall prepare a legislative budget request for state and federal funds for secondary and postsecondary career and technical education. The budget director shall determine the period to be covered by the budget request. This budget request must be made available to the council before the request's review by the budget committee."

Page 6, line 29, strike "state educational institutions." and insert "**department of workforce development under IC 22-4.1-4-1.5(c)(3).**".

Page 6, line 36, strike "The state board's".

Page 6, strike lines 37 through 42.

Page 7, strike lines 1 through 3.

Page 7, line 4, after "recommendations" insert ", **the department of workforce development's budget request under IC 22-4.1-4-1.5(c)(3),**".

Page 7, line 16, after "board" insert ", **the department of workforce development,**".

Page 11, delete lines 7 through 42, begin a new paragraph and insert:

"SECTION 18. IC 22-4.1-4-1.5, AS ADDED BY P.L.69-2015, SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 1.5. (a) The department shall do the following:

(1) Administer the Wagner-Peyser program, the WIOA, a free public labor exchange, and related federal and state employment and training programs as directed by the governor.

(2) Formulate and implement an employment and training plan as required by the WIOA, and the Wagner-Peyser Act (29 U.S.C. 49 et seq.).

(3) Coordinate activities with all state agencies and departments that either provide employment and training related services or operate appropriate resources or facilities, to maximize Indiana's efforts to provide employment opportunities for economically





disadvantaged individuals, dislocated workers, and others with substantial barriers to employment.

(4) Apply for, receive, disburse, allocate, and account for all funds, grants, gifts, and contributions of money, property, labor, and other things of value from public and private sources, including grants from agencies and instrumentalities of the state and the federal government.

(5) Enter into agreements with the United States government that may be required as a condition of obtaining federal funds related to activities of the department.

(6) Enter into contracts or agreements and cooperate with local governmental units or corporations, including profit or nonprofit corporations, or combinations of units and corporations to carry out the duties of the department imposed by this chapter, including contracts for the establishment and administration of employment and training offices and the delegation of the department's administrative, monitoring, and program responsibilities and duties set forth in this article.

(7) Perform other services and activities that are specified in contracts for payments or reimbursement of the costs made with the Secretary of Labor, any federal, state, or local public agency or administrative entity, or a private for-profit or nonprofit organization under the WIOA.

(8) Enter into contracts or agreements and cooperate with entities that provide career and technical education to carry out the duties imposed by this article.

**(9) Enter into agreements with the federal government that may be required as a condition of receiving federal funds under the Carl D. Perkins Career and Technical Education Improvement Act (20 U.S.C. 2301 et seq.). An agreement entered into under this subdivision is subject to the approval of the budget agency.**

(b) The department shall distribute federal funds made available for employment training in accordance with:

(1) the WIOA, and other applicable federal laws; and

(2) the plan prepared by the department under subsection (c)(1).

(c) In addition to the duties prescribed in subsections (a) and (b), the department shall do the following:

(1) Implement the postsecondary career and technical education programming plan prepared by the council under IC 22-4.1-19-4.

(2) Upon request of the budget director, prepare a legislative budget request for state and federal funds for employment



training. The budget director shall determine the period to be covered by the budget request.

**(3) Upon request of the budget director, prepare a legislative budget request for state and federal funds for secondary and postsecondary career and technical education. The budget director shall determine the period to be covered by the budget request. The department's recommendations concerning appropriations and allocations for secondary and postsecondary career and technical education by secondary schools and state educational institutions must specify:**

**(A) the minimum funding levels required by 20 U.S.C. 2301 et seq.;**

**(B) the categories of expenditures and the distribution plan or formula for secondary schools; and**

**(C) the categories of expenditures for each state educational institution.**

~~(3)~~ **(4)** Make or cause to be made studies of the needs for various types of programs that are related to employment training and authorized under the WIOA.

~~(4)~~ **(5)** Distribute state funds made available for employment training that have been appropriated by the general assembly in accordance with the general assembly appropriation.

SECTION 19. IC 22-4.1-4-9 IS REPEALED [EFFECTIVE JULY 1, 2017]. Sec. 9: (a) Before December 1 of each year, the department shall provide the department of education (established by IC 20-19-3-1) with a report, to be used to determine career and technical education grant amounts in the state fiscal year beginning after the year in which the report is provided, listing whether the labor market demand for each generally recognized labor category is more than moderate, moderate, or less than moderate. In the report, the department shall categorize each of the career and technical education programs using the following four ~~(4)~~ categories:

~~(1)~~ Programs that address employment demand for individuals in labor market categories that are projected to need more than a moderate number of individuals.

~~(2)~~ Programs that address employment demand for individuals in labor market categories that are projected to need a moderate number of individuals.

~~(3)~~ Programs that address employment demand for individuals in labor market categories that are projected to need less than a moderate number of individuals.

~~(4)~~ All programs not covered by the employment demand



categories of subdivisions (1) through (3):

(b) Before December 1 of each year, the department shall provide the department of education with a report, to be used to determine grant amounts that will be distributed under IC 20-43-8 in the state fiscal year beginning after the year in which the report is provided; listing whether the average wage level for each generally recognized labor category for which career and technical education programs are offered is a high wage, a moderate wage, or a less than moderate wage.

(c) In preparing the labor market demand report under subsection (a) and the average wage level report under subsection (b), the department shall do the following:

(1) If possible, list the labor market demand and the average wage level for specific regions, counties, and municipalities.

(2) Consider the information included in the occupational demand report prepared by the department under section 10 of this chapter.

(d) If a new career and technical education program is created by rule of the state board of education, the department shall determine the category in which the program should be included.

SECTION 20. IC 22-4.1-4-14 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 14. (a) The department shall receive, distribute, and account for all funds received for career and technical education under the Carl D. Perkins Career and Technical Education Improvement Act (20 U.S.C. 2301 et seq.).**

**(b) The department may not expend or distribute funds received under subsection (a) unless those funds have been allocated by the general assembly."**

Page 12, delete lines 1 through 8.

Page 12, delete lines 31 through 42, begin a new paragraph and insert:

**"Sec. 6. As used in this chapter, "high value program" means a career and technical education program that the department recognizes as having any of the following:**

**(1) High employment demand and a high average wage level.**

**(2) Moderate employment demand and a high average wage level.**

**(3) High employment demand and a moderate average wage level.**

**Sec. 7. As used in this chapter, "less than moderate value program" means a career and technical education program that the department recognizes as having any of the following:**



- (1) Low employment demand and a low average wage level.
- (2) Moderate employment demand and a low average wage level.
- (3) Low employment demand and a moderate average wage level.

**Sec. 8. As used in this chapter, "moderate value program" means a career and technical education program that the department recognizes as having any of the following:**

- (1) Moderate employment demand and a moderate average wage level.
- (2) High employment demand and a low average wage level.
- (3) Low employment demand and a high average wage level."

Page 13, delete lines 20 through 23.

Page 13, line 24, delete "12." and insert "11."

Page 13, line 32, delete "13." and insert "12."

Page 13, between lines 36 and 37, begin a new paragraph and insert:

**"(c) The total amount of career and technical education enrollment grants that may be made under this chapter in a state fiscal year may not exceed the total amount appropriated by the general assembly for that purpose for the state fiscal year. If the total amount of career and technical education enrollment grants that would otherwise be distributed under this chapter for a particular state fiscal year exceeds the amount appropriated by the general assembly for that purpose for the state fiscal year, the total amount of grants to be distributed under this chapter to each recipient shall be proportionately reduced so that the total reductions equal the amount of the excess."**

Page 13, line 37, delete "14." and insert "13."

Page 13, line 41, after "chapter." insert **"Each career and technical education organization shall report its pupil enrollment count under this section to the department of education."**

Page 14, between lines 3 and 4, begin a new paragraph and insert:

**"(c) The fall count, adjusted by the state board under IC 20-43-4-2, shall be used to compute grant amounts under this chapter made in the first six (6) months of the current state fiscal year, and the spring count, as adjusted by the state board under IC 20-43-4-2, shall be used to compute the grant amounts made in the second six (6) months of the state fiscal year.**

**(d) If the state board adjusts a count of ADM after a distribution is made under this chapter, the adjusted count retroactively applies to the grant amounts distributed to a career and technical education organization affected by the adjusted**



count. The department shall settle any overpayment or underpayment of grant amounts resulting from an adjusted count of ADM on the schedule determined by the department and approved by the budget agency.

(e) The distribution of the grant amounts under this chapter shall be made each state fiscal year under a schedule set by the budget agency and approved by the governor.

**Sec. 14. Except as otherwise provided by this chapter, pupil enrollment under this chapter shall be determined at the same time and in the same manner that a school corporation's fall count and spring count of ADM are determined by the department of education and reported to the department."**

Page 14, line 38, delete "(a)".

Page 14, delete lines 40 through 42.

Page 15, delete line 1.

Page 15, line 2, delete "(c)" and insert "**(b)**".

Page 15, delete lines 36 through 39.

Page 15, line 40, delete "(c)" and insert "**(b)**".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 198 as printed February 17, 2017.)

KENLEY, Chairperson

Committee Vote: Yeas 10, Nays 3.

