



Reprinted
April 5, 2017

ENGROSSED SENATE BILL No. 198

DIGEST OF SB 198 (Updated April 4, 2017 3:28 pm - DI 129)

Citations Affected: IC 20-20; IC 20-30; IC 20-43; IC 22-4.1.

Synopsis: Career and technical education. Requires the state board of education to use data from the department of workforce development (DWD) in developing and implementing certain plans, recommendations, and other matters relating to career and technical education. Provides that after June 30, 2018, DWD, in consultation with the department of education (department), must approve career programs that are eligible to receive career and technical education
(Continued next page)

Effective: July 1, 2017.

**Eckerty, Mishler, Bassler, Head,
Niezgodski, Raatz, Perfect, Houchin,
Niemeyer, Kruse**

(HOUSE SPONSORS — HUSTON, BROWN T, THOMPSON, BRAUN)

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.

February 27, 2017, read second time, ordered engrossed. Engrossed.

February 28, 2017, read third time, passed. Yeas 43, nays 6.

HOUSE ACTION

March 6, 2017, read first time and referred to Committee on Ways and Means.

March 30, 2017, amended, reported — Do Pass.

April 4, 2017, read second time, amended, ordered engrossed.

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Digest Continued

grants (grants). Provides that the grants are distributed to school corporations. Makes changes to the grant amounts and definitions used to determine grant amounts. Provides that each school corporation that receives a grant must report to the department the per pupil cost to the school corporation for each career and technical education program in which the school corporation receives a grant. Provides that the department shall post school corporations' per pupil costs reported to the department on the department's Internet web site. Requires the department, in consultation with DWD, to implement a pilot program for instruction in and the use of the Indiana career explorer program. Provides that the pilot program applies to 15 schools. Provides that the pilot program may be extended by the department until July 1, 2019. Provides that beginning July 1 in the year in which the pilot program expires, each school within a school corporation and charter school shall include in the school's curriculum for all students in grade 8 instruction in and the use of either: (1) the Indiana career explorer program and curriculum; or (2) an alternative Internet based system and curriculum that provides students with career and college planning resources.



Reprinted
April 5, 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.

ENGROSSED SENATE BILL No. 198

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 20-20-38-4, AS AMENDED BY P.L.141-2016,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2017]: Sec. 4. (a) The state board shall develop and
4 implement a long range state plan for a comprehensive secondary level
5 career and technical education program in Indiana.
6 (b) The plan developed under this section must be updated as
7 changes occur. The state board shall make the plan and any revisions
8 made to the plan available to:
9 (1) the governor;
10 (2) the general assembly;
11 (3) the department of workforce development;
12 (4) the commission for higher education;
13 (5) the council;
14 ~~(6) the state workforce innovation council;~~
15 ~~(7)~~ (6) the board for proprietary education; and
16 ~~(8)~~ (7) any other appropriate state or federal agency.
17 A plan or revised plan submitted under this section to the general

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1 assembly must be in an electronic format under IC 5-14-6.

2 (c) The plan developed under this section must set forth specific
3 goals for secondary level public career and technical education and
4 must include the following:

5 (1) The preparation of each graduate for both employment and
6 further education.

7 (2) Accessibility of career and technical education to individuals
8 of all ages who desire to explore and learn for economic and
9 personal growth.

10 (3) Projected employment opportunities in various career and
11 technical education fields.

12 (4) A study of the supply of and the demand for a labor force
13 skilled in particular career and technical education areas.

14 (5) A study of technological and economic change affecting
15 Indiana.

16 (6) An analysis of the private career and education sector in
17 Indiana.

18 (7) Recommendations for improvement in the state career and
19 technical education program.

20 (8) The educational levels expected of career and technical
21 education programs proposed to meet the projected employment
22 needs.

23 (d) When making any revisions to the plan, the state board shall
24 consider the workforce needs and training and education needs
25 identified in the occupational demand report prepared by the
26 department of workforce development under IC 22-4.1-4-10.

27 **(e) The state board shall use data from the department of**
28 **workforce development to develop and implement a plan or make**
29 **revisions to a plan under this section.**

30 SECTION 2. IC 20-20-38-5, AS AMENDED BY P.L.69-2015,
31 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
32 JULY 1, 2017]: Sec. 5. (a) The state board shall do the following:

33 (1) Prepare biennially a plan for implementing career and
34 technical education.

35 (2) Implement, to the best of its ability, the career and technical
36 education plan prepared under subdivision (1).

37 (3) Investigate the funding of career and technical education on
38 a cost basis.

39 (4) Establish and monitor the operation of secondary level career
40 and technical education in Indiana in accordance with the
41 comprehensive long range state plan developed under section 4
42 of this chapter.



1 (5) In consultation with the Indiana professional licensing agency,
 2 adopt rules concerning secondary level career and technical
 3 education programs, courses, and classes in the areas of
 4 cosmetology, electrology, esthetics, barbering, and manicuring.

5 (6) To comply with this section and any federal law or regulation:

6 (A) adopt rules under IC 4-22-2; and

7 (B) develop policies and administrative procedures.

8 **(b) The state board shall use data from the department of**
 9 **workforce development to carry out the state board's duties under**
 10 **this section.**

11 SECTION 3. IC 20-20-38-6, AS AMENDED BY P.L.107-2012,
 12 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2017]: Sec. 6. **(a)** The state board shall do the following:

14 (1) Make recommendations to the general assembly concerning
 15 the development, duplication, and accessibility of employment
 16 training and career and technical education on a regional and
 17 statewide basis.

18 (2) Consult with any state agency, commission, or organization
 19 that supervises or administers programs of career and technical
 20 education concerning the coordination of career and technical
 21 education, including the following:

22 (A) The Indiana economic development corporation.

23 (B) The council.

24 (C) A private industry council (as defined in 29 U.S.C. 1501
 25 et seq.).

26 (D) The department of labor.

27 (E) The commission for higher education.

28 (F) The department of workforce development.

29 ~~(G) The state workforce innovation council.~~

30 ~~(H)~~ **(G)** The board for proprietary education.

31 (3) Review and make recommendations concerning plans
 32 submitted by the commission for higher education and the
 33 council. The state board may request the resubmission of plans or
 34 parts of plans that:

35 (A) are not consistent with the long range state plan of the
 36 state board;

37 (B) are incompatible with other plans within the system; or

38 (C) duplicate existing services.

39 (4) Report to the general assembly on the state board's
 40 conclusions and recommendations concerning interagency
 41 cooperation, coordination, and articulation of career and technical
 42 education and employment training. A report under this



1 subdivision must be in an electronic format under IC 5-14-6.

2 (5) Study and develop a plan concerning the transition between
3 secondary level career and technical education and postsecondary
4 level career and technical education.

5 (6) Enter into agreements with the federal government that may
6 be required as a condition of receiving federal funds under the
7 Carl D. Perkins Vocational and Applied Technology Act (20
8 U.S.C. 2301 et seq.). An agreement entered into under this
9 subdivision is subject to the approval of the budget agency.

10 **(b) The state board shall use data from the department of**
11 **workforce development in carrying out the state board's duties**
12 **under this section.**

13 SECTION 4. IC 20-20-38-7, AS ADDED BY P.L.7-2011,
14 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
15 JULY 1, 2017]: Sec. 7. (a) The state board may do the following:

16 (1) Make recommendations, including recommendations for
17 policies to encourage involvement of minority groups in the
18 career and technical education system in Indiana, to:

19 (A) the governor;

20 (B) the general assembly, in an electronic format under
21 IC 5-14-6; and

22 (C) the various agencies, commissions, or organizations that
23 administer career and technical education programs
24 concerning all facets of career and technical education
25 programming.

26 (2) Establish a regional planning and coordination system for
27 career and technical education and employment training that will,
28 either in whole or in part, serve career and technical education
29 and employment training in Indiana.

30 (3) Appoint advisory committees whenever necessary.

31 (4) Contract for services necessary to carry out this chapter.

32 (5) Provide information and advice on career and technical
33 education to a business, an industry, or a labor organization
34 operating a job training program in the private sector.

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

39 SECTION 5. IC 20-20-38-8, AS ADDED BY P.L.7-2011,
40 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2017]: Sec. 8. (a) The state board shall adopt statewide
42 systems or policies concerning the following as the systems or policies



1 relate to the implementation of career and technical education
2 programs:

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

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

23 SECTION 6. IC 20-20-38-9, AS ADDED BY P.L.7-2011,
24 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 JULY 1, 2017]: Sec. 9. (a) The state board shall establish career and
26 technical education evaluation criteria.

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

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

34 SECTION 7. IC 20-20-38-10, AS ADDED BY P.L.7-2011,
35 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
36 JULY 1, 2017]: Sec. 10. **(a)** The state board shall develop a definition
37 for and report biennially to:

- 38 (1) the general assembly; and
39 (2) the governor;

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



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

4 SECTION 8. IC 20-20-38-12, AS ADDED BY P.L.7-2011,
5 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
6 JULY 1, 2017]: Sec. 12. (a) The state board shall review the legislative
7 budget requests for secondary and postsecondary career and technical
8 education prepared by the state educational institutions.

9 (b) After the review under subsection (a) and a review of any
10 recommendations from the council, the state board shall make
11 recommendations to the budget committee concerning the
12 appropriation of state funds and the allocation of federal funds for
13 secondary and postsecondary career and technical education, including
14 federal funds available under the Carl D. Perkins Vocational and
15 Applied Technology Act (20 U.S.C. 2301 et seq.). The state board's
16 recommendations concerning appropriations and allocations for
17 secondary and postsecondary career and technical education by
18 secondary schools and state educational institutions must specify:

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

21 (2) the categories of expenditures and the distribution plan or
22 formula for secondary schools; and

23 (3) the categories of expenditures for each state educational
24 institution.

25 (c) After reviewing the state board's recommendations, and each
26 agency's budget request, the budget committee shall make
27 recommendations to the general assembly for funding to implement
28 secondary and postsecondary career and technical education. The
29 general assembly shall biennially appropriate state funds for secondary
30 and postsecondary career and technical education and allocate federal
31 funds available under 20 U.S.C. 2301 et seq. for secondary and
32 postsecondary career and technical education. At least sixty percent
33 (60%) of the federal funds available under 20 U.S.C. 2301 et seq. must
34 be allocated to secondary level career and technical education to
35 implement the long range state plan developed under section 4 of this
36 chapter.

37 (d) The budget agency, with the advice of the state board, and the
38 budget committee, may augment or proportionately reduce an
39 allocation of federal funds made under subsection (c).

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



1 SECTION 9. IC 20-30-5-14, AS ADDED BY P.L.246-2005,
 2 SECTION 171, IS AMENDED TO READ AS FOLLOWS
 3 [EFFECTIVE JULY 1, 2017]: Sec. 14. **(a) As used in this section,**
 4 **"Indiana career explorer program and curriculum" refers to the**
 5 **Internet based system, approved by the department of workforce**
 6 **development, and the curriculum established by the department of**
 7 **workforce development, that provides students with career and**
 8 **college planning resources.**

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

- 10 (1) educate students on the importance of their future career
 11 choices;
 12 (2) prepare students for the realities inherent in the work
 13 environment; and
 14 (3) instill in students work values that will enable them to succeed
 15 in their respective careers;

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

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

- 20 (1) integrate within the curriculum instruction that is; or
 21 (2) conduct activities or special events periodically that are;

22 designed to foster overall career awareness and career development as
 23 described in subsection ~~(a)~~: **(b)**.

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

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

- 29 (1) For grades 1 through 5, career awareness models to introduce
 30 students to work values and basic employment concepts.
 31 (2) For grades 6 through 8, initial career information models that
 32 focus on career choices as they relate to student interest and skills.
 33 (3) For grades 9 through 10, career exploration models that offer
 34 students insight into future employment options.
 35 (4) For grades 11 through 12, career preparation models that
 36 provide job or further education counseling, including the
 37 following:
 38 (A) Initial job counseling, including the use of job service
 39 officers to provide school based assessment, information, and
 40 guidance on employment options and the rights of students as
 41 employees.
 42 (B) Workplace orientation visits.



- 1 (C) On-the-job experience exercises.
- 2 ~~(e)~~ (f) The department, with assistance from the department of labor
3 and the department of workforce development, shall:
- 4 (1) develop and make available teacher guides; and
5 (2) conduct seminars or other teacher education activities;
6 to assist teachers in providing the instruction described in this section.
- 7 ~~(f)~~ (g) The department shall, with assistance from the department of
8 workforce development, design and implement innovative career
9 preparation demonstration projects for students in at least grade 9.
- 10 (h) **Beginning July 1, 2017, and ending July 1, 2018, the**
11 **department, in consultation with the department of workforce**
12 **development, shall implement a pilot program for instruction in**
13 **and the use of the Indiana career explorer program and**
14 **curriculum by all students in grade 8 attending a school selected by**
15 **the department in consultation with the department of workforce**
16 **development. The department shall select fifteen (15) schools to**
17 **participate in the pilot program, which must include the following:**
- 18 (1) Five (5) schools in urban school corporations.
19 (2) Five (5) schools in rural school corporations.
20 (3) Five (5) schools in suburban school corporations.
- 21 **This subsection expires December 31, 2018, unless the department**
22 **determines that the pilot program should be continued for an**
23 **additional year to improve implementation in the pilot schools**
24 **selected under this subsection. If the department determines that**
25 **the pilot program should be extended, the pilot program expires**
26 **July 1, 2019.**
- 27 (i) **Beginning July 1 in the year in which the pilot program**
28 **described in subsection (h) expires, each school within a school**
29 **corporation and charter school shall include in the school's**
30 **curriculum for all students in grade 8 instruction in and the use of**
31 **either:**
- 32 (1) **the Indiana career explorer program and curriculum; or**
33 (2) **an alternative Internet based system and curriculum that**
34 **provides students with career and college planning resources**
35 **that has been approved by the department under subsection**
36 **(j).**
- 37 (j) **A school corporation or charter school may submit a request**
38 **to the department to approve an alternative Internet based system**
39 **and curriculum that provides students with career and college**
40 **planning resources. The department, in consultation with the**
41 **department of workforce development, may approve an alternative**
42 **system and curriculum if the department determines that the**



1 alternative system:

- 2 (1) has an aptitude assessment tool;
 3 (2) contains educational course track information;
 4 (3) has a tool for the preparation and development of the
 5 graduation plan prescribed in IC 20-30-4, including a parent
 6 sign in component; and
 7 (4) allows access to education and career demand information
 8 using data prepared by the department of workforce
 9 development.

10 SECTION 10. IC 20-43-1-14.5 IS ADDED TO THE INDIANA
 11 CODE AS A NEW SECTION TO READ AS FOLLOWS
 12 [EFFECTIVE JULY 1, 2017]: Sec. 14.5. "High need program"
 13 means a career and technical education program that the
 14 department of workforce development recognizes as:

- 15 (1) having a high employment demand and a high average
 16 wage level;
 17 (2) having a moderate employment demand and a high
 18 average wage level; or
 19 (3) having a high employment demand and a moderate
 20 average wage level.

21 SECTION 11. IC 20-43-1-15.5 IS ADDED TO THE INDIANA
 22 CODE AS A NEW SECTION TO READ AS FOLLOWS
 23 [EFFECTIVE JULY 1, 2017]: Sec. 15.5. "Less than moderate need
 24 program" means a career and technical education program that
 25 the department of workforce development recognizes as:

- 26 (1) having a low employment demand and a low average wage
 27 level;
 28 (2) having a moderate employment demand and a low average
 29 wage level; or
 30 (3) having a low employment demand and a moderate average
 31 wage level.

32 SECTION 12. IC 20-43-1-16.5 IS ADDED TO THE INDIANA
 33 CODE AS A NEW SECTION TO READ AS FOLLOWS
 34 [EFFECTIVE JULY 1, 2017]: Sec. 16.5. "Moderate need program"
 35 means a career and technical education program that the
 36 department of workforce development recognizes as:

- 37 (1) having a moderate employment demand and a moderate
 38 average wage level;
 39 (2) having a high employment demand and a low average
 40 wage level; or
 41 (3) having a low employment demand and a high average
 42 wage level.



1 SECTION 13. IC 20-43-8-3, AS ADDED BY P.L.2-2006,
 2 SECTION 166, IS AMENDED TO READ AS FOLLOWS
 3 [EFFECTIVE JULY 1, 2017]: Sec. 3. (a) Participation in a program is
 4 not required to the extent of full-time equivalency.

5 (b) **This subsection expires July 1, 2018.** The state board shall
 6 adopt rules that further define the nature and extent of participation and
 7 the type of program qualifying for approval.

8 (c) **This subsection applies after June 30, 2018. The state board**
 9 **shall adopt rules that further define the nature and extent of**
 10 **participation in a program qualifying for approval.**

11 ~~(e)~~ (d) A count may not be made on any program that has not been
 12 approved by the state board or to the extent that a pupil is not
 13 participating to the extent required by any rule of the state board.

14 SECTION 14. IC 20-43-8-4, AS AMENDED BY P.L.213-2015,
 15 SECTION 221, IS AMENDED TO READ AS FOLLOWS
 16 [EFFECTIVE JULY 1, 2017]: Sec. 4. In addition to the amount a
 17 school corporation is entitled to receive in basic tuition support, each
 18 school corporation is entitled to receive a grant for career and technical
 19 education programs. The amount of the grant is determined as follows:

20 ~~(1) For state fiscal years ending before July 1, 2015, under section~~
 21 ~~9 of this chapter.~~

22 ~~(2) (1) For state fiscal years beginning after June 30, 2015, and~~
 23 ~~ending before July 1, 2018, under section 12 of this chapter.~~

24 **(2) For state fiscal years beginning after June 30, 2018, under**
 25 **section 16 of this chapter.**

26 SECTION 15. IC 20-43-8-5, AS ADDED BY P.L.2-2006,
 27 SECTION 166, IS AMENDED TO READ AS FOLLOWS
 28 [EFFECTIVE JULY 1, 2017]: Sec. 5. (a) In a school corporation's
 29 duplicated count of pupils in programs addressing employment demand
 30 for individuals in labor market categories that are projected to need
 31 more than a moderate number of individuals, the school corporation
 32 shall count each pupil enrolled in each of the programs.

33 (b) A pupil may be counted in more than one (1) of the programs if
 34 the pupil is enrolled in more than one (1) program at the time pupil
 35 enrollment is determined.

36 (c) A pupil may be included in the duplicated count in this section
 37 and in the duplicated count of pupils in programs addressing
 38 employment demand that is moderate or less than moderate.

39 **(d) This section expires July 1, 2018.**

40 SECTION 16. IC 20-43-8-6, AS ADDED BY P.L.2-2006,
 41 SECTION 166, IS AMENDED TO READ AS FOLLOWS
 42 [EFFECTIVE JULY 1, 2017]: Sec. 6. (a) In a school corporation's



1 duplicated count of pupils in programs addressing employment demand
 2 for individuals in labor market categories that are projected to need a
 3 moderate number of individuals, the school corporation shall count
 4 each pupil enrolled in each of the programs.

5 (b) A pupil may be counted in more than one (1) of the programs if
 6 the pupil is enrolled in more than one (1) program at the time pupil
 7 enrollment is determined.

8 (c) A pupil may be included in the duplicated count in this section
 9 and in the duplicated count of pupils in programs addressing
 10 employment demand that is more than or less than moderate.

11 **(d) This section expires July 1, 2018.**

12 SECTION 17. IC 20-43-8-7, AS ADDED BY P.L.2-2006,
 13 SECTION 166, IS AMENDED TO READ AS FOLLOWS
 14 [EFFECTIVE JULY 1, 2017]: Sec. 7. (a) In a school corporation's
 15 duplicated count of pupils in programs addressing employment demand
 16 for individuals in labor market categories that are projected to need less
 17 than a moderate number of individuals, the school corporation shall
 18 count each pupil enrolled in each of the programs.

19 (b) A pupil may be counted in more than one (1) of the programs if
 20 the pupil is enrolled in more than one (1) program at the time pupil
 21 enrollment is determined.

22 (c) A pupil may be included in the duplicated count in this section
 23 and in the duplicated count of pupils in programs addressing
 24 employment demand that is more than moderate or moderate.

25 **(d) This section expires July 1, 2018.**

26 SECTION 18. IC 20-43-8-7.5 IS ADDED TO THE INDIANA
 27 CODE AS A NEW SECTION TO READ AS FOLLOWS
 28 [EFFECTIVE JULY 1, 2017]: **Sec. 7.5. (a) This section applies after**
 29 **June 30, 2018.**

30 **(b) The department of workforce development shall designate**
 31 **each career and technical education program as:**

- 32 **(1) an apprenticeship program;**
- 33 **(2) a cooperative education program;**
- 34 **(3) a work based learning program;**
- 35 **(4) a high need program;**
- 36 **(5) a moderate need program;**
- 37 **(6) a less than moderate need program;**
- 38 **(7) an introductory program; or**
- 39 **(8) a foundational career and technical education course.**

40 **(c) If a new career and technical education program is created**
 41 **by rule, the department of workforce development, in consultation**
 42 **with the department, shall determine the category in which the**



1 **program is designated under subsection (b). A career and technical**
 2 **education program must be approved by the department of**
 3 **workforce development, in consultation with the department, in**
 4 **order for a school corporation to be eligible to receive a grant**
 5 **under section 16 of this chapter. However, the state board is**
 6 **responsible for implementing career and technical education**
 7 **programs in the manner prescribed in IC 20-20-38.**

8 SECTION 19. IC 20-43-8-8, AS AMENDED BY P.L.213-2015,
 9 SECTION 222, IS AMENDED TO READ AS FOLLOWS
 10 [EFFECTIVE JULY 1, 2017]: Sec. 8. (a) **This section applies to a**
 11 **state fiscal year ending before July 1, 2018.**

12 (b) A school corporation shall count each pupil enrolled in:

- 13 (1) each apprenticeship program;
- 14 (2) each cooperative education program;
- 15 (3) each work based learning course; and
- 16 (4) any program not covered by sections 5 through 7 of this
- 17 chapter.

18 The department of workforce development, in consultation with the
 19 department, ~~and the Indiana works councils~~, shall designate each career
 20 and technical education course described in subdivision (4) as an
 21 introductory or a foundational career and technical education course for
 22 purposes of determining a school corporation's career and technical
 23 education enrollment grant under section 12 of this chapter.

24 ~~(b)~~ (c) A pupil may be counted in more than one (1) of the programs
 25 if the pupil is enrolled in more than one (1) program at the time pupil
 26 enrollment is determined.

27 ~~(c)~~ (d) A pupil may be included in the duplicated count in this
 28 section and in the duplicated count of pupils in programs addressing
 29 employment demand that is more than moderate, moderate, or less than
 30 moderate.

31 (e) **This section expires July 1, 2018.**

32 SECTION 20. IC 20-43-8-12, AS ADDED BY P.L.213-2015,
 33 SECTION 224, IS AMENDED TO READ AS FOLLOWS
 34 [EFFECTIVE JULY 1, 2017]: Sec. 12. (a) This section applies to state
 35 fiscal years beginning after June 30, 2015, **and ending before July 1,**
 36 **2018.**

37 (b) The average wage level to be used in this section is the average
 38 wage level that was determined under section 2(b) of this chapter
 39 (repealed) and set forth in the 2014 report. The department shall use
 40 the 2014 report to determine career and technical education grant
 41 amounts in state fiscal year 2015-2016 and in state fiscal year
 42 2016-2017.



1 (c) A school corporation's career and technical education enrollment
2 grant for a state fiscal year is the sum of the following amounts:

3 STEP ONE: For each career and technical education program
4 provided by the school corporation:

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

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

9 (C) the following applicable amount:

10 (i) Five hundred dollars (\$500), in the case of a program
11 described in section 5 of this chapter (more than a moderate
12 labor market need) for which the average wage level is a
13 high wage.

14 (ii) Four hundred fifty dollars (\$450), in the case of a
15 program described in section 5 of this chapter (more than a
16 moderate labor market need) for which the average wage
17 level is a moderate wage.

18 (iii) Four hundred fifty dollars (\$450), in the case of a
19 program described in section 6 of this chapter (moderate
20 labor market need) for which the average wage level is a
21 high wage.

22 (iv) Three hundred dollars (\$300), in the case of a program
23 described in section 5 of this chapter (more than a moderate
24 labor market need) for which the average wage level is a less
25 than moderate wage.

26 (v) Three hundred dollars (\$300), in the case of a program
27 described in section 6 of this chapter (moderate labor market
28 need) for which the average wage level is a moderate wage.

29 (vi) Three hundred dollars (\$300), in the case of a program
30 described in section 7 of this chapter (less than a moderate
31 labor market need) for which the average wage level is a
32 high wage.

33 (vii) Two hundred twenty-five dollars (\$225), in the case of
34 a program described in section 6 of this chapter (moderate
35 labor market need) for which the average wage level is a less
36 than moderate wage.

37 (viii) Two hundred twenty-five dollars (\$225), in the case of
38 a program described in section 7 of this chapter (less than a
39 moderate labor market need) for which the average wage
40 level is a moderate wage.

41 (ix) One hundred fifty dollars (\$150), in the case of a
42 program described in section 7 of this chapter (less than a



1 moderate labor market need) for which the average wage
2 level is a less than moderate wage.

3 STEP TWO: The number of pupils enrolled in an introductory
4 career and technical education course designated under section
5 8(a) of this chapter multiplied by three hundred dollars (\$300).

6 STEP THREE: The number of pupils enrolled in a
7 foundational career and technical education course designated
8 under section 8(a) of this chapter multiplied by one hundred
9 fifty dollars (\$150).

10 STEP FOUR: The number of pupils enrolled in an
11 apprenticeship, a cooperative education program, or a work
12 based learning course described in section 8(a) of this chapter
13 multiplied by three hundred dollars (\$300).

14 STEP FIVE: The number of pupils participating in a career
15 and technical education program in which pupils from
16 multiple schools are served at a common location **multiplied**
17 by one hundred fifty dollars (\$150).

18 **(d) This section expires July 1, 2018.**

19 SECTION 21. IC 20-43-8-13 IS ADDED TO THE INDIANA
20 CODE AS A NEW SECTION TO READ AS FOLLOWS
21 [EFFECTIVE JULY 1, 2017]: **Sec. 13. (a) This section applies to a**
22 **state fiscal year beginning after June 30, 2018.**

23 **(b) A school corporation shall count each pupil enrolled in a**
24 **program designated under section 7.5 of this chapter for the**
25 **purposes of determining a school corporation's career and**
26 **technical education enrollment grant under section 16 of this**
27 **chapter. Each school corporation shall report its pupil enrollment**
28 **count under this section to the department.**

29 **(c) A pupil may be counted in more than one (1) of the career**
30 **and technical education programs if the pupil is enrolled in more**
31 **than one (1) of the career and technical education programs at the**
32 **time pupil enrollment is determined.**

33 **(d) If the state board adjusts a count of ADM after a**
34 **distribution is made under this chapter, the adjusted count**
35 **retroactively applies to the grant amounts distributed to a school**
36 **corporation affected by the adjusted count. The department shall**
37 **settle any overpayment or underpayment of grant amounts**
38 **resulting from an adjusted count of ADM on a schedule**
39 **determined by the department and approved by the budget agency.**

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



1 (f) Each school corporation that receives a grant under this
 2 chapter must report to the department, in a manner prescribed by
 3 the department, the per pupil cost to the school corporation for
 4 each career and technical education program in which the school
 5 corporation includes pupils in the school corporation's enrollment
 6 count under subsection (b). The department shall post the school
 7 corporation's per pupil costs reported to the department under this
 8 subsection on the department's Internet web site.

9 SECTION 22. IC 20-43-8-14 IS ADDED TO THE INDIANA
 10 CODE AS A NEW SECTION TO READ AS FOLLOWS
 11 [EFFECTIVE JULY 1, 2017]: **Sec. 14. (a) Before December 1 of each**
 12 **year, the department of workforce development shall provide a**
 13 **report to all school corporations that includes the following**
 14 **information:**

15 (1) A list of the career and technical education courses that
 16 are designated by the department of workforce development
 17 as:

- 18 (A) an apprenticeship program;
- 19 (B) a cooperative education program;
- 20 (C) a work based learning course;
- 21 (D) a high need program;
- 22 (E) a moderate need program;
- 23 (F) a less than moderate need program;
- 24 (G) an introductory program; or
- 25 (H) a foundational career and technical education course.

26 (2) The labor market demand used to designate each career
 27 and technical education program under section 7.5 of this
 28 chapter.

29 (3) The average wage level used to designate each career and
 30 technical education program under section 7.5 of this chapter.

31 (4) If applicable, the labor market demand and average wage
 32 level data for specific regions, counties, and municipalities.

33 (5) Any other information pertinent to the methodology used
 34 by the department of workforce development to designate
 35 each career and technical education program under section
 36 7.5 of this chapter.

37 (b) The department of workforce development shall publish, on
 38 the department of workforce development's Internet web site, the
 39 list of career and technical education programs that are designated
 40 by the department of workforce development under section 7.5 of
 41 this chapter.

42 SECTION 23. IC 20-43-8-15 IS ADDED TO THE INDIANA



1 CODE AS A NEW SECTION TO READ AS FOLLOWS
 2 [EFFECTIVE JULY 1, 2017]: **Sec. 15. (a) This section applies after**
 3 **June 30, 2018.**

4 **(b) Not later than January 1 of each odd-numbered year, the**
 5 **department of workforce development shall update wage threshold**
 6 **data used to categorize career and technical education programs**
 7 **under section 7.5 of this chapter for use in the two (2) subsequent**
 8 **school years.**

9 **(c) The department of workforce development may not update**
 10 **wage threshold data as provided in subsection (b) more often than**
 11 **once each biennium.**

12 SECTION 24. IC 20-43-8-16 IS ADDED TO THE INDIANA
 13 CODE AS A NEW SECTION TO READ AS FOLLOWS
 14 [EFFECTIVE JULY 1, 2017]: **Sec. 16. (a) This section applies to**
 15 **state fiscal years beginning after June 30, 2018.**

16 **(b) A school corporation's career and technical education**
 17 **enrollment grant for a state fiscal year is the sum of the following**
 18 **amounts:**

19 **STEP ONE: For each career and technical education program**
 20 **provided by the school corporation:**

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

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

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

27 **(i) Six hundred eighty dollars (\$680) for a career and**
 28 **technical education program designated by the**
 29 **department of workforce development as a high need**
 30 **program under section 7.5 of this chapter.**

31 **(ii) Four hundred dollars (\$400) for a career and**
 32 **technical education program designated by the**
 33 **department of workforce development as a moderate**
 34 **need program under section 7.5 of this chapter.**

35 **(iii) Two hundred dollars (\$200) for a career and**
 36 **technical education program designated by the**
 37 **department of workforce development as a less than**
 38 **moderate need program under section 7.5 of this**
 39 **chapter.**

40 **STEP TWO: The number of pupils enrolled in an**
 41 **apprenticeship program, a cooperative education program, a**
 42 **foundational career and technical education course, or a work**



1 based learning course designated under section 7.5 of this
2 chapter multiplied by one hundred fifty dollars (\$150).

3 **STEP THREE: The number of pupils enrolled in an**
4 **introductory program designated under section 7.5 of this**
5 **chapter multiplied by three hundred dollars (\$300).**

6 **STEP FOUR: The number of pupils who travel from the**
7 **school in which they are currently enrolled to another school**
8 **to participate in a career and technical education program in**
9 **which pupils from multiple schools are served at a common**
10 **location multiplied by one hundred fifty dollars (\$150).**

11 SECTION 25. IC 20-43-8-18 IS ADDED TO THE INDIANA
12 CODE AS A NEW SECTION TO READ AS FOLLOWS
13 [EFFECTIVE JULY 1, 2017]: **Sec. 18. The department of workforce**
14 **development shall adopt rules under IC 4-22-2 that are necessary**
15 **to implement the duties of the department of workforce**
16 **development under this chapter.**

17 SECTION 26. IC 22-4.1-4-9, AS AMENDED BY P.L.141-2016,
18 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
19 JULY 1, 2017]: Sec. 9. (a) Before December 1 of each year, the
20 department shall provide the department of education (established by
21 IC 20-19-3-1) with a report, to be used to determine career and
22 technical education grant amounts in the state fiscal year beginning
23 after the year in which the report is provided, listing whether the labor
24 market demand for each generally recognized labor category is more
25 than moderate, moderate, or less than moderate. In the report, the
26 department shall categorize each of the career and technical education
27 programs using the following four (4) categories:

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

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

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

37 (4) All programs not covered by the employment demand
38 categories of subdivisions (1) through (3).

39 (b) Before December 1 of each year, the department shall provide
40 the department of education with a report, to be used to determine grant
41 amounts that will be distributed under IC 20-43-8 in the state fiscal
42 year beginning after the year in which the report is provided, listing



- 1 whether the average wage level for each generally recognized labor
- 2 category for which career and technical education programs are offered
- 3 is a high wage, a moderate wage, or a less than moderate wage.
- 4 (c) In preparing the labor market demand report under subsection
- 5 (a) and the average wage level report under subsection (b), the
- 6 department shall do the following:
- 7 (1) If possible, list the labor market demand and the average wage
- 8 level for specific regions, counties, and municipalities.
- 9 (2) Consider the information included in the occupational demand
- 10 report prepared by the department under section 10 of this
- 11 chapter.
- 12 (d) If a new career and technical education program is created by
- 13 rule of the state board of education, the department shall determine the
- 14 category in which the program should be included.
- 15 (e) **This section expires June 30, 2018.**



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.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred Senate Bill 198, 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 1, delete lines 1 through 8.

Page 2, reset in roman line 4.

Page 2, line 5, delete "(5)".

Page 2, line 5, strike "the state workforce innovation council;".

Page 3, reset in roman line 31.

Page 3, line 32, reset in roman "(C)".

Page 3, line 32, delete "(B)".

Page 3, line 34, reset in roman "(D)".

Page 3, line 34, delete "(C)".

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Page 3, line 35, reset in roman "(E)".

Page 3, line 35, delete "(D)".

Page 3, line 36, reset in roman "(F)".

Page 3, line 36, delete "(E)".

Page 3, line 37, delete "(F)".

Page 3, line 37, strike "The state workforce innovation council."

Page 4, reset in roman lines 13 through 17.

Page 6, delete lines 12 through 42, begin a new paragraph and insert:

"SECTION 8. IC 20-20-38-12, AS ADDED BY P.L.7-2011, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 12. (a) The state board shall review the legislative budget requests for secondary and postsecondary career and technical education prepared by the state educational institutions.

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

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

(c) After reviewing the state board's recommendations, and each agency's budget request, the budget committee shall make recommendations to the general assembly for funding to implement secondary and postsecondary career and technical education. The general assembly shall biennially appropriate state funds for secondary and postsecondary career and technical education and allocate federal funds available under 20 U.S.C. 2301 et seq. for secondary and postsecondary career and technical education. At least sixty percent (60%) of the federal funds available under 20 U.S.C. 2301 et seq. must be allocated to secondary level career and technical education to implement the long range state plan developed under section 4 of this chapter.



(d) The budget agency, with the advice of the state board, and the budget committee, may augment or proportionately reduce an allocation of federal funds made under subsection (c).

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

Delete page 7.

Page 8, delete lines 1 through 36.

Page 10, line 5, after "department" insert **", in consultation with the department of workforce development,"**.

Page 10, line 7, delete "schools in fifteen (15) school" and insert **"a school selected by the department in consultation with the department of workforce development. The department shall select fifteen (15) schools to participate in the pilot program, which must include the following:"**.

Page 10, delete lines 8 through 9.

Page 10, line 10, after "(5)" insert **"schools in"**.

Page 10, line 11, after "(5)" insert **"schools in"**.

Page 10, line 12, after "(5)" insert **"schools in"**.

Page 10, line 13, delete "." and insert **", unless the department determines that the pilot program should be continued for an additional year to improve implementation in the pilot schools selected under this subsection. If the department determines that the pilot program should be extended, the pilot program expires July 1, 2019.**

(i) Beginning July 1 in the year in which the pilot program described in subsection (h) expires, each school within a school corporation and charter school shall include in the school's curriculum for all students in grade 8 instruction in and the use of either:

- (1) the Indiana career explorer program and curriculum; or**
- (2) an alternative Internet based system and curriculum that provides students with career and college planning resources that has been approved by the department under subsection (j).**

(j) A school corporation or charter school may submit a request to the department to approve an alternative Internet based system and curriculum that provides students with career and college planning resources. The department, in consultation with the department of workforce development, may approve an alternative system and curriculum if the department determines that the alternative system:



- (1) has an aptitude assessment tool;
- (2) contains educational course track information;
- (3) has a tool for the preparation and development of the graduation plan prescribed in IC 20-30-4, including a parent sign in component; and
- (4) allows access to education and career demand information using data prepared by the department of workforce development."

Page 10, delete lines 14 through 42, begin a new paragraph and insert:

"SECTION 10. IC 20-43-1-14.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 14.5. "High value program"** means a career and technical education program that the department of workforce development recognizes as:

- (1) having a high employment demand and a high average wage level;
- (2) having a moderate employment demand and a high average wage level; or
- (3) having a high employment demand and a moderate average wage level.

SECTION 11. IC 20-43-1-15.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 15.5. "Less than moderate value program"** means a career and technical education program that the department of workforce development recognizes as:

- (1) having a low employment demand and a low average wage level;
- (2) having a moderate employment demand and a low average wage level; or
- (3) having a low employment demand and a moderate average wage level.

SECTION 12. IC 20-43-1-16.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 16.5. "Moderate value program"** means a career and technical education program that the department of workforce development recognizes as:

- (1) having a moderate employment demand and a moderate average wage level;
- (2) having a high employment demand and a low average wage level; or
- (3) having a low employment demand and a high average



wage level.

SECTION 13. IC 20-43-8-3, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 3. (a) Participation in a program is not required to the extent of full-time equivalency.

(b) **This subsection expires July 1, 2018.** The state board shall adopt rules that further define the nature and extent of participation and the type of program qualifying for approval.

(c) **This subsection applies after June 30, 2018. The state board shall adopt rules that further define the nature and extent of participation in a program qualifying for approval.**

~~(c)~~ (d) A count may not be made on any program that has not been approved by the state board or to the extent that a pupil is not participating to the extent required by any rule of the state board.

SECTION 14. IC 20-43-8-4, AS AMENDED BY P.L.213-2015, SECTION 221, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 4. In addition to the amount a school corporation is entitled to receive in basic tuition support, each school corporation is entitled to receive a grant for career and technical education programs. The amount of the grant is determined as follows:

~~(1)~~ For state fiscal years ending before July 1, 2015, under section 9 of this chapter.

~~(2)~~ (1) For state fiscal years beginning after June 30, 2015, and ending before July 1, 2018, under section 12 of this chapter.

(2) For state fiscal years beginning after June 30, 2018, under section 16 of this chapter.

SECTION 15. IC 20-43-8-5, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 5. (a) In a school corporation's duplicated count of pupils in programs addressing employment demand for individuals in labor market categories that are projected to need more than a moderate number of individuals, the school corporation shall count each pupil enrolled in each of the programs.

(b) A pupil may be counted in more than one (1) of the programs if the pupil is enrolled in more than one (1) program at the time pupil enrollment is determined.

(c) A pupil may be included in the duplicated count in this section and in the duplicated count of pupils in programs addressing employment demand that is moderate or less than moderate.

(d) **This section expires July 1, 2018.**

SECTION 16. IC 20-43-8-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2017]: Sec. 6. (a) In a school corporation's duplicated count of pupils in programs addressing employment demand for individuals in labor market categories that are projected to need a moderate number of individuals, the school corporation shall count each pupil enrolled in each of the programs.

(b) A pupil may be counted in more than one (1) of the programs if the pupil is enrolled in more than one (1) program at the time pupil enrollment is determined.

(c) A pupil may be included in the duplicated count in this section and in the duplicated count of pupils in programs addressing employment demand that is more than or less than moderate.

(d) This section expires July 1, 2018.

SECTION 17. IC 20-43-8-7, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 7. (a) In a school corporation's duplicated count of pupils in programs addressing employment demand for individuals in labor market categories that are projected to need less than a moderate number of individuals, the school corporation shall count each pupil enrolled in each of the programs.

(b) A pupil may be counted in more than one (1) of the programs if the pupil is enrolled in more than one (1) program at the time pupil enrollment is determined.

(c) A pupil may be included in the duplicated count in this section and in the duplicated count of pupils in programs addressing employment demand that is more than moderate or moderate.

(d) This section expires July 1, 2018.

SECTION 18. IC 20-43-8-7.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 7.5. (a) This section applies after June 30, 2018.**

(b) The department of workforce development shall designate each career and technical education program as:

- (1) an apprenticeship program;**
- (2) a cooperative education program;**
- (3) a work based learning program;**
- (4) a high value program;**
- (5) a moderate value program;**
- (6) a less than moderate value program;**
- (7) an introductory program; or**
- (8) a foundational career and technical education course.**

(c) If a new career and technical education program is created by rule, the department of workforce development, in consultation



with the department, shall determine the category in which the program is designated under subsection (b). A career and technical education program must be approved by the department of workforce development, in consultation with the department, in order for a school corporation to be eligible to receive a grant under section 16 of this chapter. However, the state board is responsible for implementing career and technical education programs in the manner prescribed in IC 20-20-38.

SECTION 19. IC 20-43-8-8, AS AMENDED BY P.L.213-2015, SECTION 222, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 8. (a) **This section applies to a state fiscal year ending before July 1, 2018.**

- (b) A school corporation shall count each pupil enrolled in:
- (1) each apprenticeship program;
 - (2) each cooperative education program;
 - (3) each work based learning course; and
 - (4) any program not covered by sections 5 through 7 of this chapter.

The department of workforce development, in consultation with the department, ~~and the Indiana works councils~~, shall designate each career and technical education course described in subdivision (4) as an introductory or a foundational career and technical education course for purposes of determining a school corporation's career and technical education enrollment grant under section 12 of this chapter.

~~(b)~~ (c) A pupil may be counted in more than one (1) of the programs if the pupil is enrolled in more than one (1) program at the time pupil enrollment is determined.

~~(c)~~ (d) A pupil may be included in the duplicated count in this section and in the duplicated count of pupils in programs addressing employment demand that is more than moderate, moderate, or less than moderate.

(e) **This section expires July 1, 2018.**

SECTION 20. IC 20-43-8-12, AS ADDED BY P.L.213-2015, SECTION 224, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 12. (a) This section applies to state fiscal years beginning after June 30, 2015, **and ending before July 1, 2018.**

(b) The average wage level to be used in this section is the average wage level that was determined under section 2(b) of this chapter (repealed) and set forth in the 2014 report. The department shall use the 2014 report to determine career and technical education grant amounts in state fiscal year 2015-2016 and in state fiscal year



2016-2017.

(c) A school corporation's career and technical education enrollment grant for a state fiscal year is the sum of the following amounts:

STEP ONE: For each career and technical education program provided by the school corporation:

(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) Five hundred dollars (\$500), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level is a high wage.

(ii) Four hundred fifty dollars (\$450), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level is a moderate wage.

(iii) Four hundred fifty dollars (\$450), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level is a high wage.

(iv) Three hundred dollars (\$300), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level is a less than moderate wage.

(v) Three hundred dollars (\$300), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level is a moderate wage.

(vi) Three hundred dollars (\$300), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level is a high wage.

(vii) Two hundred twenty-five dollars (\$225), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level is a less than moderate wage.

(viii) Two hundred twenty-five dollars (\$225), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level is a moderate wage.

(ix) One hundred fifty dollars (\$150), in the case of a



program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level is a less than moderate wage.

STEP TWO: The number of pupils enrolled in an introductory career and technical education course designated under section 8(a) of this chapter multiplied by three hundred dollars (\$300).

STEP THREE: The number of pupils enrolled in a foundational career and technical education course designated under section 8(a) of this chapter multiplied by one hundred fifty dollars (\$150).

STEP FOUR: The number of pupils enrolled in an apprenticeship, a cooperative education program, or a work based learning course described in section 8(a) of this chapter multiplied by three hundred dollars (\$300).

STEP FIVE: The number of pupils participating in a career and technical education program in which pupils from multiple schools are served at a common location **multiplied** by one hundred fifty dollars (\$150).

(d) This section expires July 1, 2018.

SECTION 21. IC 20-43-8-13 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 13. (a) This section applies to a state fiscal year beginning after June 30, 2018.**

(b) A school corporation shall count each pupil enrolled in a program designated under section 7.5 of this chapter for the purposes of determining a school corporation's career and technical education enrollment grant under section 16 of this chapter. Each school corporation shall report its pupil enrollment count under this section to the department.

(c) A pupil may be counted in more than one (1) of the career and technical education programs if the pupil is enrolled in more than one (1) of the career and technical education programs at the time pupil enrollment is determined.

(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 school corporation affected by the adjusted count. The department shall settle any overpayment or underpayment of grant amounts resulting from an adjusted count of ADM on a 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.

(f) Each school corporation that receives a grant under this chapter must report to the department, in a manner prescribed by the department, the per pupil cost to the school corporation for each career and technical education program in which the school corporation includes pupils in the school corporation's enrollment count under subsection (b). The department shall post the school corporation's per pupil costs reported to the department under this subsection on the department's Internet web site.

SECTION 22. IC 20-43-8-14 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 14. (a) Before December 1 of each year, the department of workforce development shall provide a report to all school corporations that includes the following information:**

(1) A list of the career and technical education courses that are designated by the department of workforce development as:

- (A) an apprenticeship program;**
- (B) a cooperative education program;**
- (C) a work based learning course;**
- (D) a high value program;**
- (E) a moderate value program;**
- (F) a less than moderate value program;**
- (G) an introductory program; or**

(H) a foundational career and technical education course.

(2) The labor market demand used to designate each career and technical education program under section 7.5 of this chapter.

(3) The average wage level used to designate each career and technical education program under section 7.5 of this chapter.

(4) If applicable, the labor market demand and average wage level data for specific regions, counties, and municipalities.

(5) Any other information pertinent to the methodology used by the department of workforce development to designate each career and technical education program under section 7.5 of this chapter.

(b) The department of workforce development shall publish, on the department of workforce development's Internet web site, the list of career and technical education programs that are designated by the department of workforce development under section 7.5 of this chapter.



SECTION 23. IC 20-43-8-15 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 15. (a) This section applies after June 30, 2018.**

(b) Not later than January 1 of each odd-numbered year, the department of workforce development shall update wage threshold data used to categorize career and technical education programs under section 7.5 of this chapter for use in the two (2) subsequent school years.

(c) The department of workforce development may not update wage threshold data as provided in subsection (b) more often than once each biennium.

SECTION 24. IC 20-43-8-16 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 16. (a) This section applies to state fiscal years beginning after June 30, 2018.**

(b) A school corporation's career and technical education enrollment grant for a state fiscal year is the sum of the following amounts:

STEP ONE: For each career and technical education program provided by the school corporation:

(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) Six hundred eighty dollars (\$680) for a career and technical education program designated by the department of workforce development as a high value program under section 7.5 of this chapter.

(ii) Four hundred dollars (\$400) for a career and technical education program designated by the department of workforce development as a moderate value program under section 7.5 of this chapter.

(iii) Two hundred dollars (\$200) for a career and technical education program designated by the department of workforce development as a less than moderate value program under section 7.5 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 7.5 of this chapter multiplied by one hundred fifty dollars (\$150).

STEP THREE: The number of pupils enrolled in an introductory program designated under section 7.5 of this chapter multiplied by three hundred dollars (\$300).

STEP FOUR: The number of pupils who travel from the school in which they are currently enrolled to another school to participate in a career and technical education program in which pupils from multiple schools are served at a common location multiplied by one hundred fifty dollars (\$150).

SECTION 25. IC 20-43-8-18 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 18. The department of workforce development shall adopt rules under IC 4-22-2 that are necessary to implement the duties of the department of workforce development under this chapter.**

SECTION 26. IC 22-4.1-4-9, AS AMENDED BY P.L.141-2016, SECTION 13, IS AMENDED TO READ AS FOLLOWS [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.

(e) This section expires June 30, 2018."

Delete pages 11 through 20.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 198 as printed February 24, 2017.)

BROWN T

Committee Vote: yeas 18, nays 0.

HOUSE MOTION

Mr. Speaker: I move that Engrossed Senate Bill 198 be amended to read as follows:

Page 9, line 12, delete "value" and insert "**need**".

Page 9, line 23, delete "value" and insert "**need**".

Page 9, line 34, delete "value" and insert "**need**".

Page 11, line 35, delete "value" and insert "**need**".

Page 11, line 36, delete "value" and insert "**need**".

Page 11, line 37, delete "value" and insert "**need**".

Page 15, line 21, delete "value" and insert "**need**".



Page 15, line 22, delete "value" and insert "**need**".

Page 15, line 23, delete "value" and insert "**need**".

Page 16, line 29, delete "value" and insert "**need**".

Page 16, line 34, delete "value" and insert "**need**".

Page 16, line 38, delete "value" and insert "**need**".

(Reference is to ESB 198 as printed March 31, 2017.)

HUSTON

