

# SENATE BILL No. 220

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 20-24-8-5; IC 20-32-8.5-2.

**Synopsis:** Reading assessments. Requires, after June 30, 2019, that the state superintendent of public instruction's reading deficiency remediation plan (IREAD) must include a reading evaluation for students by grade 2. Provides that a student who requires remediation after the student is evaluated in grade 2 must receive remedial action and be reevaluated in grade 3. Provides that if the student remains below standard after receiving remedial action and being reevaluated in grade 3, the student, after other methods of remediation have been evaluated or used, or both, may be retained as a last resort.

**Effective:** July 1, 2018.

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January 3, 2018, read first time and referred to Committee on Education and Career Development.

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Second Regular Session 120th General Assembly (2018)

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 2017 Regular Session of the General Assembly.

## SENATE BILL No. 220

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 20-24-8-5, AS AMENDED BY P.L.242-2017,  
2 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2018]: Sec. 5. The following statutes and rules and guidelines  
4 adopted under the following statutes apply to a charter school:  
5 (1) IC 5-11-1-9 (required audits by the state board of accounts).  
6 (2) IC 20-39-1-1 (unified accounting system).  
7 (3) IC 20-35 (special education).  
8 (4) IC 20-26-5-10 (criminal history).  
9 (5) IC 20-26-5-6 (subject to laws requiring regulation by state  
10 agencies).  
11 (6) IC 20-28-10-12 (nondiscrimination for teacher marital status).  
12 (7) IC 20-28-10-14 (teacher freedom of association).  
13 (8) IC 20-28-10-17 (school counselor immunity).  
14 (9) For conversion charter schools only if the conversion charter  
15 school elects to collectively bargain under IC 20-24-6-3(b),  
16 IC 20-28-6, IC 20-28-7.5, IC 20-28-8, IC 20-28-9, and  
17 IC 20-28-10.



- 1 (10) IC 20-33-2 (compulsory school attendance).  
 2 (11) IC 20-33-3 (limitations on employment of children).  
 3 (12) IC 20-33-8-19, IC 20-33-8-21, and IC 20-33-8-22 (student  
 4 due process and judicial review).  
 5 (13) IC 20-33-8-16 (firearms and deadly weapons).  
 6 (14) IC 20-34-3 (health and safety measures).  
 7 (15) IC 20-33-9 (reporting of student violations of law).  
 8 (16) IC 20-30-3-2 and IC 20-30-3-4 (patriotic commemorative  
 9 observances).  
 10 (17) IC 20-31-3, IC 20-32-4, IC 20-32-5 (for a school year ending  
 11 before July 1, 2018), IC 20-32-5.1 (for a school year beginning  
 12 after June 30, 2018), IC 20-32-8, and IC 20-32-8.5, as provided  
 13 in IC 20-32-8.5-2(b) **(before July 1, 2019) and IC 20-32-8.5-2(c)**  
 14 **(after June 30, 2019)** (academic standards, accreditation,  
 15 assessment, and remediation).  
 16 (18) IC 20-33-7 (parental access to education records).  
 17 (19) IC 20-31 (accountability for school performance and  
 18 improvement).  
 19 (20) IC 20-30-5-19 (personal financial responsibility instruction).  
 20 (21) IC 20-26-5-37.3, before its expiration (career and technical  
 21 education reporting).  
 22 SECTION 2. IC 20-32-8.5-2, AS AMENDED BY P.L.160-2012,  
 23 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 24 JULY 1, 2018]: Sec. 2. (a) Except as provided in subsection (b), ~~or~~ (c),  
 25 **or (d)**, the plan required by this chapter must include the following:  
 26 (1) Reading skill standards for grade 1 through grade 3.  
 27 (2) **This subdivision applies before July 1, 2019.** An emphasis  
 28 on a method for making determinant evaluations by grade 3 that  
 29 might require remedial action for the student, including retention  
 30 as a last resort, after other methods of remediation have been  
 31 evaluated or used, or both, if reading skills are below the  
 32 standard. Appropriate consultation with parents or guardians must  
 33 be part of the plan.  
 34 (3) **This subdivision applies after June 30, 2019. An emphasis**  
 35 **on a method for making determinant evaluations by grade 2**  
 36 **that might require retention or remedial action for the**  
 37 **student in grade 2 or grade 3. A student who requires**  
 38 **remediation after the student is evaluated in grade 2 must**  
 39 **receive remedial action and be reevaluated in grade 3. If the**  
 40 **student remains below standard after receiving remedial**  
 41 **action and being reevaluated in grade 3, the student, after**  
 42 **other methods of remediation have been evaluated or used, or**



- 1           **both, may be retained as a last resort. If a student is not on**  
 2           **track to meet grade level reading expectations as required by**  
 3           **the plan, the student's teacher may suggest remedial action,**  
 4           **including retention of the student. Appropriate consultation**  
 5           **with parents or guardians must be part of the plan.**  
 6           ~~(3)~~ **(4)** The fiscal impact of each component of the plan, if any. In  
 7           determining whether a component has a fiscal impact,  
 8           consideration shall be given to whether the component will  
 9           increase costs to the state or a school corporation or require the  
 10          state or school corporation to reallocate resources.  
 11          **(b) This subsection applies before July 1, 2019.** For a charter  
 12          school, as defined in IC 20-24-1-4, a plan may include only the  
 13          following:  
 14                  (1) A method for making determinant evaluations of reading skills  
 15                  by grade 3.  
 16                  (2) Retention as a last resort for students reading below grade  
 17                  level as measured by the evaluation or assessment.  
 18          **(c) This subsection applies after June 30, 2019. For a charter**  
 19          **school, as defined in IC 20-24-1-4, a plan may include only the**  
 20          **requirements provided in subsection (a)(3).**  
 21          ~~(e)~~ **(d)** This subsection applies to a public school that is not a charter  
 22          school. A school corporation may receive a waiver of the requirements  
 23          provided in 511 IAC 6.2-3.1-4(a)(2) if the state board approves an  
 24          alternative reading plan provided by the school corporation.

