

SENATE BILL No. 307

DIGEST OF INTRODUCED BILL

Citations Affected: IC 12-7-2; IC 12-17.2; IC 20-19-3.

Synopsis: Early learning. Raises the annual income eligibility for an eligible child to 138% of the federal poverty level. (Currently, the eligibility is 127% of the federal poverty level.) Removes certain restrictions on how the office of the secretary of family and social services may award grants. Changes the prekindergarten pilot program to the prekindergarten program and removes the expiration date. Makes conforming changes.

Effective: July 1, 2023.

Walker K

January 12, 2023, read first time and referred to Committee on Appropriations.



First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

SENATE BILL No. 307

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

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

1 SECTION 1. IC 12-7-2-91, AS AMENDED BY P.L.184-2017,
2 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2023]: Sec. 91. "Fund" means the following:
4 (1) For purposes of IC 12-12-1-9, the fund described in
5 IC 12-12-1-9.
6 (2) For purposes of IC 12-15-20, the meaning set forth in
7 IC 12-15-20-1.
8 (3) For purposes of IC 12-17-12, the meaning set forth in
9 IC 12-17-12-4.
10 **(4) For purposes of IC 12-17.2-7.2, the meaning set forth in**
11 **IC 12-17.2-7.2-4.7.**
12 ~~(4)~~ **(5)** For purposes of IC 12-17.6, the meaning set forth in
13 IC 12-17.6-1-3.
14 ~~(5)~~ **(6)** For purposes of IC 12-23-2, the meaning set forth in
15 IC 12-23-2-1.
16 ~~(6)~~ **(7)** For purposes of IC 12-23-18, the meaning set forth in
17 IC 12-23-18-4.



1 (7) **(8)** For purposes of IC 12-24-6, the meaning set forth in
2 IC 12-24-6-1.

3 (8) **(9)** For purposes of IC 12-24-14, the meaning set forth in
4 IC 12-24-14-1.

5 (9) **(10)** For purposes of IC 12-30-7, the meaning set forth in
6 IC 12-30-7-3.

7 SECTION 2. IC 12-7-2-139.3 IS REPEALED [EFFECTIVE JULY
8 1, 2023]. ~~Sec. 139.3. "Pilot fund", for purposes of IC 12-17.2-7.2, has~~
9 ~~the meaning set forth in IC 12-17.2-7.2-4.7.~~

10 SECTION 3. IC 12-17.2-7.2-1, AS AMENDED BY P.L.268-2019,
11 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2023]: Sec. 1. As used in this chapter, "eligible child" refers
13 to an individual who:

14 (1) is at least four (4) years of age and less than five (5) years of
15 age on August 1 of the state fiscal year for which a grant is sought
16 under the prekindergarten ~~pilot~~ program;

17 (2) is a resident of Indiana or otherwise has legal settlement in
18 Indiana, as determined under IC 20-26-11;

19 (3) is a member of a household with an annual income that does
20 not exceed ~~one hundred twenty-seven percent (127%)~~ **one**
21 **hundred thirty-eight percent (138%)** of the federal poverty
22 level;

23 (4) receives qualified early education services from an eligible
24 provider, as determined by the office;

25 (5) has a parent or guardian who participates in a parental
26 engagement and involvement component provided by the eligible
27 provider;

28 (6) has a parent or guardian who agrees to ensure that the child
29 meets the attendance requirements determined by the office; and

30 (7) meets the requirements under section 7.2(a) and 7.2(c) of this
31 chapter.

32 SECTION 4. IC 12-17.2-7.2-2.5, AS ADDED BY P.L.268-2019,
33 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2023]: Sec. 2.5. As used in this chapter, "limited eligibility
35 child" refers to an individual who:

36 (1) is at least four (4) years of age and less than five (5) years of
37 age on August 1 of the state fiscal year for which a grant is sought
38 under the prekindergarten ~~pilot~~ program;

39 (2) is a resident of Indiana or otherwise has legal settlement in
40 Indiana, as determined under IC 20-26-11;

41 (3) receives qualified early education services from an eligible
42 provider, as determined by the office;



- 1 (4) has a parent or guardian who agrees to ensure that the child
 2 meets the attendance requirements determined by the office;
 3 (5) has a parent or guardian who participates in a parental
 4 engagement and involvement component provided by the eligible
 5 provider;
 6 (6) is a member of a household with an annual income that does
 7 not exceed one hundred eighty-five percent (185%) of the federal
 8 poverty level;
 9 (7) meets the requirements of section 7.2(b) and 7.2(c) of this
 10 chapter; and
 11 (8) is not an eligible child.

12 SECTION 5. IC 12-17.2-7.2-4.7, AS ADDED BY P.L.184-2017,
 13 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2023]: Sec. 4.7. As used in this chapter, "~~pilot~~" fund" refers
 15 to the prekindergarten ~~pilot~~ program fund established by section 13.5
 16 of this chapter.

17 SECTION 6. IC 12-17.2-7.2-5, AS AMENDED BY P.L.184-2017,
 18 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 JULY 1, 2023]: Sec. 5. As used in this chapter, "prekindergarten ~~pilot~~
 20 program" refers to the prekindergarten ~~pilot~~ program established under
 21 section 7 of this chapter.

22 SECTION 7. IC 12-17.2-7.2-7, AS AMENDED BY P.L.268-2019,
 23 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2023]: Sec. 7. (a) The ~~office may establish~~ a prekindergarten
 25 ~~pilot~~ program **is established** to provide grants for:

- 26 (1) qualified early education services in a manner consistent with
 27 how funds are distributed under the Child Care and Development
 28 Fund (CCDF) grant program; and
 29 (2) expansion plans as described in section 7.4(a)(2) of this
 30 chapter.

31 (b) The office shall administer the prekindergarten ~~pilot~~ program.
 32 The prekindergarten ~~pilot~~ program may include:

- 33 (1) eligible providers in Indiana; and
 34 (2) potential eligible providers or existing eligible providers as
 35 described in section 7.4 of this chapter.

36 (c) ~~Before July 1, 2017, the prekindergarten pilot program includes~~
 37 ~~eligible providers in the following pilot counties:~~

- 38 (1) ~~Allen~~.
 39 (2) ~~Jackson~~.
 40 (3) ~~Lake~~.
 41 (4) ~~Marion~~.
 42 (5) ~~Vanderburgh~~.



1 The total number of grants the office awards to eligible children in a
 2 county listed in this subsection during a state fiscal year may not be
 3 less than the total number of grants the office awarded to eligible
 4 children in that county during the immediately preceding state fiscal
 5 year unless the office determines that there is an insufficient number of
 6 eligible children or eligible providers in the county to justify the total
 7 number of grants for that county. Beginning July 1, 2020, the total
 8 number of grants during the immediately preceding state fiscal year
 9 shall include the number of grants issued under a preschool program
 10 established in March 2015 that operates in a consolidated city.

11 ~~(d)~~ After June 30, 2017, and before July 1, 2019, in addition to the
 12 counties listed under subsection (c), the prekindergarten pilot program
 13 includes eligible providers in fifteen (15) additional counties. In
 14 determining which counties are designated as pilot counties under this
 15 subsection, the office shall give preference to counties that are
 16 primarily rural. The total number of grants the office awards to eligible
 17 children in a county designated under this subsection during a state
 18 fiscal year may not be less than the total number of grants the office
 19 awarded to eligible children in that county during the immediately
 20 preceding state fiscal year unless the office determines that there is an
 21 insufficient number of eligible children or eligible providers in the
 22 county to justify the total number of grants for that county.

23 ~~(e)~~ In addition to the counties listed in subsection (c) and counties
 24 designated under subsection (d), ~~(d)~~ The prekindergarten pilot program
 25 includes eligible providers in any county in Indiana.

26 ~~(f)~~ ~~(e)~~ Subject to the requirements of this chapter, the office shall
 27 determine:

- 28 (1) the eligibility requirements, application process, and selection
 29 process for awarding grants under the prekindergarten pilot
 30 program;
- 31 (2) the administration and reporting requirements for:
 - 32 (A) eligible providers; and
 - 33 (B) potential eligible providers or existing eligible providers;
 34 participating in the prekindergarten pilot program; and
- 35 (3) with the assistance of the early learning advisory committee,
 36 an appropriate outcomes based accountability system for:
 - 37 (A) eligible providers; and
 - 38 (B) potential eligible providers or existing eligible providers.

39 ~~(g)~~ Before implementing the prekindergarten pilot program, the
 40 office shall submit the provisions of the prekindergarten pilot program
 41 to the state board of education for the state board of education's review
 42 and comment.



1 ~~(h)~~ (f) The office shall, subject to the availability of funding,
 2 determine the number of eligible children who will participate in the
 3 prekindergarten ~~pilot~~ program. After December 31, 2019, the office
 4 shall, subject to the availability of funding, determine the number of
 5 limited eligibility children who will participate in the prekindergarten
 6 ~~pilot~~ program.

7 SECTION 8. IC 12-17.2-7.2-7.3, AS AMENDED BY P.L.268-2019,
 8 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2023]: Sec. 7.3. The office shall require, for an eligible
 10 provider to enroll in the prekindergarten ~~pilot~~ program, that the eligible
 11 provider agree to the following:

12 (1) Comply on a continuing basis with the requirements under this
 13 chapter and rules for participation established by the office.

14 (2) Maintain eligibility under this chapter throughout the
 15 prekindergarten program year.

16 (3) Report immediately any changes in eligibility status to the
 17 office, including the eligible provider's loss of national or regional
 18 accreditation.

19 (4) Participate in any training and mandatory meetings required
 20 by the office.

21 (5) Participate in all onsite visits conducted by the office,
 22 including fiscal auditing activities with regard to the
 23 prekindergarten ~~pilot~~ program and prekindergarten program
 24 activity monitoring.

25 (6) Allow families of eligible or limited eligibility children
 26 enrolled in the prekindergarten program of the eligible provider
 27 to visit at any time the prekindergarten program is in operation.

28 (7) Maintain accurate online attendance records through the
 29 attendance portal for eligible or limited eligibility children
 30 enrolled in the prekindergarten ~~pilot~~ program and submit
 31 attendance records as required by the office.

32 (8) Offer parental engagement and involvement activities in the
 33 prekindergarten program of the eligible provider in alignment
 34 with the family engagement framework adopted by the early
 35 learning advisory committee established by IC 12-17.2-3.8-5.

36 (9) Complete, within the period established by the office, the
 37 Indiana early childhood family engagement toolkit, including the
 38 family engagement self-assessment, adopted by the early learning
 39 advisory committee.

40 (10) Share information on the family engagement self-assessment
 41 described in subdivision (9) as required by the office.

42 (11) Participate in research studies as required by the office.



- 1 (12) Enforce minimum attendance requirements of at least
 2 eighty-five percent (85%) of the days that the prekindergarten
 3 program of the eligible provider is offered to an eligible or limited
 4 eligibility child.
- 5 (13) Inform the office that an eligible or limited eligibility child
 6 has withdrawn from the prekindergarten program of the eligible
 7 provider not later than five (5) days after the eligible or limited
 8 eligibility child is withdrawn.
- 9 (14) That retroactive repayment to the state may be required or
 10 future payments may be adjusted as a result of the withdrawal of
 11 an eligible or limited eligibility child or changes in the law.
- 12 (15) Maintain records of participation by a family of an eligible
 13 or limited eligibility child in family engagement activities and
 14 submit records as required by the office.
- 15 (16) Promote an eligible or limited eligibility child's social,
 16 emotional, and behavioral health and eliminate or severely limit
 17 the use of expulsion, suspension, and other exclusionary
 18 discipline practices.
- 19 (17) Use the exclusionary discipline practices described in
 20 subdivision (16) only as a last resort in extraordinary
 21 circumstances when there is a determination of a serious safety
 22 threat that cannot otherwise be reduced or eliminated by the
 23 provision of reasonable modifications.
- 24 (18) Inform and receive approval from the office before the
 25 eligible provider expels, suspends, or uses other exclusionary
 26 discipline practices.
- 27 (19) Assist a parent or guardian, upon request by the parent or
 28 guardian, in obtaining information from, referral to, or both
 29 information from and referral to, the public school that serves the
 30 attendance area in which the parent or guardian resides for an
 31 educational evaluation and determination of eligibility for special
 32 education services if developmental delays or reasons to suspect
 33 a disability are observed by the parent, guardian, or teacher of an
 34 eligible or limited eligibility child during the prekindergarten
 35 program year.
- 36 SECTION 9. IC 12-17.2-7.2-7.4, AS AMENDED BY P.L.268-2019,
 37 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2023]: Sec. 7.4. (a) To qualify as a potential eligible provider
 39 or existing eligible provider, an applicant must:
- 40 (1) provide an expansion plan to the office that details the
 41 potential eligible provider's or existing eligible provider's plan to:
 42 (A) increase the capacity of providers of qualified early



- 1 education services to serve a greater number of eligible or
 2 limited eligibility children;
- 3 (B) increase the number of providers of qualified early
 4 education services; or
- 5 (C) increase the capacity as described in clause (A) and
 6 increase the number as described in clause (B);
- 7 (2) comply with the agreement with the office concerning the plan
 8 under subdivision (1) and the use of a grant awarded under this
 9 chapter;
- 10 (3) agree:
- 11 (A) to operate as an eligible provider; or
- 12 (B) that the applicant intends to operate as an eligible
 13 provider;
- 14 (4) agree that the applicant will not use any grant funds awarded
 15 under this section for capital expenditures; and
- 16 (5) comply with any other standards and procedures established
 17 under this chapter.
- 18 (b) Subject to subsections (c) and (d), the office may award a grant
 19 to an applicant that meets the requirements of subsection (a).
- 20 (c) The office may not use more than a total of twenty percent (20%)
 21 of the money in the ~~pilot~~ fund each state fiscal year:
- 22 (1) for grants awarded under this chapter to potential eligible
 23 providers and existing eligible providers for expansion plans; and
- 24 (2) to meet any state match amounts required for a federal grant
 25 described in subsection (f).
- 26 (d) The office may not award grant funds under this section to an
 27 applicant for any of the following:
- 28 (1) The purchase of land or a building.
- 29 (2) The construction or expansion of a building.
- 30 (e) If a potential eligible provider or existing eligible provider fails
 31 to:
- 32 (1) use the grant funds in accordance with the expansion plan
 33 described in subsection (a); or
- 34 (2) comply with the agreement entered into with the office under
 35 subsection (a);
- 36 the potential eligible provider or existing eligible provider shall repay
 37 to the office the total amount of the grant awarded to the potential
 38 eligible provider or existing eligible provider under this chapter.
- 39 (f) The office may use money in the ~~pilot~~ fund that is allocated for
 40 expansion plans under this section for a state fiscal year to meet any
 41 state match amounts required for a federal grant if the purpose of the
 42 federal grant is that the grant money be used for increasing:



1 (1) the capacity;
 2 (2) the number; or
 3 (3) both the capacity and number;
 4 of providers of early education services for children four (4) years of
 5 age.

6 SECTION 10. IC 12-17.2-7.2-7.5, AS AMENDED BY
 7 P.L.184-2017, SECTION 24, IS AMENDED TO READ AS
 8 FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 7.5. The office may
 9 adopt rules under IC 4-22-2 concerning the implementation and the
 10 administration of the prekindergarten ~~pilot~~ program.

11 SECTION 11. IC 12-17.2-7.2-7.8, AS AMENDED BY
 12 P.L.268-2019, SECTION 12, IS AMENDED TO READ AS
 13 FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 7.8. (a) The office shall
 14 make random onsite inspections each year, as determined necessary by
 15 the office, at the facility of:

16 (1) an eligible provider; or
 17 (2) a potential eligible provider or existing eligible provider;
 18 that receives a grant under this chapter.

19 (b) The office may determine that an eligible provider or potential
 20 eligible provider or existing eligible provider is not eligible to receive
 21 a grant under the prekindergarten ~~pilot~~ program if the eligible provider
 22 or potential eligible provider or existing eligible provider:

23 (1) fails to comply with this chapter; or
 24 (2) refuses to allow, during normal business hours, the office or
 25 an agent of the office to inspect the facility at which the eligible
 26 provider or potential eligible provider or existing eligible provider
 27 operates a child care program for eligible or limited eligibility
 28 children.

29 SECTION 12. IC 12-17.2-7.2-8, AS AMENDED BY P.L.268-2019,
 30 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 JULY 1, 2023]: Sec. 8. (a) The office shall determine:

32 (1) which applicants shall be awarded a grant; and
 33 (2) subject to subsection (b) and to the availability of funding, the
 34 amount of each grant.

35 (b) At least five percent (5%) but not more than fifty percent (50%)
 36 of the:

37 (1) tuition for eligible or limited eligibility children under the
 38 prekindergarten ~~pilot~~ program; or
 39 (2) expansion plan described in section 7.4(a) of this chapter;
 40 during the state fiscal year must be paid from donations, gifts, grants,
 41 bequests, and other funds received from a private entity or person, from
 42 the United States government, or from other sources (excluding funds



1 from a grant provided under this chapter and excluding other state
 2 funding). The office may receive and administer grants on behalf of the
 3 prekindergarten ~~pilot~~ program. The grants shall be distributed by the
 4 office to fulfill the requirements of this subsection.

5 (c) The amount of a grant made under the ~~pilot~~ program to an
 6 eligible or limited eligibility child:

7 (1) who attends a prekindergarten program full time must equal
 8 at least two thousand five hundred dollars (\$2,500) during the
 9 state fiscal year; and

10 (2) may not exceed six thousand eight hundred dollars (\$6,800)
 11 from state money provided under this chapter during the state
 12 fiscal year.

13 SECTION 13. IC 12-17.2-7.2-8.1, AS AMENDED BY
 14 P.L.216-2021, SECTION 5, IS AMENDED TO READ AS FOLLOWS
 15 [EFFECTIVE JULY 1, 2023]: Sec. 8.1. (a) If funds are appropriated by
 16 the general assembly, grants to limited eligibility children may not
 17 exceed:

18 (1) twenty percent (20%) of the amount appropriated for a
 19 particular state fiscal year if families with children four (4) years
 20 of age are on the waiting list for funds available under the Child
 21 Care Development Fund; or

22 (2) forty percent (40%) of the amount appropriated for a
 23 particular state fiscal year if there is no waiting list for children
 24 four (4) years of age for funds available under the Child Care
 25 Development Fund.

26 (b) During the priority enrollment period, the office shall provide
 27 grants to eligible children in the prekindergarten ~~pilot~~ program on a
 28 first-come, first-served basis. The office shall date stamp and reserve
 29 applications for limited eligibility children received during the priority
 30 enrollment period for processing during the extended enrollment
 31 period.

32 (c) During the extended enrollment period, the office shall provide
 33 grants to eligible children and limited eligibility children in the
 34 prekindergarten ~~pilot~~ program on a first-come, first-served basis to the
 35 extent of available funding and in accordance with the limit established
 36 by subsection (a).

37 SECTION 14. IC 12-17.2-7.2-11, AS AMENDED BY
 38 P.L.165-2021, SECTION 142, IS AMENDED TO READ AS
 39 FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 11. Except as provided
 40 under IC 20-51-1-4.3(4)(E), the receipt of a grant under the ~~pilot~~
 41 **prekindergarten** program does not qualify, nor have an effect on the
 42 qualification or eligibility, of a child for a choice scholarship under



1 IC 20-51-4.

2 SECTION 15. IC 12-17.2-7.2-12, AS AMENDED BY
3 P.L.184-2017, SECTION 29, IS AMENDED TO READ AS
4 FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 12. (a) The office, **in**
5 **cooperation with the department of education**, shall **periodically**
6 carry out a longitudinal study of students who participate in the
7 prekindergarten ~~pilot~~ program to determine the achievement levels of
8 those students in kindergarten and later grades.

9 (b) The longitudinal study must include a comparison of test and
10 assessment results in grade 3 of:

11 (1) the eligible children who participated in the prekindergarten
12 ~~pilot~~ program; and

13 (2) a control group determined by the office that consists of
14 children who did not participate in the prekindergarten ~~pilot~~
15 program.

16 (c) The office may, after consulting with the state board of
17 education, enter into a contract with one (1) or more persons to carry
18 out the longitudinal study under this section. The office may expend
19 not more than one million dollars (\$1,000,000) from the funds
20 appropriated under section 9 of this chapter (repealed) to carry out the
21 longitudinal study.

22 SECTION 16. IC 12-17.2-7.2-13, AS AMENDED BY
23 P.L.268-2019, SECTION 15, IS AMENDED TO READ AS
24 FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 13. (a) The office shall,
25 before November 1 of each year, submit a report to the governor, the
26 budget committee, the state board of education, the department of
27 education, and, in an electronic format under IC 5-14-6, the general
28 assembly regarding the prekindergarten ~~pilot~~ program.

29 (b) The report under subsection (a) must include the following:

30 (1) The total number of children who received a grant under the
31 prekindergarten ~~pilot~~ program for the immediately preceding state
32 fiscal year, disaggregated by county.

33 (2) The total amount of funds budgeted for and spent under the
34 prekindergarten ~~pilot~~ program during the immediately preceding
35 state fiscal year.

36 (3) The balance remaining in the ~~pilot~~ fund at the end of the
37 immediately preceding state fiscal year.

38 SECTION 17. IC 12-17.2-7.2-13.1, AS ADDED BY P.L.268-2019,
39 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
40 JULY 1, 2023]: Sec. 13.1. The office shall post monthly on the office's
41 ~~Internet web site~~ **website** the total enrollment of and number of grants
42 awarded to:



- 1 (1) all eligible children (before January 1, 2020); and
- 2 (2) after December 31, 2019, both:
 - 3 (A) all eligible children; and
 - 4 (B) all limited eligibility children;
- 5 for each county that participates in the prekindergarten ~~pilot~~ program.
- 6 SECTION 18. IC 12-17.2-7.2-13.5, AS AMENDED BY
- 7 P.L.156-2020, SECTION 60, IS AMENDED TO READ AS
- 8 FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 13.5. (a) The
- 9 prekindergarten ~~pilot~~ program fund is established to:
 - 10 (1) provide grants to eligible or limited eligibility children for
 - 11 qualified early education services under this chapter;
 - 12 (2) carry out the longitudinal study described in section 12 of this
 - 13 chapter;
 - 14 (3) provide grants to potential eligible providers and existing
 - 15 eligible providers as set forth in section 7.4 of this chapter; and
 - 16 (4) make payments to reimburse costs incurred to provide
 - 17 in-home early education services under IC 12-17.2-7.5.
 - 18 (b) The fund consists of:
 - 19 (1) money appropriated to the fund by the general assembly; and
 - 20 (2) grants or gifts to the fund.
 - 21 (c) The fund shall be administered by the office.
 - 22 (d) The expenses of administering the fund shall be paid from
 - 23 money in the fund.
 - 24 (e) Money in the fund is continuously appropriated for the purposes
 - 25 provided under this article.
 - 26 (f) The treasurer of state shall invest the money in the fund not
 - 27 currently needed to meet the obligations of the fund in the same
 - 28 manner as other public funds may be invested.
- 29 SECTION 19. IC 12-17.2-7.2-14 IS REPEALED [EFFECTIVE
- 30 JULY 1, 2023]. ~~Sec. 14. This chapter expires July 1, 2026.~~
- 31 SECTION 20. IC 12-17.2-7.5-4, AS AMENDED BY P.L.165-2021,
- 32 SECTION 143, IS AMENDED TO READ AS FOLLOWS
- 33 [EFFECTIVE JULY 1, 2023]: Sec. 4. (a) After completing the review
- 34 under section 3 of this chapter, the office may develop and implement
- 35 a reimbursement program to reimburse costs that are incurred by a
- 36 parent or guardian of a child to provide in-home early education
- 37 services to the child.
- 38 (b) If the office develops and implements a reimbursement program
- 39 under subsection (a), the office may not give preference to a child
- 40 located in a county that does not have a child care provider that meets
- 41 the standards of quality recognized by a Level 3 or Level 4 Paths to
- 42 QUALITY program rating located in the county.



1 (c) The office may develop reimbursement rates for the
2 reimbursement of in-home early education services.

3 (d) Reimbursement by the office under this section may be funded
4 from any of the following sources:

5 (1) Federal grants.

6 (2) State appropriations.

7 (3) Money from a political subdivision (as defined in
8 IC 36-1-2-13).

9 (4) Money from the prekindergarten ~~pilot~~ program fund
10 established by IC 12-17.2-7.2-13.5.

11 SECTION 21. IC 20-19-3-17, AS ADDED BY P.L.186-2018,
12 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
13 JULY 1, 2023]: Sec. 17. (a) As used in this section, "foster care" has
14 the meaning set forth in IC 31-9-2-46.7.

15 (b) As used in this section, "foster care youth" means students in
16 foster care.

17 (c) As used in this section, "graduation rate" has the meaning set
18 forth in IC 20-26-13-6.

19 (d) The state board shall, in collaboration with the department and
20 the department of child services, annually prepare a report on foster
21 care youth educational outcomes that includes the following:

22 (1) The annual graduation rate of foster care youth, including the
23 following information:

24 (A) The graduation rate for each of the following:

25 (i) Foster care youth who received a graduation waiver
26 under IC 20-32-4-4.

27 (ii) Foster care youth who did not receive a graduation
28 waiver under IC 20-32-4-4.

29 (B) The number and percentage of foster care youth who
30 received each type of diploma.

31 (2) The adjusted cohort graduation rate for foster care youth,
32 including the adjusted cohort graduation rate for each of the
33 following:

34 (A) Foster care youth who received a graduation waiver under
35 IC 20-32-4-4.

36 (B) Foster care youth who did not receive a graduation waiver
37 under IC 20-32-4-4.

38 (3) The number and percentage for each of the following:

39 (A) Foster care youth who were promoted to the next grade
40 level at the end of the school year.

41 (B) Foster care youth who were retained in the same grade
42 level for the next school year.



- 1 (C) Foster care youth who were suspended during the school
 2 year.
 3 (D) Foster care youth who were expelled during the school
 4 year.
 5 (E) Foster care youth who met academic standards on
 6 statewide assessment program tests (as defined in
 7 IC 20-32-2-2.3) administered during the school year.
 8 The information reported under this subdivision must also be
 9 disaggregated by race, grade, gender, free or reduced price lunch
 10 status, and eligibility for special education.
 11 (4) The number and percentage of eligible foster care youth who
 12 are enrolled in the prekindergarten ~~pilot~~ program under
 13 IC 12-17.2-7.2.
 14 (5) The number and percentage of foster care youth who passed the
 15 reading skills evaluation administered under IC 20-32-8.5-2.
 16 (6) The number and percentage of foster care youth enrolled in
 17 schools, disaggregated by the category or designation of the
 18 school under IC 20-31-8-3.
 19 (7) The number and percentage of foster care youth enrolled in
 20 schools, disaggregated by the type of school, including public
 21 schools, charter schools, and secure private facilities (as defined
 22 in IC 31-9-2-115).
 23 (e) Not later than June 30, 2019, the department shall:
 24 (1) after consulting with the department of child services, develop
 25 a remediation plan concerning foster care youth; and
 26 (2) submit a copy of the remediation plan to the following:
 27 (A) The state board.
 28 (B) The department of child services.
 29 (C) The legislative council in an electronic format under
 30 IC 5-14-6.
 31 (f) Before April 1, 2019, and before April 1 each year thereafter, the
 32 department shall submit the report described in subsection (d) to the
 33 following:
 34 (1) Department of child services.
 35 (2) Legislative council in an electronic format under IC 5-14-6.
 36 SECTION 22. IC 20-19-3-18, AS ADDED BY P.L.186-2018,
 37 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2023]: Sec. 18. (a) As used in this section, "graduation rate"
 39 has the meaning set forth in IC 20-26-13-6.
 40 (b) The state board shall, in collaboration with the department and
 41 the department of child services, annually prepare a report on homeless
 42 youth educational outcomes that includes the following:



- 1 (1) The annual graduation rate of homeless youth, including the
 2 following information:
 3 (A) The graduation rate for each of the following:
 4 (i) Homeless youth who received a graduation waiver under
 5 IC 20-32-4-4.
 6 (ii) Homeless youth who did not receive a graduation waiver
 7 under IC 20-32-4-4.
 8 (B) The number and percentage of homeless youth who
 9 received each type of diploma.
 10 (2) The adjusted cohort graduation rate for homeless youth,
 11 including the adjusted cohort graduation rate for each of the
 12 following:
 13 (A) Homeless youth who received a graduation waiver under
 14 IC 20-32-4-4.
 15 (B) Homeless youth who did not receive a graduation waiver
 16 under IC 20-32-4-4.
 17 (3) The number and percentage of each of the following:
 18 (A) Homeless youth who were promoted to the next grade
 19 level at the end of the school year.
 20 (B) Homeless youth who were retained in the same grade level
 21 for the next school year.
 22 (C) Homeless youth who were suspended during the school
 23 year.
 24 (D) Homeless youth who were expelled during the school year.
 25 (E) Homeless youth who met academic standards on statewide
 26 assessment program tests (as defined in IC 20-32-2-2.3)
 27 administered during the school year.
 28 The information reported under this subdivision must also be
 29 disaggregated by race, grade, gender, free or reduced price lunch
 30 status, and eligibility for special education.
 31 (4) The number and percentage of eligible homeless youth who
 32 are enrolled in the prekindergarten ~~pilot~~ program under
 33 IC 12-17.2-7.2.
 34 (5) The number and percentage of homeless youth who passed the
 35 reading skills evaluation administered under IC 20-32-8.5-2.
 36 (6) The number and percentage of homeless youth enrolled in
 37 schools, disaggregated by the category or designation of the
 38 school under IC 20-31-8-3.
 39 (7) The number and percentage of homeless youth enrolled in
 40 schools, disaggregated by the type of school, including public
 41 schools, charter schools, and secure private facilities (as defined
 42 in IC 31-9-2-115).



- 1 (c) Not later than August 31, 2019, the department shall:
- 2 (1) develop a remediation plan concerning homeless youth; and
- 3 (2) submit a copy of the remediation plan to the following:
- 4 (A) The state board.
- 5 (B) The Indiana housing and community development
- 6 authority established by IC 5-20-1-3.
- 7 (C) The legislative council in an electronic format under
- 8 IC 5-14-6.
- 9 (d) Before June 1, 2019, and before June 1 each year thereafter, the
- 10 department shall submit the report described in subsection (b) to the
- 11 following:
- 12 (1) The Indiana housing and community development authority.
- 13 (2) The legislative council in an electronic format under
- 14 IC 5-14-6.

