

SENATE BILL No. 323

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-19-8-3.

Synopsis: Education studies. Removes the topic of high ability students (including high ability curriculum) from the list of statutes that the legislative council is urged to assign to a study committee during the 2021 legislative interim. Removes an expired proposed study topic.

Effective: Upon passage.

Rogers

January 13, 2020, read first time and referred to Committee on Education and Career Development.



Second Regular Session of the 121st General Assembly (2020)

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 2019 Regular Session of the General Assembly.

SENATE BILL No. 323

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

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

- 1 SECTION 1. IC 20-19-8-3, AS ADDED BY P.L.174-2019,
- 2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 UPON PASSAGE]: Sec. 3. (a) The legislative council is urged to
- 4 assign to the study committee during the 2019, 2020, 2021, and 2022
- 5 interims the study of the following:
- 6 (1) How to do the following:
- 7 (A) Eliminate, reduce, or streamline the number of education
- 8 mandates placed on schools.
- 9 (B) Streamline fiscal and compliance reporting to the general
- 10 assembly on a sustainable and systematic basis.
- 11 (2) During the 2019 interim, the following:
- 12 (A) The following provisions:
- 13 IC 5-2-10.1-11 (school safety specialist).
- 14 IC 5-11-1-27 (local government internal control standards).
- 15 IC 20-20-40-13 (restraint and seclusion; notice requirement;
- 16 training; elements of the restraint and seclusion plan).
- 17 IC 20-26-5-34.2 (bullying prevention; training for



- 1 employees and volunteers).
 2 IC 20-26-13 (graduation rate determination).
 3 IC 20-26-16-4 (school corporation police officer minimum
 4 training requirements).
 5 IC 20-26-18 (criminal gang measures).
 6 IC 20-26-18.2 (school resource officers).
 7 IC 20-28-3-4.5 (training on child abuse and neglect).
 8 IC 20-28-3-6 (youth suicide awareness and prevention
 9 training).
 10 IC 20-28-3-7 (training on human trafficking).
 11 IC 20-28-5-3(c) (cardiopulmonary resuscitation training).
 12 IC 20-34-7 (student athletes: concussions and head injuries).
 13 (B) The relation, if applicable, of any requirements under
 14 provisions listed in clause (A) with the following federal
 15 provisions, and whether any of the requirements under
 16 provisions listed in clause (A) or other state law can be
 17 streamlined with the federal provisions to alleviate
 18 administrative burdens for schools:
 19 29 CFR 1910.1030 (bloodborne pathogens).
 20 29 CFR 1910.147 (lock out/tag out).
 21 (3) During the 2020 interim, the following:
 22 (A) The following provisions:
 23 IC 5-11-1-27 (local government internal control standards).
 24 IC 5-22-8-2 (purchases below fifty thousand dollars
 25 (\$50,000)).
 26 IC 20-19-6.2 (Indiana family friendly school designation
 27 program).
 28 IC 20-26-3-5 (constitutional or statutory exercise of powers;
 29 written policy).
 30 IC 20-26-5-1 (power and purpose to conduct various
 31 education programs).
 32 IC 20-26-5-10 (adoption of criminal history background and
 33 child protection index check policy; implementation of
 34 policy).
 35 IC 20-26-5-34.4 (child suicide awareness and prevention).
 36 IC 20-33-2-14 (compulsory attendance; school corporation
 37 policy; exceptions; service as page or honoree of general
 38 assembly).
 39 IC 20-33-8-12 (adoption of discipline rules; publicity
 40 requirement; discipline policy regulations and guidelines;
 41 delegation of authority; rulemaking powers of governing
 42 body).



- 1 IC 20-33-8-13.5 (discipline rules prohibiting bullying
2 required).
- 3 IC 20-33-8-32 (locker searches).
- 4 IC 20-43-10-3.5 (teacher appreciation grants).
- 5 410 IAC 33-4-3 (vehicles idling).
- 6 410 IAC 33-4-7 (policy for animals in the classroom).
- 7 410 IAC 33-4-8 (policy to minimize student exposure to
8 chemicals).
- 9 511 IAC 6-10-4 (postsecondary enrollment program local
10 policies).
- 11 511 IAC 6.1-5-9 (required homework policy).
- 12 511 IAC 6.1-5-10 (policy prohibiting retaining students for
13 athletic purposes).
- 14 511 IAC 7-36-9 (medication administration).
- 15 511 IAC 7-42-10 (least restrictive environment and delivery
16 of special education and related services).
- 17 (B) The relation, if applicable, of any requirements under
18 provisions listed in clause (A) with the following federal
19 provisions, and whether any of the requirements under
20 provisions listed in clause (A) or any other state law can be
21 streamlined with the federal provisions to alleviate
22 administrative burdens for schools:
- 23 20 U.S.C. 1232h(c) and 34 CFR 98.3 (parental access to
24 instructional materials).
- 25 20 U.S.C. 6318(a)(2) (parent and family engagement).
- 26 20 U.S.C. 7961(h)(1) (Gun-Free Schools Act).
- 27 41 U.S.C. 8103 and 34 CFR 84 (drug-free workplace).
- 28 42 U.S.C. 1751 through 42 U.S.C. 1769 (school lunch).
- 29 7 CFR 210.31 (local school wellness policy).
- 30 (4) During the 2021 interim, the following:
- 31 (A) The following provisions:
- 32 IC 5-3-1-3(b) through IC 5-3-1-3(e) and IC 5-3-1-3(g)
33 (publication of annual financial report).
- 34 IC 20-18-2-2.7 (definition of "curricular material").
- 35 IC 20-19-2-8 (adoption of administrative rules by the state
36 board).
- 37 IC 20-19-2-16 (federal aid concerning children with
38 disabilities).
- 39 IC 20-19-3-9.4 (disclosure of student test number
40 information).
- 41 IC 20-20-8-8 (school corporation annual performance
42 report).



- 1 IC 20-20-33 (alternative education program grants).
 2 IC 20-26-13 (graduation rate determination).
 3 IC 20-28-5-1 (department's responsibility for licensing
 4 teachers).
 5 IC 20-28-11.5-9 (staff performance evaluation reporting).
 6 IC 20-30-8 (alternative program for certain students).
 7 IC 20-33-2-3.2 (definition of "attend").
 8 IC 20-33-5-7 (public schools; curricular material assistance;
 9 state reimbursement).
 10 IC 20-34-6 (student safety reporting).
 11 IC 20-35-5-2 (formation of special education cooperative).
 12 ~~IC 20-36 (high ability students).~~
 13 IC 20-43-1-3 (definition of "honors designation award").
 14 IC 20-43-4-2 (determination of ADM).
 15 ~~IC 20-43-10-3 (determination of annual performance grant).~~
 16 IC 21-12-10 (eligibility for Mitch Daniels early graduation
 17 scholarship).
 18 511 IAC 6-9.1 (waiver of curriculum and graduation rules
 19 for high ability students).
 20 511 IAC 6.2-3.1 (reading plan).
 21 511 IAC 7-46-4 (child count data collection).
 22 511 IAC 10-6-4(a)(1) (staff evaluation measures).
 23 511 IAC 16-2-7 (creditable experience for licensing).
 24 (B) The relation, if applicable, of any requirements under
 25 provisions listed in clause (A) with the following federal
 26 provisions and whether any of the requirements under
 27 provisions listed in clause (A) or other state law can be
 28 streamlined with the federal provisions to alleviate
 29 administrative burdens for schools:
 30 20 U.S.C. 3413(c)(1) (civil rights data collection).
 31 Individuals with Disabilities Education Act (IDEA), Section
 32 618 Part C (child count reporting requirements).
 33 Elementary and Secondary Education Act of 1965 (ESEA),
 34 Section 8303, as amended by the Every Student Succeeds
 35 Act (ESSA) (consolidated reporting).
 36 34 CFR 300.601 (state performance plans and data
 37 collection).
 38 (5) During the 2022 interim, the following provisions:
 39 IC 20-30-5-5.5 (instruction on bullying prevention).
 40 IC 20-30-5-5.7 (child abuse and child sexual abuse).
 41 IC 20-30-5-7 (required curriculum).
 42 IC 20-30-5-8 (safety instruction).



- 1 IC 20-30-5-9 (hygiene instruction).
 2 IC 20-30-5-10 (disease instruction).
 3 IC 20-30-5-11 (drug education).
 4 IC 20-30-5-12 (AIDS education).
 5 IC 20-30-5-13 (human sexuality and sexually transmitted
 6 diseases instructional requirements).
 7 IC 20-30-5-14 (career awareness and development).
 8 IC 20-30-5-15 (breast cancer and testicular cancer education).
 9 IC 20-30-5-16 (human organ and blood donor program
 10 education).
 11 IC 20-30-5-17 (access to materials; consent for participation).
 12 IC 20-30-5-18 (meningitis information).
 13 IC 20-30-5-19 (personal financial responsibility instruction).
 14 IC 20-30-5-20 (instruction in cardiopulmonary resuscitation).
 15 IC 20-30-5-23 (computer studies).
 16 (b) The study committee shall include in its annual report for each
 17 interim the study committee's recommendations, including any
 18 recommendations to the general assembly as to whether a provision
 19 described in subsection (a)(2)(A), (a)(3)(A), (a)(4)(A), or (a)(5) should
 20 **be** repealed or whether the provision may be improved to lessen the
 21 administrative burden placed on schools.
 22 (c) This chapter expires January 1, 2023.
 23 **SECTION 2. An emergency is declared for this act.**

