

SENATE BILL No. 326

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-43-9.5; IC 20-51-4-5.

Synopsis: Integrated school based mental health. Establishes the integrated school based mental health and substance use disorder services grant program (program) to provide grants to school corporations for the development, implementation, and maintenance of integrated school based mental health and substance use disorder services plans. Requires the department of education, in coordination with the division of mental health and addiction, to administer the program. Provides that, beginning after June 30, 2020, a school corporation is eligible for a grant if the school corporation meets the requirements of the program. Establishes the requirements to participate in the program and grant amounts.

Effective: July 1, 2019.

Crider

January 7, 2019, read first time and referred to Committee on Health and Provider Services.



First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

SENATE BILL No. 326

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 20-43-9.5 IS ADDED TO THE INDIANA CODE
- 2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2019]:
- 4 **Chapter 9.5. Integrated School Based Mental Health and**
- 5 **Substance Use Disorder Services Plan Grants**
- 6 **Sec. 1. This chapter does not apply to a virtual charter school**
- 7 **(as defined in IC 20-24-7-13(a)).**
- 8 **Sec. 2. As used in this chapter, "plan" refers to an integrated**
- 9 **school based mental health and substance use disorder services**
- 10 **plan described in section 6(2) of this chapter.**
- 11 **Sec. 3. As used in this chapter, "program" refers to the**
- 12 **integrated school based mental health and substance use disorder**
- 13 **services grant program established by section 5 of this chapter.**
- 14 **Sec. 4. Beginning after June 30, 2020, and in addition to basic**
- 15 **tuition support distribution, a school corporation is eligible for a**
- 16 **grant under this chapter if the school corporation meets the**
- 17 **requirements of this chapter.**



1 **Sec. 5. (a) The integrated school based mental health and**
 2 **substance use disorder services grant program is established to**
 3 **provide grants to school corporations for the development and**
 4 **implementation of integrated school based mental health and**
 5 **substance use disorder services plans.**

6 **(b) The department, in coordination with the division of mental**
 7 **health and addiction, shall administer the program.**

8 **Sec. 6. A school corporation must do the following to participate**
 9 **in the program:**

10 **(1) Apply to the department to participate in the program.**

11 **(2) Submit to the department an integrated school based**
 12 **mental health and substance use disorder services plan that**
 13 **the school corporation intends to implement that includes the**
 14 **following:**

15 **(A) The selection of designated personnel who will**
 16 **facilitate and ensure the successful integration of social**
 17 **emotional learning and mental health in the school**
 18 **corporation.**

19 **(B) The provision of integrated school based mental health**
 20 **and substance use disorder services that:**

21 **(i) are delivered in a culturally responsive manner;**

22 **(ii) include research based practices; and**

23 **(iii) include a seamless referral and follow up process.**

24 **(C) The implementation of:**

25 **(i) a research based social emotional learning program;**

26 **(ii) a research based educational neuroscience program;**

27 **or**

28 **(iii) both programs described in items (i) and (ii).**

29 **(D) The implementation of systematic, research based**
 30 **training and coaching for schools, parents, and students of**
 31 **the school corporation concerning:**

32 **(i) wellness;**

33 **(ii) mental health;**

34 **(iii) social emotional learning;**

35 **(iv) creating a positive school climate; and**

36 **(v) suicide prevention.**

37 **(E) The coordination of care and collaborative safety**
 38 **planning with students, families, and health care providers.**

39 **(F) Establishing research based peer programs for**
 40 **students to collaborate and share information concerning**
 41 **the subjects listed in clause (D) with other students within**
 42 **the school corporation, community, and other school**



- 1 corporations, as applicable.
 2 (G) Coordinating with other school corporations and the
 3 community to share information and best practice
 4 guidelines regarding integrated school based mental health
 5 and substance use disorder services and plans.
 6 (H) Evaluating and providing a report to the department
 7 regarding the impact of the school corporation's plan on
 8 clinical and educational outcomes.
 9 (I) The intended time line and process for implementing
 10 the school corporation's plan.
 11 (3) Meet any other requirements established by the state
 12 board.

13 **Sec. 7. (a) This section applies after June 30, 2020.**

14 (b) The total amount of a school corporation's integrated school
 15 based mental health and substance use disorder services plan grant
 16 under this chapter for a state fiscal year is equal to:

- 17 (1) ten dollars (\$10); multiplied by
 18 (2) the school corporation's current ADM for the year.

19 (c) A school corporation that receives a grant under this chapter
 20 must use the funds the school corporation receives to implement
 21 and maintain the school corporation's plan.

22 **Sec. 8. (a) Before June 30, 2020, and before each June 30**
 23 **thereafter, the department shall evaluate and prepare a report**
 24 **concerning development and implementation of the following:**

- 25 (1) The program.
 26 (2) The plans submitted and implemented by school
 27 corporations.

28 (b) The department shall submit the report described in
 29 subsection (a) to the legislative council in an electronic format
 30 under IC 5-14-6.

31 **Sec. 9. (a) The state board may adopt rules under IC 4-22-2 to**
 32 **do the following:**

- 33 (1) Require that school corporations include additional
 34 information in integrated school based mental health and
 35 substance use disorder services plans.
 36 (2) Require that school corporations provide information
 37 regarding the implementation and maintenance of the school
 38 corporation's plan.

39 (b) The state board shall adopt rules under IC 4-22-2 necessary
 40 to implement this chapter.

41 SECTION 2. IC 20-51-4-5, AS AMENDED BY P.L.106-2016,
 42 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2019]: Sec. 5. The state tuition support amount to be used in
2 section 4(a)(1)(B) of this chapter for an eligible choice scholarship
3 student is the amount determined under the last STEP of the following
4 formula:
5 STEP ONE: Determine the school corporation in which the
6 eligible choice scholarship student has legal settlement.
7 STEP TWO: Determine the amount of state tuition support that
8 the school corporation identified under STEP ONE is eligible to
9 receive under IC 20-43 for the state fiscal year in which the
10 current school year begins, excluding amounts provided for
11 special education grants under IC 20-43-7, ~~and~~ career and
12 technical education grants under IC 20-43-8, **and integrated**
13 **school based mental health and substance use disorder**
14 **services grants under IC 20-43-9.5.**
15 STEP THREE: Determine the result of:
16 (A) the STEP TWO amount; divided by
17 (B) the current ADM (as defined in IC 20-43-1-10) for the
18 school corporation identified under STEP ONE for the state
19 fiscal year used in STEP TWO.

