

SENATE BILL No. 387

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-28.

Synopsis: Teacher content area examination waiver. Provides that the department of education (department) may grant an initial practitioner's license to an individual who: (1) took the content area examination twice and did not pass; and (2) meets certain other requirements. Limits the number of individuals who may be granted an initial practitioner license without passing the content area examination. Provides that a postsecondary educational institution determines which individuals who have completed the institution's teacher preparation program are eligible. Establishes requirements for renewal of an initial practitioner license for an individual who did not pass the content area examination. Requires the department to post on the department's Internet web site the pass rate of the content area examination for each postsecondary educational institution.

Effective: July 1, 2018.

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January 8, 2018, read first time and referred to Committee on Education and Career Development.



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. 387

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 20-28-4-6, AS AMENDED BY P.L.90-2011,
2 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2018]: Sec. 6. The department shall grant an initial
4 practitioner license to a program participant who does the following:
5 (1) Successfully completes the requirements of the program.
6 (2) Demonstrates proficiency through a written examination in:
7 (A) basic reading, writing, and mathematics; **and**
8 (B) pedagogy; **and**
9 ~~(C) knowledge of the areas in which the program participant~~
10 ~~is required to have a license to teach;~~
11 under IC 20-28-5-12(b).
12 **(3) Unless the program participant is granted a license under**
13 **IC 20-28-5-12(c), passes the state board approved content**
14 **area examination in the subject area in which the individual**
15 **intends to teach.**
16 ~~(4)~~ **(4)** Participates successfully in a beginning teacher residency
17 program that includes implementation in a classroom of the



1 teaching skills learned in the program.

2 ~~(4)~~ (5) Receives a successful assessment of teaching skills upon
 3 completion of the beginning teacher residency program under
 4 subdivision ~~(3)~~ (4) from the administrator of the school where the
 5 beginning teacher residency program takes place, or, if the
 6 program participant does not receive a successful assessment,
 7 continues participating in the beginning teacher residency
 8 program.

9 SECTION 2. IC 20-28-5-3, AS AMENDED BY P.L.85-2017,
 10 SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2018]: Sec. 3. (a) **Subject to section 12 of this chapter**, the
 12 department shall designate the grade point average required for each
 13 type of license.

14 (b) The department shall determine details of licensing not provided
 15 in this chapter, including requirements regarding the following:

- 16 (1) The conversion of one (1) type of license into another.
- 17 (2) The accreditation of teacher education schools and
 18 departments.
- 19 (3) The exchange and renewal of licenses.
- 20 (4) The endorsement of another state's license.
- 21 (5) The acceptance of credentials from teacher education
 22 institutions of another state.
- 23 (6) The academic and professional preparation for each type of
 24 license.
- 25 (7) The granting of permission to teach a high school subject area
 26 related to the subject area for which the teacher holds a license.
- 27 (8) The issuance of licenses on credentials.
- 28 (9) The type of license required for each school position.
- 29 (10) The size requirements for an elementary school requiring a
 30 licensed principal.
- 31 (11) Any other related matters.

32 The department shall establish at least one (1) system for renewing a
 33 teaching license that does not require a graduate degree.

34 (c) This subsection does not apply to an applicant for a substitute
 35 teacher license or to an individual granted a license under section 18
 36 of this chapter. After June 30, 2011, the department may not issue an
 37 initial practitioner license at any grade level to an applicant for an
 38 initial practitioner license unless the applicant shows evidence that the
 39 applicant:

- 40 (1) has successfully completed training approved by the
 41 department in:
 42 (A) cardiopulmonary resuscitation that includes a test



- 1 demonstration on a mannequin;
 2 (B) removing a foreign body causing an obstruction in an
 3 airway;
 4 (C) the Heimlich maneuver; and
 5 (D) the use of an automated external defibrillator;
 6 (2) holds a valid certification in each of the procedures described
 7 in subdivision (1) issued by:
 8 (A) the American Red Cross;
 9 (B) the American Heart Association; or
 10 (C) a comparable organization or institution approved by the
 11 state board; or
 12 (3) has physical limitations that make it impracticable for the
 13 applicant to complete a course or certification described in
 14 subdivision (1) or (2).

15 The training in this subsection applies to a teacher (as defined in
 16 IC 20-18-2-22(b)).

17 (d) This subsection does not apply to an applicant for a substitute
 18 teacher license or to an individual granted a license under section 18
 19 of this chapter. After June 30, 2013, the department may not issue an
 20 initial teaching license at any grade level to an applicant for an initial
 21 teaching license unless the applicant shows evidence that the applicant
 22 has successfully completed education and training on the prevention of
 23 child suicide and the recognition of signs that a student may be
 24 considering suicide.

25 (e) This subsection does not apply to an applicant for a substitute
 26 teacher license. After June 30, 2012, the department may not issue a
 27 teaching license renewal at any grade level to an applicant unless the
 28 applicant shows evidence that the applicant:

- 29 (1) has successfully completed training approved by the
 30 department in:
 31 (A) cardiopulmonary resuscitation that includes a test
 32 demonstration on a mannequin;
 33 (B) removing a foreign body causing an obstruction in an
 34 airway;
 35 (C) the Heimlich maneuver; and
 36 (D) the use of an automated external defibrillator;
 37 (2) holds a valid certification in each of the procedures described
 38 in subdivision (1) issued by:
 39 (A) the American Red Cross;
 40 (B) the American Heart Association; or
 41 (C) a comparable organization or institution approved by the
 42 state board; or



- 1 (3) has physical limitations that make it impracticable for the
 2 applicant to complete a course or certification described in
 3 subdivision (1) or (2).
- 4 (f) The department shall periodically publish bulletins regarding:
 5 (1) the details described in subsection (b);
 6 (2) information on the types of licenses issued;
 7 (3) the rules governing the issuance of each type of license; and
 8 (4) other similar matters.
- 9 SECTION 3. IC 20-28-5-12, AS AMENDED BY P.L.106-2016,
 10 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2018]: Sec. 12. (a) Subsection (b) does not apply to an
 12 individual who:
 13 (1) held an Indiana limited, reciprocal, or standard teaching
 14 license on June 30, 1985; or
 15 (2) is granted a license under section 18 of this chapter.
- 16 (b) The department may not grant an initial practitioner license to
 17 an individual unless the individual has:
 18 **(1) demonstrated proficiency in the following areas on a written**
 19 **examination or through other procedures prescribed by the**
 20 **department in the areas of:**
 21 ~~(1)~~ **(A)** basic reading, writing, and mathematics;
 22 ~~(2)~~ **(B)** pedagogy; **and**
 23 ~~(3)~~ **Knowledge of the areas in which the individual is required**
 24 **to have a license to teach:**
 25 ~~(4)~~ **(C)** if the individual is seeking to be licensed as an
 26 elementary school teacher, comprehensive scientifically based
 27 reading instruction skills, including:
 28 ~~(A)~~ **(i)** phonemic awareness;
 29 ~~(B)~~ **(ii)** phonics instruction;
 30 ~~(C)~~ **(iii)** fluency;
 31 ~~(D)~~ **(iv)** vocabulary; and
 32 ~~(E)~~ **(v)** comprehension; **and**
 33 **(2) except as provided under subsection (c), passed the state**
 34 **board approved content area examination in the subject area**
 35 **in which the individual intends to teach.**
- 36 **(c) Subject to subsection (d), the department may grant an**
 37 **initial practitioner license to an individual who meets the**
 38 **requirements under subsection (b)(1) and does not meet the**
 39 **requirement under subsection (b)(2) if the individual has:**
 40 **(1) achieved a cumulative grade point average of at least 3.0**
 41 **on a 4.0 scale in teacher preparation program courses in the**
 42 **subject area in which the individual intends to teach, as**



1 determined by the accredited postsecondary educational
2 institution;

3 (2) successfully completed student teaching; and

4 (3) taken the content area examination described in subsection

5 (b)(2) at least twice without passing the examination.

6 (d) The number of individuals who are granted an initial
7 practitioner license under subsection (c) may not be more than, for
8 each calendar year, the greater of:

9 (1) ten percent (10%) of the total number of individuals; or

10 (2) one (1) individual;

11 graduating from a teacher preparation program that calendar
12 year. The accredited postsecondary educational institution shall
13 determine which of the individuals who have completed the
14 postsecondary educational institution's teacher preparation
15 program are eligible for an initial practitioner license under
16 subsection (c).

17 (e) If an individual is granted an initial practitioner license
18 under subsection (c), the individual must obtain, before renewal of
19 the initial practitioner license, at least fifty percent (50%) of:

20 (1) the individual's professional development points;

21 (2) the individual's professional growth plan points; or

22 (3) a combination of the individual's points described in
23 subdivisions (1) and (2);

24 in the content area specified in the individual's initial practitioner
25 license.

26 (f) An individual's license examination score may not be
27 disclosed by the department without the individual's consent unless
28 specifically required by state or federal statute or court order.

29 (g) The state board shall adopt rules under IC 4-22-2 to do the
30 following:

31 (1) Adopt, validate, and implement the examination or other
32 procedures required by subsection (b).

33 (2) Establish examination scores indicating proficiency.

34 (3) Otherwise carry out the purposes of this section.

35 (h) Subject to section 18 of this chapter, the state board shall
36 adopt rules under IC 4-22-2 establishing the conditions under which
37 the requirements of this section may be waived for an individual
38 holding a valid teacher's license issued by another state.

39 SECTION 4. IC 20-28-5-20 IS ADDED TO THE INDIANA CODE
40 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
41 1, 2018]: **Sec. 20. The department shall post for each calendar year
42 on the department's Internet web site the pass rate of the content**



- 1 **area examination for each postsecondary educational institution**
- 2 **regarding individuals who:**
- 3 **(1) graduated from the teacher preparation program of the**
- 4 **postsecondary educational institution; and**
- 5 **(2) took the content area examination described in section**
- 6 **12(b)(2) of this chapter.**

