

SENATE BILL No. 434

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-31-8.

Synopsis: Alternative school accountability standards. Requires the state board of education (state board) to develop alternative benchmarks, performance indicators, and accountability standards to be used in the assessment of schools that focus primarily on providing an academic program for students with developmental, intellectual, or behavioral challenges. (Current law requires the state board to develop alternative benchmarks, performance indicators, and accountability standards to be used in the assessment of schools that focus exclusively on providing an academic program for students with developmental, intellectual, or behavioral challenges.) Provides that, for purposes of calculating the state category or designation of school performance, a public school, including a charter school, that provides educational services to a student population that is composed of students enrolled in the school pursuant to a court, local agency, state agency, or federal agency order or decision shall receive a "null" or "no letter grade" category if: (1) not less than 65% of the student population is enrolled in the school pursuant to a court, local agency, state agency, or federal agency order or decision; and (2) the school submits, not later than September 30 of each year, an annual verification to the department of education (department) confirming that the percentage of students enrolled in the school satisfies the 65% requirement. Requires a school that meets the requirements to report all student performance indicators, including graduation rate data, to the department. Provides that the student performance indicators and graduation rate data must be included in the data that the department issues in the state and local educational agency report cards.

Effective: July 1, 2019.

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January 14, 2019, read first time and referred to Committee on Education and Career Development.



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. 434

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 20-31-8-4.5, AS ADDED BY P.L.205-2013,
2 SECTION 255, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2019]: Sec. 4.5. In addition to other
4 benchmarks, performance indicators, and accountability standards
5 developed under this article, the state board shall develop alternative
6 benchmarks, performance indicators, and accountability standards to
7 be used in the assessment of schools that focus ~~exclusively~~ **primarily**
8 on providing an academic program for students with developmental,
9 intellectual, or behavioral challenges.

10 SECTION 2. IC 20-31-8-4.7 IS ADDED TO THE INDIANA CODE
11 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
12 1, 2019]: **Sec. 4.7. (a) For purposes of calculating the category or**
13 **designation of school performance under this chapter, a public**
14 **school, including a charter school, that provides educational**
15 **services to a student population that is composed of students**
16 **enrolled in the school pursuant to a court, local agency, state**
17 **agency, or federal agency order or decision shall receive a "null"**



- 1 or "no letter grade" category if:
- 2 (1) not less than sixty-five percent (65%) of the student
- 3 population is enrolled in the school pursuant to a court, local
- 4 agency, state agency, or federal agency order or decision; and
- 5 (2) the school submits, not later than September 30 of each
- 6 year, an annual verification to the department confirming
- 7 that the percentage of students enrolled in the school satisfies
- 8 the requirement under subdivision (1).
- 9 (b) Except as provided in subsection (d) and in addition to
- 10 students who otherwise qualify under subsection (a)(1), a student
- 11 qualifies to be included under subsection (a)(1) if the student:
- 12 (1) initially enrolled in the school pursuant to a court, local
- 13 agency, state agency, or federal agency order or decision,
- 14 regardless of whether the order or decision has expired; and
- 15 (2) continued to be enrolled in the school.
- 16 (c) A school that meets the requirements under subsection (a)
- 17 shall report all student performance indicators, including
- 18 graduation rate data, to the department. The student performance
- 19 indicators and graduation rate data must be included in the data
- 20 that the department issues in the state and local educational agency
- 21 report cards pursuant to 20 U.S.C. 6311(h).
- 22 (d) A student attending the school pursuant to an order or
- 23 decision that is based on the student qualifying as a student with a
- 24 disability (as defined in IC 20-35-1-8) is not considered a student
- 25 enrolled in the school pursuant to a court, local agency, state
- 26 agency, or federal agency order or decision for purposes of meeting
- 27 the requirements under subsection (a)(1).
- 28 (e) The state board may adopt rules under IC 4-22-2 and any
- 29 guidelines necessary to carry out this section.

