

Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1243

AN ACT to amend the Indiana Code concerning education.

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

SECTION 1. IC 4-3-22-20, AS ADDED BY P.L.250-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 20. **(a) As used in this section, "state agency" has the meaning set forth in IC 4-12-1-2.**

(b) Before November 1, 2023, the department of education shall report to the legislative council in an electronic format under IC 5-14-6 findings and recommendations for reducing the amount of redundant data that schools are required to submit to state agencies. (~~as defined in IC 4-12-1-2~~).

(c) The OMB shall establish a kindergarten through grade 12 data governance team comprised of subject matter experts from state agencies that collect data, reports, and other information from schools and school corporations, as determined by the OMB.

(d) Not later than November 1, 2024, the kindergarten through grade 12 data governance team established by the OMB under subsection (c) shall:

(1) develop a comprehensive plan to:

(A) address the amount of redundant data that schools and school corporations are required to submit to state agencies; and

(B) streamline the collection of data, reports, and other

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- information from schools and school corporations;
- (2) create a kindergarten through grade 12 data inventory that identifies all data, reports, and other information schools and school corporations are required to submit to state agencies;
- (3) seek from stakeholders through a stakeholder survey input and recommendations for reducing the amount of redundant data that schools and school corporations are required to submit to state agencies; and
- (4) submit a report to the legislative council in an electronic format under IC 5-14-6 that includes:
- (A) the comprehensive plan developed under this subsection;
 - (B) the kindergarten through grade 12 data inventory created under this subsection;
 - (C) a summary of the input and recommendations received from stakeholders through the stakeholder survey; and
 - (D) updated findings and recommendations for reducing the amount of redundant data that schools and school corporations are required to submit to state agencies.

(e) **This section expires July 1, 2025.**

SECTION 2. IC 20-18-2-6.3, AS ADDED BY P.L.242-2017, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 6.3. (a) This section applies after June 30, 2018.

(b) "Graduation pathway requirement" refers to requirements established by the state board under **IC 20-32-4-1.5(a)(1) (before its expiration) or IC 20-32-4-1.5(b)(1).**

SECTION 3. IC 20-19-2-21, AS AMENDED BY P.L.202-2023, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 21. (a) The state board shall establish one (1) standard Indiana diploma for individuals who successfully complete high school graduation requirements **before October 1, 2028. This subsection expires October 1, 2028.**

(b) Each Indiana diploma **established under subsection (a)** must include one (1) of the following designations if an individual meets the criteria established by the state board for the designation:

- (1) General designation.
- (2) Core 40 designation.
- (3) Core 40 with academic honors designation.
- (4) Core 40 with technical honors designation.

This subsection expires October 1, 2028.

(c) **The state board shall establish one (1) standard Indiana**



diploma for individuals who:

- (1) are students in a cohort that is expected to graduate in 2029 or thereafter; and
- (2) successfully complete high school graduation requirements.

(d) The Indiana diploma established under subsection (c) must include a diploma designation established under subsection (e) if an individual meets the criteria established by the state board for the designation.

(e) Subject to subsection (g), the state board shall establish diploma designations that indicate a student is adequately prepared for one (1) or both of the following:

- (1) Direct entry into the workforce upon graduation.
- (2) Postsecondary education aligned to the student's chosen career path.

(f) The state board, in consultation with the department, shall establish new high school diploma requirements for the Indiana diploma established under subsection (c) to replace 511 IAC 6-7.1. When establishing new high school diploma requirements, the state board shall consider input received from the following:

- (1) Educators.
- (2) The commission for higher education.
- (3) Approved postsecondary educational institutions (as defined in IC 21-7-13-6(a)).
- (4) Entities that represent business interests across multiple industries.

(g) The diploma designations established under subsection (e) must:

- (1) explore competency based methods to demonstrate proficiency in a course or skill area required for graduation;
- (2) promote lifelong learning with a goal of increasing a student's postsecondary educational attainment;
- (3) include, as part of at least one (1) designation, a requirement that the student successfully completes a quality work based learning experience aligned to the student's postsecondary goals; and
- (4) include, as part of at least one (1) designation, a requirement that a student successfully:
 - (A) obtained a credential described in IC 20-43-8-15.5;
 - (B) earned a top distinction or a diploma established by an advanced course work program that:
 - (i) is nationally recognized for its rigor; and



- (ii) includes an examination of student competency;
- (C) completed Indiana college core (IC 21-42-3); or
- (D) completed requirements for an associate degree, including those earned through transfer as a junior pathways.

~~(d)~~ (h) Not later than December 31, 2024, the state board shall do the following:

- (1) Not later than December 31, 2024, adopt rules under IC 4-22-2 to implement subsection ~~(e)~~.
- (2) Not later than July 1, 2023, adopt emergency rules in the manner provided under IC 4-22-2-37.1 to implement subsection ~~(e)~~: **this section.**

SECTION 4. IC 20-19-3-17, AS AMENDED BY P.L.246-2023, SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 17. (a) As used in this section, "foster care" has the meaning set forth in IC 31-9-2-46.7.

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

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

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

- (1) The annual graduation rate of foster care youth, including the following information:
 - (A) The graduation rate for each of the following:
 - (i) Foster care youth who received a ~~graduation waiver under IC 20-32-4-4~~: **from postsecondary readiness competency requirements under IC 20-32-4-4.1.**
 - (ii) Foster care youth who did not receive a ~~graduation waiver under IC 20-32-4-4~~: **from postsecondary readiness competency requirements under IC 20-32-4-4.1.**
 - (B) The number and percentage of foster care youth who received each type of diploma.
- (2) The adjusted cohort graduation rate for foster care youth, including the adjusted cohort graduation rate for each of the following:
 - (A) Foster care youth who received a ~~graduation waiver under IC 20-32-4-4~~: **from postsecondary readiness competency requirements under IC 20-32-4-4.1.**
 - (B) Foster care youth who did not receive a ~~graduation waiver under IC 20-32-4-4~~: **from postsecondary readiness**



competency requirements under IC 20-32-4-4.1.

- (3) The number and percentage for each of the following:
- (A) Foster care youth who were promoted to the next grade level at the end of the school year.
 - (B) Foster care youth who were retained in the same grade level for the next school year.
 - (C) Foster care youth who were suspended during the school year.
 - (D) Foster care youth who were expelled during the school year.
 - (E) Foster care youth who met academic standards on statewide assessment program tests (as defined in IC 20-32-2-2.3) administered during the school year.

The information reported under this subdivision must also be disaggregated by race, grade, gender, free or reduced price lunch status, and eligibility for special education.

- (4) The number and percentage of eligible foster care youth who are enrolled in the prekindergarten program under IC 12-17.2-7.2.
 - (5) The number and percentage of foster care youth who passed the reading skills evaluation administered under IC 20-32-8.5-2.
 - (6) The number and percentage of foster care youth enrolled in schools, disaggregated by the category or designation of the school under IC 20-31-8-3.
 - (7) The number and percentage of foster care youth enrolled in schools, disaggregated by the type of school, including public schools, charter schools, and secure private facilities (as defined in IC 31-9-2-115).
- (e) Not later than June 30, 2019, the department shall:
- (1) after consulting with the department of child services, develop a remediation plan concerning foster care youth; and
 - (2) submit a copy of the remediation plan to the following:
 - (A) The state board.
 - (B) The department of child services.
 - (C) The legislative council in an electronic format under IC 5-14-6.
- (f) Before April 1, 2019, and before April 1 each year thereafter, the department shall submit the report described in subsection (d) to the following:
- (1) Department of child services.
 - (2) Legislative council in an electronic format under IC 5-14-6.

SECTION 5. IC 20-19-3-18, AS AMENDED BY P.L.246-2023, SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2024]: Sec. 18. (a) As used in this section, "graduation rate" has the meaning set forth in IC 20-26-13-6.

(b) The state board shall, in collaboration with the department and the department of child services, annually prepare a report on homeless youth educational outcomes that includes the following:

(1) The annual graduation rate of homeless youth, including the following information:

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

(i) Homeless youth who received a ~~graduation waiver under IC 20-32-4-4~~ **from postsecondary readiness competency requirements under IC 20-32-4-4.1**.

(ii) Homeless youth who did not receive a ~~graduation waiver under IC 20-32-4-4~~ **from postsecondary readiness competency requirements under IC 20-32-4-4.1**.

(B) The number and percentage of homeless youth who received each type of diploma.

(2) The adjusted cohort graduation rate for homeless youth, including the adjusted cohort graduation rate for each of the following:

(A) Homeless youth who received a ~~graduation waiver under IC 20-32-4-4~~ **from postsecondary readiness competency requirements under IC 20-32-4-4.1**.

(B) Homeless youth who did not receive a ~~graduation waiver under IC 20-32-4-4~~ **from postsecondary readiness competency requirements under IC 20-32-4-4.1**.

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

(A) Homeless youth who were promoted to the next grade level at the end of the school year.

(B) Homeless youth who were retained in the same grade level for the next school year.

(C) Homeless youth who were suspended during the school year.

(D) Homeless youth who were expelled during the school year.

(E) Homeless youth who met academic standards on statewide assessment program tests (as defined in IC 20-32-2-2.3) administered during the school year.

The information reported under this subdivision must also be disaggregated by race, grade, gender, free or reduced price lunch status, and eligibility for special education.

(4) The number and percentage of eligible homeless youth who are enrolled in the prekindergarten program under IC 12-17.2-7.2.

(5) The number and percentage of homeless youth who passed the



reading skills evaluation administered under IC 20-32-8.5-2.

(6) The number and percentage of homeless youth enrolled in schools, disaggregated by the category or designation of the school under IC 20-31-8-3.

(7) The number and percentage of homeless youth enrolled in schools, disaggregated by the type of school, including public schools, charter schools, and secure private facilities (as defined in IC 31-9-2-115).

(c) Not later than August 31, 2019, the department shall:

- (1) develop a remediation plan concerning homeless youth; and
- (2) submit a copy of the remediation plan to the following:
 - (A) The state board.
 - (B) The Indiana housing and community development authority established by IC 5-20-1-3.
 - (C) The legislative council in an electronic format under IC 5-14-6.

(d) Before June 1, 2019, and before June 1 each year thereafter, the department shall submit the report described in subsection (b) to the following:

- (1) The Indiana housing and community development authority.
- (2) The legislative council in an electronic format under IC 5-14-6.

SECTION 6. IC 20-19-3-35 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:** **Sec. 35. (a) Not later than July 1, 2024, the department shall do the following:**

- (1) Establish an online, self-paced professional development module to support educators in doing the following with regard to mathematics:**
 - (A) Implementing the Indiana academic standards.**
 - (B) Applying effective teaching strategies.**
 - (C) Emphasizing contextual problem solving.**
 - (D) Fostering collaborative learning environments.**
 - (E) Using universal supports for students.**
- (2) Develop math descriptions correlated to proficiency level descriptors to track proficiency at the student level that are:**
 - (A) appropriately aligned to the Indiana academic standards; and**
 - (B) readily available to educators, parents, and students across the state.**
- (3) Create and identify dedicated math resources for parents, families, and educators to assist with intervention and**



enrichment opportunities and instructional strategies.

(b) Not later than July 1, 2024, the department shall post the resources created and identified under subsection (a)(3) on the department's website.

(c) Not later than December 1, 2024, the department shall submit a plan to the legislative council in an electronic format under IC 5-14-6 that includes:

(1) strategies for the early identification of students who are at risk of not meeting grade level proficiency in mathematics; and

(2) recommendations for high quality intervention policies for mathematics that focus on:

(A) providing data driven, systematic small group or individualized instruction focused on building student understanding through mathematical learning progressions;

(B) using materials aligned to daily core instruction; and

(C) using evidence based instructional strategies to promote:

(i) conceptual understanding;

(ii) procedural fluency; and

(iii) real world problem solving.

This subsection expires July 1, 2025.

SECTION 7. IC 20-20-43-4, AS AMENDED BY P.L.73-2019, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 4. (a) **As used in this section, "literacy coach" has the meaning set forth in IC 20-20-49-3.2.**

(b) After June 30, 2017, a school corporation or charter school may receive a grant to implement the following:

(1) The System for Teacher and Student Advancement (TAP) teacher performance model program.

(2) The Opportunity Culture teacher performance model.

(3) A model teacher performance program approved by a national school employee organization.

(4) A teacher performance model program that includes the implementation of all the following elements:

(A) A comprehensive pay progression for teacher leaders based on demonstrated skill development, escalating levels of responsibility and duties, and demonstrated academic leadership.

(B) A quality teacher assessment system that measures the effectiveness of teachers' practice.



- (C) A pay system that supports early career educators by incentivizing the following:
- (i) Mentoring and coaching.
 - (ii) Reducing teaching loads or providing release time for teacher leaders to support professional learning.
 - (iii) Reviewing professional portfolios and student performance.
- (D) Eligibility for all teachers rated effective and highly effective.
- (E) Connection to high quality professional development, including release time for teacher leaders providing professional development and instructional coaching, that provides teachers with the knowledge and skills needed to advance student learning.
- (F) A rigorous and transparent advancement criterion that is locally developed and implemented with teacher involvement.
- (G) A pay system providing competitive base pay.
- (H) Evidence of teacher support for the proposed teacher leadership and pay system, including support from the local school employee organization (if applicable).
- (I) Plans for ongoing evaluation of the pay system.
- (J) A sustainable pay system.
- (K) A plan for how teacher leadership positions and ongoing training for teacher leaders will improve student achievement.
- (5) The Indiana education residency pilot program established in IC 20-20-44.
- (6) A literacy coaching model program that includes and implements the following elements:**
- (A) A system that supports literacy coaches by incentivizing the following:**
- (i) Mentoring and training of literacy coaches.**
 - (ii) Reducing literacy coaching loads or providing release time for literacy coaches to support professional learning.**
 - (iii) Reviewing professional portfolios and student performance.**
- (B) Connection to high quality professional development, including release time for literacy coaches providing professional development and instructional coaching, that provides literacy coaches with the knowledge and skills needed to advance the learning of teachers, administrators, and students.**



~~(b)~~ (c) To receive a grant, a:

- (1) school corporation, in consultation with the school corporation's school employee organization; or
- (2) charter school, in consultation with the charter school's school employee organization (if applicable);

shall apply for the grant in a manner prescribed by the department. The department shall establish eligibility requirements. However, the department may not award grants to more than thirty (30) school corporations or charter schools during any school year. When awarding grants under this chapter, the department shall select a geographically diverse set of school corporations and charter schools, including school corporations and charter schools located in urban, suburban, and rural areas.

~~(c)~~ (d) A school corporation or charter school that is awarded a grant under this chapter shall receive a grant for three (3) consecutive school years. The amount of the grant may not exceed the costs incurred by the school corporation or charter school to implement the program. A school corporation or charter school may receive a matching grant from a corporation, foundation, or any other entity in addition to a grant awarded under this chapter.

SECTION 8. IC 20-20-49-3.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 3.2. (a) This subsection applies before July 1, 2027. As used in this chapter, "literacy coach" refers to an individual whose primary responsibility is to provide literacy training and support to administrators and teachers. This subsection expires July 1, 2027.**

(b) This subsection applies after June 30, 2027. As used in this chapter, "literacy coach" means an individual:

- (1) whose primary responsibility is to provide literacy training and support to administrators and teachers; and**
- (2) who has received the literacy endorsement described in IC 20-28-5-19.7.**

SECTION 9. IC 20-20-49-3.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 3.5. A literacy coach shall prioritize the following:**

- (1) Modeling effective instructional strategies for teachers.**
- (2) Facilitating study groups.**
- (3) Training teachers in:**
 - (A) data analysis; and**
 - (B) using data to differentiate instruction.**



- (4) Coaching and mentoring colleagues.**
- (5) Working with teachers to ensure that evidence based reading programs, which include:**
 - (A) comprehensive core reading programs;**
 - (B) supplemental reading programs; and**
 - (C) comprehensive intervention reading programs;****are implemented with fidelity.**
- (6) Training teachers to diagnose and address a reading deficiency.**
- (7) Working with teachers in applying evidence based reading strategies in other content areas, including:**
 - (A) prioritizing time spent on those teachers;**
 - (B) activities and roles that will have the greatest impact on student achievement; and**
 - (C) prioritizing coaching and mentoring in classrooms.**
- (8) Helping to increase instructional density to meet the needs of all students.**
- (9) Working with students through:**
 - (A) whole and small group instruction; or**
 - (B) tutoring;****in the context of modeling and coaching in or outside of a teacher's classroom.**

SECTION 10. IC 20-20-49-4, AS ADDED BY P.L.250-2023, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 4. Money allocated for grants under this chapter must be used for the following:

- (1) Placing literacy ~~instructional~~ coaches in elementary schools for the purposes of training and supporting teachers and administrators in order to improve instruction related to the science of reading.
- (2) Training teachers and school principals in instructional practices aligned with the science of reading.
- (3) Increasing instructional time, including summer literacy programs or high-dosage tutoring, for students who have been identified as struggling readers based on a diagnostic screening authorized by the department under IC 20-35.5-2-2.
- (4) Elementary schools and school corporations purchasing curricular materials that:
 - (A) align with science of reading; and
 - (B) receive approval by the department.
- (5) Covering costs for teachers to obtain a literacy endorsement described in IC 20-28-5-19.7.



SECTION 11. IC 20-20-49-5, AS ADDED BY P.L.250-2023, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) Subject to section 6 of this chapter, the department may, after June 30, 2024, award a grant under this chapter to a school corporation or charter school that does the following:

- (1) Applies for a grant on a form provided by the department.
 - (2) Submits a detailed description of a plan that:
 - (A) must include:
 - (i) placing literacy ~~instructional~~ coaches in elementary schools for the purposes of training and supporting teachers and administrators in order to improve instruction related to the science of reading; and
 - (ii) training teachers and school principals in instructional practices aligned with the science of reading; and
 - (B) may include, if the school corporation or charter school is requesting grant funds for the purpose described in section 4(3) or 4(4) of this chapter the following, as applicable:
 - (i) Increasing instructional time, including summer literacy programs or high-dosage tutoring, for students who have been identified as struggling readers based on a diagnostic screening authorized by the department under IC 20-35.5-2-2.
 - (ii) Elementary schools and school corporations purchasing curricular materials that align with the science of reading and receive approval by the department.
 - (3) Submits the following information:
 - (A) Evidence supporting the school corporation's or charter school's plan under subdivision (2).
 - (B) The number of elementary school teachers and literacy ~~instructional~~ coaches employed by the school corporation or charter school.
 - (C) Any other pertinent information required by the department.
- (b) Any instruction under a plan that includes increasing instructional time as described in subsection (a)(2)(B)(i) must align with the science of reading.

SECTION 12. IC 20-20-49-6, AS ADDED BY P.L.250-2023, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 6. Upon review of applications received under section 5 of this chapter, the department may award grants to school corporations and charter schools subject to available money and in accordance with the following priorities:



- (1) To the extent possible, to achieve geographic balance throughout Indiana and to include urban, suburban, and rural school corporations.
- (2) To address a documented need for literacy ~~instructional~~ coaches, additional science of reading training, or compliance with IC 20-26-12-24.5.
- (3) To provide targeted support for Indiana students experiencing the greatest reading challenges.

SECTION 13. IC 20-24-4-1, AS AMENDED BY P.L.189-2023, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. (a) A charter must meet the following requirements:

- (1) Be a written instrument.
- (2) Be executed by an authorizer and an organizer.
- (3) Confer certain rights, franchises, privileges, and obligations on a charter school.
- (4) Confirm the status of a charter school as a public school.
- (5) Subject to subdivision (6)(E), be granted for:
 - (A) not less than three (3) years or more than fifteen (15) years; and
 - (B) a fixed number of years agreed to by the authorizer and the organizer.
- (6) Provide for the following:
 - (A) A review by the authorizer of the charter school's performance, including the progress of the charter school in achieving the academic goals set forth in the charter, at least one (1) time in each five (5) year period while the charter is in effect.
 - (B) Renewal, if the authorizer and the organizer agree to renew the charter.
 - (C) The renewal application must include guidance from the authorizer, and the guidance must include the performance criteria that will guide the authorizer's renewal decisions.
 - (D) The renewal application process must, at a minimum, provide an opportunity for the charter school to:
 - (i) present additional evidence, beyond the data contained in the performance report, supporting its case for charter renewal;
 - (ii) describe improvements undertaken or planned for the charter school; and
 - (iii) detail the charter school's plans for the next charter term.



- (E) Not later than the end of the calendar year in which the charter school seeks renewal of a charter, the governing board of a charter school seeking renewal shall submit a renewal application to the charter authorizer under the renewal application guidance issued by the authorizer. The authorizer shall make a final ruling on the renewal application not later than April 1 after the filing of the renewal application. A renewal granted under this clause is not subject to the three (3) year minimum described in subdivision (5). The April 1 deadline does not apply to any review or appeal of a final ruling. After the final ruling is issued, the charter school may obtain further review by the authorizer of the authorizer's final ruling in accordance with the terms of the charter school's charter and the protocols of the authorizer.
- (7) Specify the grounds for the authorizer to:
- (A) revoke the charter before the end of the term for which the charter is granted; or
 - (B) not renew a charter.
- (8) Set forth the methods by which the charter school will be held accountable for achieving the educational mission and goals of the charter school, including the following:
- (A) Evidence of improvement in:
 - (i) assessment measures, including the statewide assessment program measures;
 - (ii) attendance rates;
 - (iii) graduation rates (if appropriate);
 - (iv) increased numbers of Indiana diplomas with a Core 40 designation **or increased numbers of Indiana diploma designations established under IC 20-19-2-21** and other college and career ready indicators including advanced placement participation and passage, dual credit participation and passage, and International Baccalaureate participation and passage (if appropriate);
 - (v) increased numbers of Indiana diplomas with Core 40 with academic honors and technical honors designations (if appropriate);
 - (vi) student academic growth;
 - (vii) financial performance and stability; and
 - (viii) governing board performance and stewardship, including compliance with applicable laws, rules and regulations, and charter terms.
 - (B) Evidence of progress toward reaching the educational



goals set by the organizer.

- (9) Describe the method to be used to monitor the charter school's:
- (A) compliance with applicable law; and
 - (B) performance in meeting targeted educational performance.
- (10) Specify that the authorizer and the organizer may amend the charter during the term of the charter by mutual consent and describe the process for amending the charter.
- (11) Describe specific operating requirements, including all the matters set forth in the application for the charter.
- (12) Specify a date when the charter school will:
- (A) begin school operations; and
 - (B) have students attending the charter school.
- (13) Specify that records of a charter school relating to the school's operation and charter are subject to inspection and copying to the same extent that records of a public school are subject to inspection and copying under IC 5-14-3.
- (14) Specify that records provided by the charter school to the department or authorizer that relate to compliance by the organizer with the terms of the charter or applicable state or federal laws are subject to inspection and copying in accordance with IC 5-14-3.
- (15) Specify that the charter school is subject to the requirements of IC 5-14-1.5.
- (16) This subdivision applies to a charter established or renewed for an adult high school after June 30, 2014. The charter must require:
- (A) that the school will offer flexible scheduling;
 - (B) that students will not complete the majority of instruction of the school's curriculum online or through remote instruction;
 - (C) that the school will offer dual credit or industry certification course work that aligns with career pathways as recommended by the Indiana career council established by IC 22-4.5-9-3 (expired); and
 - (D) a plan:
 - (i) to support successful program completion and to assist transition of graduates to the workforce or to a postsecondary education upon receiving a diploma from the adult high school; and
 - (ii) to review individual student accomplishments and success after a student receives a diploma from the adult



high school.

(b) A charter school shall set annual performance targets in conjunction with the charter school's authorizer. The annual performance targets shall be designed to help each school meet applicable federal, state, and authorizer expectations.

SECTION 14. IC 20-24-7-16 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 16. Not later than July 1 of each year, a charter school shall post on the charter school's website information for the immediately preceding school year regarding whether there is a familial or business relationship between the organizer, owner, or operator of the charter school and the owner of the charter school's building.**

SECTION 15. IC 20-24-9-2, AS AMENDED BY P.L.159-2019, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. An annual report under this chapter must contain the following information:

- (1) Results of statewide assessment program measures.
- (2) Student growth and improvement data for each authorized school.
- (3) Attendance rates for each authorized school. In the case of a virtual charter school, the virtual charter school must include the methodology used to determine attendance rate with the attendance rate.
- (4) Graduation rates (if appropriate), including attainment of:
 - (A) Indiana diplomas with a Core 40 designation and Indiana diplomas with Core 40 with academic honors designations for each authorized school **prior to October 1, 2028; and**
 - (B) **Indiana diploma designations established under IC 20-19-2-21.**
- (5) Student enrollment data for each authorized school, including the following:
 - (A) The number of students enrolled.
 - (B) The number of students expelled.
- (6) Status of the authorizer's charter schools, identifying each of the authorizer's charter schools that are in the following categories:
 - (A) Approved but not yet open.
 - (B) Open and operating.
 - (C) Closed or having a charter that was not renewed, including:
 - (i) the year closed or not renewed; and



- (ii) the reason for the closure or nonrenewal.
- (7) Names of the authorizer's board members or ultimate decision making body.
- (8) Evidence that the authorizer is in compliance with IC 20-24-2.2-1.5.
- (9) A report summarizing the total amount of administrative fees collected by the authorizer and how the fees were expended, if applicable.
- (10) Total amount of other fees or funds not included in the report under subdivision (9) received by the authorizer from a charter school and how the fees or funds were expended.
- (11) The most recent audits for each authorized school submitted to the authorizer under IC 5-11-1-9.
- (12) For a virtual charter school, the student engagement requirements or policies.

SECTION 16. IC 20-26-5-37, AS AMENDED BY P.L.10-2019, SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 37. (a) A high school operated by a school corporation shall offer the high school's students the opportunity to earn an Indiana diploma with any type of designation established under IC 20-19-2-21.

(b) Notwithstanding IC 20-32-4-1.5, ~~IC 20-32-4-4(a)(5), IC 20-32-4-4.1(b)(3), and IC 20-32-4-5(b)(2)(E);~~ **IC 20-32-4-5(b)(2)(D)**, a school corporation shall not require a student with a disability to complete locally required credits that exceed state credit requirements to receive a diploma unless otherwise required as part of the student's individualized education program under IC 20-35.

SECTION 17. IC 20-26-13-5, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2024 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) As used in this chapter, "graduation" means the successful completion by a student of:

- (1) a sufficient number of academic credits, ~~or the equivalent of academic credits,~~ **or the diploma requirements established under IC 20-19-2-21(c);** and
- (2) ~~the graduation examination (before July 1, 2022);~~ a postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c), or a waiver process required under IC 20-32-3 through IC 20-32-5.1;

resulting in the awarding of an Indiana diploma or an **alternative alternate** diploma described in IC 20-32-4-14.

- (b) The term does not include the granting of a general educational



development diploma under IC 20-20-6 (before its repeal) or IC 22-4.1-18.

SECTION 18. IC 20-26-13-10, AS AMENDED BY P.L.246-2023, SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2024]: Sec. 10. (a) Except as provided in section 11 of this chapter and subject to IC 20-31-8-4.6 and IC 20-32-4-14, the four (4) year graduation rate for a cohort in a high school is the percentage determined under STEP FIVE of the following formula:

STEP ONE: Determine the grade 9 enrollment at the beginning of the reporting year three (3) years before the reporting year for which the graduation rate is being determined.

STEP TWO: Add:

- (A) the number determined under STEP ONE; and
- (B) the number of students who:
 - (i) have enrolled in the high school after the date on which the number determined under STEP ONE was determined; and
 - (ii) have the same expected graduation year as the cohort.

STEP THREE: Subtract from the sum determined under STEP TWO the number of students who have left the cohort for any of the following reasons:

- (A) Transfer to another public or nonpublic school.
- (B) Except as provided in IC 20-33-2-28.6 and subsection (b), removal by the student's parents under IC 20-33-2-28 to provide instruction equivalent to that given in the public schools.
- (C) Withdrawal because of a long term medical condition or death.
- (D) Detention by a law enforcement agency or the department of correction.
- (E) Placement by a court order or the department of child services.
- (F) Enrollment in a virtual school.
- (G) Leaving school, if the student attended school in Indiana for less than one (1) school year and the location of the student cannot be determined.
- (H) Leaving school, if the location of the student cannot be determined and the student has been reported to the Indiana clearinghouse for information on missing children and missing endangered adults.
- (I) Withdrawing from school before graduation, if the student is a high ability student (as defined in IC 20-36-1-3) who is a



full-time student at an accredited institution of higher education during the semester in which the cohort graduates.

(J) Withdrawing from school before graduation pursuant to providing notice of withdrawal under section 17 of this chapter.

(K) Participating in the high school equivalency pilot program under IC 20-30-8.5, unless the student fails to successfully complete the high school equivalency pilot program in the two (2) year period. This clause expires June 30, ~~2024~~ **2026**.

STEP FOUR: Determine the result of:

(A) the total number of students determined under STEP TWO who have graduated during the current reporting year or a previous reporting year; minus

(B) the amount by which the number of students who graduated through a waiver process required under IC 20-32-3 through IC 20-32-5.1 exceeds:

(i) nine percent (9%) of the total number of students determined under clause (A) for the 2023-2024 school year;

(ii) six percent (6%) of the total number of students determined under clause (A) for the 2024-2025 school year;

or

(iii) three percent (3%) of the total number of students determined under clause (A) for each school year after June 30, 2025.

STEP FIVE: Divide:

(A) the number determined under STEP FOUR; by

(B) the remainder determined under STEP THREE.

(b) This subsection applies to a high school in which:

(1) for a:

(A) cohort of one hundred (100) students or less, at least ten percent (10%) of the students left a particular cohort for a reason described in subsection (a) STEP THREE clause (B);

or

(B) cohort of more than one hundred (100) students, at least five percent (5%) of the students left a particular cohort for a reason described in subsection (a) STEP THREE clause (B);

and

(2) the students described in subdivision (1)(A) or (1)(B) are not on track to graduate with their cohort.

A high school must submit a request to the state board in a manner prescribed by the state board requesting that the students described in this subsection be included in the subsection (a) STEP THREE



calculation. The state board shall review the request and may grant or deny the request. The state board shall deny the request unless the high school demonstrates good cause to justify that the students described in this subsection should be included in the subsection (a) STEP THREE calculation. If the state board denies the request the high school may not subtract the students described in this subsection under subsection (a) STEP THREE.

SECTION 19. IC 20-26-13-16.5, AS ADDED BY P.L.86-2020, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2024]: Sec. 16.5. (a) A student must be subtracted under clause (K) of STEP THREE of section 10(a) of this chapter when a student transitions from a traditional high school to the high school equivalency pilot program under IC 20-30-8.5.

(b) This section expires June 30, ~~2024~~ **2026**.

SECTION 20. IC 20-26.5-2-3, AS AMENDED BY SEA 1-2024, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) Notwithstanding any other law, the following may be suspended for a coalition member in accordance with the coalition's plan:

- (1) Subject to section 1(c) of this chapter, IC 20-30, concerning curriculum.
- (2) The following statutes and rules concerning curricular materials:
 - IC 20-26-12-1, except for the provision of curricular materials at no cost to a student in a public school.
 - IC 20-26-12-2, except for the prohibition of renting curricular materials to students enrolled in a public school.
 - IC 20-26-12-24.
 - 511 IAC 6.1-5-5.
- (3) The following rules concerning teacher licenses:
 - 511 IAC 16.
 - 511 IAC 17.
- (4) Subject to subsection (c), IC 20-31-3 (concerning the adoption of academic standards).
- (5) IC 20-31-4.1, concerning the performance based accreditation system.
- (6) Except as provided in subsection (b), any other statute in IC 20 or rule in 511 IAC requested to be suspended as part of the plan that is approved by the state board under section 1 of this chapter.

(b) A coalition member may not suspend under subsection (a)(6) any of the following:



- (1) IC 20-26-5-10 (criminal history and child protection index check).
- (2) IC 20-28 (school teachers).
- (3) IC 20-29 (collective bargaining).
- (4) IC 20-31 (accountability for performance and improvement), except for IC 20-31-3 and IC 20-31-4.1.
- (5) Subject to subsection (c), IC 20-32-4 (graduation requirements).
- (6) IC 20-32-5.1 (Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program).
- (7) IC 20-32-8.5 (reading improvement and remediation plans).
- (8) IC 20-33 (students).
- (9) IC 20-34 (student health and safety measures).
- (10) IC 20-35 (special education).
- (11) IC 20-35.5 (dyslexia screening and intervention).
- (12) IC 20-36 (high ability students).
- (13) IC 20-39 (accounting and financial reporting procedures).
- (14) IC 20-40 (government funds and accounts).
- (15) IC 20-41 (extracurricular funds and accounts).
- (16) IC 20-42 (fiduciary funds and accounts).
- (17) IC 20-42.5 (allocation of expenditures to student instruction and learning).
- (18) IC 20-43 (state tuition support).
- (19) IC 20-44 (property tax levies).
- (20) IC 20-46 (levies other than general fund levies).
- (21) IC 20-47 (related entities; holding companies; lease agreements).
- (22) IC 20-48 (borrowing and bonds).
- (23) IC 20-49 (state management of common school funds; state advances and loans).
- (24) IC 20-50 (homeless children and foster care children).

(c) A coalition member must comply with the postsecondary readiness competency requirements under ~~IC 20-32-4-1.5(b)(1)~~ **IC 20-32-4-1.5(c)**. However, notwithstanding any other law, a coalition member may replace high school courses on the high school transcript with courses on the same subject matter with equal or greater rigor to the required high school course and may count such a course as satisfying the equivalent diploma requirements established by IC 20 and any applicable state board administrative rules or requirements. If the coalition member school offers courses that are not aligned with requirements adopted by the state board under IC 20-30-10, a parent of a student and the student who intends to enroll in a course that is not



aligned with requirements adopted by the state board under IC 20-30-10 must provide consent to the coalition member school to enroll in the course. The consent form used by the coalition, which shall be developed in collaboration with the commission for higher education, must notify the parent and the student that enrollment in the course may affect the student's ability to attend a particular postsecondary educational institution or enroll in a particular course at a particular postsecondary educational institution because the course does not align with requirements established by the state board under IC 20-30-10.

SECTION 21. IC 20-28-3-1, AS AMENDED BY P.L.170-2023, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. (a) As used in this section, "teacher candidate" means an individual recommended for an initial teaching license from a teacher preparation program located in Indiana.

(b) As used in this section, "teacher preparation program" includes, but is not limited to, the following:

- (1) A teacher education school or department.
- (2) A transition to teaching program under IC 20-28-4.
- (3) Any other entity approved by the department to offer a course of study leading to an initial teaching license.

(c) The department shall:

- (1) arrange a statewide system of professional instruction for teacher education;
- (2) accredit and review teacher preparation programs that comply with the rules of the department;
- (3) approve content area licensure programs for particular kinds of teachers in accredited teacher preparation programs; and
- (4) specify the types of licenses for individuals who complete programs of approved courses.

(d) The department shall work with teacher preparation programs to develop a system of teacher education that ensures individuals who complete teacher preparation programs are able to meet the highest professional standards.

(e) Before July 1, 2015, the department shall establish standards for the continuous improvement of program processes and the performance of individuals who complete teacher preparation programs. The state board shall adopt rules containing the standards not later than two hundred seventy (270) days after the department finishes the standards.

(f) The standards established under subsection (e) must include benchmarks for performance, including test score data for each teacher preparation entity on content area licensure tests and test score data for



each teacher preparation entity on pedagogy licensure tests.

(g) Each teacher preparation program shall annually report the program's performance on the standards and benchmarks established under this section to the department. The department shall make the information reported under this subsection available to the public on the department's website. Each teacher preparation program shall make the information reported under this subsection available to the public on the teacher preparation program's website. In addition to reporting performance, each teacher preparation program must report to the department the following:

(1) The attrition, retention, and completion rates of teacher candidates for the previous three (3) calendar years. The teacher preparation program must also provide underlying data, as determined by the department, used as part of calculating the teacher preparation program's retention rates.

(2) The number of teacher candidates in each content area who complete the teacher preparation program during the year, disaggregated by ranges of cumulative grade point averages.

(3) The number of teacher candidates in each content area who, during the year:

(A) do not pass a content area licensure examination; and

(B) do not retake the content area licensure examination.

(h) In making information available to the public on the department's website, the department shall include in the report under subsection (g), in addition to the matrix ratings described in subsection (i), the following information:

(1) Average scaled or standard scores of teacher candidates who complete teacher preparation programs on basic skills, content area, and pedagogy licensure examinations.

(2) The average number of times teacher candidates who complete a teacher preparation program take each licensing test before receiving a passing score and the percentage of teacher candidates who receive a passing score on each licensing test on the teacher candidates' first attempts.

(i) Not later than July 30, 2016, the department and the commission for higher education, in conjunction with the state board, the Independent Colleges of Indiana, Inc., and teacher preparation programs, shall establish a matrix rating system for teacher preparation programs based on the performance of the programs as demonstrated by the data collected under subsections (g) and (h). The matrix rating system may not rank or compare teacher preparation programs. The matrix rating system must be based on data collected for teachers who



initially receive their teaching license during the previous three (3) years. The department shall make the matrix ratings available to the public on the department's website.

(j) Each teacher preparation program shall report to the department, in a manner prescribed by the department, the teacher preparation program's admission practices, in accordance with:

- (1) the Council for the Accreditation of Educator Preparation standards, for teacher preparation programs accredited by the Council for the Accreditation of Educator Preparation;
- (2) rigorous academic entry requirements for admission into a teacher preparatory program that are equivalent to the minimum academic requirements determined by the Council for the Accreditation of Educator Preparation, for teacher preparation programs that are not accredited by the Council for the Accreditation of Educator Preparation; or
- (3) the Association for Advancing Quality in Educator Preparation standards, for teacher preparation programs accredited by the Association for Advancing Quality in Educator Preparation.

The department shall include information reported to the department on the department's website.

(k) Not later than July 30, 2016, the department and the commission for higher education, in conjunction with the state board, the Independent Colleges of Indiana, Inc., and teacher preparation programs, shall establish a minimum rating under the matrix rating system established under subsection (i) that teacher preparation programs must achieve to avoid referral under subsection (l).

(l) Not later than July 1 of each year, the department shall submit a list of teacher preparation programs that do not meet the minimum rating established under subsection (k) or the requirements of section 3.1 of this chapter to the commission for higher education and the Independent Colleges of Indiana, Inc. for one (1) of the following actions:

- (1) In the case of a state educational institution, the commission for higher education shall place the teacher preparation program on an improvement plan with clear performance goals and a designated period in which the performance goals must be achieved.
- (2) In the case of a proprietary postsecondary educational institution, the commission for higher education shall recommend to the teacher preparation program an improvement plan with clear performance goals and a designated period in which the



performance goals should be achieved.

(3) In the case of a nonprofit college or university, the Independent Colleges of Indiana, Inc., shall coordinate a peer review process to make recommendations to the peer institution in achieving the department's performance metrics.

- (m) The department shall approve at least two (2) accreditors that:
- (1) accredit teacher preparation programs; and
 - (2) are recognized by the Council for Higher Education Accreditation;

to accredit teacher preparation programs for use in Indiana.

(n) Not later than December 31, 2024, the department and the commission for higher education, in conjunction with the state board, shall partner with teacher preparation programs to receive an outside evaluation by a nationally recognized nonprofit, nonpartisan organization that leverages evidence based approaches on the science of reading to evaluate teacher preparation reading instruction programs.

SECTION 22. IC 20-28-3-3.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3.2. (a) As used in this section, "teacher candidate" has the meaning set forth in section 3.1(a) of this chapter.

(b) As used in this section, "teacher preparation program" includes the following:

- (1) A teacher education school or department.**
- (2) A transition to teaching program under IC 20-28-4.**
- (3) Any other entity approved by the department to offer a course of study leading to an initial teaching license.**

(c) The department shall develop guidelines for accredited teacher preparation programs regarding the use of curriculum or content that prepares elementary school teacher candidates to:

- (1) effectively teach foundational math skills explicitly and systematically;**
- (2) implement math instruction using high quality instructional material; and**
- (3) understand and use student data to make instructional decisions.**

SECTION 23. IC 20-28-5-19.7, AS AMENDED BY SEA 1-2024, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 19.7. (a) Not later than July 1, 2024, the state board shall establish and require a literacy endorsement for individuals first licensed after June 30, 2025, to teach a content area involving



literacy instruction, including special education, in prekindergarten through grade 5.

(b) Except as provided in section 19.8(a) of this chapter, beginning July 1, 2027, the department may not renew a practitioner license or an accomplished practitioner license, or a comparable license under prior rules, issued to an individual who, based on the content area for which the individual is licensed, including special education, provides literacy instruction to students in prekindergarten through grade 5 unless the individual receives a literacy endorsement under this section.

(c) To be eligible to receive a literacy endorsement, an individual must meet the following:

(1) Complete eighty (80) hours of evidence based professional development that is:

(A) aligned to the science of reading; ~~and~~

(B) provided by an organization that is:

(i) accredited by the International Dyslexia Association;

or

(ii) aligned with Knowledge and Practice Standards for Teachers of Reading (KPS) as determined by the department; or

~~(B)~~ (C) approved by the department.

(2) Demonstrate proficiency in scientifically based reading instruction skills aligned to the science of reading on a written examination or through other procedures prescribed by the department in accordance with this section.

(d) The eighty (80) hours of evidence based professional development required under subsection (c)(1) must provide individualized and on demand support. The evidence based professional development required under subsection (c)(1) must:

(1) promote explicit, systematic, and cumulative instruction as the primary approach to literacy instruction;

(2) align with both word recognition and language comprehension;

~~(2)~~ **(3)** promote an understanding of how language, reading, and writing relate to each other;

~~(3)~~ **(4)** promote strategies for differentiated instruction for:

(A) students with:

(i) reading difficulties; or

(ii) disabilities; and

(B) English language learners;

~~(4)~~ **(5)** focus on phonemic awareness, phonics, fluency, vocabulary, and comprehension; and



~~(5)~~ **(6)** allow participants to implement the strategies into a classroom environment with the opportunity for feedback throughout the professional development experience.

(e) The written examination required under subsection (c)(2) shall ensure the individual demonstrates the ability to:

- (1) effectively teach foundational reading skills, phonemic awareness, phonics, fluency, vocabulary, and comprehension;
- (2) implement reading instruction using high quality instructional materials aligned to the science of reading; and
- (3) provide effective instruction and interventions for students with reading deficiencies.

(f) The department shall approve and provide the evidence based professional development necessary for an individual to receive a literacy endorsement under this section.

(g) The department shall establish the procedure for an existing teacher to add the literacy endorsement established under this section to the teacher's license.

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

- (1) Adopt, validate, and implement the examination or other procedures required by subsection (c)(2).
- (2) Establish examination scores indicating proficiency.
- (3) Otherwise carry out the purposes of this section.

SECTION 24. IC 20-28-5-28 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 28. (a) As used in this section, "visiting teacher" means a citizen of another country who:**

- (1) is or will be visiting the United States; and**
- (2) is or will be employed as a teacher at a school in Indiana as evidenced by a written offer of employment.**

(b) An applicant is eligible to receive a visiting teacher license if the applicant meets the requirements established by the state board.

(c) A visiting teacher license issued to a visiting teacher must be a five (5) year nonrenewable license.

SECTION 25. IC 20-28-9-27, AS AMENDED BY P.L.132-2022, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 27. (a) As used in this section, "funding floor" means the amount a school corporation expended for full-time teacher salaries during a particular state fiscal year.**

(b) Subject to subsections (d) and (e), if the amount of state tuition support distributed to a school corporation for a particular state fiscal



year is greater than the amount of state tuition support distributed to the school corporation for the preceding state fiscal year, the school corporation may not expend an amount for full-time teacher salaries during the particular state fiscal year that is less than the funding floor for the preceding state fiscal year.

(c) For purposes of this section, the amount a school corporation expends for full-time teacher salaries shall include the amount the school corporation expends for participating in a special education cooperative or a career and technical education cooperative that is directly attributable to the salaries of full-time teachers employed by the cooperative, as determined by the department.

(d) For purposes of this subsection, stipends paid using teacher appreciation grants under IC 20-43-10-3.5 are not considered. If a school corporation has awarded stipends to a majority of the school corporation's teachers in each of the two (2) preceding consecutive state fiscal years, an amount equal to the lesser of the total amount of stipends awarded in each of those state fiscal years shall be added to the school corporation's funding floor for the preceding state fiscal year described under subsection (b).

(e) ~~A school corporation may apply for a waiver from the department of the prohibition under subsection (b). The department may grant a waiver to a school corporation if the school corporation's enrollment for the school year during that particular state fiscal year is less than the enrollment in the school year during the preceding state fiscal year.~~

(e) Beginning after June 30, 2024, for each state fiscal year that a school corporation fails to meet the expenditure requirements regarding full-time teacher salaries under subsection (b), the department shall submit in both a written and an electronic format a notice to the school corporation's:

- (1) superintendent;**
- (2) school business officer; and**
- (3) governing body;**

that the school corporation failed to meet the requirements set forth in subsection (b) for the applicable state fiscal year.

(f) If a school corporation's governing body receives a notice from the department under subsection (e), the school corporation shall do the following:

- (1) Publicly acknowledge receipt of the notice from the department at the governing body's next public meeting.**
- (2) Enter into the governing body's official minutes for the meeting described in subdivision (1) acknowledgment of the**



notice.

(3) Not later than thirty (30) days after the meeting described in subdivision (1), publish on the school corporation's website:

(A) the department's notice; and

(B) any relevant individual reports prepared by the department.

(g) If the department determines a school corporation that received one (1) or more notices from the department under subsection (e) has met the expenditure requirements required under subsection (b) for a subsequent state fiscal year, the school corporation may remove from the school corporation's website any:

(1) notices the school corporation received under subsection (e); and

(2) relevant individual reports prepared by the department under subsection (f)(3).

SECTION 26. IC 20-28-9-28, AS AMENDED BY P.L.246-2023, SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 28. (a) For each school year in a state fiscal year beginning after June 30, 2023, a school corporation shall expend an amount for teacher compensation that is not less than an amount equal to sixty-two percent (62%) of the state tuition support, **other than the state tuition support described in subsection (b)**, distributed to the school corporation during the state fiscal year. For purposes of determining whether a school corporation has complied with this requirement, the amount a school corporation expends for teacher compensation shall include the amount the school corporation expends for adjunct teachers, supplemental pay for teachers, stipends, and for participating in a special education cooperative or an interlocal agreement or consortium that is directly attributable to the compensation of teachers employed by the cooperative or interlocal agreement or consortium. **The amount a school corporation expends on teacher compensation shall also include the amount the school corporation expends on dropout recovery educational services for an at-risk student enrolled in the school corporation provided by an agreement with an eligible school that is directly attributable to the compensation of teachers employed by the eligible school.** Teacher benefits include all benefit categories collected by the department for Form 9 purposes.

(b) If a school corporation determines that the school corporation cannot comply with the requirement under subsection (a) for a particular school year, the school corporation shall apply for a waiver



from the department:

(c) The waiver application must include an explanation of the financial challenges, with detailed data, that preclude the school corporation from meeting the requirement under subsection (a) and describe the cost saving measures taken by the school corporation in attempting to meet the requirement in subsection (a). The waiver may also include an explanation of an innovative or efficient approach in delivering instruction that is responsible for the school corporation being unable to meet the requirement under subsection (a).

(d) If, after review, the department determines that the school corporation has exhausted all reasonable efforts in attempting to meet the requirement in subsection (a), the department may grant the school corporation a one (1) year exception from the requirement.

(e) A school corporation that receives a waiver under this section shall work with the department to develop a plan to identify additional cost saving measures and any other steps that may be taken to allow the school corporation to meet the requirement under subsection (a).

(f) A school corporation may not receive more than three (3) waivers under this section:

(b) State tuition support distributed to a school corporation for students enrolled in the school corporation who are receiving one hundred percent (100%) virtual instruction from a teacher employed by a third party provider with whom the school corporation has contracted is not included as state tuition support distributed to the school corporation for purposes of subsection (a).

(g) (c) Before November 1, 2022, and before November 1 of each year thereafter, the department shall submit a report to the legislative council in an electronic format under IC 5-14-6 and the state budget committee that contains information as to:

- (1) the percent and amount that each school corporation expended and the statewide total expended for teacher compensation;
- (2) the percent and amount that each school corporation expended and statewide total expended for teacher benefits, including health, dental, life insurance, and pension benefits; **and**
- (3) whether the school corporation met the requirement set forth in subsection (a). **and**
- (4) whether the school corporation received a waiver under subsection (d).

(d) The department shall publish the report described in subsection (c) on the department's website.

(e) Beginning after June 30, 2024, for each state fiscal year that a school corporation fails to expend the amount for teacher



compensation as required under subsection (a), the department shall submit in both a written and an electronic format a notice to the school corporation's:

- (1) superintendent;
- (2) school business officer; and
- (3) governing body;

that the school corporation failed to meet the requirements set forth in subsection (a) for the applicable state fiscal year.

(f) If a school corporation's governing body receives a notice from the department under subsection (e), the school corporation shall do the following:

- (1) Publicly acknowledge receipt of the notice from the department at the governing body's next public meeting.
- (2) Enter into the governing body's official minutes for the meeting described in subdivision (1) acknowledgment of the notice.
- (3) Not later than thirty (30) days after the meeting described in subdivision (1), publish on the school corporation's website:
 - (A) the department's notice; and
 - (B) any relevant individual reports prepared by the department.

(g) If the department determines a school corporation that received one (1) or more notices from the department under subsection (e) has met the expenditure requirements required under subsection (a) for a subsequent state fiscal year, the school corporation may remove from the school corporation's website any:

- (1) notices the school corporation received under subsection (e); and
- (2) relevant individual reports prepared by the department under subsection (f)(3).

SECTION 27. IC 20-30-2-2.2, AS AMENDED BY P.L.147-2020, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2.2. (a) As used in this section, "eligible student" means a student in grade 11 or 12 who: ~~has:~~

- (1) ~~failed the graduation exam (before July 1, 2022)~~ or is not on track to complete a postsecondary readiness competency;
- (2) ~~has~~ been determined to be chronically absent, by missing ten percent (10%) or more of a school year for any reason;
- (3) ~~has~~ been determined to be a habitual truant, as identified under IC 20-33-2-11;
- (4) ~~has~~ been significantly behind in credits for graduation, as



identified by an individual's school principal;

(5) **has** previously undergone at least a second suspension from school for the school year under IC 20-33-8-14 or IC 20-33-8-15;

(6) **has** previously undergone an expulsion from school under IC 20-33-8-14, IC 20-33-8-15, or IC 20-33-8-16; or

(7) **has** been determined by the individual's principal and the individual's parent or guardian to benefit by participating in the school flex program.

(b) An eligible student who participates in a school flex program must:

(1) attend school for at least three (3) hours of instructional time per school day;

(2) pursue a timely graduation;

(3) provide evidence of college or technical career education enrollment and attendance or proof of employment and labor that is aligned with the student's career academic sequence under rules established by the bureau of youth employment;

(4) not be suspended or expelled while participating in a school flex program;

(5) pursue course and credit requirements for an Indiana diploma with a general designation; and

(6) maintain a ninety-five percent (95%) attendance rate.

(c) A school may allow an eligible student in grade 11 or 12 to complete an instructional day that consists of three (3) hours of instructional time if the student participates in the school flex program.

SECTION 28. IC 20-30-4-6, AS AMENDED BY P.L.9-2021, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 6. (a) A student's school counselor shall, in consultation with the student and the student's parent, review annually a student's graduation plan that was developed under section 2 of this chapter to determine if the student is progressing toward fulfillment of the graduation plan.

(b) If a student is not progressing toward fulfillment of the graduation plan, the school counselor shall provide counseling services for the purpose of advising the student of credit recovery options and services available to help the student progress toward graduation.

(c) If a student is not progressing toward fulfillment of the graduation plan due to ~~not achieving a passing score on the graduation examination (before July 1, 2022)~~ or failing to meet a postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c), the school counselor shall meet with the:

(1) teacher assigned to the student for remediation for the



- particular competency area;
- (2) parents of the student; and
- (3) student;

to discuss available remediation and to plan to meet the requirements under IC 20-32-4.

SECTION 29. IC 20-30-5-2, AS AMENDED BY P.L.192-2018, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. (a) Each public and nonpublic high school shall provide a required course that is:

- (1) not less than one (1) year of school work; and
- (2) in the:
 - (A) historical;
 - (B) political;
 - (C) civic;
 - (D) sociological;
 - (E) economical; and
 - (F) philosophical;

aspects of the constitutions of Indiana and the United States.

(b) The state board shall:

- (1) prescribe the course described in this section and the course's appropriate outlines; and
- (2) adopt the necessary curricular materials for uniform instruction.

(c) Except as provided in **subsection (d) and IC 20-32-4-13**, a high school student may not receive an Indiana diploma unless the student has successfully completed the interdisciplinary course described in this section.

(d) If the state board establishes competency based requirements as part of a diploma established under IC 20-19-2-21 that cover the course content described in subsection (a), a student may satisfy the requirement under subsection (c) by obtaining the diploma.

SECTION 30. IC 20-30-5-4, AS AMENDED BY P.L.43-2021, SECTION 97, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 4. (a) Each public school and nonpublic school shall provide within the two (2) weeks preceding a general election for all students in grades 6 through 12 five (5) full recitation periods of class discussion concerning:

- (1) the system of government in Indiana and in the United States;
- (2) methods of voting;
- (3) party structures;
- (4) election laws; and



(5) the responsibilities of citizen participation in government and in elections.

(b) Except as provided in **subsection (d) and IC 20-32-4-13**, a student may not receive an Indiana diploma unless the student has completed a two (2) semester course in American history.

(c) If a public school superintendent violates this section, the secretary of education shall receive and record reports of the violations. The general assembly may examine these reports.

(d) If the state board establishes competency based requirements as part of a diploma established under IC 20-19-2-21 that cover the content in the American history course required under subsection (b), a student may satisfy the requirement under subsection (b) by obtaining the diploma.

SECTION 31. IC 20-30-5-19, AS AMENDED BY P.L.168-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 19. (a) Each school corporation, charter school, and state accredited nonpublic school shall include in its curriculum for ~~all high school~~ students **enrolled in grade 8, 9, 10, 11, or 12** instruction concerning personal financial responsibility.

(b) A school corporation, a charter school, and a state accredited nonpublic school must meet the requirements of subsection (a) by providing instruction on personal financial responsibility as a separate subject that addresses the following content areas:

- (1) Basic principles of:
 - (A) money management, such as:
 - (i) spending and saving;
 - (ii) types of bank accounts;
 - (iii) opening and managing a bank account; and
 - (iv) assessing the quality of a depository institution's services;
 - (B) debt management;
 - (C) receiving an inheritance and related implications;
 - (D) savings, retirement, and investment accounts;
 - (E) federal and state income tax returns; and
 - (F) local tax assessments.
- (2) Personal insurance policies.
- (3) Loan applications.
- (4) Interest rate computations.
- (5) Credit and credit scores.
- (6) Simple contracts.

(c) The state board shall adopt a curriculum that ensures personal financial responsibility is taught:



(1) in accordance with the requirements of subsection (b); and
 (2) as a separate subject;
 as determined by the state board.

(d) This subsection applies to an individual who is a student in a cohort that is expected to graduate in 2028 or thereafter from a school described in subsection (a). Beginning in 2028, an individual to whom this subsection applies must successfully complete instruction on personal financial responsibility, as described in subsection (b), as a separate subject to be eligible to graduate from high school.

(e) The state board may allow a personal financial responsibility course described in this section to satisfy one (1) or more diploma course **or competency** requirements.

SECTION 32. IC 20-30-5-23, AS AMENDED BY P.L.76-2020, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 23. (a) ~~After June 30, 2021,~~ Each public high school, including each charter school, shall offer at least one (1) computer science course as a one (1) semester elective in the public high school's curriculum at least once each school year for high school students. **This subsection expires July 1, 2028.**

(b) ~~After June 30, 2021,~~ **After June 30, 2028, each public high school, including each charter school, shall offer at least once each school year at least one (1) computer science course as a separate subject in the public high school's curriculum that:**

(1) **satisfies the computer science instruction content requirements; and**
 (2) **beginning in 2029, enables high school students to successfully complete instruction on computer science to be eligible to graduate from high school under the requirements; set forth in IC 20-32-4-18.**

(c) Each public school, including each charter school, shall include computer science in the public school's curriculum for students in kindergarten through grade 12. **Before July 1, 2028,** a public high school fulfills the requirements under this subsection by meeting the requirements under subsection (a). **After June 30, 2028, a public high school fulfills the requirements under this subsection by meeting the requirements under subsection (b).**

~~(d)~~ (d) If a public school fails to comply with this section, the department shall assist the public school in meeting the requirements under this section.

~~(e)~~ (e) The department shall:

(1) prepare an annual report concerning the implementation of computer science courses in public ~~high~~ schools, including



charter schools, that includes the information described in subsection ~~(e)~~; **(f)**; and

(2) submit, before December 1 of each year, the report to the following:

- (A) The state board.
- (B) The general assembly.
- (C) The commission for higher education.

The department shall submit the written report to the general assembly in an electronic format under IC 5-14-6.

~~(e)~~ **(f)** The report under subsection ~~(d)~~ **(e)** must include the following information:

(1) The total number and percentage of computer science unique student course enrollments and course completions for each:

(A) public elementary school, including each charter school, for students in grade 8; and

(B) public high school, including each charter school; and by each course title approved by the department.

(2) The number and percentage of unique student enrollments and course completions in a computer science course by each course title approved by the department and disaggregated by:

- (A) race;
- (B) gender;
- (C) grade;
- (D) ethnicity;
- (E) limited English language proficiency;
- (F) free or reduced price lunch status; and
- (G) eligibility for special education.

(3) The number of computer science instructors at each school disaggregated by:

- (A) gender;
- (B) certification, if applicable; and
- (C) academic degree.

(4) Any other pertinent matters.

~~(d)~~ **(g)** The department shall post the report described in subsections ~~(e)~~ **(f)** on the department's ~~Internet web site: website~~.

SECTION 33. IC 20-30-6.1-4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 4. (a) As used in this section, "online challenge" means an Internet trend that encourages individuals to copy behaviors or actions that may cause harm to the individual.**

(b) Each school corporation may include instruction regarding



Internet safety in the school corporation's curriculum.

(c) Not later than July 1, 2025, the department shall approve previously developed curricula for use by school corporations under subsection (b).

(d) Each curriculum approved under subsection (c) must include age appropriate instruction regarding the following:

(1) Thinking critically about the possible provenance, reliability, and intended effect of online information before acting on the information.

(2) Acting ethically in the student's interactions with others online, and reacting appropriately to unethical behavior such as:

(A) cyberbullying (as described in IC 20-19-3-11.5); and

(B) promotion of dangerous behavior, including self-harm or participation in an online challenge;

that is directed at the student by others online.

(3) Considering the uncertainties inherent in interacting with others online, particularly with regard to the ability of an individual to misrepresent the individual's identity online.

(4) Recognizing the economics of providing Internet content and social media services, including:

(A) the economic relationship between:

(i) users; and

(ii) providers;

of Internet content and social media services;

(B) the economic incentives of a provider to influence the behavior of a user when the user is interacting with the provider's content or services; and

(C) methods used by providers to influence user behavior.

(5) Practicing cybersecurity, including recognizing:

(A) the danger of:

(i) identity theft; and

(ii) financial fraud;

when interacting with others online, accessing Internet content, or using social media services; and

(B) the potential for information shared online to remain accessible to others in perpetuity

SECTION 34. IC 20-30-8.5-13, AS ADDED BY P.L.86-2020, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2024]: Sec. 13. This chapter expires June 30, ~~2024~~ 2026.

SECTION 35. IC 20-31-3-3, AS AMENDED BY P.L.250-2023, SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2024]: Sec. 3. (a) The department shall revise and update academic standards:

(1) for each grade level from kindergarten through grade 12; and
 (2) in each subject area listed in section 2 of this chapter;
 at least once every six (6) years in addition to the requirements described in section 1(c) and 1(d) of this chapter. This revision must occur on a cyclical basis.

(b) The department, in revising and updating academic standards under subsection (a), shall do the following:

- (1) Consider the skills, knowledge, and practices:
 - (A) that are necessary to understand and utilize emerging technologies; and
 - (B) that may be rendered obsolete by emerging technologies.
- (2) Consider for removal any academic standards that may be obsolete as a result of emerging technologies.
- (3) Provide support to school corporations regarding the implementation of revised and updated academic standards that have an emerging technologies component.
- (4) Consider integrating computer science standards into a subject area being revised.**
- (5) Consider integrating data literacy and data science standards into a subject area being revised.**

SECTION 36. IC 20-31-3-6, AS ADDED BY P.L.1-2005, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 6. The curriculum program of each grade level from kindergarten through grade 12 in a school in a school corporation must be consistent with the following standards:

- (1) The academic standards developed under this chapter.
- (2) The student competencies developed for the Core 40 college preparation curriculum models established under IC 20-30-10 **or diploma requirements established under IC 20-19-2-21.**

SECTION 37. IC 20-31-8-1, AS AMENDED BY P.L.211-2021, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. (a) The performance of a school's students on the statewide assessment program test and other criterion referenced benchmark assessments recommended by the department of ~~education~~ and approved by the state board are the primary and majority means of assessing a school's improvement. The state board may, and is encouraged to, incorporate social studies and science as indicators for assessing school improvement.

(b) The department of ~~education~~ shall examine and make recommendations to the state board concerning:



- (1) performance indicators to be used as a secondary means of determining school progress;
- (2) expected progress levels, continuous improvement measures, distributional performance levels, and absolute performance levels for schools; and
- (3) an orderly transition from the performance based accreditation system to the assessment system set forth in this article.

(c) The department of ~~education~~ shall consider methods of measuring improvement and progress used in other states in developing recommendations under this section.

(d) The department of ~~education~~ may consider:

- (1) the likelihood that a student may ~~fail a graduation exam (before July 1, 2022) or~~ fail to meet a postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c) and require a ~~graduation~~ waiver under ~~IC 20-32-4-4~~, IC 20-32-4-4.1 or IC 20-32-4-5; and
- (2) remedial needs of students who are likely to require remedial work while the students attend a postsecondary educational institution or workforce training program;

when making recommendations under this section.

SECTION 38. IC 20-32-4-1.5, AS AMENDED BY P.L.160-2023, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1.5. (a) ~~This subsection expires July 1, 2022. Except as provided in subsection (f) and sections 4, 5, 6, 7, 8, 9, and 10 of this chapter, each student is required to meet:~~

- ~~(1) the academic standards tested in the graduation examination;~~
- ~~(2) the Core 40 course and credit requirements adopted by the state board under IC 20-30-10; and~~
- ~~(3) any additional requirements established by the governing body;~~

~~to be eligible to graduate:~~

~~(b) (a) Except as provided in subsection (f) and sections 4, 4.1, 5, 6, 7, 8, 9, and 10 of this chapter, beginning with the class of students who expect to graduate during the 2022-2023 school year, each student shall:~~

- ~~(1) demonstrate college or career readiness through a pathway established by the state board, in consultation with the department of workforce development and the commission for higher education;~~
- ~~(2) meet the Core 40 course and credit requirements adopted by the state board under IC 20-30-10; and~~
- ~~(3) subject to section 1.8 of this chapter, meet any additional~~



requirements established by the governing body;
to be eligible to graduate. **This subsection expires October 1, 2028.**

(b) Except as provided in subsection (f) and sections 4.1, 5, 6, 7, 8, 9, and 10 of this chapter, beginning with the class of students who expect to graduate during the 2028-2029 school year, each student shall:

(1) demonstrate college and career readiness through a pathway established by the state board, in consultation with the department of workforce development and the commission for higher education;

(2) meet the Indiana diploma requirements established by the state board under IC 20-19-2-21; and

(3) subject to section 1.8 of this chapter, meet any additional requirements established by the governing body;

to be eligible to graduate.

(c) The state board shall establish graduation pathway requirements under ~~subsection~~ **subsections (a)(1) (before its expiration) and (b)(1)** in consultation with the department of workforce development and the commission for higher education. A graduation pathway requirement may include the following postsecondary readiness competencies approved by the state board:

- (1) International baccalaureate exams.
- (2) Nationally recognized college entrance assessments.
- (3) Advanced placement exams.
- (4) Assessments necessary to receive college credit for dual credit courses.
- (5) Industry recognized certificates.
- (6) The Armed Services Vocational Aptitude Battery.
- (7) Cambridge International exams.
- (8) Any other competency approved by the state board.

(d) If the state board establishes a nationally recognized college entrance exam as a graduation pathway requirement, the nationally recognized college entrance exam must be offered to a student at the school in which the student is enrolled and during the normal school day.

(e) When an apprenticeship is established as a graduation pathway requirement, the state board shall establish as an apprenticeship only an apprenticeship program registered under the federal National Apprenticeship Act (29 U.S.C. 50 et seq.) or another federal apprenticeship program administered by the United States Department of Labor.

(f) ~~Notwithstanding subsection (a);~~ A school corporation, charter



school, or state accredited nonpublic school may voluntarily elect to use ~~graduation pathways~~ **the Indiana diplomas** described in subsection (b) in lieu of the ~~graduation examination~~ **Core 40 course and credit** requirements specified in subsection (a) prior to ~~July 1, 2022~~; **October 1, 2028**.

(g) The state board, in consultation with the department of workforce development and the commission for higher education, shall approve college and career pathways relating to career and technical education, including sequences of courses leading to student concentrators.

(h) ~~After June 30, 2021~~, The department may provide funding for students of accredited schools to take not more than three (3) Cambridge International exams per student. The department is also authorized to use funds to provide professional development training for teachers who teach Cambridge International courses.

(i) If the state board establishes an Armed Services Vocational Aptitude Battery as a graduation pathway, the state board shall require a student who elects the pathway to submit documentation, on a form prescribed by the department, that demonstrates the student's intent to enlist in the military as a condition of meeting the pathway requirements.

SECTION 39. IC 20-32-4-4.1, AS AMENDED BY P.L.92-2020, SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 4.1. (a) Subject to subsection (b), a student may receive a waiver from the postsecondary readiness competency requirements established under section 1.5(c) of this chapter:

(1) if:

(A) the student was unsuccessful in completing a postsecondary readiness competency requirement established by the state board under section 1.5(c) of this chapter ~~by the conclusion of the student's senior year~~, **after the completion of eight (8) high school semesters**, including a student who was in the process of completing a competency at one (1) school that was not offered by the school to which the student transferred; and

(B) the student attempted to achieve at least three (3) separate postsecondary readiness competencies established by the state board under section 1.5(c) of this chapter; or

(2) if a student transfers to a school subject to the requirements of this chapter during the student's senior year from a nonaccredited nonpublic school that has less than one (1) employee or a school out of state and the student:



- (A) attempted to achieve at least one (1) postsecondary readiness competency requirement established by the state board under section 1.5(c) of this chapter; and
 - (B) was unsuccessful in completing the attempted postsecondary readiness competency described in clause (A).
- (b) For a student to receive a waiver described in subsection (a), the student must:
- (1) maintain at least a "C" average, or its equivalent, throughout the student's high school career in courses comprising credits required for the student to graduate;
 - (2) maintain a school attendance rate of at least ninety-five percent (95%) with excused absences not counting against the student's attendance;
 - (3) satisfy all other state and local graduation requirements beyond the postsecondary readiness competency requirements established by the state board under section 1.5(c) of this chapter; and
 - (4) demonstrate postsecondary planning, including:
 - (A) college acceptance;
 - (B) acceptance in an occupational training program;
 - (C) workforce entry; or
 - (D) military enlistment;
 that is approved by the principal of the student's school.

SECTION 40. IC 20-32-4-5, AS AMENDED BY P.L.192-2018, SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) This section applies to a student who is a student with a disability (as defined in IC 20-35-1-8).

(b) If the student ~~does not achieve a passing score on the graduation examination (before July 1, 2022) or~~ fails to meet a postsecondary readiness competency requirement established by the state board under section 1.5(c) of this chapter, the student's case conference committee may determine that the student is eligible to graduate if the case conference committee finds the following:

- (1) The student's teacher of record, in consultation with a teacher of the student in each subject area in which the student has not ~~achieved a passing score on the graduation exam (before July 1, 2022) or~~ successfully completed a postsecondary readiness competency established by the state board under section 1.5(c) of this chapter, makes a written recommendation to the case conference committee. The recommendation must:
 - (A) be aligned with the governing body's relevant policy;
 - (B) be concurred in by the principal of the student's school;



and

(C) be supported by documentation that the student has attained the academic standard in the subject area based on:

- (i) tests or competencies other than the ~~graduation examination (before July 1, 2022)~~ or postsecondary readiness competencies established by the state board under section 1.5(c) of this chapter; or
- (ii) classroom work.

(2) The student meets all the following requirements:

~~(A)~~ Retakes the graduation examination in each subject area in which the student did not achieve a passing score as often as required by the student's individualized education program. This clause expires July 1, 2022.

~~(B)~~ (A) Completes remediation opportunities provided to the student by the student's school to the extent required by the student's individualized education program.

~~(C)~~ (B) Maintains a school attendance rate of at least ninety-five percent (95%) to the extent required by the student's individualized education program with excused absences not counting against the student's attendance.

~~(D)~~ (C) Maintains at least a "C" average or the equivalent in the courses comprising the credits specifically required for graduation by rule of the state board.

~~(E)~~ (D) Otherwise satisfies all state and local graduation requirements.

SECTION 41. IC 20-32-4-9, AS AMENDED BY P.L.192-2018, SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 9. This section applies to a student who receives a score on the ~~graduation examination (before July 1, 2022)~~ or an exam used to satisfy a postsecondary readiness competency established by the state board under section 1.5(c) of this chapter that is in the twenty-fifth percentile or lower when the student takes the ~~graduation examination (before July 1, 2022)~~ or an exam used to satisfy a postsecondary readiness competency established by the state board under section 1.5(c) of this chapter for the first time. Except as provided in section 10 of this chapter, the student's parent and the student's counselor (or another staff member who assists students in course selection) shall meet to discuss the student's progress. Following the meeting, the student's parent shall determine whether the student will achieve greater educational benefits by:

- (1) continuing in the Core 40 curriculum; or
- (2) completing the general curriculum.



SECTION 42. IC 20-32-4-14, AS AMENDED BY P.L.160-2023, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 14. (a) The state board shall create an alternate diploma for students with significant cognitive disabilities. The diploma must be:

- (1) standards-based; and
- (2) aligned with Indiana's requirements for an Indiana diploma.

(b) The alternate diploma must comply with the federal Every Student Succeeds Act (ESSA) (20 U.S.C. 6311).

~~(c) For purposes of determining a school's or school corporation's graduation rate under IC 20-26-13 or 511 IAC 6.2-10, not more than one percent (1%) of a school's or school corporation's graduation cohort that receives an alternate diploma may be counted as having graduated.~~

(c) For purposes of determining a school's or school corporation's graduation rate under IC 20-26-13 or 511 IAC 6.2-10, not more than the greater of:

- (1) one percent (1%) of a school's or school corporation's graduation cohort that receives an alternate diploma; or**
- (2) one (1) student;**

may be counted as having graduated.

(d) Not later than December 1, 2021, the state board shall adopt rules under IC 4-22-2 that are necessary to carry out this section.

SECTION 43. IC 20-32-4-18 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 18. (a) **This section applies to an individual who is a student in a cohort that is expected to graduate in 2029 or thereafter from a:**

- (1) public school, including a charter school; or**
- (2) state accredited nonpublic school.**

(b) Beginning in 2029, in addition to completing the graduation requirements set forth in this article, an individual must successfully complete instruction on computer science as a separate subject to be eligible to graduate from high school. The computer science instruction must:

- (1) to the extent feasible, be taught in person; and**
- (2) cover the following:**
 - (A) Algorithms and programming.**
 - (B) Computing systems.**
 - (C) Data and analysis.**
 - (D) Impacts of computing.**
 - (E) Networks and the Internet.**

(c) Each school described in subsection (a) shall certify to the



department that the individual has successfully completed instruction on computer science before the individual may graduate.

(d) The state board may allow a computer science course described in this section, including a computer science course taken in grade 8, to satisfy one (1) or more diploma course requirements.

SECTION 44. IC 20-32-5.1-3, AS AMENDED BY P.L.192-2018, SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. The Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program consists of:

- (1) a **the** statewide assessment **program** described in section 7 of this chapter;
- (2) optional benchmark assessments described in section 17 of this chapter;
- (3) requirements to integrate statewide assessment literacy described in section 18 of this chapter; and
- (4) any programs or policies approved by the state board that are necessary to carry out this chapter.

SECTION 45. IC 20-32-5.1-4, AS ADDED BY P.L.242-2017, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 4. To carry out the purposes described in section 2 of this chapter:

- (1) assessment reporting for assessments developed under this chapter must be:
 - (A) reliable;
 - (B) accurate;
 - (C) user friendly; and
 - (D) timely;
- (2) the statewide assessment **program** must help students understand their college and career readiness; and
- (3) the statewide assessment **program** must hold schools accountable for preparing students for college and careers.

SECTION 46. IC 20-32-5.1-6, AS AMENDED BY SEA 1-2024, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 6. (a) The state board shall:

- (1) authorize and oversee the department's development and implementation of the Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program, including:
 - (A) establishment of criteria for requests for proposals for statewide assessments developed or authorized under this chapter;
 - (B) establishment of criteria for membership of evaluation



teams; and

(C) establishment of criteria for content and format of the statewide assessment; and

(2) require the department to conduct ongoing analysis of whether the statewide assessment **program's** results are predictive of success in college and career training programs.

(b) The passing scores on a statewide **summative** assessment must be determined by statistically valid and reliable methods as determined by independent experts selected by the state board.

(c) The state board, in consultation with The Arc of Indiana and Indiana Council of Administrators of Special Education (ICASE), shall select one (1) or more individuals who specialize in special education who shall, in turn, be consulted with by the state board as part of the state board's oversight of the development and implementation of the Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program.

(d) The secretary of education, with the approval of the state board, is responsible for the development, implementation, and monitoring of the Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program.

(e) The department shall prepare detailed design specifications for the statewide assessment **program** developed under this chapter that must do the following:

(1) Take into account the academic standards adopted under IC 20-31-3.

(2) Include testing of students' higher level cognitive thinking in each subject area tested.

(f) A statewide **summative** assessment described in section 7 of this chapter may be in a form that allows the department and the state board, to the extent possible, to compare the proficiency of Indiana students to the proficiency of students in other states. A statewide **summative** assessment may consist of original test items for Indiana's exclusive use if the state board determines that:

(1) developing original test items for Indiana's exclusive use will result in cost savings; or

(2) it would be impractical to develop a statewide **summative** assessment adequately aligned to Indiana's academic standards without including original test items developed for Indiana's exclusive use.

(g) The state board shall establish a method for virtual administration of the statewide **summative** assessment described in section 7 of this chapter.



SECTION 47. IC 20-32-5.1-7, AS AMENDED BY P.L.11-2023, SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 7. (a) Except as otherwise provided in this section and in the manner provided in section 6 of this chapter, the state board is responsible for determining the appropriate subjects, grades, and format of **a the** statewide assessment **program**.

(b) For each school year beginning after June 30, 2018, and except as provided in section 11 of this chapter, the statewide assessment **program** must be administered to all full-time students attending a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) in grades subject to the statewide **summative** assessment required by federal law and in a manner prescribed by the state board.

(c) Subject matter tested on **by** the statewide assessment **program** as determined by the state board under subsection (a) must, at a minimum, do the following:

- (1) Comply with requirements established under federal law with:
 - (A) math and English/language arts assessed yearly in grades 3 through 8, and at least once in grades 9 through 12; and
 - (B) science assessed at least once in grades 3 through 5, grades 6 through 9, and grades 10 through 12.
- (2) Require that United States history or United States government be assessed at least once in grades 5 or 8.

(d) Except as provided under subsection (e), for each school year beginning after June 30, 2021, a nationally recognized college entrance exam must be administered for the high school subjects required under subsection (c). The proficiency benchmark must be approved by the commission for higher education, in consultation with the state educational institutions, and may not be lower than the national college ready benchmark established for that particular exam.

(e) If the state board determines that no nationally recognized college entrance exam assesses a given high school subject that is required under subsection (c), the state board may select another type of assessment, including an end of course assessment, for that subject.

(f) The statewide assessment **program**:

- (1) may not use technology that may negatively influence the ability to measure a student's mastery of material or a particular academic standard being tested; and
- (2) may use a technology enhanced test question only when the technology enhanced test question is the best way to measure the academic standard being tested.

(g) A statewide **summative** assessment, other than an assessment



administered under subsection (d), must use a scale score that will ensure the statewide **summative** assessment scores are comparable to scale scores used as part of the ISTEP program under IC 20-32-5, before its expiration.

SECTION 48. IC 20-32-5.1-8, AS AMENDED BY P.L.192-2018, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 8. (a) Except as provided in ~~subsection~~ **subsections (b) and (c)**, the statewide **summative** assessment must be administered in a single testing window that must take place at the end of a school year on dates determined by the state board.

(b) If an end of course assessment is administered, the end of course assessment may be administered at the end of the course for that particular subject matter.

(c) If a through-year assessment program is administered, the assessments making up the through-year assessment program may:

- (1) be administered throughout the year in the manner determined by the department; and**
- (2) include as one (1) of the assessments a single statewide summative assessment that meets the requirements set forth in subsection (a).**

SECTION 49. IC 20-32-5.1-10, AS ADDED BY P.L.242-2017, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 10. (a) The governing body of each school corporation or the equivalent authority for each charter school, eligible school (as defined in IC 20-51-1-4.7), or state accredited nonpublic school is entitled to acquire at no charge from the department:

- (1) the assessments under the statewide assessment program;** and
- (2) the scoring reports used by the department.**

(b) A state accredited nonpublic school or an eligible school (as defined in IC 20-51-1-4.7) shall:

- (1) administer the statewide assessment program's assessment or assessments, as applicable, to its students at the same time or times that school corporations administer the program's test assessment or assessments, as applicable, under section 7 of this chapter; and**
- (2) make available to the department the results of the statewide assessment program's assessment or assessments, as applicable.**

SECTION 50. IC 20-32-5.1-12, AS AMENDED BY P.L.139-2022, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 12. (a) The department shall establish policies and



procedures that foster, to the extent possible, the scoring of student responses of an open ended writing assessment on a statewide **summative** assessment by Indiana teachers. The teacher may not grade student responses of students who are enrolled in the same school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) in which the teacher is currently employed.

(b) The scoring of student responses under a statewide **summative** assessment:

- (1) must adhere to scoring rubrics and anchor papers;
- (2) must measure student achievement relative to the academic standards established by the state board; and
- (3) may not reflect the scorer's judgment of the values expressed by a student in the student's responses.

(c) The department, in consultation with the technical advisory committee established by the state board, shall conduct a study to analyze and determine the reliability of machine scoring student responses to items on the statewide **summative** assessment. After conducting the study, the department may, if recommended by the technical advisory committee, utilize machine scoring for purposes of scoring student responses to items on the statewide **summative** assessment.

SECTION 51. IC 20-32-5.1-13, AS AMENDED BY P.L.30-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 13. (a) The proficiency of students under a statewide **summative** assessment must be reported to the state board not later than:

- (1) for the 2018-2019 school year, August 15, 2019; and
- (2) for each school year beginning after June 30, 2019, July 1 of the year in which the statewide **summative** assessment is administered.

(b) Reports of student scores on the statewide **summative** assessment must be:

- (1) returned to the school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) that administered the test; and
- (2) accompanied by a guide for interpreting scores.

(c) Subject to approval by the state board, reports of student results on computer scored items under a statewide **summative** assessment may be returned to schools regardless of whether the hand scored items are returned.

(d) After reports of final student scores on the statewide **summative**



assessment are returned to a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7), the school corporation or school shall promptly do the following:

- (1) Give each student and the student's parent the student's statewide **summative** assessment test scores, including the summary described in section 14.5 of this chapter.
- (2) Make available for inspection to each student and the student's parent the following:
 - (A) A copy of the student's scored responses.
 - (B) A copy of the anchor papers and scoring rubrics used to score the student's responses.

A student's parent or the student's principal may request a rescoring of a student's responses to a statewide **summative** assessment, including a student's essay. A student's final score on a rescored statewide **summative** assessment must reflect the student's actual score on the rescored statewide **summative** assessment regardless of whether the student's score decreased or improved on the rescored assessment.

(e) The department shall develop criteria to provide a student's parent the opportunity to inspect questions in a manner that will not compromise the validity or integrity of a statewide **summative** assessment.

(f) A student's statewide **summative** assessment scores may not be disclosed to the public.

(g) The department may not release less than ten (10) items per subject matter per grade level. The state board and department shall:

- (1) post:
 - (A) the questions; and
 - (B) with the permission of each student's parent, student answers that are exemplary responses to the released questions;
 on the websites of the state board and department; and
- (2) publicize the availability of the questions and answers to schools, educators, and the public.

A student answer posted under this subsection may not identify the student who provided the answer.

SECTION 52. IC 20-32-5.1-14, AS AMENDED BY P.L.139-2022, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 14. (a) After a school receives statewide **summative** assessment score reports, a teacher who currently teaches a student shall discuss with a parent of the student the student's statewide **summative** assessment results at the next parent/teacher



conference if the parent participates in the parent/teacher conference. If a school does not hold parent/teacher conferences, a teacher who currently teaches a student shall send a notice to a parent of the student offering to meet with the parent to discuss the student's statewide **summative** assessment results and, upon the parent's request, meet with the parent.

(b) The department shall provide enrichment resources to parents and students to provide assistance to students in subject matter included in the student's most recently completed statewide **summative** assessment.

SECTION 53. IC 20-32-5.1-14.5, AS AMENDED BY P.L.30-2023, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 14.5. For a contract entered into or renewed after June 30, 2023, with a vendor to conduct the statewide **summative** assessment, the department shall include in the contract a requirement that the vendor provide a summary of a student's statewide **summative** assessment results that:

- (1) is in an easy to read, understandable format for parents; and
- (2) includes information regarding how the student's statewide **summative** assessment results compare to statewide **summative** assessment results of other students in the same grade level in Indiana.

SECTION 54. IC 20-32-5.1-15, AS ADDED BY P.L.242-2017, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 15. (a) Each school corporation shall compile the total results of the statewide **summative** assessments in a manner that will permit evaluation of learning progress within the school corporation. The school corporation shall make the compilation of test results available for public inspection and shall provide that compilation to the parent of each student of the school corporation tested under the statewide **summative** assessment.

(b) The school corporation shall provide the statewide **summative** assessment program test results on a school by school basis to the department upon request.

(c) Upon request by the commission for higher education, the department shall provide statewide **summative** assessment results to the commission for those students for whom the commission under 20 U.S.C. 1232g has obtained consent.

SECTION 55. IC 20-32-5.1-17, AS AMENDED BY SEA 1-2024, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 17. (a) The state board shall approve two (2) or more benchmark, formative, interim, or similar assessments to identify



students that require remediation and provide individualized instruction in which a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) may receive a grant under subsection (g).

(b) For a benchmark, formative, interim, or similar assessment described in subsection (a) that is administered to students in kindergarten through grade 2, the assessment must meet one (1) or more of the following:

- (1) The assessment:
 - (A) focuses on English/language arts; and
 - (B) shows alignment, verified by a third party, to Indiana's academic standards for English/language arts domains, specifically foundational reading skills.
- (2) The assessment is a universal screener that:
 - (A) meets the screening requirements listed in IC 20-35.5-2-2;
 - (B) measures foundational reading skills;
 - (C) received a convincing or partially convincing rating for accuracy, reliability, and validity by the National Center on Intensive Intervention or a nationally recognized dyslexia assessment expert;
 - (D) screens for early literacy skill deficits;
 - (E) provides parents and schools with data analysis guides for interpreting results and comprehensive support for schools to guide classroom instruction and the implementation of reading interventions; and
 - (F) provides the department with an annual analysis of statewide data trends to support identification of early literacy skill deficits and guides targeted intervention efforts.
- (3) The assessment focuses on numeracy and shows alignment, verified by a third party, to Indiana's academic standards for mathematical domains, specifically:
 - (A) number sense;
 - (B) computation and algebraic thinking; and
 - (C) measurement.

(c) For a benchmark, formative, interim, or similar assessment described in subsection (a) that is administered to students in grades 3 through 7, the assessment must show alignment, verified by a third party, to Indiana's academic standards.

(d) For a benchmark, formative, interim, or similar assessment described in subsection (a) that is administered to students in grades 8 through 10, the assessment must show alignment, verified by a third party, to:



- (1) Indiana's academic standards; or
- (2) the nationally recognized college entrance exam required to be administered under section 7 of this chapter.

(e) This subsection does not apply to an assessment that is a universal screener described in subsection (b)(2). The majority of the benchmark, formative, interim, or similar assessment reporting must indicate the degree to which students are on track for grade level proficiency and college and career readiness. Approved assessments must also provide predictive study results for student performance on the statewide **summative** assessment under section 7 of this chapter, not later than two (2) years after the **statewide** summative assessment has been first administered.

(f) This subsection does not apply to an assessment that is a universal screener described in subsection (b)(2). A school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) may elect to administer a benchmark, formative, interim, or similar assessment described in subsection (a). If a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) administers an assessment described in subsection (a), the school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) may prescribe the time and the manner in which the assessment is administered.

(g) If a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) elects to administer a benchmark, formative, interim, or similar assessment described in subsection (a), the school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) is entitled to receive a grant or reimbursement from the department in an amount not to exceed the cost of the assessment. The department shall provide grants and reimbursements to a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) under this section from money appropriated to the department for the purpose of carrying out this section.

(h) Except as provided in subsection (j), the state board and the department may not contract with, approve, or endorse the use of a single vendor to provide benchmark, formative, interim, or similar assessments for any grade level or levels of kindergarten through grade 7.

(i) Before the state board may approve a benchmark, formative, interim, or similar assessment described in subsection (a), the



assessment vendor must enter into a data share agreement with the department in the manner prescribed by the department. A vendor providing an assessment described in subsection (b)(2) shall provide a summary of a student's assessment results to the student and the student's parents. The summary of the results must be in an understandable format for parents that is easy to read.

(j) The department shall procure a preferred assessment that meets the requirements specified in subsection (b)(2) for use by schools in which fewer than seventy percent (70%) of students in the school achieved a valid passing score on the determinant evaluation of reading skills approved by the state board.

(k) This subsection applies to:

- (1) a public school, including a charter school;
- (2) a state accredited nonpublic school; and
- (3) an eligible school (as defined in IC 20-51-1-4.7).

An elementary school shall administer an assessment described in subsection (b)(2) to students in kindergarten through grade 2. The department shall provide guidance as to the number of times the assessment is required and when the administrations of the assessment should occur.

SECTION 56. IC 20-32-5.1-18, AS ADDED BY P.L.242-2017, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 18. (a) The department, with the approval of the state board, shall develop and implement programs, policies, and procedures necessary to carry out this chapter to:

- (1) continuously improve teacher, student, parent, and community understanding of assessment results;
- (2) strategically use data and information from the assessment results to improve student growth and proficiency of all students;
- and**
- (3) instruct teachers and administrators on how formative assessment practices can be used on a daily basis during class instruction; **and**
- (4) if a through-year assessment program is administered as described in section 8 of this chapter, advise teachers and administrators on how through-year assessment practices can inform teaching and learning.**

(b) The department shall establish requirements for teacher preparation programs (as described in IC 20-28-3-1(b)) under IC 20-28-3 to improve assessment literacy skills to improve a teacher preparation program student's ability to strategically use data and information from assessment results to improve student growth and



proficiency.

SECTION 57. IC 20-32-5.1-18.4, AS ADDED BY P.L.82-2020, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 18.4. Notwithstanding any other law, a student's score on the statewide **summative** assessment may not be the primary factor or measure used to determine whether a student is eligible for a particular course or program.

SECTION 58. IC 20-32-5.1-18.5, AS AMENDED BY P.L.11-2023, SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 18.5. (a) The department shall, to the extent permitted under federal law, provide the same text-to-speech, screen reader, or human reader and calculator accommodations to a student in grades 6 through 12 on every section of the statewide **summative** assessment program if that accommodation is provided as part of the student's:

- (1) individualized education program;
- (2) service plan developed under 511 IAC 7-34;
- (3) choice special education plan developed under 511 IAC 7-49;
- or
- (4) plan developed under Section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. 794.

(b) The department must submit any guidance or recommendations the department plans to distribute to a school corporation or school that attempts to affect in any manner based on statewide **summative** assessment accommodations which instructional methods are included or excluded from a program or plan described in subsection (a) to the state board for approval.

SECTION 59. IC 20-32-8-4, AS AMENDED BY P.L.10-2019, SECTION 86, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 4. The remediation grant program is established to provide grants to school corporations for the following:

- (1) Remediation of students who score below academic standards.
- (2) Preventive remediation for students who are at risk of falling below academic standards.
- (3) For students in a freeway school or freeway school corporation who are assessed under a locally adopted assessment program under IC 20-26-15-6(4):
 - (A) remediation of students who score below academic standards under the locally adopted assessment program; and
 - (B) preventive remediation for students who are at risk of falling below academic standards under the locally adopted assessment program.



(4) Targeted instruction of students to:

(A) reduce the likelihood that a student may ~~fail a graduation exam (before July 1, 2022)~~ or fail to meet a postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c) and require a ~~graduation~~ waiver under ~~IC 20-32-4-4~~, IC 20-32-4-4.1 or IC 20-32-4-5; or

(B) minimize the necessity of remedial work of students while the students attend postsecondary educational institutions or workforce training programs.

SECTION 60. IC 20-32-9-2, AS AMENDED BY P.L.192-2018, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. The guidelines established in section 1 of this chapter:

(1) must provide standards and guidelines for secondary school personnel to determine when a student requires remediation or additional instruction, including guidelines that include:

(A) criteria and thresholds that must be based upon:

- (i) the student's results or score on a national assessment of college and career readiness, with thresholds determined by the commission for higher education and the department in consultation with the state educational institutions; or
- (ii) the student's qualifying grades, which for purposes of this section are a "B" or higher, in advanced placement, international baccalaureate, or dual credit courses; and

(B) a description of the school official who may make a determination based on the criteria to assess whether a student requires remediation or additional instruction; and

(2) must provide information on strategies and resources that schools can use to assist a student in achieving the level of academic performance that is appropriate for the student's grade level to:

(A) reduce the likelihood that a student will ~~fail a graduation exam (before July 1, 2022)~~ or fail to meet a postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c) and require a ~~graduation~~ waiver under ~~IC 20-32-4-4~~, IC 20-32-4-4.1 or IC 20-32-4-5; or

(B) minimize the necessity for postsecondary remedial course work by the student.

SECTION 61. IC 20-33-2-13, AS AMENDED BY P.L.160-2023, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 13. (a) A school corporation shall record or include the following information in the official high school transcript



for a student in high school:

- (1) Attendance records.
- (2) **Upon request of the student**, the student's latest statewide assessment program test results.
- (3) Any secondary level and postsecondary level certificates of achievement earned by the student.
- (4) Any dual credit courses taken that are included in the core transfer library under IC 21-42-5-4.

(b) The department shall consider ways to reflect a student's knowledge, skills, competencies, and experiences on the student's high school transcript in addition to completion of diploma requirements under IC 20-19-2-21.

SECTION 62. IC 20-33-2-14, AS AMENDED BY P.L.90-2011, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 14. (a) This section and sections 15 through 17.5 of this chapter apply to a student who attends either a public school or a nonpublic school.

(b) The governing body of each school corporation shall have a policy outlining the conditions for excused and unexcused absences.

(c) The governing body of each school corporation shall have a policy regarding the participation of a habitually truant in extracurricular and co-curricular activities.

(d) The policy under subsection (b) must include the grounds for excused absences required by sections 15 through 17.5 of this chapter or another law.

(e) Any absence that results in a person not attending at least one hundred eighty (180) days in a school year must be in accordance with the governing body's policy **under subsection (b)** to qualify as an excused absence.

~~(e)~~ **(f)** Service as a page for or as an honoree of the general assembly is a lawful excuse for a student to be absent from school, when verified by a certificate of the secretary of the senate or the chief clerk of the house of representatives. A student excused from school attendance under this section may not be recorded as being absent on any date for which the excuse is operative and may not be penalized by the school in any manner.

SECTION 63. IC 20-33-8-19, AS AMENDED BY P.L.94-2019, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 19. (a) A superintendent of a school corporation may conduct an expulsion meeting or appoint one (1) of the following to conduct an expulsion meeting:

- (1) Legal counsel.



- (2) A member of the administrative staff if the member:
- (A) has not expelled the student during the current school year; and
 - (B) was not involved in the events giving rise to the expulsion.

The superintendent or a person designated under this subsection may issue subpoenas, compel the attendance of witnesses, and administer oaths to persons giving testimony at an expulsion meeting.

(b) An expulsion may take place only after the student and the student's parent are given notice of their right to appear at an expulsion meeting with the superintendent or a person designated under subsection (a). Notice of the right to appear at an expulsion meeting must:

- (1) be made by:
 - (A) certified mail or by personal delivery; **or**
 - (B) **electronic mail if the:**
 - (i) **parent has provided the electronic mail address to the school as a means of communication and, in the case of a student, the electronic mail is sent to the student's school created electronic mail address; and**
 - (ii) **school is able to confirm the electronic mail was opened and responded to by a user of the electronic mail account under item (i);**
- (2) contain the reasons for the expulsion; and
- (3) contain the procedure for requesting an expulsion meeting.

If the school is unable to confirm within forty-eight (48) hours from the time the electronic mail was sent under subdivision (1)(B) that the electronic mail was opened and responded to by a user of the electronic mail account as described in subdivision (1)(B)(ii), notice to the student and the parent of the student under this subsection must be made by certified mail or by personal delivery.

- (c) The individual conducting an expulsion meeting:
 - (1) shall make a written summary of the evidence heard at the expulsion meeting;
 - (2) may take action that the individual finds appropriate;
 - (3) shall provide the information described in subsection (g) to the student and the student's parent; and
 - (4) must give notice of the action taken under subdivision (2) to the student and the student's parent.

(d) If the student or the student's parent not later than ten (10) days of receipt of a notice of action taken under subsection (c) makes a written appeal to the governing body, the governing body:

- (1) shall hold a meeting to consider:



(A) the written summary of evidence prepared under subsection (c)(1); and

(B) the arguments of the principal and the student or the student's parent;

unless the governing body has voted under subsection (f) not to hear appeals of actions taken under subsection (c); and

(2) may take action that the governing body finds appropriate.

The decision of the governing body may be appealed only under section 21 of this chapter.

(e) A student or a student's parent who fails to request and appear at an expulsion meeting after receipt of notice of the right to appear at an expulsion meeting forfeits all rights administratively to contest and appeal the expulsion. For purposes of this section, notice of the right to appear at an expulsion meeting or notice of the action taken at an expulsion meeting is effectively given at the time when the request or notice is:

(1) delivered personally or sent by certified mail to a student and the student's parent; or

(2) made by:

(A) electronic mail to the student and the student's parent if the:

(i) parent has provided the electronic mail address to the school as a means of communication and, in the case of a student, the electronic mail is sent to the student's school created electronic mail address; and

(ii) school confirms the electronic mail was opened and responded to by a user of the electronic mail account under item (i); or

(B) if the school is unable to confirm within forty-eight (48) hours from the time that the electronic mail was sent under clause (A) that the electronic mail was opened and responded to by a user of the electronic mail account as described in clause (A)(ii), personal delivery or is sent by certified mail to the student and the student's parent.

(f) The governing body may vote to not hear appeals of actions taken under subsection (c). If the governing body votes to not hear appeals, subsequent to the date on which the vote is taken, a student or parent may appeal only under section 21 of this chapter.

(g) Each school corporation shall annually prepare a list of:

(1) alternative education programs in the same county in which the school corporation is located or a county immediately adjacent to the county in which the school corporation is located; and



(2) virtual charter schools;
 in which a student may enroll if the student is expelled. The list must contain contact information for the entities described in subdivisions (1) and (2) and must provide the student and the student's parent notice that the student may be required to comply with IC 20-33-2 or any statute relating to compulsory school attendance in accordance with section 31 of this chapter. A copy of the list shall be provided to the student or the student's parent at the expulsion meeting. If the student or student's parent fails to attend an expulsion meeting, a copy of the list shall be mailed to the student's residence.

SECTION 64. IC 20-35-3-1, AS AMENDED BY P.L.56-2023, SECTION 195, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. (a) The secretary of education shall appoint a state advisory council on the education of children with disabilities. The state advisory council's duties consist of providing policy guidance concerning special education and related services for children with disabilities. The secretary of education shall appoint at least seventeen (17) members who serve for a term of four (4) years. Vacancies shall be filled in the same manner for the unexpired balance of the term.

(b) The members of the state advisory council must be:

- (1) citizens of Indiana;
- (2) representative of the state's population; and
- (3) selected on the basis of their involvement in or concern with the education of children with disabilities.

(c) A majority of the members of the state advisory council must be individuals with disabilities or the parents of children with disabilities. Members must include the following:

- (1) Parents of children with disabilities.
- (2) Individuals with disabilities.
- (3) Teachers.
- (4) Representatives of postsecondary educational institutions that prepare special education and related services personnel.
- (5) State and local education officials.
- (6) Administrators of programs for children with disabilities.
- (7) Representatives of state agencies involved in the financing or delivery of related services to children with disabilities, including the following:
 - (A) The commissioner of the Indiana department of health or the commissioner's designee.
 - (B) The director of the division of disability and rehabilitative services or the director's designee.



- (C) The director of the division of mental health and addiction or the director's designee.
- (D) The director of the department of child services or the director's designee.
- (8) Representatives of nonpublic schools and freeway schools.
- (9) One (1) or more representatives of vocational, community, or business organizations concerned with the provision of transitional services to children with disabilities.
- (10) Representatives of the department of correction.
- (11) A representative from each of the following:
 - (A) The Indiana School for the Blind and Visually Impaired board.
 - (B) The Indiana School for the Deaf board.
- (12) A representative from the Arc of Indiana.
- (d) The responsibilities of the state advisory council are as follows:
 - (1) To advise the secretary of education and the state board regarding all rules pertaining to children with disabilities.
 - ~~(2) To recommend approval or rejection of completed comprehensive plans submitted by school corporations acting individually or on a joint school services program basis with other corporations.~~
 - ~~(3) (2)~~ (2) To advise the department of unmet needs within Indiana in the education of children with disabilities.
 - ~~(4) (3)~~ (3) To provide public comment on rules proposed by the state board regarding the education of children with disabilities.
 - ~~(5) (4)~~ (4) To advise the department in developing evaluations and reporting data to the United States Secretary of Education under 20 U.S.C. 1418.
 - ~~(6) (5)~~ (5) To advise the department in developing corrective action plans to address findings identified in federal monitoring reports under 20 U.S.C. 1400 et seq.
 - ~~(7) (6)~~ (6) To advise the department in developing and implementing policies related to the coordination of services for children with disabilities.
- (e) The state advisory council shall do the following:
 - (1) Organize with a chairperson selected by the secretary of education.
 - (2) Meet as often as necessary to conduct the council's business at the call of the chairperson, upon ten (10) days written notice, but not less than four (4) times a year.
- (f) Members of the state advisory council are entitled to reasonable amounts for expenses necessarily incurred in the performance of their



duties.

(g) The secretary of education shall do the following:

(1) Designate the director to act as executive secretary of the state advisory council.

(2) Furnish all professional and clerical assistance necessary for the performance of the state advisory council's powers and duties.

(h) The affirmative votes of a majority of the members appointed to the state advisory council are required for the state advisory council to take action.

SECTION 65. IC 20-36-5-1, AS AMENDED BY P.L.10-2019, SECTION 88, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. A student shall receive credits toward graduation or an Indiana diploma with a Core 40 with academic honors designation by demonstrating the student's proficiency in a course or subject area required for graduation or the Indiana diploma with a Core 40 with academic honors designation, whether or not the student has completed course work in the subject area, by any one (1) or more of the following methods:

(1) Receiving a score that demonstrates proficiency on a standardized assessment of academic or subject area competence that is accepted by accredited postsecondary educational institutions.

(2) Successfully completing a similar course at an eligible institution under the postsecondary enrollment program under IC 21-43-4.

(3) Receiving a score of three (3), four (4), or five (5) on an advanced placement examination for a course or subject area.

(4) Receiving a score of E(e) or higher on a Cambridge International Advanced A or AS level examination for a course or subject area.

(5) Receiving a score of four (4) or higher on an International Baccalaureate examination for a course or subject area.

~~(5)~~ (6) Other methods approved by the state board.

SECTION 66. IC 20-36-7 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]:

Chapter 7. International Baccalaureate Courses

Sec. 1. As used in this chapter, "International Baccalaureate course" refers to a course from the International Baccalaureate diploma program.

Sec. 2. As used in this chapter, "International Baccalaureate examination" refers to an International Baccalaureate diploma



program examination.

Sec. 3. (a) Successful completion of an International Baccalaureate course shall count as high school credit toward completing Indiana graduation requirements.

(b) Any rule adopted by the state board or the department concerning an Indiana diploma with a Core 40 with academic honors designation must provide that a successfully completed International Baccalaureate course is credited toward fulfilling the requirements of an Indiana diploma with a Core 40 with academic honors designation.

(c) If a high school student who takes an International Baccalaureate examination receives a score of four (4) or higher on the examination, the student is entitled to receive postsecondary level academic credit at a state educational institution that counts toward meeting the student's degree requirements if the elective credit is part of the student's degree requirements.

(d) A state educational institution may require a score higher than a score of four (4) on an International Baccalaureate examination if the credit is to be used for meeting a course requirement for a particular major at the state educational institution.

SECTION 67. IC 20-40-22-8, AS ADDED BY P.L.201-2023, SECTION 189, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 8. (a) The department shall annually determine the total distribution amount from the fund in a state fiscal year.

(b) Except as provided in subsection (e), beginning October 1, 2023, and October 1 each year thereafter, the department shall distribute from the fund to each public school that has complied with the requirements established under subsection (d) and each accredited nonpublic school from which a reimbursement request was received under IC 20-33-5-9 an amount equal to:

(1) the average cost amount per student for curricular materials as determined under section 7 of this chapter; multiplied by

(2) in the case of:

(A) a public school, the fall count of ADM for the public school; and

(B) an accredited nonpublic school, the number of eligible students for whom a request for reimbursement was submitted under IC 20-33-5-9.

(c) If the total distribution amount from the fund is less than the amount needed to pay the cost of all curricular materials provided and



the cost of reimbursements under this chapter, the department shall make distributions from the fund to each public school and each applicable accredited nonpublic school based on the cost of curricular materials per student as determined under section 7 of this chapter on a pro rata basis.

(d) The department shall conduct an annual statewide survey each year to determine the fees, including the amount of each fee and the amount collected from each fee, that each public school charges students or the students' parents. Each public school shall:

- (1) participate in the annual statewide survey conducted under this subsection; and**
- (2) provide the fee information requested by the department as part of the annual statewide survey;**

in the manner prescribed by the department.

(e) The department may not make a distribution under this chapter to a public school that fails to comply with the requirements under subsection (d).

(f) The department shall annually post a summary of the annual statewide survey results on the department's website.

SECTION 68. IC 20-43-8-15.5, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2024 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 15.5. (a) This section applies to a student who:

- (1) has legal settlement in Indiana;
- (2) is at least five (5) years of age and less than twenty-two (22) years of age on the date in the school year specified in IC 20-33-2-7;
- (3) is enrolled in grade 10, 11, or 12 in Indiana; and
- (4) meets one (1) of the following requirements:

(A) The student:

- (i) successfully completed a modern youth apprenticeship or course sequence designated and approved under IC 20-51.4-4.5-6(a); and
- (ii) received an industry recognized credential with regard to the apprenticeship or course sequence.

(B) The student successfully completed any other credential approved under subsection (h).

(b) As used in this section, "CSA participating entity" has the meaning set forth in IC 20-51.4-2-3.2.

(c) Subject to subsection (l), upon a student described in subsection (a) meeting the requirements under subsection (a)(4)(A) or (a)(4)(B), if the student is enrolled in an accredited or nonaccredited school that



has one (1) or more employees, the department shall award a credential completion grant in an amount equal to five hundred dollars (\$500) to the accredited or nonaccredited school.

(d) Subject to subsection (l), upon a student described in subsection (a) meeting the requirements under subsection (a)(4)(A) or (a)(4)(B), and in addition to the grant amount awarded under subsection (c), the department shall award a credential completion grant in an amount equal to five hundred dollars (\$500) to the CSA participating entity that provided the apprenticeship or course sequence described in subsection (a)(4)(A) or (a)(4)(B) that the student completed.

(e) A CSA participating entity that receives a grant amount under subsection (d) may enter into an agreement with one (1) or more intermediaries (as defined in ~~IC 22-4-2-41~~ **IC 21-18-1-3.5**) or other CSA participating entities to share a grant amount received under subsection (d).

(f) An accredited or nonaccredited school that is also a CSA participating entity may receive, if eligible, a grant award under:

- (1) subsection (c);
- (2) subsection (d); or
- (3) both subsections (c) and (d).

(g) The department shall distribute the grants awarded under this section.

(h) The department, in consultation with the governor's workforce cabinet, shall approve and maintain a list of credentials that are eligible for a credential completion grant under subsection (a)(4)(B).

(i) The department shall approve a CSA provider that is also an employer who has partnered with an approved intermediary to offer an apprenticeship, modern youth apprenticeship, or program of study that culminates in an approved credential. The department may revoke an initial approval under this subsection if the provider fails to achieve an adequate outcome as determined by the department.

(j) A grant awarded under this section to an eligible school (as defined in IC 20-51-1-4.7) does not count toward a student's choice scholarship amount calculated under IC 20-51-4-5 and is not subject to the maximum choice scholarship cap under IC 20-51-4-4.

(k) The state board may adopt rules under IC 4-22-2 to implement this section.

(l) The total amount of grants that may be awarded in a state fiscal year under this section may not exceed five million dollars (\$5,000,000).

(m) If the total amount to be distributed as credential completion grants for a particular state fiscal year exceeds the maximum amount



allowed under subsection (l) for a state fiscal year, the total amount to be distributed as credential completion grants shall be proportionately reduced so that the total reduction equals the amount of the excess.

(n) The amount of the reduction described in subsection (m) for a particular recipient is equal to the total amount of the excess multiplied by a fraction. The numerator of the fraction is the amount of the credential completion grant that the recipient would have received if a reduction were not made under this section. The denominator of the fraction is the total amount that would be distributed as credential completion grants to all recipients if a reduction were not made under this section.

SECTION 69. IC 20-51.4-4-1, AS AMENDED BY P.L.201-2023, SECTION 220, AND AS AMENDED BY P.L.202-2023, SECTION 49, AND AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2024 GENERAL ASSEMBLY, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]:
 Sec. 1. (a) After June 30, 2022, a parent of an eligible student or an emancipated eligible student may establish an Indiana education scholarship account for the eligible student by entering into a written agreement with the treasurer of state on a form prepared by the treasurer of state. The treasurer of state shall establish a date by which an application to establish an *ESA* account for the upcoming school year must be submitted. However, for a school year beginning after July 1, 2022, applications must be submitted for an eligible student not later than September 1 for the immediately following school year. The *ESA* account of an eligible student shall be made in the name of the eligible student. The treasurer of state shall make the agreement available on the *Internet web site website* of the treasurer of state. To be eligible, a parent of an eligible student or an emancipated eligible student wishing to participate in the *ESA* program must agree that:

- (1) a grant deposited in the eligible student's *ESA* account under section 2 of this chapter and any interest that may accrue in the *ESA* account will be used only for the eligible student's *ESA* qualified expenses;
- (2) *if the eligible student participates in the CSA program, a grant deposited in the eligible student's ESA account under IC 20-51.4-4.5-3 and any interest that may accrue in the ESA account will be used only for the eligible student's ESA qualified expenses;*
- ~~(2)~~ (3) money in the *ESA* account when the *ESA* account is terminated reverts to the state general fund;
- ~~(3)~~ (4) the parent of the eligible student or the emancipated



eligible student will use part of the money in the *ESA* account:

(A) for the eligible student's study in the subject of reading, grammar, mathematics, social studies, or science; or

(B) for use in accordance with the eligible student's:

(i) individualized education program;

(ii) service plan developed under 511 IAC 7-34;

(iii) choice special education plan developed under 511 IAC 7-49; or

(iv) plan developed under Section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. 794;

~~(5)~~ (5) the eligible student will not be enrolled in a school that receives tuition support under IC 20-43; and

~~(6)~~ (6) the eligible student will take the statewide **summative** assessment, as applicable based on the eligible student's grade level, as provided under IC 20-32-5.1, or the assessment specified in the eligible student's:

(A) individualized education program developed under IC 20-35;

(B) service plan developed under 511 IAC 7-34;

(C) choice special education plan developed under 511 IAC 7-49; or

(D) plan developed under Section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. 794.

(b) A parent of an eligible student may enter into a separate agreement under subsection (a) for each child of the parent. However, not more than one (1) *ESA* account may be established for each eligible student.

(c) The *ESA* account must be established under subsection (a) by a parent of an eligible student or an emancipated eligible student for a school year on or before a date established by the treasurer of state, which must be at least thirty (30) days before the ~~fall ADM count date established by the state board~~ *fall count day of ADM established* under IC 20-43-4-3. A parent of an eligible student or an emancipated eligible student may not enter into an agreement under this section or maintain an *ESA* account under this chapter if the eligible student receives a choice scholarship under IC 20-51-4 for the same school year. An eligible student may not receive a grant under section 2 of this chapter if the eligible student is currently included in a school corporation's ADM count under IC 20-43-4.

(d) Except as provided in subsections (e) and (f), an agreement made under this section is valid for one (1) school year while the eligible student is in kindergarten through grade 12 and may be



renewed annually. Upon graduation, or receipt of a certificate of completion under the eligible student's individualized education program, the eligible student's *ESA* account is terminated.

(e) An agreement entered into under this section terminates automatically for an eligible student if:

- (1) the eligible student no longer resides in Indiana while the eligible student is eligible to receive grants under section 2 of this chapter; or
- (2) the *ESA* account is not renewed within three hundred ninety-five (395) days after the date the *ESA* account was either established or last renewed.

If an *ESA* account is terminated under this section, money in the eligible student's *ESA* account, including any interest accrued, reverts to the state general fund.

(f) An agreement made under this section for an eligible student while the eligible student is in kindergarten through grade 12 may be terminated before the end of the school year if the parent of the eligible student or the emancipated eligible student notifies the treasurer of state in a manner specified by the treasurer of state.

(g) A distribution made to an *ESA* account under section 2 of this chapter is considered tax exempt as long as the distribution is used for *an ESA* qualified expense. The amount is subtracted from the definition of adjusted federal gross income under IC 6-3-1-3.5 to the extent the distribution used for the *ESA* qualified expense is included in the taxpayer's adjusted federal gross income under the Internal Revenue Code.

(h) The department shall establish a student test number as described in IC 20-19-3-9.4 for each eligible student. The treasurer of state shall provide the department information necessary for the department to comply with this subsection.

SECTION 70. IC 20-51.4-5-3, AS AMENDED BY P.L.202-2023, SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) Each qualified school that is an *ESA* participating entity that accepts payments for tuition and fees made from an *ESA* account under the *ESA* program shall administer to its eligible students, for the applicable grade levels as provided under IC 20-32-5.1, the statewide **summative** assessment unless otherwise prescribed by the eligible student's:

- (1) individualized education program;
 - (2) service plan developed under 511 IAC 7-34;
 - (3) choice special education plan developed under 511 IAC 7-49;
- or



(4) plan developed under Section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. 794.

(b) Upon receipt of the statewide **summative** assessment test results, the department shall, subject to the federal Family Educational Rights and Privacy Act (20 U.S.C. 1232g) and any regulations adopted under that act:

- (1) aggregate the statewide **summative** assessment test results according to the grade level, gender, race, and family income level of all eligible students; and
- (2) make the results determined under subdivision (1) available on the department's website.

SECTION 71. IC 20-51.4-5.5-3, AS ADDED BY P.L.202-2023, SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. The commission for higher education shall approve an application submitted under section 2 of this chapter **to the commission for higher education** if the individual or entity meets the criteria to serve as a CSA participating entity.

SECTION 72. IC 20-51.4-5.5-5, AS ADDED BY P.L.202-2023, SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) The commission for higher education may refuse to allow a CSA participating entity to continue participation in the CSA program and revoke the CSA participating entity's status as a CSA participating entity if the commission for higher education determines that the CSA participating entity accepts payments made from a CSA account under this article and:

- (1) has failed to provide any educational service required by state or federal law to a career scholarship student receiving instruction from the CSA participating entity; or
- (2) has routinely failed to meet the requirements of a CSA participating entity under the CSA program.

(b) If the commission for higher education approves a CSA participating entity under this chapter, the commission for higher education:

- (1) may periodically review the sequences, courses, apprenticeships, or programs of study provided by the CSA participating entity to ensure the sequences, courses, or apprenticeships comply with the requirements under IC 20-51.4-4.5-6 and this chapter; and
- (2) may revoke approval of the CSA participating entity if, at any time more than two (2) years after the CSA participating entity is approved, the commission for higher education determines that the sequences, courses, apprenticeships, or programs of study that



the CSA participating entity offers ~~does~~ **do** not comply with the requirements under IC 20-51.4-4.5-6 or this chapter.

(c) If the commission for higher education revokes approval of a CSA participating entity under subsection (b), the revocation becomes effective the immediately following school year.

SECTION 73. IC 21-18-19-1, AS ADDED BY P.L.202-2023, SECTION 78, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. (a) As used in this section, "applicable statutes" means the following:

- (1) IC 11-10-12-7.
- (2) IC 20-30-5.6-5.
- (3) IC 21-12-3-9.2.
- (4) IC 21-12-4-3.5.
- (5) IC 21-12-6-6.8.
- (6) IC 21-18-20.

(b) As used in this section, "labor organization" has the meaning set forth in IC 22-6-6-5.

(c) The commission shall:

- (1) develop application forms by which an intermediary, an employer, or a labor organization may apply for inclusion on the lists described in subdivisions (2) and (4);
- (2) create a list of ~~approved~~ intermediaries, employers, and labor organizations **approved by the commission under subsection (d)** for the purposes set forth in the applicable statutes;
- (3) establish, in a manner that complies with:
 - (A) state privacy laws; and
 - (B) federal privacy laws, including the privacy provisions of the federal Family Educational Rights and Privacy Act (20 U.S.C. 1232g);

annual reporting requirements for an intermediary, an employer, or a labor organization that meets with an individual under the applicable statutes; and

- (4) create a list of intermediaries, employers, and labor organizations that are approved **by the commission under subsection (d)** for purposes of the applicable statutes.

(d) An intermediary, an employer, or a labor organization may apply for inclusion on the lists described in subsection (c)(2) and (c)(4) by submitting to the commission an application on the appropriate form described in subsection (c)(1).

(e) The commission shall publish the lists created under subsection (c)(2) and (c)(4) on the commission's website.

(f) The commission may:



(1) update the lists created under subsection (c)(2) and (c)(4), as needed; and

(2) approve or deny a request for a waiver of the meeting requirement submitted under the applicable statutes.

(g) The commission may:

(1) adopt rules under IC 4-22-2;

(2) issue a request for proposals under IC 5-22-9; and

(3) issue a request for information;

for the purpose of implementing this section.

SECTION 74. IC 21-18.5-4-8.5, AS AMENDED BY P.L.192-2018, SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 8.5. (a) This section does not apply to a student who:

(1) receives a graduation waiver under IC 20-32-4-4 or IC 20-32-4-4.1; and

(2) receives an Indiana diploma with a general designation by satisfying the conditions set forth in IC 20-32-4-4 or IC 20-32-4-4.1;

if the student has an individualized education program:

(b) Except as provided in subsection (a); this section applies to a student who receives a graduation waiver under IC 20-32-4-4 after June 30, 2014.

(c) Notwithstanding any other law, and except as provided in subsection (e); a student who:

(1) receives a graduation waiver under IC 20-32-4-4 or IC 20-32-4-4.1; and

(2) receives an Indiana diploma with a general designation by satisfying the conditions set forth in IC 20-32-4-4 or IC 20-32-4-4.1;

is disqualified from receiving state scholarships, grants, or assistance administered by the commission unless the student satisfies the requirements of the state board of education established under IC 20-32-9-3.

(d) Any exam used under subsection (c) to meet the requirements of the state board of education established under IC 20-32-9-3 shall be administered by the secondary school that granted the student the graduation waiver. The cost of the exam shall be paid by the department.

(e) A student described in subsection (c) is not disqualified from receiving **may not receive or use any** state scholarships, grants, or assistance administered by the commission for **credit bearing degree noncredit-bearing, nondegree** seeking courses, as mutually defined



by the commission and the postsecondary educational institution offering the course.

SECTION 75. IC 21-40-4-2, AS ADDED BY P.L.2-2007, SECTION 281, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. (a) This section does not apply to:

- (1) Ivy Tech Community College; and
- (2) Vincennes University with respect to two (2) year degree programs.

(b) Except as provided in sections 5 and 6 of this chapter, each state educational institution must require a student who is an Indiana resident to have completed: ~~either:~~

- (1) the Core 40 curriculum established under IC 20-30-10; ~~or~~
- (2) a curriculum that is equivalent to the Core 40 curriculum; ~~or~~
- (3) a curriculum aligned with Indiana diploma requirements established under IC 20-19-2-21;**

as a general requirement for regular admission as a freshman to the state educational institution.

(c) Each state educational institution must establish the institution's:

- (1) requirements for regular admission; and
- (2) exceptions to the institution's requirements for regular admission.

SECTION 76. IC 21-40-4-3, AS ADDED BY P.L.2-2007, SECTION 281, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) This section applies to:

- (1) Ivy Tech Community College; and
- (2) Vincennes University with respect to two (2) year degree programs.

(b) A student who enters a state educational institution to which this section applies to obtain a two (2) year degree is not required to have completed: ~~either:~~

- (1) the Core 40 curriculum established under IC 20-30-10; ~~or~~
- (2) a curriculum that is equivalent to the Core 40 curriculum; ~~or~~
- (3) a curriculum aligned with Indiana diploma requirements established under IC 20-19-2-21;**

to be admitted to the state educational institution.

SECTION 77. IC 21-40-4-5, AS ADDED BY P.L.2-2007, SECTION 281, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) This section applies to a student who has not completed:

- (1) the Core 40 curriculum established under IC 20-30-10; ~~or~~
- (2) a curriculum that is equivalent to the Core 40 curriculum; ~~or~~



(3) a curriculum aligned with Indiana diploma requirements established under IC 20-19-2-21.

(b) A student to whom this section applies may apply for acceptance as a transfer student at a state educational institution to which section 2 of this chapter applies if the student has successfully completed at least twelve (12) credit hours of college level courses with at least a "C" average or the equivalent in each course.

SECTION 78. IC 21-40-4-6, AS ADDED BY P.L.2-2007, SECTION 281, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 6. The requirement set forth in section 2(b) of this chapter that a student must have completed:

- (1) the Core 40 curriculum; ~~or~~
- (2) a curriculum equivalent to the Core 40 curriculum; **or**
- (3) a curriculum aligned with Indiana diploma requirements established under IC 20-19-2-21;**

for regular admission does not apply to a student who will be at least twenty-one (21) years of age during the semester for which the student seeks admission.

SECTION 79. IC 22-4.1-18-1, AS AMENDED BY P.L.228-2017, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. This chapter applies to an individual who is:

- (1) at least eighteen (18) years of age; or
- (2) less than eighteen (18) years of age if ~~a superintendent (as defined in IC 20-18-2-21) or principal; or the superintendent's or principal's designee; recommends that the individual participate in the testing program. and has received a written recommendation from at least one (1) of the following, as applicable:~~

- (A) ~~The individual's parent if the individual attends a nonaccredited nonpublic school that has less than one (1) employee.~~
- (B) ~~The superintendent (as defined in IC 20-18-2-21), principal, or head of the school the individual attends, or the appropriate designee, if the individual attends a school that employs more than one (1) employee.~~
- (C) ~~A judge (as defined in IC 31-9-2-68).~~

SECTION 80. [EFFECTIVE JULY 1, 2024] (a) **The definitions in IC 20 apply throughout this SECTION.**

(b) **Not later than November 1, 2026, the department shall develop proposals to align diploma waiver statutes with new diploma requirements established by the state board under IC 20-19-2-21, as amended by this act.**



(c) This SECTION expires July 1, 2027.

SECTION 81. [EFFECTIVE JULY 1, 2024] **(a) A literacy achievement grant received by a school corporation or charter school is not subject to collective bargaining under IC 20-29.**

(b) This SECTION expires July 1, 2026.

SECTION 82. [EFFECTIVE JULY 1, 2024] **(a) 511 IAC 16-2-5(a) is void. The publisher of the Indiana Administrative Code and Indiana Register shall remove this subsection from the Indiana Administrative Code.**

(b) This SECTION expires July 1, 2025.

SECTION 83. **An emergency is declared for this act.**



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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