



Reprinted
February 28, 2018

ENGROSSED

HOUSE BILL No. 1230

DIGEST OF HB 1230 (Updated February 27, 2018 3:46 pm - DI 110)

Citations Affected: IC 5-2; IC 20-19; IC 20-28; IC 20-33; IC 20-34; noncode.

Synopsis: School safety. Requires the department of education (department) to maintain a link on the department's Internet web site providing parents and school officials with resources or best practices regarding the prevention and reporting of bullying and cyberbullying. Requires the state board of education and school corporations to maintain an Internet link to the department's Internet web site on their Internet web sites. Requires the department to maintain a link on the department's Internet web site regarding the identification and reporting of human trafficking. Requires certain employees of a school corporation or an accredited nonpublic school to receive at least one hour of inservice training every two years pertaining to the identification and reporting of human trafficking. Provides that a school corporation's disciplinary rules pertaining to bullying must
(Continued next page)

Effective: July 1, 2018.

McNamara, Cook, Behning, Goodin

(SENATE SPONSORS — RAATZ, KRUSE, CRANE, STOOPS,
RANDOLPH LONNIE M)

January 11, 2018, read first time and referred to Committee on Education.
January 29, 2018, amended, reported — Do Pass.
January 31, 2018, read second time, amended, ordered engrossed.
February 1, 2018, engrossed. Read third time, passed. Yeas 91, nays 0.

SENATE ACTION

February 6, 2018, read first time and referred to Committee on Education and Career Development.
February 22, 2018, amended, reported favorably — Do Pass.
February 27, 2018, read second time, amended, ordered engrossed.

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Digest Continued

prohibit bullying through the use of data or computer software that is accessed through a computer or through a cellular telephone or other wireless or cellular communications device. (Current law provides that a school corporation's disciplinary rules pertaining to bullying must prohibit bullying through the use of data or computer software that is accessed through a computer.) Requires the department to conduct a statewide needs assessment survey concerning student service providers and how schools are addressing the social and emotional needs of students. Provides that curriculum for the school safety specialist training and certification program must include training in identifying, preventing, and intervening in actions by a person who is present on school property with the intent to harm another person. Allows charter schools and accredited nonpublic schools to elect to comply with certain laws regarding school safety specialists, school safety plans, and safe school committees. Requires each charter school and accredited nonpublic school to: (1) adopt a local school safety and emergency plan; and (2) provide a copy of the floor plans for each building located on the school's property to the law enforcement agency and the fire department that have jurisdiction over the school.

EH 1230—LS 6345/DI 116



Reprinted
February 28, 2018

Second Regular Session of the 120th General Assembly (2018)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2017 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1230

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

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

- 1 SECTION 1. IC 5-2-10.1-11, AS AMENDED BY P.L.25-2016,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2018]: Sec. 11. (a) The school safety specialist training and
4 certification program is established.
5 (b) The school safety specialist training program shall provide:
6 (1) annual training sessions, which may be conducted through
7 distance learning or at regional centers; and
8 (2) information concerning best practices and available resources;
9 for school safety specialists and county school safety commissions.
10 (c) The department of education shall do the following:
11 (1) Assemble an advisory group of school safety specialists from
12 around the state to make recommendations concerning the
13 curriculum and standards for school safety specialist training.
14 (2) Develop an appropriate curriculum and the standards for the
15 school safety specialist training and certification program. The
16 department of education may consult with national school safety
17 experts in developing the curriculum and standards. The

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1 curriculum developed under this subdivision must include
2 training in:

- 3 (A) identifying, preventing, and intervening in bullying; ~~and~~
4 (B) identifying, preventing, and intervening in criminal
5 organization activity; **and**
6 **(C) identifying, preventing, and intervening in actions by**
7 **a person who is present on school property with the intent**
8 **to harm another person.**

9 (3) Administer the school safety specialist training program and
10 notify the institute of candidates for certification who have
11 successfully completed the training program.

12 (d) The institute shall do the following:

- 13 (1) Establish a school safety specialist certificate.
14 (2) Review the qualifications of each candidate for certification
15 named by the department of education.
16 (3) Present a certificate to each school safety specialist that the
17 institute determines to be eligible for certification.

18 SECTION 2. IC 5-2-10.1-13 IS ADDED TO THE INDIANA CODE
19 AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JULY
20 1, 2018]: **Sec. 13. A charter school (as defined in IC 20-24-1-4) or**
21 **an accredited nonpublic school may do one (1) or more of the**
22 **following:**

- 23 **(1) Designate an individual to serve as the school safety**
24 **specialist for the school and comply with section 9 of this**
25 **chapter.**
26 **(2) Establish a school safety plan in accordance with this**
27 **chapter.**
28 **(3) Establish a safe school committee as described under**
29 **section 12 of this chapter.**

30 SECTION 3. IC 20-19-3-11.5 IS ADDED TO THE INDIANA
31 CODE AS A **NEW SECTION TO READ AS FOLLOWS**
32 [EFFECTIVE JULY 1, 2018]: **Sec. 11.5. (a) As used in this section,**
33 **"cyberbullying" refers to bullying (as defined in IC 20-33-8-0.2)**
34 **that occurs through the use of data or computer software that is**
35 **accessed through a:**

- 36 **(1) computer;**
37 **(2) computer system;**
38 **(3) computer network; or**
39 **(4) cellular telephone or other wireless or cellular**
40 **communications device.**

41 **(b) The department shall maintain a link on the department's**
42 **Internet web site that provides parents and school officials with**



1 resources or best practices regarding the prevention and reporting
 2 of bullying and cyberbullying. The resources must include
 3 guidance on how to report to law enforcement agencies instances
 4 of bullying and cyberbullying that occur off campus. The
 5 department shall also include guidelines developed by the
 6 department under IC 5-2-10.1-12(d).

7 (c) The department shall consult with law enforcement agencies,
 8 school officials, and organizations that have expertise in the
 9 prevention or reporting of bullying or cyberbullying for purposes
 10 of developing or providing the resources or best practices
 11 described in subsection (b).

12 (d) The following entities shall maintain a link on their Internet
 13 web sites to the Internet web site described in subsection (b):

14 (1) The state board.

15 (2) A school corporation.

16 SECTION 4. IC 20-19-3-11.7 IS ADDED TO THE INDIANA
 17 CODE AS A NEW SECTION TO READ AS FOLLOWS
 18 [EFFECTIVE JULY 1, 2018]: **Sec. 11.7. (a) The department shall**
 19 **maintain a link on the department's Internet web site that provides**
 20 **parents and school officials with resources or best practices**
 21 **regarding the identification and reporting of human trafficking.**
 22 **The resources must include:**

23 (1) guidance on how to report to law enforcement agencies
 24 instances of human trafficking; and

25 (2) information that may assist school officials in complying
 26 with inservice training requirements under IC 20-28-3-7.

27 (b) The department shall consult with law enforcement agencies,
 28 school officials, and organizations that have expertise in the
 29 prevention of human trafficking for purposes of developing or
 30 providing the resources or best practices described in subsection
 31 (a).

32 SECTION 5. IC 20-28-3-7 IS ADDED TO THE INDIANA CODE
 33 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 34 1, 2018]: **Sec. 7. (a) Each school corporation and accredited**
 35 **nonpublic school shall require all school employees likely to have**
 36 **direct, ongoing contact with children within the scope of the**
 37 **employee's employment to attend or participate in at least one (1)**
 38 **hour of inservice training every two (2) school years pertaining to**
 39 **the identification and reporting of human trafficking.**

40 (b) The format of the inservice training required under this
 41 section may include:

42 (1) an in-person presentation;



- 1 **(2) an electronic or technology based medium, including**
 2 **self-review modules available on an online system;**
 3 **(3) an individual program of study of designated materials; or**
 4 **(4) any other method approved by the governing body, or the**
 5 **equivalent authority for an accredited nonpublic school, that**
 6 **is consistent with current professional development standards.**

7 **(c) The inservice training required under this section shall count**
 8 **toward the requirements for professional development required by**
 9 **the governing body, or the equivalent authority for an accredited**
 10 **nonpublic school.**

11 SECTION 6. IC 20-33-8-13.5, AS AMENDED BY P.L.285-2013,
 12 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2018]: Sec. 13.5. (a) Discipline rules adopted by the
 14 governing body of a school corporation under section 12 of this chapter
 15 must:

16 (1) prohibit bullying; and

17 (2) include:

18 (A) provisions concerning education, parental involvement,
 19 and intervention;

20 (B) a detailed procedure for the expedited investigation of
 21 incidents of bullying that includes:

22 (i) appropriate responses to bullying behaviors, wherever the
 23 behaviors occur;

24 (ii) provisions for anonymous and personal reporting of
 25 bullying to a teacher or other school staff;

26 (iii) timetables for reporting of bullying incidents to the
 27 parents of both the targeted student and the bully, in an
 28 expedited manner;

29 (iv) timetables for reporting of bullying incidents to school
 30 counselors, school administrators, the superintendent, or law
 31 enforcement, if it is determined that reporting the bullying
 32 incident to law enforcement is necessary;

33 (v) discipline provisions for teachers, school staff, or school
 34 administrators who fail to initiate or conduct an
 35 investigation of a bullying incident; and

36 (vi) discipline provisions for false reporting of bullying; and

37 (C) a detailed procedure outlining the use of follow-up
 38 services that includes:

39 (i) support services for the victim; and

40 (ii) bullying education for the bully.

41 (b) The discipline rules described in subsection (a) may be applied
 42 regardless of the physical location in which the bullying behavior



1 occurred, whenever:

2 (1) the individual committing the bullying behavior and any of the
3 intended targets of the bullying behavior are students attending a
4 school within a school corporation; and

5 (2) disciplinary action is reasonably necessary to avoid substantial
6 interference with school discipline or prevent an unreasonable
7 threat to the rights of others to a safe and peaceful learning
8 environment.

9 (c) The discipline rules described in subsection (a) must prohibit
10 bullying through the use of data or computer software that is accessed
11 through a:

12 (1) computer;

13 (2) computer system; ~~or~~

14 (3) computer network; **or**

15 **(4) cellular telephone or other wireless or cellular**
16 **communications device.**

17 (d) This section may not be construed to give rise to a cause of
18 action against a person or school corporation based on an allegation of
19 noncompliance with this section. Noncompliance with this section may
20 not be used as evidence against a school corporation in a cause of
21 action.

22 (e) A record made of an investigation, a disciplinary action, or a
23 follow-up action performed under rules adopted under this section is
24 not a public record under IC 5-14-3.

25 (f) The department shall periodically review each policy adopted
26 under this section to ensure the policy's compliance with this section.

27 SECTION 7. IC 20-34-3-23 IS ADDED TO THE INDIANA CODE
28 AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JULY
29 1, 2018]: **Sec. 23. (a) Each charter school and accredited nonpublic**
30 **school shall adopt a local school safety and emergency plan that**
31 **includes:**

32 **(1) safety and emergency training and educational**
33 **opportunities for school employees; and**

34 **(2) periodic safety and emergency preparedness and**
35 **evacuation drills.**

36 **(b) Each charter school and accredited nonpublic school shall**
37 **provide a copy of the floor plans for each building located on the**
38 **school's property that clearly indicates each exit, the interior**
39 **rooms and hallways, and the location of any hazardous materials**
40 **located in the building to the law enforcement agency and the fire**
41 **department that have jurisdiction over the school.**

42 SECTION 8. [EFFECTIVE JULY 1, 2018] **(a) The definitions in**



- 1 **IC 20 apply throughout this SECTION.**
- 2 **(b) The following definitions apply throughout this SECTION:**
- 3 **(1) "Credential" means a professional certificate or license**
 4 **issued to an individual by an agency of Indiana.**
- 5 **(2) "Educational and career services" means services that**
 6 **assist students in identifying realistic and challenging futures**
 7 **and provide support services to help students in realizing**
 8 **those futures.**
- 9 **(3) "Health services" means programs and services that**
 10 **promote and protect the health, safety, and well-being of**
 11 **students to ensure a healthy environment that nurtures**
 12 **academic growth. The term includes mental health services.**
- 13 **(4) "Student assistance services" means services that prevent**
 14 **or alleviate problems that interfere with student learning.**
- 15 **(5) "Student services" means:**
- 16 **(A) educational and career services;**
 17 **(B) student assistance services; and**
 18 **(C) health services.**
- 19 **(6) "Student services provider" means an individual who:**
- 20 **(A) provides educational and career services, student**
 21 **assistance services, or health services; and**
 22 **(B) holds credentials in the area of:**
- 23 **(i) school counseling, for educational and career services;**
 24 **(ii) school counseling, school psychology, or school social**
 25 **work (master's level), for student assistance services; or**
 26 **(iii) registered nursing, for health services.**
- 27 **(c) The department shall conduct a statewide needs assessment**
 28 **survey that collects data concerning:**
- 29 **(1) the status of the student services provider workforce;**
 30 **(2) the relevant roles and functions being performed by**
 31 **student services providers;**
 32 **(3) the percentages of time spent by student services providers**
 33 **in addressing various student needs;**
 34 **(4) the level of unmet student needs;**
 35 **(5) how schools are addressing trauma occurring in the**
 36 **student population;**
 37 **(6) how the social and emotional needs of students are being**
 38 **addressed;**
 39 **(7) the steps that schools take to promote a positive school**
 40 **environment; and**
 41 **(8) the recommended ratios of student services providers**
 42 **within school workforces as determined by national student**



1 **services professional associations;**
2 **in public elementary, middle, and high schools in Indiana,**
3 **including charter schools.**

4 **(d) The survey described in subsection (c) may be in an**
5 **electronic format.**

6 **(e) Before January 1, 2019, the department shall report the**
7 **department's findings to the general assembly in an electronic**
8 **format under IC 5-14-6. The department shall post the report on**
9 **its Internet web site.**

10 **(f) This SECTION expires July 1, 2019.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1230, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 29, delete "each school year" and insert "**every two (2) school years**".

and when so amended that said bill do pass.

(Reference is to HB 1230 as introduced.)

BEHNING

Committee Vote: yeas 10, nays 0.

 HOUSE MOTION

Mr. Speaker: I move that House Bill 1230 be amended to read as follows:

Page 1, line 10, delete "(4) cellular" and insert "**(4) cellular**".

Page 1, line 15, after "of" insert "**bullying or**".

Page 1, line 16, after "of" insert "**bullying or**".

Page 2, line 4, after "reporting of" insert "**bullying or**".

Page 2, between lines 6 and 7, begin a new paragraph and insert:

"(d) The following entities shall maintain a link of their Internet web sites to the Internet web site described in subsection (b):

(1) The state board.

(2) A school corporation."

(Reference is to HB 1230 as printed January 29, 2018.)

SMITH V



COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred House Bill No. 1230, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 15, delete "bullying or" and insert **"bullying and"**.

Page 1, line 17, delete "or cyberbullying" and insert **"and cyberbullying"**.

Page 2, line 8, delete "link of" and insert **"link on"**.

Page 2, line 42, delete "body" and insert **"body, or the equivalent authority for an accredited nonpublic school,"**.

Page 3, line 4, delete "body." and insert **"body, or the equivalent authority for an accredited nonpublic school."**

Page 4, after line 20, begin a new paragraph and insert:

"SECTION 5. [EFFECTIVE JULY 1, 2018] (a) The definitions in IC 20 apply throughout this SECTION.

(b) The following definitions apply throughout this SECTION:

(1) "Credential" means a professional certificate or license issued to an individual by an agency of Indiana.

(2) "Educational and career services" means services that assist students in identifying realistic and challenging futures and provide support services to help students in realizing those futures.

(3) "Health services" means programs and services that promote and protect the health, safety, and well-being of students to ensure a healthy environment that nurtures academic growth. The term includes mental health services.

(4) "Student assistance services" means services that prevent or alleviate problems that interfere with student learning.

(5) "Student services" means:

(A) educational and career services;

(B) student assistance services; and

(C) health services.

(6) "Student services provider" means an individual who:

(A) provides educational and career services, student assistance services, or health services; and

(B) holds credentials in the area of:

(i) school counseling, for educational and career services;

(ii) school counseling, school psychology, or school social work (master's level), for student assistance services; or

(iii) registered nursing, for health services.



(c) The department shall conduct a statewide needs assessment survey that collects data concerning:

- (1) the status of the student services provider workforce;**
- (2) the relevant roles and functions being performed by student services providers;**
- (3) the percentages of time spent by student services providers in addressing various student needs;**
- (4) the level of unmet student needs;**
- (5) how schools are addressing trauma occurring in the student population;**
- (6) how the social and emotional needs of students are being addressed;**
- (7) the steps that schools take to promote a positive school environment; and**
- (8) the recommended ratios of student services providers within school workforces as determined by national student services professional associations;**

in public elementary, middle, and high schools in Indiana, including charter schools.

(d) The survey described in subsection (c) may be in an electronic format.

(e) Before January 1, 2019, the department shall report the department's findings to the general assembly in an electronic format under IC 5-14-6. The department shall post the report on its Internet web site.

(f) This SECTION expires July 1, 2019."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1230 as reprinted February 1, 2018.)

KRUSE, Chairperson

Committee Vote: Yeas 11, Nays 0.

SENATE MOTION

Madam President: I move that Engrossed House Bill 1230 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

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"SECTION 1. IC 5-2-10.1-11, AS AMENDED BY P.L.25-2016, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 11. (a) The school safety specialist training and certification program is established.

(b) The school safety specialist training program shall provide:

(1) annual training sessions, which may be conducted through distance learning or at regional centers; and

(2) information concerning best practices and available resources; for school safety specialists and county school safety commissions.

(c) The department of education shall do the following:

(1) Assemble an advisory group of school safety specialists from around the state to make recommendations concerning the curriculum and standards for school safety specialist training.

(2) Develop an appropriate curriculum and the standards for the school safety specialist training and certification program. The department of education may consult with national school safety experts in developing the curriculum and standards. The curriculum developed under this subdivision must include training in:

(A) identifying, preventing, and intervening in bullying; ~~and~~

(B) identifying, preventing, and intervening in criminal organization activity; ~~and~~

(C) identifying, preventing, and intervening in actions by a person who is present on school property with the intent to harm another person.

(3) Administer the school safety specialist training program and notify the institute of candidates for certification who have successfully completed the training program.

(d) The institute shall do the following:

(1) Establish a school safety specialist certificate.

(2) Review the qualifications of each candidate for certification named by the department of education.

(3) Present a certificate to each school safety specialist that the institute determines to be eligible for certification.

SECTION 2. IC 5-2-10.1-13 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 13. A charter school (as defined in IC 20-24-1-4) or an accredited nonpublic school may do one (1) or more of the following:**

(1) Designate an individual to serve as the school safety specialist for the school and comply with section 9 of this chapter.



(2) Establish a school safety plan in accordance with this chapter.

(3) Establish a safe school committee as described under section 12 of this chapter."

Page 4, between lines 22 and 23, begin a new paragraph and insert:
"SECTION 7. IC 20-34-3-23 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 23. (a) Each charter school and accredited nonpublic school shall adopt a local school safety and emergency plan that includes:**

(1) safety and emergency training and educational opportunities for school employees; and

(2) periodic safety and emergency preparedness and evacuation drills.

(b) Each charter school and accredited nonpublic school shall provide a copy of the floor plans for each building located on the school's property that clearly indicates each exit, the interior rooms and hallways, and the location of any hazardous materials located in the building to the law enforcement agency and the fire department that have jurisdiction over the school."

Renumber all SECTIONS consecutively.

(Reference is to EHB 1230 as printed February 23, 2018.)

RAATZ

