



February 23, 2024

ENGROSSED HOUSE BILL No. 1243

DIGEST OF HB 1243 (Updated February 22, 2024 1:08 pm - DI 110)

Citations Affected: IC 2-5; IC 4-3; IC 4-12; IC 20-18; IC 20-19; IC 20-24; IC 20-26; IC 20-26.5; IC 20-27; IC 20-28; IC 20-30; IC 20-31; IC 20-32; IC 20-33; IC 20-35; IC 20-40; IC 20-43; IC 20-51.4; IC 21-18; IC 21-18.5; IC 21-40; IC 22-4; IC 22-4.1; noncode.

Synopsis: Various education and workforce related matters. Makes various changes to the education law concerning the following: (1) Indiana diploma requirements and designations and satisfying certain course requirements by obtaining a diploma. (2) The criteria to receive a waiver from postsecondary readiness competency requirements. (3) (Continued next page)

Effective: Upon passage; June 29, 2024; July 1, 2024.

Behning, Goodrich, McGuire, Davis
(SENATE SPONSORS — RAATZ, ROGERS)

January 9, 2024, read first time and referred to Committee on Education.
January 25, 2024, amended, reported — Do Pass.
January 30, 2024, read second time, amended, ordered engrossed.
January 31, 2024, engrossed. Read third time, passed. Yeas 96, nays 0.

SENATE ACTION

February 12, 2024, read first time and referred to Committee on Education and Career Development.
February 22, 2024, amended, reported favorably — Do Pass; reassigned to Committee on Appropriations.

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The minimum number of alternate diplomas that may be counted in determining a school's or school corporation's graduation rate. (4) Use of the terms "statewide assessment program" and "statewide summative assessment". (5) The responsibilities of the state advisory council on the education of children with disabilities. (6) The criteria an individual must meet to participate in the Indiana high school equivalency diploma program. Establishes notice and posting requirements regarding school corporations that fail to meet: (1) certain expenditure requirements regarding full-time teacher salaries; or (2) the percentage of state tuition support that must be expended on teacher compensation. Requires the following: (1) Each public high school to offer, after June 30, 2028, at least once each school year at least one computer science course as a separate subject in the public high school's curriculum. (2) The department, in revising and updating academic standards, to consider integrating computer science standards into a subject area being revised. (3) Beginning with the cohort of students who are expected to graduate from a public school or a state accredited nonpublic school in 2029, a student to successfully complete instruction on computer science as a separate subject before the student may graduate. (4) Each public school to participate in an annual statewide survey concerning school fees charged to students or parents to be eligible to receive a distribution from the curricular materials fund. (5) The department to develop proposals to align diploma waiver statutes with new diploma requirements. (6) Charter schools to post certain information. Provides that the state board of education may allow a computer science course to satisfy one or more diploma course requirements. Requires a new hire report to be filed electronically and for the report to contain certain information regarding the hire. Provides that each workforce focused agency shall deliver a workforce related program report to the management performance hub. Requires the management performance hub to compile the workforce related program reports into an annual data product. Provides that a school corporation may use the school corporation's operations fund for transportation of school children to certain: (1) apprenticeship programs; (2) career and technical education programs; (3) modern youth apprenticeships; and (4) work based learning courses. Removes provisions regarding the application and waiver of requirements concerning the percentage of state tuition support that must be used for teacher compensation. Removes provisions that have expired concerning high school graduation requirements and graduation waivers. Removes language concerning the disqualification of certain students for state scholarships, grants, or assistance administered by the commission for higher education and provides that a student may not receive or use any state scholarships, grants, or assistance administered by the commission for certain noncredit-bearing, nondegree seeking courses. Provides that the amount a school corporation expends on teacher compensation shall also include amounts the school corporation expends on certain dropout recovery education services and third party virtual providers. Includes a school social worker and a school psychologist in the definition of "teacher" for purposes of requirements regarding the percentage of state tuition support required to be expended on teacher compensation. Amends the expiration date for the high school equivalency pilot program to June 30, 2026. (The current expiration date is June 30, 2024.) Provides that, for the 2024-2025 and 2025-2026 school years, a school shall ensure that at least 60% of a school counselor's aggregate time performing the counselor's job duties is devoted to providing direct services to students. Provides that, beginning with the 2026-2027 school year, a school shall ensure that at least 80% of a school counselor's aggregate time performing the counselor's job duties is devoted to providing direct services to students. Exempts schools that have a school counselor/student ratio that is not more than one school counselor to 350 students from the

(Continued next page)



Digest Continued

school counselor time requirement provisions. Allows school corporations to provide certain notices regarding expulsion meetings by electronic mail. Provides each school corporation, charter school, and state accredited nonpublic school shall include in its curriculum for students enrolled in grade 8, 9, 10, 11, or 12 (instead of all high school students) instruction concerning personal financial responsibility. Provides that the department may authorize school corporations or charter schools to cancel school on April 8, 2024, or use the day as a virtual student instructional day for the observance of the solar eclipse occurring on that date.



February 23, 2024

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.

ENGROSSED HOUSE BILL No. 1243

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 2-5-42.4-1, AS ADDED BY P.L.174-2018,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2024]: Sec. 1. As used in this chapter, "workforce related
4 program" has the meaning set forth in ~~IC 22-4.1-1-7~~. **IC 22-4.1-1-7(a).**
5 SECTION 2. IC 4-3-26-17 IS ADDED TO THE INDIANA CODE
6 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
7 1, 2024]: **Sec. 17. The MPH shall do the following before September**
8 **1 each year:**
9 (1) **Compile into a data product all reports delivered to the**
10 **MPH under IC 22-4.1-24-3 for the twelve (12) month period**
11 **ending on the preceding March 31.**
12 (2) **Make the data product available to the department of**
13 **workforce development established by IC 22-4.1-2-1 and the**
14 **governor's workforce cabinet established by IC 4-3-27-3.**
15 SECTION 3. IC 4-3-27-12, AS ADDED BY P.L.152-2018,

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1 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2024]: Sec. 12. (a) As used in this section, "workforce related
3 program" has the meaning set forth in ~~IC 22-4.1-1-7~~. **IC 22-4.1-1-7(a)**.

4 (b) The governor, general assembly, and cabinet intend that each
5 workforce related program effectuates the purposes for which it was
6 enacted and that the cost of workforce related programs should be
7 included more readily in the biennial budgeting process.

8 (c) To provide the information needed to make informed policy
9 choices about the efficacy of each workforce related program, the
10 cabinet shall conduct a regular review, analysis, and evaluation of all
11 workforce related programs.

12 (d) The review, analysis, and evaluation must include information
13 about each workforce related program that is necessary to determine if
14 the goals of the workforce related program are being achieved, which
15 may include any of the following:

16 (1) The basic attributes and policy goals of the workforce related
17 program, including the statutory and programmatic goals of the
18 workforce related program, the original scope and purpose of the
19 workforce related program, and how the scope or purpose has
20 changed over time.

21 (2) The estimated cost to the state to administer the workforce
22 related program.

23 (3) The workforce related program's equity, simplicity,
24 competitiveness, public purpose, adequacy, and extent of
25 conformance with the original purposes of the legislation enacting
26 the workforce related program.

27 (4) The types of activities on which the workforce related
28 program is based and how effective the workforce related
29 program has been in promoting these targeted activities and in
30 assisting participants in the workforce related program.

31 (5) The count of the following:

32 (A) Participants that enter the workforce related program.

33 (B) Participants that complete the workforce related program.

34 (C) Providers of the workforce related program.

35 (6) The dollar amount allotted for the workforce related program
36 for the most recent state fiscal year.

37 (7) An estimate of the impact of the workforce related program,
38 including the following:

39 (A) A return on investment calculation for the workforce
40 related program. For purposes of this clause, "return on
41 investment calculation" means analyzing the cost to the state
42 of providing the workforce related program and analyzing the



- 1 benefits realized by the participants in the workforce related
2 program and to the state.
- 3 (B) A cost-benefit comparison among workforce related
4 programs.
- 5 (C) An estimate of the number of jobs that were the direct
6 result of the workforce related program.
- 7 (D) For the workforce related program, a statement by the
8 chief executive officer of the state agency that administers the
9 workforce related program as to whether the statutory and
10 programmatic goals of the workforce related program are
11 being met, with obstacles to these goals identified, if possible.
- 12 (8) The methodology and assumptions used in carrying out the
13 reviews, analyses, and evaluations required under this section.
- 14 (9) An estimate of the extent to which benefits of the workforce
15 related program remained in Indiana or flowed outside Indiana.
- 16 (10) Whether the effectiveness of the workforce related program
17 could be determined more definitively if the general assembly
18 were to clarify or modify the workforce related program's goals
19 and intended purpose.
- 20 (11) Whether measuring the workforce related program's impact
21 is significantly limited due to data constraints and whether any
22 changes in statute would facilitate data collection in a way that
23 would allow for better review, analysis, or evaluation.
- 24 (12) An estimate of the indirect economic benefit or activity
25 stimulated by the workforce related program.
- 26 (13) Any additional review, analysis, or evaluation that the
27 cabinet considers advisable, including comparisons with
28 workforce related programs offered by other states if those
29 comparisons would add value to the review, analysis, and
30 evaluation.
- 31 (e) The cabinet may request a state official or a state agency or a
32 body corporate and politic to furnish information necessary to complete
33 the workforce related program review, analysis, and evaluation
34 required by this chapter. An official or entity presented with a request
35 from the cabinet under this section shall cooperate with the cabinet in
36 providing the requested information. An official or entity may require
37 that the cabinet adhere to the provider's rules, if any, that concern the
38 confidential nature of the information.
- 39 (f) The cabinet shall, before October 1 of each year, submit a report
40 to the governor, the legislative council in an electronic format under
41 IC 5-14-6, and the interim study committee on fiscal policy established
42 by IC 2-5-1.3-4 containing the results of the cabinet's review, analysis,



1 and evaluation under this chapter. The report must include at least the
2 following for each workforce related program reviewed:

- 3 (1) An explanation of the workforce related program.
- 4 (2) The history of the workforce related program.
- 5 (3) An estimate for each state fiscal year of the next biennial
6 budget of the cost of the workforce related program.
- 7 (4) A detailed description of the review, analysis, and evaluation
8 for the workforce related program.
- 9 (5) Information to be used by the governor and general assembly
10 to determine whether the workforce related program should be
11 continued, modified, or terminated, the basis for the
12 recommendation, and the expected impact of the
13 recommendation.
- 14 (6) Information to be used by the governor and general assembly
15 to better align the workforce related program with the original
16 intent of the legislation that enacted the workforce related
17 program. The report required by this section must not disclose any
18 proprietary or otherwise confidential information.

19 SECTION 4. IC 4-12-1-9, AS AMENDED BY P.L.201-2023,
20 SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 JULY 1, 2024]: Sec. 9. (a) The budget agency shall assist the budget
22 committee in the preparation of the budget report and the budget bill,
23 using the recommendations and estimates prepared by the budget
24 agency and the information obtained through investigation and
25 presented at hearings. The budget committee shall consider the data,
26 information, recommendations and estimates before it and, to the
27 extent that there is agreement on items, matters, and amounts between
28 the budget agency and a majority of the members of the budget
29 committee, the committee shall organize and assemble a budget report
30 and a budget bill or budget bills. In the event the budget agency and a
31 majority of the members of the budget committee shall differ upon any
32 item, matter, or amount to be included in such report and bills, the
33 recommendation of the budget agency shall be included in the budget
34 bill or bills, and the particular item, matter, or amount, and the extent
35 of and reasons for the differences between the budget agency and the
36 budget committee shall be stated fully in the budget report. The budget
37 committee shall submit the budget report and the budget bill or bills to
38 the governor on or before:

- 39 (1) the second Monday of January in the year immediately
40 following the calendar year in which the budget report and budget
41 bill or bills are prepared, if the budget report and budget bill or
42 bills are prepared in a calendar year other than a calendar year in



1 which a gubernatorial election is held; or

2 (2) the third Monday of January, if the budget report and budget
3 bill or bills are prepared in the same calendar year in which a
4 gubernatorial election is held.

5 The governor shall deliver to the house members of the budget
6 committee such bill or bills for introduction into the house of
7 representatives.

8 (b) Whenever during the period beginning thirty (30) days prior to
9 a regular session of the general assembly the budget report and budget
10 bill or bills have been completed and printed and are available for
11 distribution, upon the request of a member of the general assembly an
12 informal distribution of one (1) copy of each such document shall be
13 made by the budget committee to such members. During business
14 hours, and as may be otherwise required during sessions of the general
15 assembly, the budget agency shall make available to the members of
16 the general assembly so much as they shall require of its accumulated
17 staff information, analyses and reports concerning the fiscal affairs of
18 the state and the current budget report and budget bill or bills.

19 (c) The budget report shall include at least the following parts:

20 (1) A statement of budget policy, including but not limited to
21 recommendations with reference to the fiscal policy of the state
22 for the coming budget period, and describing the important
23 features of the budget.

24 (2) A general budget summary setting forth the aggregate figures
25 of the budget to show the total proposed expenditures and the
26 total anticipated income, and the surplus or deficit.

27 (3) The detailed data on actual receipts and expenditures for the
28 previous fiscal year or two (2) fiscal years depending upon the
29 length of the budget period for which the budget bill or bills is
30 proposed, the estimated receipts and expenditures for the current
31 year, and for the ensuing budget period, and the anticipated
32 balances at the end of the current fiscal year and the ensuing
33 budget period. Such data shall be supplemented with necessary
34 explanatory schedules and statements, including a statement of
35 any differences between the recommendations of the budget
36 agency and of the budget committee.

37 (4) A description of the capital improvement program for the state
38 and an explanation of its relation to the budget.

39 (5) The budget bills.

40 (6) The tax expenditure report prepared by the legislative services
41 agency under IC 2-5-3.2-2.

42 (7) For each appropriation in the governor's recommended budget



1 bill that is made to a state provider, as defined in IC 22-4.1-1-5.5,
 2 for a workforce related program, as defined in ~~IC 22-4.1-1-7~~,
 3 **IC 22-4.1-1-7(a)**, a summary and justification for the workforce
 4 related program.

5 (d) The budget report shall cover and include all special and
 6 dedicated revenue funds as well as the general revenue fund and shall
 7 include the estimated amounts of federal aids, for whatever purpose
 8 provided, together with estimated expenditures therefrom.

9 (e) The budget agency shall furnish the governor with any further
 10 information required concerning the budget, and upon request shall
 11 attend hearings of committees of the general assembly on the budget
 12 bills.

13 SECTION 5. IC 20-18-2-6.3, AS ADDED BY P.L.242-2017,
 14 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2024]: Sec. 6.3. (a) This section applies after June 30, 2018.

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

19 SECTION 6. IC 20-18-2-22, AS AMENDED BY P.L.246-2023,
 20 SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2024]: Sec. 22. (a) "Teacher" means a professional person
 22 whose position in a school corporation requires certain educational
 23 preparation and licensing and whose primary responsibility is the
 24 instruction of students.

25 (b) Except as provided in subsections (d) and (e), for purposes of
 26 IC 20-28, the term includes the following:

- 27 (1) A superintendent who holds a license under IC 20-28-5.
- 28 (2) A principal.
- 29 (3) A teacher.
- 30 (4) A librarian.
- 31 (5) A school counselor.
- 32 (6) A school psychologist.

33 (c) For purposes of IC 20-43-10-3.5, the term means a professional
 34 person whose position with a:

- 35 (1) school corporation;
- 36 (2) special education cooperative established under IC 20-35-5;
- 37 (3) cooperative career and technical education program;
- 38 (4) special education program established by an interlocal
 39 agreement under IC 36-1-7;
- 40 (5) joint program agreement established under IC 20-26-10; or
- 41 (6) charter school;

42 requires a license (as defined in IC 20-28-1-7) and whose primary



1 responsibility is the instruction of students in the classroom or virtual
2 classroom.

3 (d) "Teacher" for purposes of IC 20-28-9-26 and IC 20-28-9-27,
4 means a classroom teacher licensed under IC 20-28-5 who provides
5 instruction to students for at least fifty percent (50%) of the teacher's
6 work day.

7 (e) For purposes of IC 20-28-9-28, the term includes an adjunct
8 teacher, school counselor, **school social worker, school psychologist,**
9 and permanent substitute teacher employed by a school corporation.

10 SECTION 7. IC 20-19-2-21, AS AMENDED BY P.L.202-2023,
11 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2024]: Sec. 21. (a) The state board shall establish one (1)
13 standard Indiana diploma for individuals who successfully complete
14 high school graduation requirements **before October 1, 2028. This**
15 **subsection expires October 1, 2028.**

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

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

23 **This subsection expires October 1, 2028.**

24 (c) **The state board shall establish one (1) standard Indiana**
25 **diploma for individuals who:**

- 26 (1) **are students in a cohort that is expected to graduate in**
27 **2029 or thereafter; and**
- 28 (2) **successfully complete high school graduation**
29 **requirements.**

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

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

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

40 (f) **The state board, in consultation with the department, shall**
41 **establish new high school diploma requirements for the Indiana**
42 **diploma established under subsection (c) to replace 511 IAC 6-7.1.**



1 **When establishing new high school diploma requirements, the state**
 2 **board shall consider input received from the following:**

- 3 **(1) Educators.**
 4 **(2) The commission for higher education.**
 5 **(3) Approved postsecondary educational institutions (as**
 6 **defined in IC 21-7-13-6(a)).**
 7 **(4) Entities that represent business interests across multiple**
 8 **industries.**
 9 **(g) The diploma designations established under subsection (e)**

10 **must:**

- 11 **(1) explore competency based methods to demonstrate**
 12 **proficiency in a course or skill area required for graduation;**
 13 **(2) promote lifelong learning with a goal of increasing a**
 14 **student's postsecondary educational attainment;**
 15 **(3) include, as part of at least one (1) designation, a**
 16 **requirement that the student successfully completes a quality**
 17 **work based learning experience aligned to the student's**
 18 **postsecondary goals; and**
 19 **(4) include, as part of at least one (1) designation, a**
 20 **requirement that a student successfully:**
 21 **(A) obtained a credential described in IC 20-43-8-15.5;**
 22 **(B) completed Indiana college core (IC 21-42-3); or**
 23 **(C) completed requirements for an associate degree,**
 24 **including those earned through transfer as a junior**
 25 **pathways.**

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

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

33 **SECTION 8. IC 20-19-3-17, AS AMENDED BY P.L.246-2023,**
 34 **SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE**
 35 **JULY 1, 2024]: Sec. 17. (a) As used in this section, "foster care" has**
 36 **the meaning set forth in IC 31-9-2-46.7.**

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

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

41 **(d) The state board shall, in collaboration with the department and**
 42 **the department of child services, annually prepare a report on foster**



- 1 care youth educational outcomes that includes the following:
- 2 (1) The annual graduation rate of foster care youth, including the
- 3 following information:
- 4 (A) The graduation rate for each of the following:
- 5 (i) Foster care youth who received a ~~graduation~~ waiver
- 6 ~~under IC 20-32-4-4~~. **from postsecondary readiness**
- 7 **competency requirements under IC 20-32-4-4.1.**
- 8 (ii) Foster care youth who did not receive a ~~graduation~~
- 9 waiver ~~under IC 20-32-4-4~~. **from postsecondary readiness**
- 10 **competency requirements under IC 20-32-4-4.1.**
- 11 (B) The number and percentage of foster care youth who
- 12 received each type of diploma.
- 13 (2) The adjusted cohort graduation rate for foster care youth,
- 14 including the adjusted cohort graduation rate for each of the
- 15 following:
- 16 (A) Foster care youth who received a ~~graduation~~ waiver ~~under~~
- 17 ~~IC 20-32-4-4~~. **from postsecondary readiness competency**
- 18 **requirements under IC 20-32-4-4.1.**
- 19 (B) Foster care youth who did not receive a ~~graduation~~ waiver
- 20 ~~under IC 20-32-4-4~~. **from postsecondary readiness**
- 21 **competency requirements under IC 20-32-4-4.1.**
- 22 (3) The number and percentage for each of the following:
- 23 (A) Foster care youth who were promoted to the next grade
- 24 level at the end of the school year.
- 25 (B) Foster care youth who were retained in the same grade
- 26 level for the next school year.
- 27 (C) Foster care youth who were suspended during the school
- 28 year.
- 29 (D) Foster care youth who were expelled during the school
- 30 year.
- 31 (E) Foster care youth who met academic standards on
- 32 statewide assessment program tests (as defined in
- 33 IC 20-32-2-2.3) administered during the school year.
- 34 The information reported under this subdivision must also be
- 35 disaggregated by race, grade, gender, free or reduced price lunch
- 36 status, and eligibility for special education.
- 37 (4) The number and percentage of eligible foster care youth who
- 38 are enrolled in the prekindergarten program under IC 12-17.2-7.2.
- 39 (5) The number and percentage of foster care youth who passed
- 40 the reading skills evaluation administered under IC 20-32-8.5-2.
- 41 (6) The number and percentage of foster care youth enrolled in
- 42 schools, disaggregated by the category or designation of the



- 1 school under IC 20-31-8-3.
- 2 (7) The number and percentage of foster care youth enrolled in
- 3 schools, disaggregated by the type of school, including public
- 4 schools, charter schools, and secure private facilities (as defined
- 5 in IC 31-9-2-115).
- 6 (e) Not later than June 30, 2019, the department shall:
- 7 (1) after consulting with the department of child services, develop
- 8 a remediation plan concerning foster care youth; and
- 9 (2) submit a copy of the remediation plan to the following:
- 10 (A) The state board.
- 11 (B) The department of child services.
- 12 (C) The legislative council in an electronic format under
- 13 IC 5-14-6.
- 14 (f) Before April 1, 2019, and before April 1 each year thereafter, the
- 15 department shall submit the report described in subsection (d) to the
- 16 following:
- 17 (1) Department of child services.
- 18 (2) Legislative council in an electronic format under IC 5-14-6.
- 19 SECTION 9. IC 20-19-3-18, AS AMENDED BY P.L.246-2023,
- 20 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 21 JULY 1, 2024]: Sec. 18. (a) As used in this section, "graduation rate"
- 22 has the meaning set forth in IC 20-26-13-6.
- 23 (b) The state board shall, in collaboration with the department and
- 24 the department of child services, annually prepare a report on homeless
- 25 youth educational outcomes that includes the following:
- 26 (1) The annual graduation rate of homeless youth, including the
- 27 following information:
- 28 (A) The graduation rate for each of the following:
- 29 (i) Homeless youth who received a ~~graduation waiver under~~
- 30 ~~IC 20-32-4-4. from postsecondary readiness competency~~
- 31 **requirements under IC 20-32-4-4.1.**
- 32 (ii) Homeless youth who did not receive a ~~graduation waiver~~
- 33 ~~under IC 20-32-4-4. from postsecondary readiness~~
- 34 **competency requirements under IC 20-32-4-4.1.**
- 35 (B) The number and percentage of homeless youth who
- 36 received each type of diploma.
- 37 (2) The adjusted cohort graduation rate for homeless youth,
- 38 including the adjusted cohort graduation rate for each of the
- 39 following:
- 40 (A) Homeless youth who received a ~~graduation waiver under~~
- 41 ~~IC 20-32-4-4. from postsecondary readiness competency~~
- 42 **requirements under IC 20-32-4-4.1.**



- 1 (B) Homeless youth who did not receive a graduation waiver
 2 ~~under IC 20-32-4-4~~. **from postsecondary readiness**
 3 **competency requirements under IC 20-32-4-4.1.**
- 4 (3) The number and percentage of each of the following:
 5 (A) Homeless youth who were promoted to the next grade
 6 level at the end of the school year.
 7 (B) Homeless youth who were retained in the same grade level
 8 for the next school year.
 9 (C) Homeless youth who were suspended during the school
 10 year.
 11 (D) Homeless youth who were expelled during the school year.
 12 (E) Homeless youth who met academic standards on statewide
 13 assessment program tests (as defined in IC 20-32-2-2.3)
 14 administered during the school year.
- 15 The information reported under this subdivision must also be
 16 disaggregated by race, grade, gender, free or reduced price lunch
 17 status, and eligibility for special education.
- 18 (4) The number and percentage of eligible homeless youth who
 19 are enrolled in the prekindergarten program under IC 12-17.2-7.2.
- 20 (5) The number and percentage of homeless youth who passed the
 21 reading skills evaluation administered under IC 20-32-8.5-2.
- 22 (6) The number and percentage of homeless youth enrolled in
 23 schools, disaggregated by the category or designation of the
 24 school under IC 20-31-8-3.
- 25 (7) The number and percentage of homeless youth enrolled in
 26 schools, disaggregated by the type of school, including public
 27 schools, charter schools, and secure private facilities (as defined
 28 in IC 31-9-2-115).
- 29 (c) Not later than August 31, 2019, the department shall:
 30 (1) develop a remediation plan concerning homeless youth; and
 31 (2) submit a copy of the remediation plan to the following:
 32 (A) The state board.
 33 (B) The Indiana housing and community development
 34 authority established by IC 5-20-1-3.
 35 (C) The legislative council in an electronic format under
 36 IC 5-14-6.
- 37 (d) Before June 1, 2019, and before June 1 each year thereafter, the
 38 department shall submit the report described in subsection (b) to the
 39 following:
 40 (1) The Indiana housing and community development authority.
 41 (2) The legislative council in an electronic format under
 42 IC 5-14-6.



1 SECTION 10. IC 20-24-4-1, AS AMENDED BY P.L.189-2023,
 2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2024]: Sec. 1. (a) A charter must meet the following
 4 requirements:

- 5 (1) Be a written instrument.
 6 (2) Be executed by an authorizer and an organizer.
 7 (3) Confer certain rights, franchises, privileges, and obligations
 8 on a charter school.
 9 (4) Confirm the status of a charter school as a public school.
 10 (5) Subject to subdivision (6)(E), be granted for:
 11 (A) not less than three (3) years or more than fifteen (15)
 12 years; and
 13 (B) a fixed number of years agreed to by the authorizer and the
 14 organizer.
 15 (6) Provide for the following:
 16 (A) A review by the authorizer of the charter school's
 17 performance, including the progress of the charter school in
 18 achieving the academic goals set forth in the charter, at least
 19 one (1) time in each five (5) year period while the charter is in
 20 effect.
 21 (B) Renewal, if the authorizer and the organizer agree to renew
 22 the charter.
 23 (C) The renewal application must include guidance from the
 24 authorizer, and the guidance must include the performance
 25 criteria that will guide the authorizer's renewal decisions.
 26 (D) The renewal application process must, at a minimum,
 27 provide an opportunity for the charter school to:
 28 (i) present additional evidence, beyond the data contained in
 29 the performance report, supporting its case for charter
 30 renewal;
 31 (ii) describe improvements undertaken or planned for the
 32 charter school; and
 33 (iii) detail the charter school's plans for the next charter
 34 term.
 35 (E) Not later than the end of the calendar year in which the
 36 charter school seeks renewal of a charter, the governing board
 37 of a charter school seeking renewal shall submit a renewal
 38 application to the charter authorizer under the renewal
 39 application guidance issued by the authorizer. The authorizer
 40 shall make a final ruling on the renewal application not later
 41 than April 1 after the filing of the renewal application. A
 42 renewal granted under this clause is not subject to the three (3)



- 1 year minimum described in subdivision (5). The April 1
 2 deadline does not apply to any review or appeal of a final
 3 ruling. After the final ruling is issued, the charter school may
 4 obtain further review by the authorizer of the authorizer's final
 5 ruling in accordance with the terms of the charter school's
 6 charter and the protocols of the authorizer.
- 7 (7) Specify the grounds for the authorizer to:
 8 (A) revoke the charter before the end of the term for which the
 9 charter is granted; or
 10 (B) not renew a charter.
- 11 (8) Set forth the methods by which the charter school will be held
 12 accountable for achieving the educational mission and goals of
 13 the charter school, including the following:
 14 (A) Evidence of improvement in:
 15 (i) assessment measures, including the statewide assessment
 16 program measures;
 17 (ii) attendance rates;
 18 (iii) graduation rates (if appropriate);
 19 (iv) increased numbers of Indiana diplomas with a Core 40
 20 designation **or increased numbers of Indiana diploma**
 21 **designations established under IC 20-19-2-21** and other
 22 college and career ready indicators including advanced
 23 placement participation and passage, dual credit
 24 participation and passage, and International Baccalaureate
 25 participation and passage (if appropriate);
 26 (v) increased numbers of Indiana diplomas with Core 40
 27 with academic honors and technical honors designations (if
 28 appropriate);
 29 (vi) student academic growth;
 30 (vii) financial performance and stability; and
 31 (viii) governing board performance and stewardship,
 32 including compliance with applicable laws, rules and
 33 regulations, and charter terms.
- 34 (B) Evidence of progress toward reaching the educational
 35 goals set by the organizer.
- 36 (9) Describe the method to be used to monitor the charter
 37 school's:
 38 (A) compliance with applicable law; and
 39 (B) performance in meeting targeted educational performance.
- 40 (10) Specify that the authorizer and the organizer may amend the
 41 charter during the term of the charter by mutual consent and
 42 describe the process for amending the charter.



- 1 (11) Describe specific operating requirements, including all the
 2 matters set forth in the application for the charter.
 3 (12) Specify a date when the charter school will:
 4 (A) begin school operations; and
 5 (B) have students attending the charter school.
 6 (13) Specify that records of a charter school relating to the
 7 school's operation and charter are subject to inspection and
 8 copying to the same extent that records of a public school are
 9 subject to inspection and copying under IC 5-14-3.
 10 (14) Specify that records provided by the charter school to the
 11 department or authorizer that relate to compliance by the
 12 organizer with the terms of the charter or applicable state or
 13 federal laws are subject to inspection and copying in accordance
 14 with IC 5-14-3.
 15 (15) Specify that the charter school is subject to the requirements
 16 of IC 5-14-1.5.
 17 (16) This subdivision applies to a charter established or renewed
 18 for an adult high school after June 30, 2014. The charter must
 19 require:
 20 (A) that the school will offer flexible scheduling;
 21 (B) that students will not complete the majority of instruction
 22 of the school's curriculum online or through remote
 23 instruction;
 24 (C) that the school will offer dual credit or industry
 25 certification course work that aligns with career pathways as
 26 recommended by the Indiana career council established by
 27 IC 22-4.5-9-3 (expired); and
 28 (D) a plan:
 29 (i) to support successful program completion and to assist
 30 transition of graduates to the workforce or to a
 31 postsecondary education upon receiving a diploma from the
 32 adult high school; and
 33 (ii) to review individual student accomplishments and
 34 success after a student receives a diploma from the adult
 35 high school.
 36 (b) A charter school shall set annual performance targets in
 37 conjunction with the charter school's authorizer. The annual
 38 performance targets shall be designed to help each school meet
 39 applicable federal, state, and authorizer expectations.
 40 SECTION 11. IC 20-24-7-16 IS ADDED TO THE INDIANA
 41 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 42 [EFFECTIVE JULY 1, 2024]: **Sec. 16. Not later than July 1 of each**



1 **year, a charter school shall post on the charter school's website**
 2 **information for the immediately preceding school year regarding**
 3 **whether there is a familial or business relationship between the**
 4 **organizer, owner, or operator of the charter school and the owner**
 5 **of the charter school's building.**

6 SECTION 12. IC 20-24-9-2, AS AMENDED BY P.L.159-2019,
 7 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2024]: Sec. 2. An annual report under this chapter must
 9 contain the following information:

- 10 (1) Results of statewide assessment program measures.
 11 (2) Student growth and improvement data for each authorized
 12 school.
 13 (3) Attendance rates for each authorized school. In the case of a
 14 virtual charter school, the virtual charter school must include the
 15 methodology used to determine attendance rate with the
 16 attendance rate.
 17 (4) Graduation rates (if appropriate), including attainment of:
 18 (A) Indiana diplomas with a Core 40 designation and Indiana
 19 diplomas with Core 40 with academic honors designations for
 20 each authorized school **prior to October 1, 2028; and**
 21 **(B) Indiana diploma designations established under**
 22 **IC 20-19-2-21.**
 23 (5) Student enrollment data for each authorized school, including
 24 the following:
 25 (A) The number of students enrolled.
 26 (B) The number of students expelled.
 27 (6) Status of the authorizer's charter schools, identifying each of
 28 the authorizer's charter schools that are in the following
 29 categories:
 30 (A) Approved but not yet open.
 31 (B) Open and operating.
 32 (C) Closed or having a charter that was not renewed,
 33 including:
 34 (i) the year closed or not renewed; and
 35 (ii) the reason for the closure or nonrenewal.
 36 (7) Names of the authorizer's board members or ultimate decision
 37 making body.
 38 (8) Evidence that the authorizer is in compliance with
 39 IC 20-24-2.2-1.5.
 40 (9) A report summarizing the total amount of administrative fees
 41 collected by the authorizer and how the fees were expended, if
 42 applicable.



1 (10) Total amount of other fees or funds not included in the report
 2 under subdivision (9) received by the authorizer from a charter
 3 school and how the fees or funds were expended.
 4 (11) The most recent audits for each authorized school submitted
 5 to the authorizer under IC 5-11-1-9.
 6 (12) For a virtual charter school, the student engagement
 7 requirements or policies.
 8 SECTION 13. IC 20-26-5-37, AS AMENDED BY P.L.10-2019,
 9 SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2024]: Sec. 37. (a) A high school operated by a school
 11 corporation shall offer the high school's students the opportunity to
 12 earn an Indiana diploma with any type of designation established under
 13 IC 20-19-2-21.
 14 (b) Notwithstanding IC 20-32-4-1.5, ~~IC 20-32-4-4(a)(5);~~
 15 ~~IC 20-32-4-4.1(b)(3), and IC 20-32-4-5(b)(2)(E);~~
 16 **IC 20-32-4-5(b)(2)(D)**, a school corporation shall not require a student
 17 with a disability to complete locally required credits that exceed state
 18 credit requirements to receive a diploma unless otherwise required as
 19 part of the student's individualized education program under IC 20-35.
 20 SECTION 14. IC 20-26-13-5, AS AMENDED BY THE
 21 TECHNICAL CORRECTIONS BILL OF THE 2024 GENERAL
 22 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 2024]: Sec. 5. (a) As used in this chapter, "graduation" means
 24 the successful completion by a student of:
 25 (1) a sufficient number of academic credits, ~~or~~ the equivalent of
 26 academic credits, **or the diploma requirements established**
 27 **under IC 20-19-2-21(c);** and
 28 (2) ~~the graduation examination (before July 1, 2022);~~ a
 29 postsecondary readiness competency established by the state
 30 board under IC 20-32-4-1.5(c), or a waiver process required under
 31 IC 20-32-3 through IC 20-32-5.1;
 32 resulting in the awarding of an Indiana diploma or an ~~alternative~~
 33 **alternate** diploma described in IC 20-32-4-14.
 34 (b) The term does not include the granting of a general educational
 35 development diploma under IC 20-20-6 (before its repeal) or
 36 IC 22-4.1-18.
 37 SECTION 15. IC 20-26-13-10, AS AMENDED BY P.L.246-2023,
 38 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 39 JUNE 29, 2024]: Sec. 10. (a) Except as provided in section 11 of this
 40 chapter and subject to IC 20-31-8-4.6 and IC 20-32-4-14, the four (4)
 41 year graduation rate for a cohort in a high school is the percentage
 42 determined under STEP FIVE of the following formula:



- 1 STEP ONE: Determine the grade 9 enrollment at the beginning of
 2 the reporting year three (3) years before the reporting year for
 3 which the graduation rate is being determined.
- 4 STEP TWO: Add:
- 5 (A) the number determined under STEP ONE; and
 - 6 (B) the number of students who:
 - 7 (i) have enrolled in the high school after the date on which
 - 8 the number determined under STEP ONE was determined;
 - 9 and
 - 10 (ii) have the same expected graduation year as the cohort.
- 11 STEP THREE: Subtract from the sum determined under STEP
 12 TWO the number of students who have left the cohort for any of
 13 the following reasons:
- 14 (A) Transfer to another public or nonpublic school.
 - 15 (B) Except as provided in IC 20-33-2-28.6 and subsection (b),
 16 removal by the student's parents under IC 20-33-2-28 to
 17 provide instruction equivalent to that given in the public
 18 schools.
 - 19 (C) Withdrawal because of a long term medical condition or
 20 death.
 - 21 (D) Detention by a law enforcement agency or the department
 22 of correction.
 - 23 (E) Placement by a court order or the department of child
 24 services.
 - 25 (F) Enrollment in a virtual school.
 - 26 (G) Leaving school, if the student attended school in Indiana
 27 for less than one (1) school year and the location of the student
 28 cannot be determined.
 - 29 (H) Leaving school, if the location of the student cannot be
 30 determined and the student has been reported to the Indiana
 31 clearinghouse for information on missing children and missing
 32 endangered adults.
 - 33 (I) Withdrawing from school before graduation, if the student
 34 is a high ability student (as defined in IC 20-36-1-3) who is a
 35 full-time student at an accredited institution of higher
 36 education during the semester in which the cohort graduates.
 - 37 (J) Withdrawing from school before graduation pursuant to
 38 providing notice of withdrawal under section 17 of this
 39 chapter.
 - 40 (K) Participating in the high school equivalency pilot program
 41 under IC 20-30-8.5, unless the student fails to successfully
 42 complete the high school equivalency pilot program in the two



1 (2) year period. This clause expires June 30, ~~2024~~ **2026**.
2 STEP FOUR: Determine the result of:
3 (A) the total number of students determined under STEP TWO
4 who have graduated during the current reporting year or a
5 previous reporting year; minus
6 (B) the amount by which the number of students who
7 graduated through a waiver process required under IC 20-32-3
8 through IC 20-32-5.1 exceeds:
9 (i) nine percent (9%) of the total number of students
10 determined under clause (A) for the 2023-2024 school year;
11 (ii) six percent (6%) of the total number of students
12 determined under clause (A) for the 2024-2025 school year;
13 or
14 (iii) three percent (3%) of the total number of students
15 determined under clause (A) for each school year after June
16 30, 2025.
17 STEP FIVE: Divide:
18 (A) the number determined under STEP FOUR; by
19 (B) the remainder determined under STEP THREE.
20 (b) This subsection applies to a high school in which:
21 (1) for a:
22 (A) cohort of one hundred (100) students or less, at least ten
23 percent (10%) of the students left a particular cohort for a
24 reason described in subsection (a) STEP THREE clause (B);
25 or
26 (B) cohort of more than one hundred (100) students, at least
27 five percent (5%) of the students left a particular cohort for a
28 reason described in subsection (a) STEP THREE clause (B);
29 and
30 (2) the students described in subdivision (1)(A) or (1)(B) are not
31 on track to graduate with their cohort.
32 A high school must submit a request to the state board in a manner
33 prescribed by the state board requesting that the students described in
34 this subsection be included in the subsection (a) STEP THREE
35 calculation. The state board shall review the request and may grant or
36 deny the request. The state board shall deny the request unless the high
37 school demonstrates good cause to justify that the students described
38 in this subsection should be included in the subsection (a) STEP
39 THREE calculation. If the state board denies the request the high
40 school may not subtract the students described in this subsection under
41 subsection (a) STEP THREE.
42 SECTION 16. IC 20-26-13-16.5, AS ADDED BY P.L.86-2020,



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

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

7 SECTION 17. IC 20-26.5-2-3, AS AMENDED BY P.L.201-2023,
8 SECTION 167, IS AMENDED TO READ AS FOLLOWS
9 [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) Notwithstanding any other
10 law, the following may be suspended for a coalition member in
11 accordance with the coalition's plan:

12 (1) Subject to section 1(c) of this chapter, IC 20-30, concerning
13 curriculum.

14 (2) The following statutes and rules concerning curricular
15 materials:

16 IC 20-26-12-1, except for the provision of curricular materials
17 at no cost to a student in a public school.

18 IC 20-26-12-2, except for the prohibition of renting curricular
19 materials to students enrolled in a public school.

20 IC 20-26-12-24.

21 511 IAC 6.1-5-5.

22 (3) The following rules concerning teacher licenses:

23 511 IAC 16.

24 511 IAC 17.

25 (4) Subject to subsection (c), IC 20-31-3 (concerning the adoption
26 of academic standards).

27 (5) IC 20-31-4.1, concerning the performance based accreditation
28 system.

29 (6) Except as provided in subsection (b), any other statute in
30 IC 20 or rule in 511 IAC requested to be suspended as part of the
31 plan that is approved by the state board under section 1 of this
32 chapter.

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

35 (1) IC 20-26-5-10 (criminal history and child protection index
36 check).

37 (2) IC 20-28 (school teachers).

38 (3) IC 20-29 (collective bargaining).

39 (4) IC 20-31 (accountability for performance and improvement),
40 except for IC 20-31-3 and IC 20-31-4.1.

41 (5) Subject to subsection (c), IC 20-32-4 (graduation
42 requirements).



- 1 (6) IC 20-32-5.1 (Indiana's Learning Evaluation Assessment
- 2 Readiness Network (ILEARN) program).
- 3 (7) IC 20-33 (students).
- 4 (8) IC 20-34 (student health and safety measures).
- 5 (9) IC 20-35 (special education).
- 6 (10) IC 20-35.5 (dyslexia screening and intervention).
- 7 (11) IC 20-36 (high ability students).
- 8 (12) IC 20-39 (accounting and financial reporting procedures).
- 9 (13) IC 20-40 (government funds and accounts).
- 10 (14) IC 20-41 (extracurricular funds and accounts).
- 11 (15) IC 20-42 (fiduciary funds and accounts).
- 12 (16) IC 20-42.5 (allocation of expenditures to student instruction
- 13 and learning).
- 14 (17) IC 20-43 (state tuition support).
- 15 (18) IC 20-44 (property tax levies).
- 16 (19) IC 20-46 (levies other than general fund levies).
- 17 (20) IC 20-47 (related entities; holding companies; lease
- 18 agreements).
- 19 (21) IC 20-48 (borrowing and bonds).
- 20 (22) IC 20-49 (state management of common school funds; state
- 21 advances and loans).
- 22 (23) IC 20-50 (homeless children and foster care children).

23 (c) A coalition member must comply with the postsecondary
 24 readiness competency requirements under ~~IC 20-32-4-1.5(b)(1)~~.
 25 **IC 20-32-4-1.5(c)**. However, notwithstanding any other law, a coalition
 26 member may replace high school courses on the high school transcript
 27 with courses on the same subject matter with equal or greater rigor to
 28 the required high school course and may count such a course as
 29 satisfying the equivalent diploma requirements established by IC 20
 30 and any applicable state board administrative rules or requirements. If
 31 the coalition member school offers courses that are not aligned with
 32 requirements adopted by the state board under IC 20-30-10, a parent of
 33 a student and the student who intends to enroll in a course that is not
 34 aligned with requirements adopted by the state board under
 35 IC 20-30-10 must provide consent to the coalition member school to
 36 enroll in the course. The consent form used by the coalition, which
 37 shall be developed in collaboration with the commission for higher
 38 education, must notify the parent and the student that enrollment in the
 39 course may affect the student's ability to attend a particular
 40 postsecondary educational institution or enroll in a particular course at
 41 a particular postsecondary educational institution because the course
 42 does not align with requirements established by the state board under



- 1 IC 20-30-10.
- 2 SECTION 18. IC 20-27-12.1-2, AS ADDED BY P.L.155-2020,
3 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2024]: Sec. 2. As used in this chapter, "career and technical
5 education" ~~has the meaning set forth in IC 20-20-38-1~~; refers to:
- 6 **(1) an apprenticeship program (as defined in IC 20-43-8-0.3);**
7 **(2) a career and technical education (as defined in**
8 **IC 20-20-38-1) program;**
9 **(3) a modern youth apprenticeship (as defined in**
10 **IC 20-51.4-2-9.5); and**
11 **(4) a work based learning course (as defined in**
12 **IC 20-43-8-0.7).**
- 13 SECTION 19. IC 20-28-9-27, AS AMENDED BY P.L.132-2022,
14 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
15 JULY 1, 2024]: Sec. 27. (a) As used in this section, "funding floor"
16 means the amount a school corporation expended for full-time teacher
17 salaries during a particular state fiscal year.
- 18 (b) Subject to subsections (d) and (e), if the amount of state tuition
19 support distributed to a school corporation for a particular state fiscal
20 year is greater than the amount of state tuition support distributed to the
21 school corporation for the preceding state fiscal year, the school
22 corporation may not expend an amount for full-time teacher salaries
23 during the particular state fiscal year that is less than the funding floor
24 for the preceding state fiscal year.
- 25 (c) For purposes of this section, the amount a school corporation
26 expends for full-time teacher salaries shall include the amount the
27 school corporation expends for participating in a special education
28 cooperative or a career and technical education cooperative that is
29 directly attributable to the salaries of full-time teachers employed by
30 the cooperative, as determined by the department.
- 31 (d) For purposes of this subsection, stipends paid using teacher
32 appreciation grants under IC 20-43-10-3.5 are not considered. If a
33 school corporation has awarded stipends to a majority of the school
34 corporation's teachers in each of the two (2) preceding consecutive
35 state fiscal years, an amount equal to the lesser of the total amount of
36 stipends awarded in each of those state fiscal years shall be added to
37 the school corporation's funding floor for the preceding state fiscal year
38 described under subsection (b).
- 39 (e) ~~A school corporation may apply for a waiver from the~~
40 ~~department of the prohibition under subsection (b).~~ The department
41 ~~may grant a waiver to a school corporation if the school corporation's~~
42 ~~enrollment for the school year during that particular state fiscal year is~~



1 less than the enrollment in the school year during the preceding state
2 fiscal year.

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

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

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

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

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

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

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

36 SECTION 20. IC 20-28-9-28, AS AMENDED BY P.L.246-2023,
37 SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
38 JULY 1, 2024]: Sec. 28. (a) For each school year in a state fiscal year
39 beginning after June 30, 2023, a school corporation shall expend an
40 amount for teacher compensation that is not less than an amount equal
41 to sixty-two percent (62%) of the state tuition support distributed to the
42 school corporation during the state fiscal year. For purposes of



1 determining whether a school corporation has complied with this
 2 requirement, the amount a school corporation expends for teacher
 3 compensation shall include the amount the school corporation expends
 4 for adjunct teachers, supplemental pay for teachers, stipends, and for
 5 participating in a special education cooperative or an interlocal
 6 agreement or consortium that is directly attributable to the
 7 compensation of teachers employed by the cooperative or interlocal
 8 agreement or consortium. **The amount a school corporation expends
 9 on teacher compensation shall also include the amount the school
 10 corporation expends on one (1) or more of the following:**

11 **(1) Dropout recovery educational services for an at-risk**
 12 **student enrolled in the school corporation provided by an**
 13 **agreement with an eligible school that is directly attributable**
 14 **to the compensation of teachers employed by the eligible**
 15 **school.**

16 **(2) Third party virtual providers that provide one hundred**
 17 **percent (100%) virtual instruction to students enrolled in the**
 18 **school corporation.**

19 Teacher benefits include all benefit categories collected by the
 20 department for Form 9 purposes.

21 (b) If a school corporation determines that the school corporation
 22 cannot comply with the requirement under subsection (a) for a
 23 particular school year, the school corporation shall apply for a waiver
 24 from the department.

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

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

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

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



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

5 (1) the percent and amount that each school corporation expended
 6 and the statewide total expended for teacher compensation;

7 (2) the percent and amount that each school corporation expended
 8 and statewide total expended for teacher benefits, including
 9 health, dental, life insurance, and pension benefits; **and**

10 (3) whether the school corporation met the requirement set forth
 11 in subsection (a). ~~and~~

12 ~~(4) whether the school corporation received a waiver under~~
 13 ~~subsection (d).~~

14 **(c) The department shall publish the report described in**
 15 **subsection (b) on the department's website.**

16 **(d) Beginning after June 30, 2024, for each state fiscal year that**
 17 **a school corporation fails to expend the amount for teacher**
 18 **compensation as required under subsection (a), the department**
 19 **shall submit in both a written and an electronic format a notice to**
 20 **the school corporation's:**

21 (1) superintendent;

22 (2) school business officer; and

23 (3) governing body;

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

26 **(e) If a school corporation's governing body receives a notice**
 27 **from the department under subsection (d), the school corporation**
 28 **shall do the following:**

29 (1) Publicly acknowledge receipt of the notice from the
 30 department at the governing body's next public meeting.

31 (2) Enter into the governing body's official minutes for the
 32 meeting described in subdivision (1) acknowledgment of the
 33 notice.

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

36 (A) the department's notice; and

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

39 **(f) If the department determines a school corporation that**
 40 **received one (1) or more notices from the department under**
 41 **subsection (d) has met the expenditure requirements required**
 42 **under subsection (a) for a subsequent state fiscal year, the school**



1 corporation may remove from the school corporation's website
2 any:

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

7 SECTION 21. IC 20-28-10-20 IS ADDED TO THE INDIANA
8 CODE AS A NEW SECTION TO READ AS FOLLOWS
9 [EFFECTIVE JULY 1, 2024]: Sec. 20. (a) As used in this section,
10 "school" means the following:

- 11 (1) A school maintained by a school corporation.
12 (2) A charter school.
13 (3) A state accredited nonpublic school.

14 (b) If a school has a school counselor/student ratio that is not
15 more than one (1) school counselor to three hundred fifty (350)
16 students, the school is not required to comply with this section.

17 (c) For the 2024-2025 and 2025-2026 school years, a school shall
18 ensure that at least sixty percent (60%) of a school counselor's
19 aggregate time performing the counselor's job duties is devoted to
20 providing direct services to students as described in subsection (d).
21 This subsection expires July 1, 2026.

22 (d) Beginning with the 2026-2027 school year, a school shall
23 ensure that at least eighty percent (80%) of a school counselor's
24 aggregate time performing the counselor's job duties is devoted to
25 providing direct services to students, including:

- 26 (1) classroom instruction;
27 (2) assisting in creating a plan for college and career
28 readiness;
29 (3) dropout prevention;
30 (4) social and emotional supports; and
31 (5) individual student planning.

32 SECTION 22. IC 20-30-2-2.2, AS AMENDED BY P.L.147-2020,
33 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2024]: Sec. 2.2. (a) As used in this section, "eligible student"
35 means a student in grade 11 or 12 who: ~~has:~~

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



- 1 identified by an individual's school principal;
 2 (5) **has** previously undergone at least a second suspension from
 3 school for the school year under IC 20-33-8-14 or IC 20-33-8-15;
 4 (6) **has** previously undergone an expulsion from school under
 5 IC 20-33-8-14, IC 20-33-8-15, or IC 20-33-8-16; or
 6 (7) **has** been determined by the individual's principal and the
 7 individual's parent or guardian to benefit by participating in the
 8 school flex program.
 9 (b) An eligible student who participates in a school flex program
 10 must:
 11 (1) attend school for at least three (3) hours of instructional time
 12 per school day;
 13 (2) pursue a timely graduation;
 14 (3) provide evidence of college or technical career education
 15 enrollment and attendance or proof of employment and labor that
 16 is aligned with the student's career academic sequence under rules
 17 established by the bureau of youth employment;
 18 (4) not be suspended or expelled while participating in a school
 19 flex program;
 20 (5) pursue course and credit requirements for an Indiana diploma
 21 with a general designation; and
 22 (6) maintain a ninety-five percent (95%) attendance rate.
 23 (c) A school may allow an eligible student in grade 11 or 12 to
 24 complete an instructional day that consists of three (3) hours of
 25 instructional time if the student participates in the school flex program.
 26 SECTION 23. IC 20-30-4-6, AS AMENDED BY P.L.9-2021,
 27 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 28 JULY 1, 2024]: Sec. 6. (a) A student's school counselor shall, in
 29 consultation with the student and the student's parent, review annually
 30 a student's graduation plan that was developed under section 2 of this
 31 chapter to determine if the student is progressing toward fulfillment of
 32 the graduation plan.
 33 (b) If a student is not progressing toward fulfillment of the
 34 graduation plan, the school counselor shall provide counseling services
 35 for the purpose of advising the student of credit recovery options and
 36 services available to help the student progress toward graduation.
 37 (c) If a student is not progressing toward fulfillment of the
 38 graduation plan due to ~~not achieving a passing score on the graduation~~
 39 ~~examination (before July 1, 2022) or failing to meet a postsecondary~~
 40 ~~readiness competency established by the state board under~~
 41 ~~IC 20-32-4-1.5(c), the school counselor shall meet with the:~~
 42 (1) teacher assigned to the student for remediation for the



1 particular competency area;
 2 (2) parents of the student; and
 3 (3) student;
 4 to discuss available remediation and to plan to meet the requirements
 5 under IC 20-32-4.

6 SECTION 24. IC 20-30-5-2, AS AMENDED BY P.L.192-2018,
 7 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2024]: Sec. 2. (a) Each public and nonpublic high school shall
 9 provide a required course that is:

10 (1) not less than one (1) year of school work; and
 11 (2) in the:
 12 (A) historical;
 13 (B) political;
 14 (C) civic;
 15 (D) sociological;
 16 (E) economical; and
 17 (F) philosophical;
 18 aspects of the constitutions of Indiana and the United States.

19 (b) The state board shall:
 20 (1) prescribe the course described in this section and the course's
 21 appropriate outlines; and
 22 (2) adopt the necessary curricular materials for uniform
 23 instruction.

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

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

33 SECTION 25. IC 20-30-5-4, AS AMENDED BY P.L.43-2021,
 34 SECTION 97, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2024]: Sec. 4. (a) Each public school and nonpublic school
 36 shall provide within the two (2) weeks preceding a general election for
 37 all students in grades 6 through 12 five (5) full recitation periods of
 38 class discussion concerning:

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



- 1 (5) the responsibilities of citizen participation in government and
2 in elections.
- 3 (b) Except as provided in **subsection (d) and IC 20-32-4-13**, a
4 student may not receive an Indiana diploma unless the student has
5 completed a two (2) semester course in American history.
- 6 (c) If a public school superintendent violates this section, the
7 secretary of education shall receive and record reports of the violations.
8 The general assembly may examine these reports.
- 9 **(d) If the state board establishes competency based**
10 **requirements as part of a diploma established under IC 20-19-2-21**
11 **that cover the content in the American history course required**
12 **under subsection (b), a student may satisfy the requirement under**
13 **subsection (b) by obtaining the diploma.**
- 14 SECTION 26. IC 20-30-5-19, AS AMENDED BY P.L.168-2023,
15 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JULY 1, 2024]: Sec. 19. (a) Each school corporation, charter school,
17 and state accredited nonpublic school shall include in its curriculum for
18 ~~all high school~~ students **enrolled in grade 8, 9, 10, 11, or 12**
19 instruction concerning personal financial responsibility.
- 20 (b) A school corporation, a charter school, and a state accredited
21 nonpublic school must meet the requirements of subsection (a) by
22 providing instruction on personal financial responsibility as a separate
23 subject that addresses the following content areas:
- 24 (1) Basic principles of:
- 25 (A) money management, such as:
- 26 (i) spending and saving;
- 27 (ii) types of bank accounts;
- 28 (iii) opening and managing a bank account; and
- 29 (iv) assessing the quality of a depository institution's
30 services;
- 31 (B) debt management;
- 32 (C) receiving an inheritance and related implications;
- 33 (D) savings, retirement, and investment accounts;
- 34 (E) federal and state income tax returns; and
- 35 (F) local tax assessments.
- 36 (2) Personal insurance policies.
- 37 (3) Loan applications.
- 38 (4) Interest rate computations.
- 39 (5) Credit and credit scores.
- 40 (6) Simple contracts.
- 41 (c) The state board shall adopt a curriculum that ensures personal
42 financial responsibility is taught:



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

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

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

13 SECTION 27. IC 20-30-5-23, AS AMENDED BY P.L.76-2020,
 14 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2024]: Sec. 23. (a) ~~After June 30, 2021~~, Each public high
 16 school, including each charter school, shall offer at least one (1)
 17 computer science course as a one (1) semester elective in the public
 18 high school's curriculum at least once each school year for high school
 19 students. **This subsection expires July 1, 2028.**

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

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

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

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

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

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



- 1 charter schools, that includes the information described in
 2 subsection ~~(e)~~; **(f)**; and
 3 (2) submit, before December 1 of each year, the report to the
 4 following:
 5 (A) The state board.
 6 (B) The general assembly.
 7 (C) The commission for higher education.
 8 The department shall submit the written report to the general assembly
 9 in an electronic format under IC 5-14-6.
 10 ~~(e)~~ **(f)** The report under subsection ~~(d)~~ **(e)** must include the
 11 following information:
 12 (1) The total number and percentage of computer science unique
 13 student course enrollments and course completions for each:
 14 **(A) public elementary school, including each charter**
 15 **school, for students in grade 8; and**
 16 **(B) public high school, including each charter school; and**
 17 by each course title approved by the department.
 18 (2) The number and percentage of unique student enrollments and
 19 course completions in a computer science course by each course
 20 title approved by the department and disaggregated by:
 21 (A) race;
 22 (B) gender;
 23 (C) grade;
 24 (D) ethnicity;
 25 (E) limited English language proficiency;
 26 (F) free or reduced price lunch status; and
 27 (G) eligibility for special education.
 28 (3) The number of computer science instructors at each school
 29 disaggregated by:
 30 (A) gender;
 31 (B) certification, if applicable; and
 32 (C) academic degree.
 33 (4) Any other pertinent matters.
 34 ~~(d)~~ **(g)** The department shall post the report described in subsections
 35 ~~(e)~~ **(f)** on the department's ~~Internet web site:~~ **website.**
 36 SECTION 28. IC 20-30-8.5-13, AS ADDED BY P.L.86-2020,
 37 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JUNE 29, 2024]: Sec. 13. This chapter expires June 30, ~~2024:~~ **2026.**
 39 SECTION 29. IC 20-31-3-3, AS AMENDED BY P.L.250-2023,
 40 SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 41 JULY 1, 2024]: Sec. 3. (a) The department shall revise and update
 42 academic standards:



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

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

8 (1) Consider the skills, knowledge, and practices:

9 (A) that are necessary to understand and utilize emerging
 10 technologies; and

11 (B) that may be rendered obsolete by emerging technologies.

12 (2) Consider for removal any academic standards that may be
 13 obsolete as a result of emerging technologies.

14 (3) Provide support to school corporations regarding the
 15 implementation of revised and updated academic standards that
 16 have an emerging technologies component.

17 **(4) Consider integrating computer science standards into a**
 18 **subject area being revised.**

19 SECTION 30. IC 20-31-3-6, AS ADDED BY P.L.1-2005,
 20 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2024]: Sec. 6. The curriculum program of each grade level
 22 from kindergarten through grade 12 in a school in a school corporation
 23 must be consistent with the following standards:

24 (1) The academic standards developed under this chapter.

25 (2) The student competencies developed for the Core 40 college
 26 preparation curriculum models established under IC 20-30-10 **or**
 27 **diploma requirements established under IC 20-19-2-21.**

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

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

39 (1) performance indicators to be used as a secondary means of
 40 determining school progress;

41 (2) expected progress levels, continuous improvement measures,
 42 distributional performance levels, and absolute performance



1 levels for schools; and

2 (3) an orderly transition from the performance based accreditation
3 system to the assessment system set forth in this article.

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

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

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

13 (2) remedial needs of students who are likely to require remedial
14 work while the students attend a postsecondary educational
15 institution or workforce training program;

16 when making recommendations under this section.

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

22 ~~(1) the academic standards tested in the graduation examination;~~

23 ~~(2) the Core 40 course and credit requirements adopted by the~~
24 ~~state board under IC 20-30-10; and~~

25 ~~(3) any additional requirements established by the governing~~
26 ~~body;~~

27 ~~to be eligible to graduate.~~

28 ~~(b) (a) Except as provided in subsection (f) and sections 4, 4.1, 5,~~
29 ~~6, 7, 8, 9, and 10 of this chapter, beginning with the class of students~~
30 ~~who expect to graduate during the 2022-2023 school year, each student~~
31 ~~shall:~~

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

36 (2) meet the Core 40 course and credit requirements adopted by
37 the state board under IC 20-30-10; and

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

40 to be eligible to graduate. **This subsection expires October 1, 2028.**

41 **(b) Except as provided in subsection (f) and sections 4.1, 5, 6, 7,**
42 **8, 9, and 10 of this chapter, beginning with the class of students**



1 who expect to graduate during the 2028-2029 school year, each
2 student shall:

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

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

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

11 to be eligible to graduate.

12 (c) The state board shall establish graduation pathway requirements
13 under subsection (b)(1) in consultation with the department of
14 workforce development and the commission for higher education. A
15 graduation pathway requirement may include the following
16 postsecondary readiness competencies approved by the state board:

17 (1) International baccalaureate exams.

18 (2) Nationally recognized college entrance assessments.

19 (3) Advanced placement exams.

20 (4) Assessments necessary to receive college credit for dual credit
21 courses.

22 (5) Industry recognized certificates.

23 (6) The Armed Services Vocational Aptitude Battery.

24 (7) Cambridge International exams.

25 (8) Any other competency approved by the state board.

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

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

37 (f) ~~Notwithstanding subsection (a),~~ A school corporation, charter
38 school, or state accredited nonpublic school may voluntarily elect to
39 use graduation pathways **the Indiana diplomas** described in
40 subsection (b) in lieu of the ~~graduation examination~~ **Core 40 course**
41 **and credit** requirements specified in subsection (a) prior to ~~July 1,~~
42 **2022: October 1, 2028.**



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

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

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

17 SECTION 33. IC 20-32-4-4.1, AS AMENDED BY P.L.92-2020,
18 SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
19 JULY 1, 2024]: Sec. 4.1. (a) Subject to subsection (b), a student may
20 receive a waiver from the postsecondary readiness competency
21 requirements established under section 1.5(c) of this chapter:

22 (1) if:

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

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

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

38 (A) attempted to achieve at least one (1) postsecondary
39 readiness competency requirement established by the state
40 board under section 1.5(c) of this chapter; and

41 (B) was unsuccessful in completing the attempted
42 postsecondary readiness competency described in clause (A).



1 (b) For a student to receive a waiver described in subsection (a), the
2 student must:

3 (1) maintain at least a "C" average, or its equivalent, throughout
4 the student's high school career in courses comprising credits
5 required for the student to graduate;

6 (2) maintain a school attendance rate of at least ninety-five
7 percent (95%) with excused absences not counting against the
8 student's attendance;

9 (3) satisfy all other state and local graduation requirements
10 beyond the postsecondary readiness competency requirements
11 established by the state board under section 1.5(c) of this chapter;
12 and

13 (4) demonstrate postsecondary planning, including:

14 (A) college acceptance;

15 (B) acceptance in an occupational training program;

16 (C) workforce entry; or

17 (D) military enlistment;

18 that is approved by the principal of the student's school.

19 SECTION 34. IC 20-32-4-5, AS AMENDED BY P.L.192-2018,
20 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 JULY 1, 2024]: Sec. 5. (a) This section applies to a student who is a
22 student with a disability (as defined in IC 20-35-1-8).

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

29 (1) The student's teacher of record, in consultation with a teacher
30 of the student in each subject area in which the student has not
31 ~~achieved a passing score on the graduation exam (before July 1,~~
32 ~~2022) or~~ successfully completed a postsecondary readiness
33 competency established by the state board under section 1.5(c) of
34 this chapter, makes a written recommendation to the case
35 conference committee. The recommendation must:

36 (A) be aligned with the governing body's relevant policy;

37 (B) be concurred in by the principal of the student's school;

38 and

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

41 (i) tests or competencies other than the ~~graduation~~
42 ~~examination (before July 1, 2022) or~~ postsecondary



- 1 readiness competencies established by the state board under
 2 section 1.5(c) of this chapter; or
 3 (ii) classroom work.
- 4 (2) The student meets all the following requirements:
- 5 ~~(A)~~ Retakes the graduation examination in each subject area
 6 in which the student did not achieve a passing score as often
 7 as required by the student's individualized education program.
 8 This clause expires July 1, 2022.
- 9 ~~(B)~~ (A) Completes remediation opportunities provided to the
 10 student by the student's school to the extent required by the
 11 student's individualized education program.
- 12 ~~(C)~~ (B) Maintains a school attendance rate of at least
 13 ninety-five percent (95%) to the extent required by the
 14 student's individualized education program with excused
 15 absences not counting against the student's attendance.
- 16 ~~(D)~~ (C) Maintains at least a "C" average or the equivalent in
 17 the courses comprising the credits specifically required for
 18 graduation by rule of the state board.
- 19 ~~(E)~~ (D) Otherwise satisfies all state and local graduation
 20 requirements.

21 SECTION 35. IC 20-32-4-9, AS AMENDED BY P.L.192-2018,
 22 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 2024]: Sec. 9. This section applies to a student who receives
 24 a score on the graduation examination (before July 1, 2022) or an exam
 25 used to satisfy a postsecondary readiness competency established by
 26 the state board under section 1.5(c) of this chapter that is in the
 27 twenty-fifth percentile or lower when the student takes the graduation
 28 examination (before July 1, 2022) or an exam used to satisfy a
 29 postsecondary readiness competency established by the state board
 30 under section 1.5(c) of this chapter for the first time. Except as
 31 provided in section 10 of this chapter, the student's parent and the
 32 student's counselor (or another staff member who assists students in
 33 course selection) shall meet to discuss the student's progress. Following
 34 the meeting, the student's parent shall determine whether the student
 35 will achieve greater educational benefits by:

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

38 SECTION 36. IC 20-32-4-14, AS AMENDED BY P.L.160-2023,
 39 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2024]: Sec. 14. (a) The state board shall create an alternate
 41 diploma for students with significant cognitive disabilities. The
 42 diploma must be:



- 1 (1) standards-based; and
 2 (2) aligned with Indiana's requirements for an Indiana diploma.
 3 (b) The alternate diploma must comply with the federal Every
 4 Student Succeeds Act (ESSA) (20 U.S.C. 6311).
 5 (c) For purposes of determining a school's or school corporation's
 6 graduation rate under IC 20-26-13 or 511 IAC 6.2-10, not more than
 7 one percent (1%) of a school's or school corporation's graduation cohort
 8 that receives an alternate diploma may be counted as having graduated.
 9 (c) For purposes of determining a school's or school
 10 corporation's graduation rate under IC 20-26-13 or 511
 11 IAC 6.2-10, not more than the greater of:
 12 (1) one percent (1%) of a school's or school corporation's
 13 graduation cohort that receives an alternate diploma; or
 14 (2) one (1) student;
 15 may be counted as having graduated.
 16 (d) Not later than December 1, 2021, the state board shall adopt
 17 rules under IC 4-22-2 that are necessary to carry out this section.
 18 SECTION 37. IC 20-32-4-18 IS ADDED TO THE INDIANA
 19 CODE AS A NEW SECTION TO READ AS FOLLOWS
 20 [EFFECTIVE JULY 1, 2024]: **Sec. 18. (a) This section applies to an**
 21 **individual who is a student in a cohort that is expected to graduate**
 22 **in 2029 or thereafter from a:**
 23 (1) public school, including a charter school; or
 24 (2) state accredited nonpublic school.
 25 (b) Beginning in 2029, in addition to completing the graduation
 26 requirements set forth in this article, an individual must
 27 successfully complete instruction on computer science as a separate
 28 subject to be eligible to graduate from high school. The computer
 29 science instruction must cover the following:
 30 (1) Algorithms and programming.
 31 (2) Computing systems.
 32 (3) Data and analysis.
 33 (4) Impacts of computing.
 34 (c) Each school described in subsection (a) shall certify to the
 35 department that the individual has successfully completed
 36 instruction on computer science before the individual may
 37 graduate.
 38 (d) The state board may allow a computer science course
 39 described in this section, including a computer science course taken
 40 in grade 8, to satisfy one (1) or more diploma course requirements.
 41 SECTION 38. IC 20-32-5.1-3, AS AMENDED BY P.L.192-2018,
 42 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2024]: Sec. 3. The Indiana's Learning Evaluation Assessment
2 Readiness Network (ILEARN) program consists of:

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

11 SECTION 39. IC 20-32-5.1-4, AS ADDED BY P.L.242-2017,
12 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
13 JULY 1, 2024]: Sec. 4. To carry out the purposes described in section
14 2 of this chapter:

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

25 SECTION 40. IC 20-32-5.1-6, AS AMENDED BY P.L.43-2021,
26 SECTION 105, IS AMENDED TO READ AS FOLLOWS
27 [EFFECTIVE JULY 1, 2024]: Sec. 6. (a) The state board shall:

- 28 (1) authorize and oversee the department's development and
29 implementation of the Indiana's Learning Evaluation Assessment
30 Readiness Network (ILEARN) program, including:
31 (A) establishment of criteria for requests for proposals for
32 statewide assessments developed or authorized under this
33 chapter;
34 (B) establishment of criteria for membership of evaluation
35 teams; and
36 (C) establishment of criteria for content and format of the
37 statewide assessment; and
38 (2) require the department to conduct ongoing analysis of whether
39 the statewide assessment **program's** results are predictive of
40 success in college and career training programs.

41 (b) The passing scores on a statewide **summative** assessment must
42 be determined by statistically valid and reliable methods as determined



- 1 by independent experts selected by the state board.
- 2 (c) The state board, in consultation with The Arc of Indiana and
3 Indiana Council of Administrators of Special Education (ICASE), shall
4 select one (1) or more individuals who specialize in special education
5 who shall, in turn, be consulted with by the state board as part of the
6 state board's oversight of the development and implementation of the
7 Indiana's Learning Evaluation Assessment Readiness Network
8 (ILEARN) program.
- 9 (d) The secretary of education, with the approval of the state board,
10 is responsible for the development, implementation, and monitoring of
11 the Indiana's Learning Evaluation Assessment Readiness Network
12 (ILEARN) program.
- 13 (e) The department shall prepare detailed design specifications for
14 the statewide assessment **program** developed under this chapter that
15 must do the following:
- 16 (1) Take into account the academic standards adopted under
17 IC 20-31-3.
 - 18 (2) Include testing of students' higher level cognitive thinking in
19 each subject area tested.
- 20 (f) A statewide **summative** assessment described in section 7 of this
21 chapter may be in a form that allows the department and the state
22 board, to the extent possible, to compare the proficiency of Indiana
23 students to the proficiency of students in other states. A statewide
24 **summative** assessment may consist of original test items for Indiana's
25 exclusive use if the state board determines that:
- 26 (1) developing original test items for Indiana's exclusive use will
27 result in cost savings; or
 - 28 (2) it would be impractical to develop a statewide **summative**
29 assessment adequately aligned to Indiana's academic standards
30 without including original test items developed for Indiana's
31 exclusive use.
- 32 SECTION 41. IC 20-32-5.1-7, AS AMENDED BY P.L.11-2023,
33 SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2024]: Sec. 7. (a) Except as otherwise provided in this section
35 and in the manner provided in section 6 of this chapter, the state board
36 is responsible for determining the appropriate subjects, grades, and
37 format of a **the** statewide assessment **program**.
- 38 (b) For each school year beginning after June 30, 2018, and except
39 as provided in section 11 of this chapter, the statewide assessment
40 **program** must be administered to all full-time students attending a
41 school corporation, charter school, state accredited nonpublic school,
42 or eligible school (as defined in IC 20-51-1-4.7) in grades subject to the



1 statewide **summative** assessment required by federal law and in a
2 manner prescribed by the state board.

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

6 (1) Comply with requirements established under federal law with:

7 (A) math and English/language arts assessed yearly in grades
8 3 through 8, and at least once in grades 9 through 12; and

9 (B) science assessed at least once in grades 3 through 5, grades
10 6 through 9, and grades 10 through 12.

11 (2) Require that United States history or United States
12 government be assessed at least once in grades 5 or 8.

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

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

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

25 (1) may not use technology that may negatively influence the
26 ability to measure a student's mastery of material or a particular
27 academic standard being tested; and

28 (2) may use a technology enhanced test question only when the
29 technology enhanced test question is the best way to measure the
30 academic standard being tested.

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

36 SECTION 42. IC 20-32-5.1-8, AS AMENDED BY P.L.192-2018,
37 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
38 JULY 1, 2024]: Sec. 8. (a) Except as provided in **subsection**
39 **subsections (b) and (c)**, the statewide **summative** assessment must be
40 administered in a single testing window that must take place at the end
41 of a school year on dates determined by the state board.

42 (b) If an end of course assessment is administered, the end of course



1 assessment may be administered at the end of the course for that
2 particular subject matter.

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

5 **(1) be administered throughout the year in the manner**
6 **determined by the department; and**

7 **(2) include as one (1) of the assessments a single statewide**
8 **summative assessment that meets the requirements set forth**
9 **in subsection (a).**

10 SECTION 43. IC 20-32-5.1-10, AS ADDED BY P.L.242-2017,
11 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2024]: Sec. 10. (a) The governing body of each school
13 corporation or the equivalent authority for each charter school, eligible
14 school (as defined in IC 20-51-1-4.7), or state accredited nonpublic
15 school is entitled to acquire at no charge from the department:

16 (1) the **assessments under the statewide assessment program;**
17 and

18 (2) the scoring reports used by the department.

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

21 (1) administer the statewide assessment **program's assessment**
22 **or assessments, as applicable,** to its students at the same time or
23 **times** that school corporations administer the **program's test**
24 **assessment or assessments, as applicable,** under section 7 of
25 this chapter; and

26 (2) make available to the department the results of the statewide
27 assessment **program's assessment or assessments, as**
28 **applicable.**

29 SECTION 44. IC 20-32-5.1-12, AS AMENDED BY P.L.139-2022,
30 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
31 JULY 1, 2024]: Sec. 12. (a) The department shall establish policies and
32 procedures that foster, to the extent possible, the scoring of student
33 responses of an open ended writing assessment on a statewide
34 **summative** assessment by Indiana teachers. The teacher may not grade
35 student responses of students who are enrolled in the same school
36 corporation, charter school, state accredited nonpublic school, or
37 eligible school (as defined in IC 20-51-1-4.7) in which the teacher is
38 currently employed.

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

41 (1) must adhere to scoring rubrics and anchor papers;

42 (2) must measure student achievement relative to the academic



1 standards established by the state board; and

2 (3) may not reflect the scorer's judgment of the values expressed
3 by a student in the student's responses.

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

12 SECTION 45. IC 20-32-5.1-13, AS AMENDED BY P.L.30-2023,
13 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2024]: Sec. 13. (a) The proficiency of students under a
15 statewide **summative** assessment must be reported to the state board
16 not later than:

17 (1) for the 2018-2019 school year, August 15, 2019; and

18 (2) for each school year beginning after June 30, 2019, July 1 of
19 the year in which the statewide **summative** assessment is
20 administered.

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

23 (1) returned to the school corporation, charter school, state
24 accredited nonpublic school, or eligible school (as defined in
25 IC 20-51-1-4.7) that administered the test; and

26 (2) accompanied by a guide for interpreting scores.

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

31 (d) After reports of final student scores on the statewide **summative**
32 assessment are returned to a school corporation, charter school, state
33 accredited nonpublic school, or eligible school (as defined in
34 IC 20-51-1-4.7), the school corporation or school shall promptly do the
35 following:

36 (1) Give each student and the student's parent the student's
37 statewide **summative** assessment test scores, including the
38 summary described in section 14.5 of this chapter.

39 (2) Make available for inspection to each student and the student's
40 parent the following:

41 (A) A copy of the student's scored responses.

42 (B) A copy of the anchor papers and scoring rubrics used to



- 1 score the student's responses.
 2 A student's parent or the student's principal may request a rescoring of
 3 a student's responses to a statewide **summative** assessment, including
 4 a student's essay. A student's final score on a rescored statewide
 5 **summative** assessment must reflect the student's actual score on the
 6 rescored statewide **summative** assessment regardless of whether the
 7 student's score decreased or improved on the rescored assessment.
- 8 (e) The department shall develop criteria to provide a student's
 9 parent the opportunity to inspect questions in a manner that will not
 10 compromise the validity or integrity of a statewide **summative**
 11 assessment.
- 12 (f) A student's statewide **summative** assessment scores may not be
 13 disclosed to the public.
- 14 (g) The department may not release less than ten (10) items per
 15 subject matter per grade level. The state board and department shall:
- 16 (1) post:
 17 (A) the questions; and
 18 (B) with the permission of each student's parent, student
 19 answers that are exemplary responses to the released
 20 questions;
 21 on the websites of the state board and department; and
 22 (2) publicize the availability of the questions and answers to
 23 schools, educators, and the public.
- 24 A student answer posted under this subsection may not identify the
 25 student who provided the answer.
- 26 SECTION 46. IC 20-32-5.1-14, AS AMENDED BY P.L.139-2022,
 27 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 28 JULY 1, 2024]: Sec. 14. (a) After a school receives statewide
 29 **summative** assessment score reports, a teacher who currently teaches
 30 a student shall discuss with a parent of the student the student's
 31 statewide **summative** assessment results at the next parent/teacher
 32 conference if the parent participates in the parent/teacher conference.
 33 If a school does not hold parent/teacher conferences, a teacher who
 34 currently teaches a student shall send a notice to a parent of the student
 35 offering to meet with the parent to discuss the student's statewide
 36 **summative** assessment results and, upon the parent's request, meet
 37 with the parent.
- 38 (b) The department shall provide enrichment resources to parents
 39 and students to provide assistance to students in subject matter
 40 included in the student's most recently completed statewide **summative**
 41 assessment.
- 42 SECTION 47. IC 20-32-5.1-14.5, AS AMENDED BY P.L.30-2023,



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

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

12 SECTION 48. IC 20-32-5.1-15, AS ADDED BY P.L.242-2017,
13 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2024]: Sec. 15. (a) Each school corporation shall compile the
15 total results of the statewide **summative** assessments in a manner that
16 will permit evaluation of learning progress within the school
17 corporation. The school corporation shall make the compilation of test
18 results available for public inspection and shall provide that
19 compilation to the parent of each student of the school corporation
20 tested under the statewide **summative** assessment.

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

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

28 SECTION 49. IC 20-32-5.1-17, AS AMENDED BY P.L.245-2023,
29 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
30 JULY 1, 2024]: Sec. 17. (a) The state board shall approve two (2) or
31 more benchmark, formative, interim, or similar assessments to identify
32 students that require remediation and provide individualized instruction
33 in which a school corporation, charter school, state accredited
34 nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) may
35 receive a grant under subsection (g).

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

- 40 (1) The assessment:
41 (A) focuses on English/language arts; and
42 (B) shows alignment, verified by a third party, to Indiana's



- 1 academic standards for English/language arts domains,
 2 specifically foundational reading skills.
- 3 (2) The assessment is a universal screener that:
 4 (A) meets the screening requirements listed in IC 20-35.5-2-2;
 5 (B) measures foundational reading skills; and
 6 (C) received a convincing or partially convincing rating for
 7 accuracy, reliability, and validity by the National Center on
 8 Intensive Intervention or a nationally recognized dyslexia
 9 assessment expert.
- 10 (3) The assessment focuses on numeracy and shows alignment,
 11 verified by a third party, to Indiana's academic standards for
 12 mathematical domains, specifically:
 13 (A) number sense;
 14 (B) computation and algebraic thinking; and
 15 (C) measurement.
- 16 (c) For a benchmark, formative, interim, or similar assessment
 17 described in subsection (a) that is administered to students in grades 3
 18 through 7, the assessment must show alignment, verified by a third
 19 party, to Indiana's academic standards.
- 20 (d) For a benchmark, formative, interim, or similar assessment
 21 described in subsection (a) that is administered to students in grades 8
 22 through 10, the assessment must show alignment, verified by a third
 23 party, to:
 24 (1) Indiana's academic standards; or
 25 (2) the nationally recognized college entrance exam required to be
 26 administered under section 7 of this chapter.
- 27 (e) This subsection does not apply to an assessment that is a
 28 universal screener described in subsection (b)(2). The majority of the
 29 benchmark, formative, interim, or similar assessment reporting must
 30 indicate the degree to which students are on track for grade level
 31 proficiency and college and career readiness. Approved assessments
 32 must also provide predictive study results for student performance on
 33 the statewide **summative** assessment under section 7 of this chapter,
 34 not later than two (2) years after the **statewide** summative assessment
 35 has been first administered.
- 36 (f) This subsection does not apply to an assessment that is a
 37 universal screener described in subsection (b)(2). A school corporation,
 38 charter school, state accredited nonpublic school, or eligible school (as
 39 defined in IC 20-51-1-4.7) may elect to administer a benchmark,
 40 formative, interim, or similar assessment described in subsection (a).
 41 If a school corporation, charter school, state accredited nonpublic
 42 school, or eligible school (as defined in IC 20-51-1-4.7) administers an



1 assessment described in subsection (a), the school corporation, charter
 2 school, state accredited nonpublic school, or eligible school (as defined
 3 in IC 20-51-1-4.7) may prescribe the time and the manner in which the
 4 assessment is administered.

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

17 (h) The state board and the department may not contract with,
 18 approve, or endorse the use of a single vendor to provide benchmark,
 19 formative, interim, or similar assessments for any grade level or levels
 20 of kindergarten through grade 7.

21 (i) Before the state board may approve a benchmark, formative,
 22 interim, or similar assessment described in subsection (a), the
 23 assessment vendor must enter into a data share agreement with the
 24 department in the manner prescribed by the department.

25 SECTION 50. IC 20-32-5.1-18, AS ADDED BY P.L.242-2017,
 26 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2024]: Sec. 18. (a) The department, with the approval of the
 28 state board, shall develop and implement programs, policies, and
 29 procedures necessary to carry out this chapter to:

30 (1) continuously improve teacher, student, parent, and community
 31 understanding of assessment results;

32 (2) strategically use data and information from the assessment
 33 results to improve student growth and proficiency of all students;

34 **and**

35 (3) instruct teachers and administrators on how formative
 36 assessment practices can be used on a daily basis during class
 37 instruction; **and**

38 **(4) if a through-year assessment program is administered as**
 39 **described in section 8 of this chapter, advise teachers and**
 40 **administrators on how through-year assessment practices can**
 41 **inform teaching and learning.**

42 (b) The department shall establish requirements for teacher



1 preparation programs (as described in IC 20-28-3-1(b)) under
 2 IC 20-28-3 to improve assessment literacy skills to improve a teacher
 3 preparation program student's ability to strategically use data and
 4 information from assessment results to improve student growth and
 5 proficiency.

6 SECTION 51. IC 20-32-5.1-18.4, AS ADDED BY P.L.82-2020,
 7 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2024]: Sec. 18.4. Notwithstanding any other law, a student's
 9 score on the statewide **summative** assessment may not be the primary
 10 factor or measure used to determine whether a student is eligible for a
 11 particular course or program.

12 SECTION 52. IC 20-32-5.1-18.5, AS AMENDED BY P.L.11-2023,
 13 SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2024]: Sec. 18.5. (a) The department shall, to the extent
 15 permitted under federal law, provide the same text-to-speech, screen
 16 reader, or human reader and calculator accommodations to a student in
 17 grades 6 through 12 on every section of the statewide **summative**
 18 assessment program if that accommodation is provided as part of the
 19 student's:

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

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

32 SECTION 53. IC 20-32-8-4, AS AMENDED BY P.L.10-2019,
 33 SECTION 86, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2024]: Sec. 4. The remediation grant program is established
 35 to provide grants to school corporations for the following:

- 36 (1) Remediation of students who score below academic standards.
- 37 (2) Preventive remediation for students who are at risk of falling
 38 below academic standards.
- 39 (3) For students in a freeway school or freeway school corporation
 40 who are assessed under a locally adopted assessment program
 41 under IC 20-26-15-6(4):
 42 (A) remediation of students who score below academic



- 1 standards under the locally adopted assessment program; and
- 2 (B) preventive remediation for students who are at risk of
- 3 falling below academic standards under the locally adopted
- 4 assessment program.
- 5 (4) Targeted instruction of students to:
- 6 (A) reduce the likelihood that a student may ~~fail a graduation~~
- 7 ~~exam (before July 1, 2022)~~ or fail to meet a postsecondary
- 8 readiness competency established by the state board under
- 9 IC 20-32-4-1.5(c) and require a ~~graduation~~ waiver under
- 10 ~~IC 20-32-4-4~~, IC 20-32-4-4.1 or IC 20-32-4-5; or
- 11 (B) minimize the necessity of remedial work of students while
- 12 the students attend postsecondary educational institutions or
- 13 workforce training programs.
- 14 SECTION 54. IC 20-32-9-2, AS AMENDED BY P.L.192-2018,
- 15 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 16 JULY 1, 2024]: Sec. 2. The guidelines established in section 1 of this
- 17 chapter:
- 18 (1) must provide standards and guidelines for secondary school
- 19 personnel to determine when a student requires remediation or
- 20 additional instruction, including guidelines that include:
- 21 (A) criteria and thresholds that must be based upon:
- 22 (i) the student's results or score on a national assessment of
- 23 college and career readiness, with thresholds determined by
- 24 the commission for higher education and the department in
- 25 consultation with the state educational institutions; or
- 26 (ii) the student's qualifying grades, which for purposes of
- 27 this section are a "B" or higher, in advanced placement,
- 28 international baccalaureate, or dual credit courses; and
- 29 (B) a description of the school official who may make a
- 30 determination based on the criteria to assess whether a student
- 31 requires remediation or additional instruction; and
- 32 (2) must provide information on strategies and resources that
- 33 schools can use to assist a student in achieving the level of
- 34 academic performance that is appropriate for the student's grade
- 35 level to:
- 36 (A) reduce the likelihood that a student will ~~fail a graduation~~
- 37 ~~exam (before July 1, 2022)~~ or fail to meet a postsecondary
- 38 readiness competency established by the state board under
- 39 IC 20-32-4-1.5(c) and require a ~~graduation~~ waiver under
- 40 ~~IC 20-32-4-4~~, IC 20-32-4-4.1 or IC 20-32-4-5; or
- 41 (B) minimize the necessity for postsecondary remedial course
- 42 work by the student.



1 SECTION 55. IC 20-33-2-13, AS AMENDED BY P.L.160-2023,
 2 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2024]: Sec. 13. (a) A school corporation shall record or
 4 include the following information in the official high school transcript
 5 for a student in high school:

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

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

16 SECTION 56. IC 20-33-8-19, AS AMENDED BY P.L.94-2019,
 17 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2024]: Sec. 19. (a) A superintendent of a school corporation
 19 may conduct an expulsion meeting or appoint one (1) of the following
 20 to conduct an expulsion meeting:

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

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

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

- 34 (1) be made by:
 35 (A) certified mail or by personal delivery; **or**
 36 (B) **electronic mail if the:**
 37 (i) **parent has provided the electronic mail address to the**
 38 **school as a means of communication and, in the case of**
 39 **a student, the electronic mail is sent to the student's**
 40 **school created electronic mail address; and**
 41 (ii) **school is able to confirm the electronic mail was**
 42 **opened and responded to by a user of the electronic mail**



- 1 **account under item (i);**
 2 (2) contain the reasons for the expulsion; and
 3 (3) contain the procedure for requesting an expulsion meeting.
 4 **If the school is unable to confirm within forty-eight (48) hours**
 5 **from the time the electronic mail was sent under subdivision (1)(B)**
 6 **that the electronic mail was opened and responded to by a user of**
 7 **the electronic mail account as described in subdivision (1)(B)(ii),**
 8 **notice to the student and the parent of the student under this**
 9 **subsection must be made by certified mail or by personal delivery.**
 10 (c) The individual conducting an expulsion meeting:
 11 (1) shall make a written summary of the evidence heard at the
 12 expulsion meeting;
 13 (2) may take action that the individual finds appropriate;
 14 (3) shall provide the information described in subsection (g) to
 15 the student and the student's parent; and
 16 (4) must give notice of the action taken under subdivision (2) to
 17 the student and the student's parent.
 18 (d) If the student or the student's parent not later than ten (10) days
 19 of receipt of a notice of action taken under subsection (c) makes a
 20 written appeal to the governing body, the governing body:
 21 (1) shall hold a meeting to consider:
 22 (A) the written summary of evidence prepared under
 23 subsection (c)(1); and
 24 (B) the arguments of the principal and the student or the
 25 student's parent;
 26 unless the governing body has voted under subsection (f) not to
 27 hear appeals of actions taken under subsection (c); and
 28 (2) may take action that the governing body finds appropriate.
 29 The decision of the governing body may be appealed only under
 30 section 21 of this chapter.
 31 (e) A student or a student's parent who fails to request and appear
 32 at an expulsion meeting after receipt of notice of the right to appear at
 33 an expulsion meeting forfeits all rights administratively to contest and
 34 appeal the expulsion. For purposes of this section, notice of the right to
 35 appear at an expulsion meeting or notice of the action taken at an
 36 expulsion meeting is effectively given at the time when the request or
 37 notice is:
 38 (1) delivered personally or sent by certified mail to a student and
 39 the student's parent; **or**
 40 (2) **made by:**
 41 (A) **electronic mail to the student and the student's parent**
 42 **if the:**



1 (i) parent has provided the electronic mail address to the
 2 school as a means of communication and, in the case of
 3 a student, the electronic mail is sent to the student's
 4 school created electronic mail address; and
 5 (ii) school confirms the electronic mail was opened and
 6 responded to by a user of the electronic mail account
 7 under item (i); or

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

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

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

- 19 (1) alternative education programs in the same county in which
 20 the school corporation is located or a county immediately adjacent
 21 to the county in which the school corporation is located; and
 22 (2) virtual charter schools;

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

32 SECTION 57. IC 20-35-3-1, AS AMENDED BY P.L.56-2023,
 33 SECTION 195, IS AMENDED TO READ AS FOLLOWS
 34 [EFFECTIVE JULY 1, 2024]: Sec. 1. (a) The secretary of education
 35 shall appoint a state advisory council on the education of children with
 36 disabilities. The state advisory council's duties consist of providing
 37 policy guidance concerning special education and related services for
 38 children with disabilities. The secretary of education shall appoint at
 39 least seventeen (17) members who serve for a term of four (4) years.
 40 Vacancies shall be filled in the same manner for the unexpired balance
 41 of the term.

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



- 1 (1) citizens of Indiana;
 2 (2) representative of the state's population; and
 3 (3) selected on the basis of their involvement in or concern with
 4 the education of children with disabilities.
- 5 (c) A majority of the members of the state advisory council must be
 6 individuals with disabilities or the parents of children with disabilities.
 7 Members must include the following:
- 8 (1) Parents of children with disabilities.
 9 (2) Individuals with disabilities.
 10 (3) Teachers.
 11 (4) Representatives of postsecondary educational institutions that
 12 prepare special education and related services personnel.
 13 (5) State and local education officials.
 14 (6) Administrators of programs for children with disabilities.
 15 (7) Representatives of state agencies involved in the financing or
 16 delivery of related services to children with disabilities, including
 17 the following:
- 18 (A) The commissioner of the Indiana department of health or
 19 the commissioner's designee.
 20 (B) The director of the division of disability and rehabilitative
 21 services or the director's designee.
 22 (C) The director of the division of mental health and addiction
 23 or the director's designee.
 24 (D) The director of the department of child services or the
 25 director's designee.
- 26 (8) Representatives of nonpublic schools and freeway schools.
 27 (9) One (1) or more representatives of vocational, community, or
 28 business organizations concerned with the provision of
 29 transitional services to children with disabilities.
 30 (10) Representatives of the department of correction.
 31 (11) A representative from each of the following:
- 32 (A) The Indiana School for the Blind and Visually Impaired
 33 board.
 34 (B) The Indiana School for the Deaf board.
 35 (12) A representative from the Arc of Indiana.
- 36 (d) The responsibilities of the state advisory council are as follows:
- 37 (1) To advise the secretary of education and the state board
 38 regarding all rules pertaining to children with disabilities.
 39 ~~(2) To recommend approval or rejection of completed~~
 40 ~~comprehensive plans submitted by school corporations acting~~
 41 ~~individually or on a joint school services program basis with other~~
 42 ~~corporations:~~



- 1 ~~(3)~~ **(2)** To advise the department of unmet needs within Indiana
 2 in the education of children with disabilities.
 3 ~~(4)~~ **(3)** To provide public comment on rules proposed by the state
 4 board regarding the education of children with disabilities.
 5 ~~(5)~~ **(4)** To advise the department in developing evaluations and
 6 reporting data to the United States Secretary of Education under
 7 20 U.S.C. 1418.
 8 ~~(6)~~ **(5)** To advise the department in developing corrective action
 9 plans to address findings identified in federal monitoring reports
 10 under 20 U.S.C. 1400 et seq.
 11 ~~(7)~~ **(6)** To advise the department in developing and implementing
 12 policies related to the coordination of services for children with
 13 disabilities.
 14 (e) The state advisory council shall do the following:
 15 (1) Organize with a chairperson selected by the secretary of
 16 education.
 17 (2) Meet as often as necessary to conduct the council's business
 18 at the call of the chairperson, upon ten (10) days written notice,
 19 but not less than four (4) times a year.
 20 (f) Members of the state advisory council are entitled to reasonable
 21 amounts for expenses necessarily incurred in the performance of their
 22 duties.
 23 (g) The secretary of education shall do the following:
 24 (1) Designate the director to act as executive secretary of the state
 25 advisory council.
 26 (2) Furnish all professional and clerical assistance necessary for
 27 the performance of the state advisory council's powers and duties.
 28 (h) The affirmative votes of a majority of the members appointed to
 29 the state advisory council are required for the state advisory council to
 30 take action.
 31 SECTION 58. IC 20-40-18-8, AS ADDED BY P.L.244-2017,
 32 SECTION 86, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 JULY 1, 2024]: Sec. 8. (a) A school corporation shall use the
 34 operations fund to pay the transportation costs attributable to
 35 transportation of school children as specified in subsection (b).
 36 (b) Only the following costs are payable from the fund:
 37 (1) Salaries paid to bus drivers, transportation supervisors,
 38 mechanics and garage employees, clerks, and other transportation
 39 related employees.
 40 (2) Contracted transportation services.
 41 (3) Wages of independent contractors.
 42 (4) Contracts with common carriers.



- 1 (5) Student fares.
 2 (6) Transportation related insurance.
 3 **(7) Transportation of school children to:**
 4 **(A) an apprenticeship program (as defined in**
 5 **IC 20-43-8-0.3);**
 6 **(B) a career and technical education (as defined in**
 7 **IC 20-20-38-1) program;**
 8 **(C) a modern youth apprenticeship (as defined in**
 9 **IC 20-51.4-2-9.5); and**
 10 **(D) a work based learning course (as defined in**
 11 **IC 20-43-8-0.7).**
 12 ~~(7)~~ **(8)** Other expenses of operating the school corporation's
 13 transportation service, including gasoline, lubricants, tires,
 14 repairs, contracted repairs, parts, supplies, equipment, and other
 15 related expenses.
 16 (c) Percentages or parts of salaries of teaching personnel or
 17 principals are not attributable to transportation. However, parts of
 18 salaries of instructional aides who are assigned to assist with the school
 19 transportation program are attributable to transportation. The costs
 20 described in this subsection (other than instructional aide costs) may
 21 not be budgeted for payment or paid from the fund.
 22 (d) Costs for a calendar year are those costs attributable to
 23 transportation for students during the school year ending in the
 24 calendar year.
 25 SECTION 59. IC 20-40-22-8, AS ADDED BY P.L.201-2023,
 26 SECTION 189, IS AMENDED TO READ AS FOLLOWS
 27 [EFFECTIVE JULY 1, 2024]: Sec. 8. (a) The department shall
 28 annually determine the total distribution amount from the fund in a
 29 state fiscal year.
 30 (b) **Except as provided in subsection (e)**, beginning October 1,
 31 2023, and October 1 each year thereafter, the department shall
 32 distribute from the fund to each public school **that has complied with**
 33 **the requirements established under subsection (d)** and each
 34 accredited nonpublic school from which a reimbursement request was
 35 received under IC 20-33-5-9 an amount equal to:
 36 (1) the average cost amount per student for curricular materials as
 37 determined under section 7 of this chapter; multiplied by
 38 (2) in the case of:
 39 (A) a public school, the fall count of ADM for the public
 40 school; and
 41 (B) an accredited nonpublic school, the number of eligible
 42 students for whom a request for reimbursement was submitted



1 under IC 20-33-5-9.

2 (c) If the total distribution amount from the fund is less than the
3 amount needed to pay the cost of all curricular materials provided and
4 the cost of reimbursements under this chapter, the department shall
5 make distributions from the fund to each public school and each
6 applicable accredited nonpublic school based on the cost of curricular
7 materials per student as determined under section 7 of this chapter on
8 a pro rata basis.

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

13 **(1) participate in the annual statewide survey conducted**
14 **under this subsection; and**

15 **(2) provide the fee information requested by the department**
16 **as part of the annual statewide survey;**
17 **in the manner prescribed by the department.**

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

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

23 SECTION 60. IC 20-43-8-15.5, AS AMENDED BY THE
24 TECHNICAL CORRECTIONS BILL OF THE 2024 GENERAL
25 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
26 JULY 1, 2024]: Sec. 15.5. (a) This section applies to a student who:

27 (1) has legal settlement in Indiana;

28 (2) is at least five (5) years of age and less than twenty-two (22)
29 years of age on the date in the school year specified in
30 IC 20-33-2-7;

31 (3) is enrolled in grade 10, 11, or 12 in Indiana; and

32 (4) meets one (1) of the following requirements:

33 (A) The student:

34 (i) successfully completed a modern youth apprenticeship or
35 course sequence designated and approved under
36 IC 20-51.4-4.5-6(a); and

37 (ii) received an industry recognized credential with regard
38 to the apprenticeship or course sequence.

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

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



1 (c) Subject to subsection (l), upon a student described in subsection
 2 (a) meeting the requirements under subsection (a)(4)(A) or (a)(4)(B),
 3 if the student is enrolled in an accredited or nonaccredited school that
 4 has one (1) or more employees, the department shall award a credential
 5 completion grant in an amount equal to five hundred dollars (\$500) to
 6 the accredited or nonaccredited school.

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

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

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

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

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

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

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

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

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

41 (l) The total amount of grants that may be awarded in a state fiscal
 42 year under this section may not exceed five million dollars



1 (\$5,000,000).

2 (m) If the total amount to be distributed as credential completion
3 grants for a particular state fiscal year exceeds the maximum amount
4 allowed under subsection (l) for a state fiscal year, the total amount to
5 be distributed as credential completion grants shall be proportionately
6 reduced so that the total reduction equals the amount of the excess.

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

15 SECTION 61. IC 20-51.4-4-1, AS AMENDED BY P.L.201-2023,
16 SECTION 220, AND AS AMENDED BY P.L.202-2023, SECTION
17 49, AND AS AMENDED BY THE TECHNICAL CORRECTIONS
18 BILL OF THE 2024 GENERAL ASSEMBLY, IS CORRECTED AND
19 AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]:

20 Sec. 1. (a) After June 30, 2022, a parent of an eligible student or an
21 emancipated eligible student may establish an Indiana education
22 scholarship account for the eligible student by entering into a written
23 agreement with the treasurer of state on a form prepared by the
24 treasurer of state. The treasurer of state shall establish a date by which
25 an application to establish an *ESA* account for the upcoming school
26 year must be submitted. However, for a school year beginning after
27 July 1, 2022, applications must be submitted for an eligible student not
28 later than September 1 for the immediately following school year. The
29 *ESA* account of an eligible student shall be made in the name of the
30 eligible student. The treasurer of state shall make the agreement
31 available on the ~~Internet web site~~ *website* of the treasurer of state. To
32 be eligible, a parent of an eligible student or an emancipated eligible
33 student wishing to participate in the *ESA* program must agree that:

34 (1) a grant deposited in the eligible student's *ESA* account under
35 section 2 of this chapter and any interest that may accrue in the
36 *ESA* account will be used only for the eligible student's *ESA*
37 qualified expenses;

38 (2) *if the eligible student participates in the CSA program, a*
39 *grant deposited in the eligible student's ESA account under*
40 *IC 20-51.4-4.5-3 and any interest that may accrue in the ESA*
41 *account will be used only for the eligible student's ESA qualified*
42 *expenses;*



- 1 ~~(2)~~ (3) money in the *ESA* account when the *ESA* account is
2 terminated reverts to the state general fund;
3 ~~(3)~~ (4) the parent of the eligible student or the emancipated
4 eligible student will use part of the money in the *ESA* account:
5 (A) for the eligible student's study in the subject of reading,
6 grammar, mathematics, social studies, or science; or
7 (B) for use in accordance with the eligible student's:
8 (i) individualized education program;
9 (ii) service plan developed under 511 IAC 7-34;
10 (iii) choice special education plan developed under 511
11 IAC 7-49; or
12 (iv) plan developed under Section 504 of the federal
13 Rehabilitation Act of 1973, 29 U.S.C. 794;
14 ~~(4)~~ (5) the eligible student will not be enrolled in a school that
15 receives tuition support under IC 20-43; and
16 ~~(5)~~ (6) the eligible student will take the statewide **summative**
17 assessment, as applicable based on the eligible student's grade
18 level, as provided under IC 20-32-5.1, or the assessment specified
19 in the eligible student's:
20 (A) individualized education program developed under
21 IC 20-35;
22 (B) service plan developed under 511 IAC 7-34;
23 (C) choice special education plan developed under 511
24 IAC 7-49; or
25 (D) plan developed under Section 504 of the federal
26 Rehabilitation Act of 1973, 29 U.S.C. 794.
27 (b) A parent of an eligible student may enter into a separate
28 agreement under subsection (a) for each child of the parent. However,
29 not more than one (1) *ESA* account may be established for each eligible
30 student.
31 (c) The *ESA* account must be established under subsection (a) by a
32 parent of an eligible student or an emancipated eligible student for a
33 school year on or before a date established by the treasurer of state,
34 which must be at least thirty (30) days before the *fall ADM count date*
35 *established by the state board fall count day of ADM established* under
36 IC 20-43-4-3. A parent of an eligible student or an emancipated eligible
37 student may not enter into an agreement under this section or maintain
38 an *ESA* account under this chapter if the eligible student receives a
39 choice scholarship under IC 20-51-4 for the same school year. An
40 eligible student may not receive a grant under section 2 of this chapter
41 if the eligible student is currently included in a school corporation's
42 ADM count under IC 20-43-4.



1 (d) Except as provided in subsections (e) and (f), an agreement
 2 made under this section is valid for one (1) school year while the
 3 eligible student is in kindergarten through grade 12 and may be
 4 renewed annually. Upon graduation, or receipt of a certificate of
 5 completion under the eligible student's individualized education
 6 program, the eligible student's *ESA* account is terminated.

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

9 (1) the eligible student no longer resides in Indiana while the
 10 eligible student is eligible to receive grants under section 2 of this
 11 chapter; or

12 (2) the *ESA* account is not renewed within three hundred
 13 ninety-five (395) days after the date the *ESA* account was either
 14 established or last renewed.

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

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

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

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

34 SECTION 62. IC 20-51.4-5-3, AS AMENDED BY P.L.202-2023,
 35 SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 36 JULY 1, 2024]: Sec. 3. (a) Each qualified school that is an *ESA*
 37 participating entity that accepts payments for tuition and fees made
 38 from an *ESA* account under the *ESA* program shall administer to its
 39 eligible students, for the applicable grade levels as provided under
 40 IC 20-32-5.1, the statewide **summative** assessment unless otherwise
 41 prescribed by the eligible student's:

42 (1) individualized education program;



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

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

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

15 SECTION 63. IC 20-51.4-5.5-3, AS ADDED BY P.L.202-2023,
 16 SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2024]: Sec. 3. The commission for higher education shall
 18 approve an application submitted under section 2 of this chapter **to the**
 19 **commission for higher education** if the individual or entity meets the
 20 criteria to serve as a CSA participating entity.

21 SECTION 64. IC 20-51.4-5.5-5, AS ADDED BY P.L.202-2023,
 22 SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 2024]: Sec. 5. (a) The commission for higher education may
 24 refuse to allow a CSA participating entity to continue participation in
 25 the CSA program and revoke the CSA participating entity's status as a
 26 CSA participating entity if the commission for higher education
 27 determines that the CSA participating entity accepts payments made
 28 from a CSA account under this article and:

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

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

- 37 (1) may periodically review the sequences, courses,
- 38 apprenticeships, or programs of study provided by the CSA
- 39 participating entity to ensure the sequences, courses, or
- 40 apprenticeships comply with the requirements under
- 41 IC 20-51.4-4.5-6 and this chapter; and
- 42 (2) may revoke approval of the CSA participating entity if, at any



1 time more than two (2) years after the CSA participating entity is
 2 approved, the commission for higher education determines that
 3 the sequences, courses, apprenticeships, or programs of study that
 4 the CSA participating entity offers ~~does do~~ not comply with the
 5 requirements under IC 20-51.4-4.5-6 or this chapter.

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

9 SECTION 65. IC 21-18-19-1, AS ADDED BY P.L.202-2023,
 10 SECTION 78, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2024]: Sec. 1. (a) As used in this section, "applicable statutes"
 12 means the following:

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

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

21 (c) The commission shall:

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

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

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

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



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

3 (f) The commission may:

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

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

8 (g) The commission may:

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

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

11 (3) issue a request for information;

12 for the purpose of implementing this section.

13 SECTION 66. IC 21-18.5-4-8.5, AS AMENDED BY P.L.192-2018,
14 SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
15 JULY 1, 2024]: Sec. 8.5. (a) This section does not apply to a student
16 who:

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

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

22 if the student has an individualized education program.

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

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

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

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

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

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

42 (e) A student described in subsection (c) is not disqualified from



1 ~~receiving may not receive or use any~~ state scholarships, grants, or
 2 assistance administered by the commission for ~~credit bearing degree~~
 3 **noncredit-bearing, nondegree** seeking courses, as mutually defined
 4 by the commission and the postsecondary educational institution
 5 offering the course.

6 SECTION 67. IC 21-40-4-2, AS ADDED BY P.L.2-2007,
 7 SECTION 281, IS AMENDED TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2024]: Sec. 2. (a) This section does not apply
 9 to:

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

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

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

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

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

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

26 SECTION 68. IC 21-40-4-3, AS ADDED BY P.L.2-2007,
 27 SECTION 281, IS AMENDED TO READ AS FOLLOWS
 28 [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) This section applies to:

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

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

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

39 to be admitted to the state educational institution.

40 SECTION 69. IC 21-40-4-5, AS ADDED BY P.L.2-2007,
 41 SECTION 281, IS AMENDED TO READ AS FOLLOWS
 42 [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) This section applies to a



- 1 student who has not completed:
- 2 (1) the Core 40 curriculum established under IC 20-30-10; ~~or~~
- 3 (2) a curriculum that is equivalent to the Core 40 curriculum; ~~or~~
- 4 **(3) a curriculum aligned with Indiana diploma requirements**
- 5 **established under IC 20-19-2-21.**
- 6 (b) A student to whom this section applies may apply for acceptance
- 7 as a transfer student at a state educational institution to which section
- 8 2 of this chapter applies if the student has successfully completed at
- 9 least twelve (12) credit hours of college level courses with at least a
- 10 "C" average or the equivalent in each course.
- 11 SECTION 70. IC 21-40-4-6, AS ADDED BY P.L.2-2007,
- 12 SECTION 281, IS AMENDED TO READ AS FOLLOWS
- 13 [EFFECTIVE JULY 1, 2024]: Sec. 6. The requirement set forth in
- 14 section 2(b) of this chapter that a student must have completed:
- 15 (1) the Core 40 curriculum; ~~or~~
- 16 (2) a curriculum equivalent to the Core 40 curriculum; ~~or~~
- 17 **(3) a curriculum aligned with Indiana diploma requirements**
- 18 **established under IC 20-19-2-21;**
- 19 for regular admission does not apply to a student who will be at least
- 20 twenty-one (21) years of age during the semester for which the student
- 21 seeks admission.
- 22 SECTION 71. IC 22-4-10-8, AS AMENDED BY P.L.183-2017,
- 23 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 24 JULY 1, 2024]: Sec. 8. (a) This section applies only to an employer
- 25 who employs individuals within the state.
- 26 (b) As used in this section, "date of hire" is: **"newly hired**
- 27 **employee" means an employee who:**
- 28 (1) the first date that an employee provides labor or services to an
- 29 employer; ~~or~~
- 30 (2) the first date that an employee resumes providing labor or
- 31 services to an employer after a separation from service with the
- 32 employer of at least sixty ~~(60)~~ days:
- 33 **(1) has not previously been employed by the employer; or**
- 34 **(2) was previously employed by the employer but has been**
- 35 **separated from such prior employment for at least sixty (60)**
- 36 **consecutive days.**
- 37 (c) As used in this section, "employee":
- 38 (1) has the meaning set forth in Section 3401(c) of the Internal
- 39 Revenue Code; and
- 40 (2) includes any individual:
- 41 (A) required under Internal Revenue Service regulations to
- 42 complete a federal form W-4; and



1 (B) who has provided services to an employer.
 2 The term does not include an employee of a federal or state agency who
 3 performs intelligence or counter intelligence functions if the head of
 4 the agency determines that the reporting information required under
 5 this section could endanger the safety of the employee or compromise
 6 an ongoing investigation or intelligence mission.

7 **(2) does not include an employee of a federal or state agency**
 8 **who performs intelligence or counter intelligence functions if**
 9 **the head of the agency determines that the reporting**
 10 **information required under this section could endanger the**
 11 **safety of the employee or compromise an ongoing**
 12 **investigation or intelligence mission.**

13 (d) As used in this section, "employer" has the meaning set forth in
 14 Section 3401(d) of the Internal Revenue Code. The term includes:

- 15 (1) governmental agencies;
 16 (2) labor organizations; or
 17 (3) a person doing business in the state as identified by:
 18 (A) the person's federal employer identification number; or
 19 (B) if applicable, the common paymaster, as defined in Section
 20 3121 of the Internal Revenue Code or the payroll reporting
 21 agent of the employer, as described in IRS Rev. Proc. 70-6,
 22 1970-1 C.B. 420.

23 (e) As used in this section, "Internal Revenue Code" has the
 24 meaning set forth in IC 6-3-1-11.

25 (f) As used in this section, "labor organization" has the meaning
 26 set forth in 42 U.S.C. 653a(a)(2)(B)(ii).

27 (g) As used in this section, "newly hired employee" means an
 28 employee who:

- 29 (1) has not previously been employed by an employer; or
 30 (2) resumes service with an employer after a separation from
 31 service of at least sixty (60) days.

32 (h) (f) The department shall maintain a directory of new hires as
 33 required under 42 U.S.C. 653a.

34 (i) (g) The directory under subsection (h) (f) must contain the
 35 information for each newly hired employee that an employer must
 36 provide to the department under subsection (h) (i).

37 (j) (h) An employer must transmit the information required under
 38 subsection (h) (i)

- 39 (1) within twenty (20) business days of the employee's date of
 40 hire. or
 41 (2) if the information is transmitted magnetically or electronically,
 42 in two (2) monthly transactions that are:



- 1 (A) not less than twelve (12) days apart; and
 2 (B) not more than sixteen (16) days apart.
- 3 ~~(k)~~ A report containing the information required under subsection
 4 ~~(f)~~ is considered timely:
 5 (1) if it is postmarked on or before the due date, whenever the
 6 report is mailed; or
 7 (2) if it is received on or before the due date, whenever the report
 8 is transmitted by:
 9 (A) facsimile machine; or
 10 (B) electronic or magnetic media.
- 11 ~~(f)~~ **(i)** The employer shall provide the **following** information
 12 required under this section on an employee's withholding allowance
 13 certificate (Internal Revenue Service form W-4) or, at the employer's
 14 option, an equivalent form. The report must include at least the
 15 following: **for a newly hired employee to the department**
 16 **electronically, in a manner prescribed by the department:**
 17 (1) The name, address, and Social Security number of the
 18 employee.
 19 (2) The name, address, and federal tax identification number of
 20 the employer.
 21 (3) ~~The date of hire of the employee.~~ **services for remuneration**
 22 **were first performed by the employee.**
 23 **(4) The current primary standardized occupational**
 24 **classification code of the employee.**
 25 **(5) The starting compensation of the employee.**
- 26 ~~(m)~~ **(j)** An employer that has employees in two (2) or more states
 27 and that transmits reports under this section electronically or
 28 magnetically may comply with this section by doing the following:
 29 (1) Designating one (1) state to receive each report.
 30 (2) Notifying the Secretary of the United States Department of
 31 Health and Human Services which state will receive the reports.
 32 (3) Transmitting the reports to the agency in the designated state
 33 that is charged with receiving the reports.
- 34 ~~(n)~~ **(k)** The department may impose the following as a civil penalty:
 35 (1) Twenty-five dollars (\$25) on an employer that fails to comply
 36 with this section.
 37 (2) Five hundred dollars (\$500) on an employer that fails to
 38 comply with this section if the failure is a result of a conspiracy
 39 between the employer and the employee to:
 40 (A) not provide the required report; or
 41 (B) provide a false or an incomplete report.
- 42 ~~(o)~~ The department shall do the following with information received



1 from an employer regarding newly hired employees:

2 (1) Enter the information into the state's directory of new hires
3 within five (5) business days of receipt.

4 (2) Forward the information to the national directory of new hires
5 not later than three (3) business days after the information is
6 entered into the state's directory.

7 The state shall use quality control standards established by the
8 administrators of the national directory of new hires:

9 (p) (l) The information contained in the directory maintained under
10 subsection (h) (f) is available only for use by the department for
11 purposes required by 42 U.S.C. 653a, unless otherwise provided by
12 law: for use by the department in a manner consistent with state
13 and federal law.

14 (q) (m) The department of child services (established under
15 IC 31-25-1-1) shall:

16 (1) reimburse the department for a pro rata share of the costs
17 incurred in carrying out this section using a cost allocation
18 method described in 45 CFR 75.405; and

19 (2) enter into a purchase of service agreement with the
20 department that establishes procedures necessary to administer
21 this section.

22 SECTION 72. IC 22-4.1-1-6.5 IS ADDED TO THE INDIANA
23 CODE AS A NEW SECTION TO READ AS FOLLOWS
24 [EFFECTIVE JULY 1, 2024]: **Sec. 6.5. "Workforce focused agency"**
25 **means the following:**

26 (1) **The department.**

27 (2) **The department of education established by IC 20-19-3-1.**

28 (3) **The commission for higher education established by
29 IC 21-18-2-1.**

30 (4) **The governor's workforce cabinet established by
31 IC 4-3-27-3.**

32 (5) **The office of the secretary of family and social services
33 established by IC 12-8-1.5-1.**

34 (6) **Another state agency identified by the department.**

35 SECTION 73. IC 22-4.1-1-7, AS ADDED BY P.L.230-2017,
36 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
37 JULY 1, 2024]: **Sec. 7. (a) Except as provided in subsection (b),**
38 **"workforce related program" means a program operated, delivered, or**
39 **enabled, in whole or in part, by a state provider using public funds to**
40 **offer incentives, funding, support, or guidance for any of the following**
41 **purposes:**

42 (1) Job training.



- 1 (2) The attainment of an industry recognized certification or
- 2 credential.
- 3 (3) The attainment of a postsecondary degree, certificate, or
- 4 credential.
- 5 (4) The provision of other types of employment assistance.
- 6 (5) The promotion of Indiana to workers or the provision of
- 7 assistance to a worker relocating to Indiana for employment.
- 8 (6) Any other program that:
- 9 (A) has, at least in part, the goal of securing employment or
- 10 better employment for an individual; and
- 11 (B) receives funding through WIOA or a state appropriation.

12 **(b) For purposes of IC 22-4.1-24-3, "workforce related**
 13 **program" means a program (other than an apprenticeship**
 14 **program certified by the United States Department of Labor)**
 15 **offering incentives, funding, support, or guidance for any of the**
 16 **following purposes:**

- 17 **(1) Job training.**
- 18 **(2) The attainment of an industry recognized certification or**
- 19 **credential.**
- 20 **(3) The attainment of a postsecondary degree, certificate, or**
- 21 **credential.**
- 22 **(4) The provision of other types of employment assistance.**
- 23 **(5) The promotion of Indiana to workers or the provision of**
- 24 **assistance to a worker relocating to Indiana for employment.**
- 25 **(6) Any other program that has, at least in part, the goal of**
- 26 **securing employment or better employment for an individual.**

27 SECTION 74. IC 22-4.1-18-1, AS AMENDED BY P.L.228-2017,
 28 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2024]: Sec. 1. This chapter applies to an individual who is:

- 30 (1) at least eighteen (18) years of age; or
- 31 (2) less than eighteen (18) years of age if a superintendent (as
- 32 defined in IC 20-18-2-21) or principal; or the superintendent's or
- 33 principal's designee, recommends that the individual participate
- 34 in the testing program: and has received a written
- 35 recommendation from at least one (1) of the following, as
- 36 applicable:
- 37 (A) The individual's parent if the individual attends a
- 38 nonaccredited nonpublic school that has less than one (1)
- 39 employee.
- 40 (B) The superintendent (as defined in IC 20-18-2-21),
- 41 principal, or head of the school the individual attends, or
- 42 the appropriate designee, if the individual attends a school



1 that employs more than one (1) employee.

2 (C) A judge (as defined in IC 31-9-2-68).

3 SECTION 75. IC 22-4.1-24-3 IS ADDED TO THE INDIANA
4 CODE AS A NEW SECTION TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) As used in this section,
6 "management performance hub" refers to the management
7 performance hub established by IC 4-3-26-8.

8 (b) Not later than July 1, 2025, and before July 1 of each year
9 thereafter, each workforce focused agency shall deliver to the
10 management performance hub a workforce related program
11 report.

12 (c) The report described in subsection (b) must contain the
13 following information regarding every individual who has
14 participated in a workforce related program that was operated,
15 delivered, or enabled by the workforce focused agency using public
16 funds during the twelve (12) month period ending on the preceding
17 March 31:

18 (1) The individual's name and date of birth.

19 (2) Either:

20 (A) the individual's Social Security number; or

21 (B) another identifier for the individual, so long as the
22 department has approved the manner of identification for
23 purposes of reporting under this section.

24 (3) The name of the program in which the individual enrolled.

25 (4) The date the individual began the program.

26 (5) The date the individual completed the program, or if the
27 individual failed to complete the program, the date the
28 individual exited the program.

29 (6) Any certificate or credential the individual earned through
30 participation in the program.

31 (7) Any other relevant information specifically requested by
32 the department or the governor's workforce cabinet not later
33 than April 1 of each year.

34 (d) A workforce focused agency shall deliver a report described
35 in subsection (b) in a secure manner, as determined by the
36 management performance hub.

37 (e) This subsection applies to a contract entered into or renewed
38 after June 30, 2024. A workforce focused agency may not enter
39 into a contract with a person to conduct, operate, or administer a
40 workforce related program, unless the contract requires the person
41 to transmit the information described in subsection (c)(1) through
42 (c)(7) for all individuals participating in the workforce related



- 1 **program.**
 2 SECTION 76. [EFFECTIVE JULY 1, 2024] (a) The definitions in
 3 **IC 20 apply throughout this SECTION.**
 4 (b) Not later than November 1, 2026, the department shall
 5 develop proposals to align diploma waiver statutes with new
 6 diploma requirements established by the state board under
 7 **IC 20-19-2-21, as amended by this act.**
 8 (c) This SECTION expires July 1, 2027.
 9 SECTION 77. [EFFECTIVE UPON PASSAGE] (a) The definitions
 10 used in IC 20-18-2 apply throughout this SECTION.
 11 (b) The department of education may, in a manner prescribed
 12 by the department, authorize all school corporations or charter
 13 schools to elect to either cancel school on April 8, 2024, or to use
 14 the day as a virtual student instructional day for the observance of
 15 the solar eclipse occurring on that date.
 16 (c) If a school corporation or charter school elects to, in
 17 accordance with the department's authorization described in
 18 subsection (b):
 19 (1) use the day as a virtual student instructional day,
 20 notwithstanding IC 20-30-2-2.7, the virtual student day does
 21 not count towards the three (3) virtual student instructional
 22 days under IC 20-30-2-2.7; or
 23 (2) cancel school, the canceled school day may not be used to
 24 penalize the school corporation or charter school under
 25 IC 20-30-2-4 for not meeting the one hundred eighty (180)
 26 student instructional days set forth in IC 20-30-2-3.
 27 (d) This SECTION expires July 1, 2024.
 28 SECTION 78. An emergency is declared for this act.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1243, 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 1, delete line 15.

Delete pages 2 through 3.

Page 4, delete line 1.

Page 8, between lines 20 and 21, begin a new paragraph and insert:

"SECTION 8. IC 20-18-2-22, AS AMENDED BY P.L.246-2023, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 22. (a) "Teacher" means a professional person whose position in a school corporation requires certain educational preparation and licensing and whose primary responsibility is the instruction of students.

(b) Except as provided in subsections (d) and (e), for purposes of IC 20-28, the term includes the following:

- (1) A superintendent who holds a license under IC 20-28-5.
- (2) A principal.
- (3) A teacher.
- (4) A librarian.
- (5) A school counselor.
- (6) A school psychologist.

(c) For purposes of IC 20-43-10-3.5, the term means a professional person whose position with a:

- (1) school corporation;
- (2) special education cooperative established under IC 20-35-5;
- (3) cooperative career and technical education program;
- (4) special education program established by an interlocal agreement under IC 36-1-7;
- (5) joint program agreement established under IC 20-26-10; or
- (6) charter school;

requires a license (as defined in IC 20-28-1-7) and whose primary responsibility is the instruction of students in the classroom or virtual classroom.

(d) "Teacher" for purposes of IC 20-28-9-26 and IC 20-28-9-27, means a classroom teacher licensed under IC 20-28-5 who provides instruction to students for at least fifty percent (50%) of the teacher's work day.

(e) For purposes of IC 20-28-9-28, the term includes an adjunct teacher, school counselor, **school social worker, school psychologist,**



and permanent substitute teacher employed by a school corporation."

Page 20, line 7, after "consortium." insert "**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.**"

Page 48, line 28, reset in roman "IC 20-51.4-4.5-6(a);".

Page 48, line 28, delete "IC 20-51.4-4.5;".

Page 50, delete lines 7 through 17.

Page 52, delete lines 37 through 42.

Delete pages 53 through 55.

Page 56, delete lines 1 through 6.

Page 56, delete lines 30 through 42.

Page 57, delete lines 1 through 14.

Page 57, line 17, delete "(a)".

Page 57, delete lines 21 through 41.

Page 58, line 13, delete "or the executive".

Page 58, line 14, delete "committee".

Page 58, delete lines 30 through 42, begin a new paragraph and insert:

"SECTION 55. 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."
- Delete page 59.
Page 60, delete lines 1 through 22.
Renumber all SECTIONS consecutively.
- and when so amended that said bill do pass.

(Reference is to HB 1243 as introduced.)

BEHNING

Committee Vote: yeas 12, nays 0.



HOUSE MOTION

Mr. Speaker: I move that House Bill 1243 be amended to read as follows:

Page 18, line 38, after "expends" insert "**on teacher compensation shall also include the amount the school corporation expends on one (1) or more of the following:**

(1) 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.

(2) Third party virtual providers that provide one hundred percent (100%) virtual instruction to students enrolled in the school corporation."

Page 18, delete lines 39 through 42.

Page 19, delete line 1.

(Reference is to HB 1243 as printed January 25, 2024.)

BEHNING

 HOUSE MOTION

Mr. Speaker: I move that House Bill 1243 be amended to read as follows:

Page 14, between lines 39 and 40, begin a new paragraph and insert:

"SECTION 11. 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.**"

Renumber all SECTIONS consecutively.

(Reference is to HB 1243 as printed January 25, 2024.)

DELANEY



COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred House Bill No. 1243, 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 9, delete "submissions" and insert "**reports**".

Page 16, between lines 36 and 37, begin a new paragraph and insert:

"SECTION 15. 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 16. 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**."

Page 18, between lines 31 and 32, begin a new paragraph and insert:
"SECTION 18. IC 20-27-12.1-2, AS ADDED BY P.L.155-2020, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. As used in this chapter, "career and technical education" has the meaning set forth in ~~IC 20-20-38-1~~. **refers to:**

- (1) an apprenticeship program (as defined in IC 20-43-8-0.3);**
- (2) a career and technical education (as defined in IC 20-20-38-1) program;**
- (3) a modern youth apprenticeship (as defined in IC 20-51.4-2-9.5); and**
- (4) a work based learning course (as defined in IC 20-43-8-0.7).**

SECTION 19. 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)."

Page 21, between lines 2 and 3, begin a new paragraph and insert: "SECTION 21. IC 20-28-10-20 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 20. (a) As used in this section, "school" means the following:

(1) A school maintained by a school corporation.

(2) A charter school.

(3) A state accredited nonpublic school.

(b) If a school has a school counselor/student ratio that is not more than one (1) school counselor to three hundred fifty (350) students, the school is not required to comply with this section.

(c) For the 2024-2025 and 2025-2026 school years, a school shall ensure that at least sixty percent (60%) of a school counselor's aggregate time performing the counselor's job duties is devoted to providing direct services to students as described in subsection (d). This subsection expires July 1, 2026.

(d) Beginning with the 2026-2027 school year, a school shall ensure that at least eighty percent (80%) of a school counselor's aggregate time performing the counselor's job duties is devoted to providing direct services to students, including:

(1) classroom instruction;

(2) assisting in creating a plan for college and career readiness;

(3) dropout prevention;

(4) social and emotional supports; and

(5) individual student planning."

Page 23, line 31, strike "all high school".

Page 23, line 31, after "students" insert "enrolled in grade 8, 9, 10,



11, or 12".

Page 26, between lines 6 and 7, begin a new paragraph and insert:

"SECTION 28. 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**".

Page 44, between lines 25 and 26, begin a new paragraph and insert:

"SECTION 57. 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."

Page 46, between lines 24 and 25, begin a new paragraph and insert:

"SECTION 59. IC 20-40-18-8, AS ADDED BY P.L.244-2017, SECTION 86, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 8. (a) A school corporation shall use the operations fund to pay the transportation costs attributable to transportation of school children as specified in subsection (b).

(b) Only the following costs are payable from the fund:

- (1) Salaries paid to bus drivers, transportation supervisors, mechanics and garage employees, clerks, and other transportation related employees.
- (2) Contracted transportation services.
- (3) Wages of independent contractors.
- (4) Contracts with common carriers.
- (5) Student fares.
- (6) Transportation related insurance.

(7) Transportation of school children to:

- (A) an apprenticeship program (as defined in IC 20-43-8-0.3);**
- (B) a career and technical education (as defined in IC 20-20-38-1) program;**



(C) a modern youth apprenticeship (as defined in IC 20-51.4-2-9.5); and

(D) a work based learning course (as defined in IC 20-43-8-0.7).

~~(7)~~ **(8)** Other expenses of operating the school corporation's transportation service, including gasoline, lubricants, tires, repairs, contracted repairs, parts, supplies, equipment, and other related expenses.

(c) Percentages or parts of salaries of teaching personnel or principals are not attributable to transportation. However, parts of salaries of instructional aides who are assigned to assist with the school transportation program are attributable to transportation. The costs described in this subsection (other than instructional aide costs) may not be budgeted for payment or paid from the fund.

(d) Costs for a calendar year are those costs attributable to transportation for students during the school year ending in the calendar year."

Page 56, delete lines 22 through 42.

Delete pages 57 through 58.

Page 59, delete lines 1 through 5, begin a new paragraph and insert:

"SECTION 70 IC 22-4-10-8, AS AMENDED BY P.L.183-2017, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 8. (a) This section applies only to an employer who employs individuals within the state.

(b) As used in this section, "~~date of hire~~" is: "**newly hired employee**" means an employee who:

~~(1) the first date that an employee provides labor or services to an employer; or~~

~~(2) the first date that an employee resumes providing labor or services to an employer after a separation from service with the employer of at least sixty (60) days.~~

(1) has not previously been employed by the employer; or

(2) was previously employed by the employer but has been separated from such prior employment for at least sixty (60) consecutive days.

(c) As used in this section, "employee":

(1) has the meaning set forth in Section 3401(c) of the Internal Revenue Code; and

~~(2) includes any individual:~~

~~(A) required under Internal Revenue Service regulations to complete a federal form W-4; and~~

~~(B) who has provided services to an employer.~~



The term does not include an employee of a federal or state agency who performs intelligence or counter intelligence functions if the head of the agency determines that the reporting information required under this section could endanger the safety of the employee or compromise an ongoing investigation or intelligence mission:

(2) does not include an employee of a federal or state agency who performs intelligence or counter intelligence functions if the head of the agency determines that the reporting information required under this section could endanger the safety of the employee or compromise an ongoing investigation or intelligence mission.

(d) As used in this section, "employer" has the meaning set forth in Section 3401(d) of the Internal Revenue Code. The term includes:

- (1) governmental agencies;
- (2) labor organizations; or
- (3) a person doing business in the state as identified by:
 - (A) the person's federal employer identification number; or
 - (B) if applicable, the common paymaster, as defined in Section 3121 of the Internal Revenue Code or the payroll reporting agent of the employer, as described in IRS Rev. Proc. 70-6, 1970-1 C.B. 420.

~~(e) As used in this section, "Internal Revenue Code" has the meaning set forth in IC 6-3-1-11.~~

~~(f) (e) As used in this section, "labor organization" has the meaning set forth in 42 U.S.C. 653a(a)(2)(B)(ii).~~

~~(g) As used in this section, "newly hired employee" means an employee who:~~

- ~~(1) has not previously been employed by an employer; or~~
- ~~(2) resumes service with an employer after a separation from service of at least sixty (60) days.~~

~~(h) (f) The department shall maintain a directory of new hires as required under 42 U.S.C. 653a.~~

~~(i) (g) The directory under subsection (h) (f) must contain the information for each newly hired employee that an employer must provide to the department under subsection (h) (i).~~

~~(j) (h) An employer must transmit the information required under subsection (h) (i)~~

- ~~(1) within twenty (20) business days of the employee's date of hire. or~~
- ~~(2) if the information is transmitted magnetically or electronically, in two (2) monthly transactions that are:

 - ~~(A) not less than twelve (12) days apart; and~~~~



(B) not more than sixteen (16) days apart.

(k) A report containing the information required under subsection (f) is considered timely:

(1) if it is postmarked on or before the due date, whenever the report is mailed; or

(2) if it is received on or before the due date, whenever the report is transmitted by:

(A) facsimile machine; or

(B) electronic or magnetic media.

(h) (i) The employer shall provide the **following** information required under this section on an employee's withholding allowance certificate (Internal Revenue Service form W-4) or, at the employer's option, an equivalent form. The report must include at least the following: **for a newly hired employee to the department electronically, in a manner prescribed by the department:**

(1) The name, address, and Social Security number of the employee.

(2) The name, address, and federal tax identification number of the employer.

(3) The date of hire of the employee: **services for remuneration were first performed by the employee.**

(4) **The current primary standardized occupational classification code of the employee.**

(5) **The starting compensation of the employee.**

(m) (j) An employer that has employees in two (2) or more states and that transmits reports under this section electronically or magnetically may comply with this section by doing the following:

(1) Designating one (1) state to receive each report.

(2) Notifying the Secretary of the United States Department of Health and Human Services which state will receive the reports.

(3) Transmitting the reports to the agency in the designated state that is charged with receiving the reports.

(n) (k) The department may impose the following as a civil penalty:

(1) Twenty-five dollars (\$25) on an employer that fails to comply with this section.

(2) Five hundred dollars (\$500) on an employer that fails to comply with this section if the failure is a result of a conspiracy between the employer and the employee to:

(A) not provide the required report; or

(B) provide a false or an incomplete report.

(o) The department shall do the following with information received from an employer regarding newly hired employees:



(1) Enter the information into the state's directory of new hires within five (5) business days of receipt.

(2) Forward the information to the national directory of new hires not later than three (3) business days after the information is entered into the state's directory.

The state shall use quality control standards established by the administrators of the national directory of new hires.

(p) (l) The information contained in the directory maintained under subsection (h) (f) is available only for use by the department for purposes required by 42 U.S.C. 653a; unless otherwise provided by law: for use by the department in a manner consistent with state and federal law.

(q) (m) The department of child services (established under IC 31-25-1-1) shall:

(1) reimburse the department for a pro rata share of the costs incurred in carrying out this section using a cost allocation method described in 45 CFR 75.405; and

(2) enter into a purchase of service agreement with the department that establishes procedures necessary to administer this section.

SECTION 71. IC 22-4.1-1-6.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 6.5. "Workforce focused agency" means the following:**

(1) The department.

(2) The department of education established by IC 20-19-3-1.

(3) The commission for higher education established by IC 21-18-2-1.

(4) The governor's workforce cabinet established by IC 4-3-27-3.

(5) The office of the secretary of family and social services established by IC 12-8-1.5-1.

(6) Another state agency identified by the department."

Page 59, delete lines 25 through 27, begin a new paragraph and insert:

"(b) For purposes of IC 22-4.1-24-3, "workforce related program" means a program (other than an apprenticeship program certified by the United States Department of Labor) offering incentives, funding, support, or guidance for any of the following purposes:"

Page 59, delete lines 36 through 40, begin a new line block indented and insert:



"(6) Any other program that has, at least in part, the goal of securing employment or better employment for an individual."

Page 60, delete lines 17 through 42.

Page 61, delete lines 1 through 20, begin a new paragraph and insert:

"SECTION 73. IC 22-4.1-24-3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) As used in this section, "management performance hub" refers to the management performance hub established by IC 4-3-26-8.

(b) Not later than July 1, 2025, and before July 1 of each year thereafter, each workforce focused agency shall deliver to the management performance hub a workforce related program report.

(c) The report described in subsection (b) must contain the following information regarding every individual who has participated in a workforce related program that was operated, delivered, or enabled by the workforce focused agency using public funds during the twelve (12) month period ending on the preceding March 31:

- (1) The individual's name and date of birth.**
- (2) Either:**
 - (A) the individual's Social Security number; or**
 - (B) another identifier for the individual, so long as the department has approved the manner of identification for purposes of reporting under this section.**
- (3) The name of the program in which the individual enrolled.**
- (4) The date the individual began the program.**
- (5) The date the individual completed the program, or if the individual failed to complete the program, the date the individual exited the program.**
- (6) Any certificate or credential the individual earned through participation in the program.**
- (7) Any other relevant information specifically requested by the department or the governor's workforce cabinet not later than April 1 of each year.**

(d) A workforce focused agency shall deliver a report described in subsection (b) in a secure manner, as determined by the management performance hub.

(e) This subsection applies to a contract entered into or renewed after June 30, 2024. A workforce focused agency may not enter



into a contract with a person to conduct, operate, or administer a workforce related program, unless the contract requires the person to transmit the information described in subsection (c)(1) through (c)(7) for all individuals participating in the workforce related program."

Page 61, after line 27, begin a new paragraph and insert:

"SECTION 75. [EFFECTIVE UPON PASSAGE] (a) The definitions used in IC 20-18-2 apply throughout this SECTION.

(b) The department of education may, in a manner prescribed by the department, authorize all school corporations or charter schools to elect to either cancel school on April 8, 2024, or to use the day as a virtual student instructional day for the observance of the solar eclipse occurring on that date.

(c) If a school corporation or charter school elects to, in accordance with the department's authorization described in subsection (b):

(1) use the day as a virtual student instructional day, notwithstanding IC 20-30-2-2.7, the virtual student day does not count towards the three (3) virtual student instructional days under IC 20-30-2-2.7; or

(2) cancel school, the canceled school day may not be used to penalize the school corporation or charter school under IC 20-30-2-4 for not meeting the one hundred eighty (180) student instructional days set forth in IC 20-30-2-3.

(d) This SECTION expires July 1, 2024.

SECTION 76. An emergency is declared for this act."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass and be reassigned to the Senate Committee on Appropriations.

(Reference is to HB 1243 as reprinted January 31, 2024.)

RAATZ, Chairperson

Committee Vote: Yeas 13, Nays 0.

