



March 1, 2024

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# ENGROSSED HOUSE BILL No. 1243

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DIGEST OF HB 1243 (Updated February 29, 2024 12:03 pm - DI 116)

**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) The minimum number of alternate diplomas that may be counted in  
(Continued next page)

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

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## Behning, Goodrich, McGuire, Davis

(SENATE SPONSORS — RAATZ, ROGERS)

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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.  
February 29, 2024, amended, reported favorably — Do Pass.

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EH 1243—LS 7004/DI 110



## Digest Continued

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. 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. 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. Amends the expiration date for the high school equivalency pilot program to June 30, 2026. (The current expiration date is June 30, 2024.) 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.

**EH 1243—LS 7004/DI 110**



March 1, 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

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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,

EH 1243—LS 7004/DI 110



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

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

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

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

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

- 35 (1) **are students in a cohort that is expected to graduate in**  
 36 **2029 or thereafter; and**
- 37 (2) **successfully complete high school graduation**  
 38 **requirements.**

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





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

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

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

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

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

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

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

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

42 SECTION 7. IC 20-19-3-17, AS AMENDED BY P.L.246-2023,



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

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

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

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

11 (1) The annual graduation rate of foster care youth, including the  
12 following information:

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

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

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

20 (B) The number and percentage of foster care youth who  
21 received each type of diploma.

22 (2) The adjusted cohort graduation rate for foster care youth,  
23 including the adjusted cohort graduation rate for each of the  
24 following:

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

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

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

32 (A) Foster care youth who were promoted to the next grade  
33 level at the end of the school year.

34 (B) Foster care youth who were retained in the same grade  
35 level for the next school year.

36 (C) Foster care youth who were suspended during the school  
37 year.

38 (D) Foster care youth who were expelled during the school  
39 year.

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



- 1 The information reported under this subdivision must also be  
 2 disaggregated by race, grade, gender, free or reduced price lunch  
 3 status, and eligibility for special education.
- 4 (4) The number and percentage of eligible foster care youth who  
 5 are enrolled in the prekindergarten program under IC 12-17.2-7.2.
- 6 (5) The number and percentage of foster care youth who passed  
 7 the reading skills evaluation administered under IC 20-32-8.5-2.
- 8 (6) The number and percentage of foster care youth enrolled in  
 9 schools, disaggregated by the category or designation of the  
 10 school under IC 20-31-8-3.
- 11 (7) The number and percentage of foster care youth enrolled in  
 12 schools, disaggregated by the type of school, including public  
 13 schools, charter schools, and secure private facilities (as defined  
 14 in IC 31-9-2-115).
- 15 (e) Not later than June 30, 2019, the department shall:
- 16 (1) after consulting with the department of child services, develop  
 17 a remediation plan concerning foster care youth; and
- 18 (2) submit a copy of the remediation plan to the following:
- 19 (A) The state board.
- 20 (B) The department of child services.
- 21 (C) The legislative council in an electronic format under  
 22 IC 5-14-6.
- 23 (f) Before April 1, 2019, and before April 1 each year thereafter, the  
 24 department shall submit the report described in subsection (d) to the  
 25 following:
- 26 (1) Department of child services.
- 27 (2) Legislative council in an electronic format under IC 5-14-6.
- 28 SECTION 8. IC 20-19-3-18, AS AMENDED BY P.L.246-2023,  
 29 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 30 JULY 1, 2024]: Sec. 18. (a) As used in this section, "graduation rate"  
 31 has the meaning set forth in IC 20-26-13-6.
- 32 (b) The state board shall, in collaboration with the department and  
 33 the department of child services, annually prepare a report on homeless  
 34 youth educational outcomes that includes the following:
- 35 (1) The annual graduation rate of homeless youth, including the  
 36 following information:
- 37 (A) The graduation rate for each of the following:
- 38 (i) Homeless youth who received a ~~graduation waiver under~~  
 39 ~~IC 20-32-4-4~~. **from postsecondary readiness competency**  
 40 **requirements under IC 20-32-4-4.1.**
- 41 (ii) Homeless youth who did not receive a ~~graduation waiver~~  
 42 ~~under IC 20-32-4-4~~. **from postsecondary readiness**



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



- 1 authority established by IC 5-20-1-3.
- 2 (C) The legislative council in an electronic format under
- 3 IC 5-14-6.
- 4 (d) Before June 1, 2019, and before June 1 each year thereafter, the
- 5 department shall submit the report described in subsection (b) to the
- 6 following:
- 7 (1) The Indiana housing and community development authority.
- 8 (2) The legislative council in an electronic format under
- 9 IC 5-14-6.
- 10 SECTION 9. IC 20-24-4-1, AS AMENDED BY P.L.189-2023,
- 11 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 12 JULY 1, 2024]: Sec. 1. (a) A charter must meet the following
- 13 requirements:
- 14 (1) Be a written instrument.
- 15 (2) Be executed by an authorizer and an organizer.
- 16 (3) Confer certain rights, franchises, privileges, and obligations
- 17 on a charter school.
- 18 (4) Confirm the status of a charter school as a public school.
- 19 (5) Subject to subdivision (6)(E), be granted for:
- 20 (A) not less than three (3) years or more than fifteen (15)
- 21 years; and
- 22 (B) a fixed number of years agreed to by the authorizer and the
- 23 organizer.
- 24 (6) Provide for the following:
- 25 (A) A review by the authorizer of the charter school's
- 26 performance, including the progress of the charter school in
- 27 achieving the academic goals set forth in the charter, at least
- 28 one (1) time in each five (5) year period while the charter is in
- 29 effect.
- 30 (B) Renewal, if the authorizer and the organizer agree to renew
- 31 the charter.
- 32 (C) The renewal application must include guidance from the
- 33 authorizer, and the guidance must include the performance
- 34 criteria that will guide the authorizer's renewal decisions.
- 35 (D) The renewal application process must, at a minimum,
- 36 provide an opportunity for the charter school to:
- 37 (i) present additional evidence, beyond the data contained in
- 38 the performance report, supporting its case for charter
- 39 renewal;
- 40 (ii) describe improvements undertaken or planned for the
- 41 charter school; and
- 42 (iii) detail the charter school's plans for the next charter



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



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



- 1 success after a student receives a diploma from the adult  
2 high school.
- 3 (b) A charter school shall set annual performance targets in  
4 conjunction with the charter school's authorizer. The annual  
5 performance targets shall be designed to help each school meet  
6 applicable federal, state, and authorizer expectations.
- 7 SECTION 10. IC 20-24-7-16 IS ADDED TO THE INDIANA  
8 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
9 [EFFECTIVE JULY 1, 2024]: **Sec. 16. Not later than July 1 of each**  
10 **year, a charter school shall post on the charter school's website**  
11 **information for the immediately preceding school year regarding**  
12 **whether there is a familial or business relationship between the**  
13 **organizer, owner, or operator of the charter school and the owner**  
14 **of the charter school's building.**
- 15 SECTION 11. IC 20-24-9-2, AS AMENDED BY P.L.159-2019,  
16 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
17 JULY 1, 2024]: Sec. 2. An annual report under this chapter must  
18 contain the following information:
- 19 (1) Results of statewide assessment program measures.  
20 (2) Student growth and improvement data for each authorized  
21 school.  
22 (3) Attendance rates for each authorized school. In the case of a  
23 virtual charter school, the virtual charter school must include the  
24 methodology used to determine attendance rate with the  
25 attendance rate.  
26 (4) Graduation rates (if appropriate), including attainment of:  
27 (A) Indiana diplomas with a Core 40 designation and Indiana  
28 diplomas with Core 40 with academic honors designations for  
29 each authorized school **prior to October 1, 2028; and**  
30 (B) **Indiana diploma designations established under**  
31 **IC 20-19-2-21.**
- 32 (5) Student enrollment data for each authorized school, including  
33 the following:  
34 (A) The number of students enrolled.  
35 (B) The number of students expelled.  
36 (6) Status of the authorizer's charter schools, identifying each of  
37 the authorizer's charter schools that are in the following  
38 categories:  
39 (A) Approved but not yet open.  
40 (B) Open and operating.  
41 (C) Closed or having a charter that was not renewed,  
42 including:





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

17 SECTION 12. IC 20-26-5-37, AS AMENDED BY P.L.10-2019,  
 18 SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 19 JULY 1, 2024]: Sec. 37. (a) A high school operated by a school  
 20 corporation shall offer the high school's students the opportunity to  
 21 earn an Indiana diploma with any type of designation established under  
 22 IC 20-19-2-21.

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

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

- 34 (1) a sufficient number of academic credits, ~~or the equivalent of~~
- 35 academic credits, **or the diploma requirements established**
- 36 **under IC 20-19-2-21(c);** and
- 37 (2) ~~the graduation examination (before July 1, 2022);~~ a
- 38 postsecondary readiness competency established by the state
- 39 board under IC 20-32-4-1.5(c), or a waiver process required under
- 40 IC 20-32-3 through IC 20-32-5.1;
- 41 resulting in the awarding of an Indiana diploma or an ~~alternative~~
- 42 **alternate** diploma described in IC 20-32-4-14.



1 (b) The term does not include the granting of a general educational  
 2 development diploma under IC 20-20-6 (before its repeal) or  
 3 IC 22-4.1-18.

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

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

13 STEP TWO: Add:

14 (A) the number determined under STEP ONE; and

15 (B) the number of students who:

16 (i) have enrolled in the high school after the date on which  
 17 the number determined under STEP ONE was determined;  
 18 and

19 (ii) have the same expected graduation year as the cohort.

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

23 (A) Transfer to another public or nonpublic school.

24 (B) Except as provided in IC 20-33-2-28.6 and subsection (b),  
 25 removal by the student's parents under IC 20-33-2-28 to  
 26 provide instruction equivalent to that given in the public  
 27 schools.

28 (C) Withdrawal because of a long term medical condition or  
 29 death.

30 (D) Detention by a law enforcement agency or the department  
 31 of correction.

32 (E) Placement by a court order or the department of child  
 33 services.

34 (F) Enrollment in a virtual school.

35 (G) Leaving school, if the student attended school in Indiana  
 36 for less than one (1) school year and the location of the student  
 37 cannot be determined.

38 (H) Leaving school, if the location of the student cannot be  
 39 determined and the student has been reported to the Indiana  
 40 clearinghouse for information on missing children and missing  
 41 endangered adults.

42 (I) Withdrawing from school before graduation, if the student



- 1 is a high ability student (as defined in IC 20-36-1-3) who is a  
 2 full-time student at an accredited institution of higher  
 3 education during the semester in which the cohort graduates.  
 4 (J) Withdrawing from school before graduation pursuant to  
 5 providing notice of withdrawal under section 17 of this  
 6 chapter.  
 7 (K) Participating in the high school equivalency pilot program  
 8 under IC 20-30-8.5, unless the student fails to successfully  
 9 complete the high school equivalency pilot program in the two  
 10 (2) year period. This clause expires June 30, ~~2024~~ **2026**.
- 11 **STEP FOUR:** Determine the result of:  
 12 (A) the total number of students determined under STEP TWO  
 13 who have graduated during the current reporting year or a  
 14 previous reporting year; minus  
 15 (B) the amount by which the number of students who  
 16 graduated through a waiver process required under IC 20-32-3  
 17 through IC 20-32-5.1 exceeds:  
 18 (i) nine percent (9%) of the total number of students  
 19 determined under clause (A) for the 2023-2024 school year;  
 20 (ii) six percent (6%) of the total number of students  
 21 determined under clause (A) for the 2024-2025 school year;  
 22 or  
 23 (iii) three percent (3%) of the total number of students  
 24 determined under clause (A) for each school year after June  
 25 30, 2025.
- 26 **STEP FIVE:** Divide:  
 27 (A) the number determined under STEP FOUR; by  
 28 (B) the remainder determined under STEP THREE.
- 29 (b) This subsection applies to a high school in which:  
 30 (1) for a:  
 31 (A) cohort of one hundred (100) students or less, at least ten  
 32 percent (10%) of the students left a particular cohort for a  
 33 reason described in subsection (a) STEP THREE clause (B);  
 34 or  
 35 (B) cohort of more than one hundred (100) students, at least  
 36 five percent (5%) of the students left a particular cohort for a  
 37 reason described in subsection (a) STEP THREE clause (B);  
 38 and  
 39 (2) the students described in subdivision (1)(A) or (1)(B) are not  
 40 on track to graduate with their cohort.
- 41 A high school must submit a request to the state board in a manner  
 42 prescribed by the state board requesting that the students described in



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

9 SECTION 15. IC 20-26-13-16.5, AS ADDED BY P.L.86-2020,  
 10 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 11 JUNE 29, 2024]: Sec. 16.5. (a) A student must be subtracted under  
 12 clause (K) of STEP THREE of section 10(a) of this chapter when a  
 13 student transitions from a traditional high school to the high school  
 14 equivalency pilot program under IC 20-30-8.5.

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

16 SECTION 16. IC 20-26.5-2-3, AS AMENDED BY P.L.201-2023,  
 17 SECTION 167, IS AMENDED TO READ AS FOLLOWS  
 18 [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) Notwithstanding any other  
 19 law, the following may be suspended for a coalition member in  
 20 accordance with the coalition's plan:

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

23 (2) The following statutes and rules concerning curricular  
 24 materials:

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

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

29 IC 20-26-12-24.

30 511 IAC 6.1-5-5.

31 (3) The following rules concerning teacher licenses:

32 511 IAC 16.

33 511 IAC 17.

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

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

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

42 (b) A coalition member may not suspend under subsection (a)(6)



- 1 any of the following:
- 2 (1) IC 20-26-5-10 (criminal history and child protection index
- 3 check).
- 4 (2) IC 20-28 (school teachers).
- 5 (3) IC 20-29 (collective bargaining).
- 6 (4) IC 20-31 (accountability for performance and improvement),
- 7 except for IC 20-31-3 and IC 20-31-4.1.
- 8 (5) Subject to subsection (c), IC 20-32-4 (graduation
- 9 requirements).
- 10 (6) IC 20-32-5.1 (Indiana's Learning Evaluation Assessment
- 11 Readiness Network (ILEARN) program).
- 12 (7) IC 20-33 (students).
- 13 (8) IC 20-34 (student health and safety measures).
- 14 (9) IC 20-35 (special education).
- 15 (10) IC 20-35.5 (dyslexia screening and intervention).
- 16 (11) IC 20-36 (high ability students).
- 17 (12) IC 20-39 (accounting and financial reporting procedures).
- 18 (13) IC 20-40 (government funds and accounts).
- 19 (14) IC 20-41 (extracurricular funds and accounts).
- 20 (15) IC 20-42 (fiduciary funds and accounts).
- 21 (16) IC 20-42.5 (allocation of expenditures to student instruction
- 22 and learning).
- 23 (17) IC 20-43 (state tuition support).
- 24 (18) IC 20-44 (property tax levies).
- 25 (19) IC 20-46 (levies other than general fund levies).
- 26 (20) IC 20-47 (related entities; holding companies; lease
- 27 agreements).
- 28 (21) IC 20-48 (borrowing and bonds).
- 29 (22) IC 20-49 (state management of common school funds; state
- 30 advances and loans).
- 31 (23) IC 20-50 (homeless children and foster care children).
- 32 (c) A coalition member must comply with the postsecondary
- 33 readiness competency requirements under ~~IC 20-32-4-1.5(b)(1)~~:
- 34 **IC 20-32-4-1.5(c)**. However, notwithstanding any other law, a coalition
- 35 member may replace high school courses on the high school transcript
- 36 with courses on the same subject matter with equal or greater rigor to
- 37 the required high school course and may count such a course as
- 38 satisfying the equivalent diploma requirements established by IC 20
- 39 and any applicable state board administrative rules or requirements. If
- 40 the coalition member school offers courses that are not aligned with
- 41 requirements adopted by the state board under IC 20-30-10, a parent of
- 42 a student and the student who intends to enroll in a course that is not



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

11 SECTION 17. IC 20-27-12.1-2, AS ADDED BY P.L.155-2020,  
 12 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 13 JULY 1, 2024]: Sec. 2. As used in this chapter, "career and technical  
 14 education" ~~has the meaning set forth in IC 20-20-38-1~~ refers to:

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

22 SECTION 18. IC 20-28-9-27, AS AMENDED BY P.L.132-2022,  
 23 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 24 JULY 1, 2024]: Sec. 27. (a) As used in this section, "funding floor"  
 25 means the amount a school corporation expended for full-time teacher  
 26 salaries during a particular state fiscal year.

27 (b) Subject to subsections (d) and (e), if the amount of state tuition  
 28 support distributed to a school corporation for a particular state fiscal  
 29 year is greater than the amount of state tuition support distributed to the  
 30 school corporation for the preceding state fiscal year, the school  
 31 corporation may not expend an amount for full-time teacher salaries  
 32 during the particular state fiscal year that is less than the funding floor  
 33 for the preceding state fiscal year.

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

40 (d) For purposes of this subsection, stipends paid using teacher  
 41 appreciation grants under IC 20-43-10-3.5 are not considered. If a  
 42 school corporation has awarded stipends to a majority of the school



1 corporation's teachers in each of the two (2) preceding consecutive  
 2 state fiscal years, an amount equal to the lesser of the total amount of  
 3 stipends awarded in each of those state fiscal years shall be added to  
 4 the school corporation's funding floor for the preceding state fiscal year  
 5 described under subsection (b).

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

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

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

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

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

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

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

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



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

3           SECTION 19. IC 20-30-2-2.2, AS AMENDED BY P.L.147-2020,  
 4           SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 5           JULY 1, 2024]: Sec. 2.2. (a) As used in this section, "eligible student"  
 6           means a student in grade 11 or 12 who: ~~has:~~

7           (1) ~~failed the graduation exam (before July 1, 2022) or~~ is not on  
 8           track to complete a postsecondary readiness competency;

9           (2) ~~has~~ been determined to be chronically absent, by missing ten  
 10          percent (10%) or more of a school year for any reason;

11          (3) ~~has~~ been determined to be a habitual truant, as identified  
 12          under IC 20-33-2-11;

13          (4) ~~has~~ been significantly behind in credits for graduation, as  
 14          identified by an individual's school principal;

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

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

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

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

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

26          (2) pursue a timely graduation;

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

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

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

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

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

39          SECTION 20. IC 20-30-4-6, AS AMENDED BY P.L.9-2021,  
 40          SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 41          JULY 1, 2024]: Sec. 6. (a) A student's school counselor shall, in  
 42          consultation with the student and the student's parent, review annually





1 a student's graduation plan that was developed under section 2 of this  
 2 chapter to determine if the student is progressing toward fulfillment of  
 3 the graduation plan.

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

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

- 13 (1) teacher assigned to the student for remediation for the
- 14 particular competency area;
- 15 (2) parents of the student; and
- 16 (3) student;

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

19 SECTION 21. IC 20-30-5-2, AS AMENDED BY P.L.192-2018,  
 20 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 21 JULY 1, 2024]: Sec. 2. (a) Each public and nonpublic high school shall  
 22 provide a required course that is:

- 23 (1) not less than one (1) year of school work; and
- 24 (2) in the:
  - 25 (A) historical;
  - 26 (B) political;
  - 27 (C) civic;
  - 28 (D) sociological;
  - 29 (E) economical; and
  - 30 (F) philosophical;

31 aspects of the constitutions of Indiana and the United States.

32 (b) The state board shall:

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

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

41 **(d) If the state board establishes competency based**  
 42 **requirements as part of a diploma established under IC 20-19-2-21**



1 **that cover the course content described in subsection (a), a student**  
 2 **may satisfy the requirement under subsection (c) by obtaining the**  
 3 **diploma.**

4 SECTION 22. IC 20-30-5-4, AS AMENDED BY P.L.43-2021,  
 5 SECTION 97, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 6 JULY 1, 2024]: Sec. 4. (a) Each public school and nonpublic school  
 7 shall provide within the two (2) weeks preceding a general election for  
 8 all students in grades 6 through 12 five (5) full recitation periods of  
 9 class discussion concerning:

- 10 (1) the system of government in Indiana and in the United States;
- 11 (2) methods of voting;
- 12 (3) party structures;
- 13 (4) election laws; and
- 14 (5) the responsibilities of citizen participation in government and  
 15 in elections.

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

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

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

27 SECTION 23. IC 20-30-5-19, AS AMENDED BY P.L.168-2023,  
 28 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29 JULY 1, 2024]: Sec. 19. (a) Each school corporation, charter school,  
 30 and state accredited nonpublic school shall include in its curriculum for  
 31 ~~all high school~~ students **enrolled in grade 8, 9, 10, 11, or 12**  
 32 instruction concerning personal financial responsibility.

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

- 37 (1) Basic principles of:
  - 38 (A) money management, such as:
    - 39 (i) spending and saving;
    - 40 (ii) types of bank accounts;
    - 41 (iii) opening and managing a bank account; and
    - 42 (iv) assessing the quality of a depository institution's



- 1 services;
- 2 (B) debt management;
- 3 (C) receiving an inheritance and related implications;
- 4 (D) savings, retirement, and investment accounts;
- 5 (E) federal and state income tax returns; and
- 6 (F) local tax assessments.
- 7 (2) Personal insurance policies.
- 8 (3) Loan applications.
- 9 (4) Interest rate computations.
- 10 (5) Credit and credit scores.
- 11 (6) Simple contracts.
- 12 (c) The state board shall adopt a curriculum that ensures personal
- 13 financial responsibility is taught:
- 14 (1) in accordance with the requirements of subsection (b); and
- 15 (2) as a separate subject;
- 16 as determined by the state board.
- 17 (d) This subsection applies to an individual who is a student in a
- 18 cohort that is expected to graduate in 2028 or thereafter from a school
- 19 described in subsection (a). Beginning in 2028, an individual to whom
- 20 this subsection applies must successfully complete instruction on
- 21 personal financial responsibility, as described in subsection (b), as a
- 22 separate subject to be eligible to graduate from high school.
- 23 (e) The state board may allow a personal financial responsibility
- 24 course described in this section to satisfy one (1) or more diploma
- 25 course **or competency** requirements.
- 26 SECTION 24. IC 20-30-5-23, AS AMENDED BY P.L.76-2020,
- 27 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 28 JULY 1, 2024]: Sec. 23. (a) ~~After June 30, 2021~~; Each public high
- 29 school, including each charter school, shall offer at least one (1)
- 30 computer science course as a one (1) semester elective in the public
- 31 high school's curriculum at least once each school year for high school
- 32 students. **This subsection expires July 1, 2028.**
- 33 (b) ~~After June 30, 2021~~; **After June 30, 2028, each public high**
- 34 **school, including each charter school, shall offer at least once each**
- 35 **school year at least one (1) computer science course as a separate**
- 36 **subject in the public high school's curriculum that:**
- 37 (1) **satisfies the computer science instruction content**
- 38 **requirements; and**
- 39 (2) **beginning in 2029, enables high school students to**
- 40 **successfully complete instruction on computer science to be**
- 41 **eligible to graduate from high school under the requirements;**
- 42 **set forth in IC 20-32-4-18.**



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

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

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

- 12           (1) prepare an annual report concerning the implementation of
- 13 computer science courses in public ~~high~~ schools, including
- 14 charter schools, that includes the information described in
- 15 subsection ~~(c)~~; (f); and
- 16           (2) submit, before December 1 of each year, the report to the
- 17 following:
- 18           (A) The state board.
- 19           (B) The general assembly.
- 20           (C) The commission for higher education.

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

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

- 25           (1) The total number and percentage of computer science unique
- 26 student course enrollments and course completions for each:
- 27           (A) **public elementary school, including each charter**
- 28 **school, for students in grade 8; and**
- 29           (B) public high school, including each charter school; ~~and~~
- 30 by each course title approved by the department.
- 31           (2) The number and percentage of unique student enrollments and
- 32 course completions in a computer science course by each course
- 33 title approved by the department and disaggregated by:
- 34           (A) race;
- 35           (B) gender;
- 36           (C) grade;
- 37           (D) ethnicity;
- 38           (E) limited English language proficiency;
- 39           (F) free or reduced price lunch status; and
- 40           (G) eligibility for special education.
- 41           (3) The number of computer science instructors at each school
- 42 disaggregated by:



- 1 (A) gender;  
 2 (B) certification, if applicable; and  
 3 (C) academic degree.  
 4 (4) Any other pertinent matters.  
 5 ~~(f)~~ **(g)** The department shall post the report described in subsections  
 6 ~~(d)~~ **(e)** and ~~(e)~~ **(f)** on the department's ~~Internet web site.~~ **website.**  
 7 SECTION 25. IC 20-30-8.5-13, AS ADDED BY P.L.86-2020,  
 8 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 9 JUNE 29, 2024]: Sec. 13. This chapter expires June 30, ~~2024.~~ **2026.**  
 10 SECTION 26. IC 20-31-3-3, AS AMENDED BY P.L.250-2023,  
 11 SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 12 JULY 1, 2024]: Sec. 3. (a) The department shall revise and update  
 13 academic standards:  
 14 (1) for each grade level from kindergarten through grade 12; and  
 15 (2) in each subject area listed in section 2 of this chapter;  
 16 at least once every six (6) years in addition to the requirements  
 17 described in section 1(c) and 1(d) of this chapter. This revision must  
 18 occur on a cyclical basis.  
 19 (b) The department, in revising and updating academic standards  
 20 under subsection (a), shall do the following:  
 21 (1) Consider the skills, knowledge, and practices:  
 22 (A) that are necessary to understand and utilize emerging  
 23 technologies; and  
 24 (B) that may be rendered obsolete by emerging technologies.  
 25 (2) Consider for removal any academic standards that may be  
 26 obsolete as a result of emerging technologies.  
 27 (3) Provide support to school corporations regarding the  
 28 implementation of revised and updated academic standards that  
 29 have an emerging technologies component.  
 30 **(4) Consider integrating computer science standards into a**  
 31 **subject area being revised.**  
 32 SECTION 27. IC 20-31-3-6, AS ADDED BY P.L.1-2005,  
 33 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 34 JULY 1, 2024]: Sec. 6. The curriculum program of each grade level  
 35 from kindergarten through grade 12 in a school in a school corporation  
 36 must be consistent with the following standards:  
 37 (1) The academic standards developed under this chapter.  
 38 (2) The student competencies developed for the Core 40 college  
 39 preparation curriculum models established under IC 20-30-10 **or**  
 40 **diploma requirements established under IC 20-19-2-21.**  
 41 SECTION 28. IC 20-31-8-1, AS AMENDED BY P.L.211-2021,  
 42 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2024]: Sec. 1. (a) The performance of a school's students on  
 2 the statewide assessment program test and other criterion referenced  
 3 benchmark assessments recommended by the department of education  
 4 and approved by the state board are the primary and majority means of  
 5 assessing a school's improvement. The state board may, and is  
 6 encouraged to, incorporate social studies and science as indicators for  
 7 assessing school improvement.

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

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

12 (2) expected progress levels, continuous improvement measures,  
 13 distributional performance levels, and absolute performance  
 14 levels for schools; and

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

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

20 (d) The department of education may consider:

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

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

29 when making recommendations under this section.

30 SECTION 29. IC 20-32-4-1.5, AS AMENDED BY P.L.160-2023,  
 31 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 32 JULY 1, 2024]: Sec. 1.5. (a) ~~This subsection expires July 1, 2022.~~  
 33 ~~Except as provided in subsection (f) and sections 4, 5, 6, 7, 8, 9, and 10~~  
 34 ~~of this chapter, each student is required to meet:~~

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

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

38 ~~(3) any additional requirements established by the governing~~  
 39 ~~body;~~

40 ~~to be eligible to graduate.~~

41 ~~(b) (a) Except as provided in subsection (f) and sections 4, 4.1, 5,~~  
 42 ~~6, 7, 8, 9, and 10 of this chapter, beginning with the class of students~~



1 who expect to graduate during the 2022-2023 school year, each student  
2 shall:

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

7 (2) meet the Core 40 course and credit requirements adopted by  
8 the state board under IC 20-30-10; 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. **This subsection expires October 1, 2028.**

12 **(b) Except as provided in subsection (f) and sections 4.1, 5, 6, 7,**  
13 **8, 9, and 10 of this chapter, beginning with the class of students**  
14 **who expect to graduate during the 2028-2029 school year, each**  
15 **student shall:**

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

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

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

24 **to be eligible to graduate.**

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

30 (1) International baccalaureate exams.

31 (2) Nationally recognized college entrance assessments.

32 (3) Advanced placement exams.

33 (4) Assessments necessary to receive college credit for dual credit  
34 courses.

35 (5) Industry recognized certificates.

36 (6) The Armed Services Vocational Aptitude Battery.

37 (7) Cambridge International exams.

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

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



1 day.

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

8 (f) ~~Notwithstanding subsection (a)~~; A school corporation, charter  
9 school, or state accredited nonpublic school may voluntarily elect to  
10 use ~~graduation pathways~~ **the Indiana diplomas** described in  
11 subsection (b) in lieu of the ~~graduation examination~~ **Core 40 course**  
12 **and credit** requirements specified in subsection (a) prior to ~~July 1,~~  
13 ~~2022.~~ **October 1, 2028.**

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

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

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

30 SECTION 30. IC 20-32-4-4.1, AS AMENDED BY P.L.92-2020,  
31 SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
32 JULY 1, 2024]: Sec. 4.1. (a) Subject to subsection (b), a student may  
33 receive a waiver from the postsecondary readiness competency  
34 requirements established under section 1.5(c) of this chapter:

35 (1) if:

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





- 1 transferred; and
- 2 (B) the student attempted to achieve at least three (3) separate
- 3 postsecondary readiness competencies established by the state
- 4 board under section 1.5(c) of this chapter; or
- 5 (2) if a student transfers to a school subject to the requirements of
- 6 this chapter during the student's senior year from a nonaccredited
- 7 nonpublic school that has less than one (1) employee or a school
- 8 out of state and the student:
- 9 (A) attempted to achieve at least one (1) postsecondary
- 10 readiness competency requirement established by the state
- 11 board under section 1.5(c) of this chapter; and
- 12 (B) was unsuccessful in completing the attempted
- 13 postsecondary readiness competency described in clause (A).
- 14 (b) For a student to receive a waiver described in subsection (a), the
- 15 student must:
- 16 (1) maintain at least a "C" average, or its equivalent, throughout
- 17 the student's high school career in courses comprising credits
- 18 required for the student to graduate;
- 19 (2) maintain a school attendance rate of at least ninety-five
- 20 percent (95%) with excused absences not counting against the
- 21 student's attendance;
- 22 (3) satisfy all other state and local graduation requirements
- 23 beyond the postsecondary readiness competency requirements
- 24 established by the state board under section 1.5(c) of this chapter;
- 25 and
- 26 (4) demonstrate postsecondary planning, including:
- 27 (A) college acceptance;
- 28 (B) acceptance in an occupational training program;
- 29 (C) workforce entry; or
- 30 (D) military enlistment;
- 31 that is approved by the principal of the student's school.
- 32 SECTION 31. IC 20-32-4-5, AS AMENDED BY P.L.192-2018,
- 33 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 34 JULY 1, 2024]: Sec. 5. (a) This section applies to a student who is a
- 35 student with a disability (as defined in IC 20-35-1-8).
- 36 (b) If the student ~~does not achieve a passing score on the graduation~~
- 37 ~~examination (before July 1, 2022) or~~ fails to meet a postsecondary
- 38 readiness competency requirement established by the state board under
- 39 section 1.5(c) of this chapter, the student's case conference committee
- 40 may determine that the student is eligible to graduate if the case
- 41 conference committee finds the following:
- 42 (1) The student's teacher of record, in consultation with a teacher



1 of the student in each subject area in which the student has not  
 2 achieved a passing score on the graduation exam (before July 1,  
 3 2022) or successfully completed a postsecondary readiness  
 4 competency established by the state board under section 1.5(c) of  
 5 this chapter, makes a written recommendation to the case  
 6 conference committee. The recommendation must:

- 7 (A) be aligned with the governing body's relevant policy;  
 8 (B) be concurred in by the principal of the student's school;  
 9 and  
 10 (C) be supported by documentation that the student has  
 11 attained the academic standard in the subject area based on:  
 12 (i) tests or competencies other than the graduation  
 13 examination (before July 1, 2022) or postsecondary  
 14 readiness competencies established by the state board under  
 15 section 1.5(c) of this chapter; or  
 16 (ii) classroom work.

17 (2) The student meets all the following requirements:

- 18 ~~(A)~~ Retakes the graduation examination in each subject area  
 19 in which the student did not achieve a passing score as often  
 20 as required by the student's individualized education program.  
 21 This clause expires July 1, 2022.  
 22 ~~(B)~~ (A) Completes remediation opportunities provided to the  
 23 student by the student's school to the extent required by the  
 24 student's individualized education program.  
 25 ~~(C)~~ (B) Maintains a school attendance rate of at least  
 26 ninety-five percent (95%) to the extent required by the  
 27 student's individualized education program with excused  
 28 absences not counting against the student's attendance.  
 29 ~~(D)~~ (C) Maintains at least a "C" average or the equivalent in  
 30 the courses comprising the credits specifically required for  
 31 graduation by rule of the state board.  
 32 ~~(E)~~ (D) Otherwise satisfies all state and local graduation  
 33 requirements.

34 SECTION 32. IC 20-32-4-9, AS AMENDED BY P.L.192-2018,  
 35 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 36 JULY 1, 2024]: Sec. 9. This section applies to a student who receives  
 37 a score on the graduation examination (before July 1, 2022) or an exam  
 38 used to satisfy a postsecondary readiness competency established by  
 39 the state board under section 1.5(c) of this chapter that is in the  
 40 twenty-fifth percentile or lower when the student takes the graduation  
 41 examination (before July 1, 2022) or an exam used to satisfy a  
 42 postsecondary readiness competency established by the state board



1 under section 1.5(c) of this chapter for the first time. Except as  
 2 provided in section 10 of this chapter, the student's parent and the  
 3 student's counselor (or another staff member who assists students in  
 4 course selection) shall meet to discuss the student's progress. Following  
 5 the meeting, the student's parent shall determine whether the student  
 6 will achieve greater educational benefits by:

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

9 SECTION 33. IC 20-32-4-14, AS AMENDED BY P.L.160-2023,  
 10 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 11 JULY 1, 2024]: Sec. 14. (a) The state board shall create an alternate  
 12 diploma for students with significant cognitive disabilities. The  
 13 diploma must be:

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

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

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

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

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

28 **may be counted as having graduated.**

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

31 SECTION 34. IC 20-32-4-18 IS ADDED TO THE INDIANA  
 32 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 33 [EFFECTIVE JULY 1, 2024]: Sec. 18. **(a) This section applies to an**  
 34 **individual who is a student in a cohort that is expected to graduate**  
 35 **in 2029 or thereafter from a:**

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

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



- 1           **(1) Algorithms and programming.**  
 2           **(2) Computing systems.**  
 3           **(3) Data and analysis.**  
 4           **(4) Impacts of computing.**  
 5           **(c) Each school described in subsection (a) shall certify to the**  
 6 **department that the individual has successfully completed**  
 7 **instruction on computer science before the individual may**  
 8 **graduate.**  
 9           **(d) The state board may allow a computer science course**  
 10 **described in this section, including a computer science course taken**  
 11 **in grade 8, to satisfy one (1) or more diploma course requirements.**  
 12           SECTION 35. IC 20-32-5.1-3, AS AMENDED BY P.L.192-2018,  
 13 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 14 JULY 1, 2024]: Sec. 3. The Indiana's Learning Evaluation Assessment  
 15 Readiness Network (ILEARN) program consists of:  
 16           (1) a **the** statewide assessment **program** described in section 7 of  
 17 this chapter;  
 18           (2) optional benchmark assessments described in section 17 of  
 19 this chapter;  
 20           (3) requirements to integrate statewide assessment literacy  
 21 described in section 18 of this chapter; and  
 22           (4) any programs or policies approved by the state board that are  
 23 necessary to carry out this chapter.  
 24           SECTION 36. IC 20-32-5.1-4, AS ADDED BY P.L.242-2017,  
 25 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 26 JULY 1, 2024]: Sec. 4. To carry out the purposes described in section  
 27 2 of this chapter:  
 28           (1) assessment reporting for assessments developed under this  
 29 chapter must be:  
 30           (A) reliable;  
 31           (B) accurate;  
 32           (C) user friendly; and  
 33           (D) timely;  
 34           (2) the statewide assessment **program** must help students  
 35 understand their college and career readiness; and  
 36           (3) the statewide assessment **program** must hold schools  
 37 accountable for preparing students for college and careers.  
 38           SECTION 37. IC 20-32-5.1-6, AS AMENDED BY P.L.43-2021,  
 39 SECTION 105, IS AMENDED TO READ AS FOLLOWS  
 40 [EFFECTIVE JULY 1, 2024]: Sec. 6. (a) The state board shall:  
 41           (1) authorize and oversee the department's development and  
 42 implementation of the Indiana's Learning Evaluation Assessment



- 1           Readiness Network (ILEARN) program, including:
- 2           (A) establishment of criteria for requests for proposals for
- 3           statewide assessments developed or authorized under this
- 4           chapter;
- 5           (B) establishment of criteria for membership of evaluation
- 6           teams; and
- 7           (C) establishment of criteria for content and format of the
- 8           statewide assessment; and
- 9           (2) require the department to conduct ongoing analysis of whether
- 10          the statewide assessment **program's** results are predictive of
- 11          success in college and career training programs.
- 12          (b) The passing scores on a statewide **summative** assessment must
- 13          be determined by statistically valid and reliable methods as determined
- 14          by independent experts selected by the state board.
- 15          (c) The state board, in consultation with The Arc of Indiana and
- 16          Indiana Council of Administrators of Special Education (ICASE), shall
- 17          select one (1) or more individuals who specialize in special education
- 18          who shall, in turn, be consulted with by the state board as part of the
- 19          state board's oversight of the development and implementation of the
- 20          Indiana's Learning Evaluation Assessment Readiness Network
- 21          (ILEARN) program.
- 22          (d) The secretary of education, with the approval of the state board,
- 23          is responsible for the development, implementation, and monitoring of
- 24          the Indiana's Learning Evaluation Assessment Readiness Network
- 25          (ILEARN) program.
- 26          (e) The department shall prepare detailed design specifications for
- 27          the statewide assessment **program** developed under this chapter that
- 28          must do the following:
- 29               (1) Take into account the academic standards adopted under
- 30               IC 20-31-3.
- 31               (2) Include testing of students' higher level cognitive thinking in
- 32               each subject area tested.
- 33          (f) A statewide **summative** assessment described in section 7 of this
- 34          chapter may be in a form that allows the department and the state
- 35          board, to the extent possible, to compare the proficiency of Indiana
- 36          students to the proficiency of students in other states. A statewide
- 37          **summative** assessment may consist of original test items for Indiana's
- 38          exclusive use if the state board determines that:
- 39               (1) developing original test items for Indiana's exclusive use will
- 40               result in cost savings; or
- 41               (2) it would be impractical to develop a statewide **summative**
- 42               assessment adequately aligned to Indiana's academic standards



- 1 without including original test items developed for Indiana's  
 2 exclusive use.
- 3 SECTION 38. IC 20-32-5.1-7, AS AMENDED BY P.L.11-2023,  
 4 SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 5 JULY 1, 2024]: Sec. 7. (a) Except as otherwise provided in this section  
 6 and in the manner provided in section 6 of this chapter, the state board  
 7 is responsible for determining the appropriate subjects, grades, and  
 8 format of a **the** statewide assessment **program**.
- 9 (b) For each school year beginning after June 30, 2018, and except  
 10 as provided in section 11 of this chapter, the statewide assessment  
 11 **program** must be administered to all full-time students attending a  
 12 school corporation, charter school, state accredited nonpublic school,  
 13 or eligible school (as defined in IC 20-51-1-4.7) in grades subject to the  
 14 statewide **summative** assessment required by federal law and in a  
 15 manner prescribed by the state board.
- 16 (c) Subject matter tested on **by** the statewide assessment **program**  
 17 as determined by the state board under subsection (a) must, at a  
 18 minimum, do the following:
- 19 (1) Comply with requirements established under federal law with:  
 20 (A) math and English/language arts assessed yearly in grades  
 21 3 through 8, and at least once in grades 9 through 12; and  
 22 (B) science assessed at least once in grades 3 through 5, grades  
 23 6 through 9, and grades 10 through 12.
- 24 (2) Require that United States history or United States  
 25 government be assessed at least once in grades 5 or 8.
- 26 (d) Except as provided under subsection (e), for each school year  
 27 beginning after June 30, 2021, a nationally recognized college entrance  
 28 exam must be administered for the high school subjects required under  
 29 subsection (c). The proficiency benchmark must be approved by the  
 30 commission for higher education, in consultation with the state  
 31 educational institutions, and may not be lower than the national college  
 32 ready benchmark established for that particular exam.
- 33 (e) If the state board determines that no nationally recognized  
 34 college entrance exam assesses a given high school subject that is  
 35 required under subsection (c), the state board may select another type  
 36 of assessment, including an end of course assessment, for that subject.
- 37 (f) The statewide assessment **program**:  
 38 (1) may not use technology that may negatively influence the  
 39 ability to measure a student's mastery of material or a particular  
 40 academic standard being tested; and  
 41 (2) may use a technology enhanced test question only when the  
 42 technology enhanced test question is the best way to measure the



1 academic standard being tested.

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

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

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

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

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

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

23 SECTION 40. IC 20-32-5.1-10, AS ADDED BY P.L.242-2017,  
24 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
25 JULY 1, 2024]: Sec. 10. (a) The governing body of each school  
26 corporation or the equivalent authority for each charter school, eligible  
27 school (as defined in IC 20-51-1-4.7), or state accredited nonpublic  
28 school is entitled to acquire at no charge from the department:

29 (1) the **assessments under the statewide assessment program;**  
30 and

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

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

34 (1) administer the statewide assessment **program's assessment**  
35 **or assessments, as applicable**, to its students at the same time **or**  
36 **times** that school corporations administer the **program's test**  
37 **assessment or assessments, as applicable**, under section 7 of  
38 this chapter; and

39 (2) make available to the department the results of the statewide  
40 assessment **program's assessment or assessments, as**  
41 **applicable.**

42 SECTION 41. IC 20-32-5.1-12, AS AMENDED BY P.L.139-2022,



1 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2024]: Sec. 12. (a) The department shall establish policies and  
3 procedures that foster, to the extent possible, the scoring of student  
4 responses of an open ended writing assessment on a statewide  
5 **summative** assessment by Indiana teachers. The teacher may not grade  
6 student responses of students who are enrolled in the same school  
7 corporation, charter school, state accredited nonpublic school, or  
8 eligible school (as defined in IC 20-51-1-4.7) in which the teacher is  
9 currently employed.

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

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

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

25 SECTION 42. IC 20-32-5.1-13, AS AMENDED BY P.L.30-2023,  
26 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
27 JULY 1, 2024]: Sec. 13. (a) The proficiency of students under a  
28 statewide **summative** assessment must be reported to the state board  
29 not later than:

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

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

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

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





- 1 are returned.
- 2 (d) After reports of final student scores on the statewide **summative**
- 3 assessment are returned to a school corporation, charter school, state
- 4 accredited nonpublic school, or eligible school (as defined in
- 5 IC 20-51-1-4.7), the school corporation or school shall promptly do the
- 6 following:
- 7 (1) Give each student and the student's parent the student's
- 8 statewide **summative** assessment test scores, including the
- 9 summary described in section 14.5 of this chapter.
- 10 (2) Make available for inspection to each student and the student's
- 11 parent the following:
- 12 (A) A copy of the student's scored responses.
- 13 (B) A copy of the anchor papers and scoring rubrics used to
- 14 score the student's responses.
- 15 A student's parent or the student's principal may request a rescoring of
- 16 a student's responses to a statewide **summative** assessment, including
- 17 a student's essay. A student's final score on a rescored statewide
- 18 **summative** assessment must reflect the student's actual score on the
- 19 rescored statewide **summative** assessment regardless of whether the
- 20 student's score decreased or improved on the rescored assessment.
- 21 (e) The department shall develop criteria to provide a student's
- 22 parent the opportunity to inspect questions in a manner that will not
- 23 compromise the validity or integrity of a statewide **summative**
- 24 assessment.
- 25 (f) A student's statewide **summative** assessment scores may not be
- 26 disclosed to the public.
- 27 (g) The department may not release less than ten (10) items per
- 28 subject matter per grade level. The state board and department shall:
- 29 (1) post:
- 30 (A) the questions; and
- 31 (B) with the permission of each student's parent, student
- 32 answers that are exemplary responses to the released
- 33 questions;
- 34 on the websites of the state board and department; and
- 35 (2) publicize the availability of the questions and answers to
- 36 schools, educators, and the public.
- 37 A student answer posted under this subsection may not identify the
- 38 student who provided the answer.
- 39 SECTION 43. IC 20-32-5.1-14, AS AMENDED BY P.L.139-2022,
- 40 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 41 JULY 1, 2024]: Sec. 14. (a) After a school receives statewide
- 42 **summative** assessment score reports, a teacher who currently teaches



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

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

13 SECTION 44. IC 20-32-5.1-14.5, AS AMENDED BY P.L.30-2023,  
 14 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 15 JULY 1, 2024]: Sec. 14.5. For a contract entered into or renewed after  
 16 June 30, 2023, with a vendor to conduct the statewide **summative**  
 17 assessment, the department shall include in the contract a requirement  
 18 that the vendor provide a summary of a student's statewide **summative**  
 19 assessment results that:

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

25 SECTION 45. IC 20-32-5.1-15, AS ADDED BY P.L.242-2017,  
 26 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 27 JULY 1, 2024]: Sec. 15. (a) Each school corporation shall compile the  
 28 total results of the statewide **summative** assessments in a manner that  
 29 will permit evaluation of learning progress within the school  
 30 corporation. The school corporation shall make the compilation of test  
 31 results available for public inspection and shall provide that  
 32 compilation to the parent of each student of the school corporation  
 33 tested under the statewide **summative** assessment.

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

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

41 SECTION 46. IC 20-32-5.1-17, AS AMENDED BY P.L.245-2023,  
 42 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2024]: Sec. 17. (a) The state board shall approve two (2) or  
 2 more benchmark, formative, interim, or similar assessments to identify  
 3 students that require remediation and provide individualized instruction  
 4 in which a school corporation, charter school, state accredited  
 5 nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) may  
 6 receive a grant under subsection (g).

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

11 (1) The assessment:

12 (A) focuses on English/language arts; and

13 (B) shows alignment, verified by a third party, to Indiana's  
 14 academic standards for English/language arts domains,  
 15 specifically foundational reading skills.

16 (2) The assessment is a universal screener that:

17 (A) meets the screening requirements listed in IC 20-35.5-2-2;

18 (B) measures foundational reading skills; and

19 (C) received a convincing or partially convincing rating for  
 20 accuracy, reliability, and validity by the National Center on  
 21 Intensive Intervention or a nationally recognized dyslexia  
 22 assessment expert.

23 (3) The assessment focuses on numeracy and shows alignment,  
 24 verified by a third party, to Indiana's academic standards for  
 25 mathematical domains, specifically:

26 (A) number sense;

27 (B) computation and algebraic thinking; and

28 (C) measurement.

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

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

37 (1) Indiana's academic standards; or

38 (2) the nationally recognized college entrance exam required to be  
 39 administered under section 7 of this chapter.

40 (e) This subsection does not apply to an assessment that is a  
 41 universal screener described in subsection (b)(2). The majority of the  
 42 benchmark, formative, interim, or similar assessment reporting must



1 indicate the degree to which students are on track for grade level  
 2 proficiency and college and career readiness. Approved assessments  
 3 must also provide predictive study results for student performance on  
 4 the statewide **summative** assessment under section 7 of this chapter,  
 5 not later than two (2) years after the **statewide** summative assessment  
 6 has been first administered.

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

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

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

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

38 SECTION 47. IC 20-32-5.1-18, AS ADDED BY P.L.242-2017,  
 39 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 40 JULY 1, 2024]: Sec. 18. (a) The department, with the approval of the  
 41 state board, shall develop and implement programs, policies, and  
 42 procedures necessary to carry out this chapter to:

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

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

19 SECTION 48. IC 20-32-5.1-18.4, AS ADDED BY P.L.82-2020,  
 20 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 21 JULY 1, 2024]: Sec. 18.4. Notwithstanding any other law, a student's  
 22 score on the statewide **summative** assessment may not be the primary  
 23 factor or measure used to determine whether a student is eligible for a  
 24 particular course or program.

25 SECTION 49. IC 20-32-5.1-18.5, AS AMENDED BY P.L.11-2023,  
 26 SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 27 JULY 1, 2024]: Sec. 18.5. (a) The department shall, to the extent  
 28 permitted under federal law, provide the same text-to-speech, screen  
 29 reader, or human reader and calculator accommodations to a student in  
 30 grades 6 through 12 on every section of the statewide **summative**  
 31 assessment program if that accommodation is provided as part of the  
 32 student's:

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

39 (b) The department must submit any guidance or recommendations  
 40 the department plans to distribute to a school corporation or school that  
 41 attempts to affect in any manner based on statewide **summative**  
 42 assessment accommodations which instructional methods are included



1 or excluded from a program or plan described in subsection (a) to the  
2 state board for approval.

3 SECTION 50. IC 20-32-8-4, AS AMENDED BY P.L.10-2019,  
4 SECTION 86, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 2024]: Sec. 4. The remediation grant program is established  
6 to provide grants to school corporations for the following:

7 (1) Remediation of students who score below academic standards.

8 (2) Preventive remediation for students who are at risk of falling  
9 below academic standards.

10 (3) For students in a freeway school or freeway school corporation  
11 who are assessed under a locally adopted assessment program  
12 under IC 20-26-15-6(4):

13 (A) remediation of students who score below academic  
14 standards under the locally adopted assessment program; and

15 (B) preventive remediation for students who are at risk of  
16 falling below academic standards under the locally adopted  
17 assessment program.

18 (4) Targeted instruction of students to:

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

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

27 SECTION 51. IC 20-32-9-2, AS AMENDED BY P.L.192-2018,  
28 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
29 JULY 1, 2024]: Sec. 2. The guidelines established in section 1 of this  
30 chapter:

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

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

35 (i) the student's results or score on a national assessment of  
36 college and career readiness, with thresholds determined by  
37 the commission for higher education and the department in  
38 consultation with the state educational institutions; or

39 (ii) the student's qualifying grades, which for purposes of  
40 this section are a "B" or higher, in advanced placement,  
41 international baccalaureate, or dual credit courses; and

42 (B) a description of the school official who may make a



1 determination based on the criteria to assess whether a student  
 2 requires remediation or additional instruction; and  
 3 (2) must provide information on strategies and resources that  
 4 schools can use to assist a student in achieving the level of  
 5 academic performance that is appropriate for the student's grade  
 6 level to:

- 7 (A) reduce the likelihood that a student will ~~fail a graduation~~  
 8 ~~exam (before July 1, 2022)~~ or fail to meet a postsecondary  
 9 readiness competency established by the state board under  
 10 IC 20-32-4-1.5(c) and require a ~~graduation~~ waiver under  
 11 ~~IC 20-32-4-4~~, IC 20-32-4-4.1 or IC 20-32-4-5; or  
 12 (B) minimize the necessity for postsecondary remedial course  
 13 work by the student.

14 SECTION 52. IC 20-33-2-13, AS AMENDED BY P.L.160-2023,  
 15 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2024]: Sec. 13. (a) A school corporation shall record or  
 17 include the following information in the official high school transcript  
 18 for a student in high school:

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

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

29 SECTION 53. IC 20-33-8-19, AS AMENDED BY P.L.94-2019,  
 30 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 31 JULY 1, 2024]: Sec. 19. (a) A superintendent of a school corporation  
 32 may conduct an expulsion meeting or appoint one (1) of the following  
 33 to conduct an expulsion meeting:

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

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

42 (b) An expulsion may take place only after the student and the



1 student's parent are given notice of their right to appear at an expulsion  
 2 meeting with the superintendent or a person designated under  
 3 subsection (a). Notice of the right to appear at an expulsion meeting  
 4 must:

5 (1) be made by:

6 (A) certified mail or by personal delivery; or

7 (B) electronic mail if the:

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

12 (ii) school is able to confirm the electronic mail was  
 13 opened and responded to by a user of the electronic mail  
 14 account under item (i);

15 (2) contain the reasons for the expulsion; and

16 (3) contain the procedure for requesting an expulsion meeting.

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

23 (c) The individual conducting an expulsion meeting:

24 (1) shall make a written summary of the evidence heard at the  
 25 expulsion meeting;

26 (2) may take action that the individual finds appropriate;

27 (3) shall provide the information described in subsection (g) to  
 28 the student and the student's parent; and

29 (4) must give notice of the action taken under subdivision (2) to  
 30 the student and the student's parent.

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

34 (1) shall hold a meeting to consider:

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

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

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

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

42 The decision of the governing body may be appealed only under





1 section 21 of this chapter.

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

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

11 (2) **made by:**

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

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

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

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

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

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

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

35 (2) virtual charter schools;

36 in which a student may enroll if the student is expelled. The list must  
37 contain contact information for the entities described in subdivisions  
38 (1) and (2) and must provide the student and the student's parent notice  
39 that the student may be required to comply with IC 20-33-2 or any  
40 statute relating to compulsory school attendance in accordance with  
41 section 31 of this chapter. A copy of the list shall be provided to the  
42 student or the student's parent at the expulsion meeting. If the student



1 or student's parent fails to attend an expulsion meeting, a copy of the  
2 list shall be mailed to the student's residence.

3 SECTION 54. IC 20-35-3-1, AS AMENDED BY P.L.56-2023,  
4 SECTION 195, IS AMENDED TO READ AS FOLLOWS  
5 [EFFECTIVE JULY 1, 2024]: Sec. 1. (a) The secretary of education  
6 shall appoint a state advisory council on the education of children with  
7 disabilities. The state advisory council's duties consist of providing  
8 policy guidance concerning special education and related services for  
9 children with disabilities. The secretary of education shall appoint at  
10 least seventeen (17) members who serve for a term of four (4) years.  
11 Vacancies shall be filled in the same manner for the unexpired balance  
12 of the term.

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

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

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

- 21 (1) Parents of children with disabilities.
- 22 (2) Individuals with disabilities.
- 23 (3) Teachers.
- 24 (4) Representatives of postsecondary educational institutions that  
25 prepare special education and related services personnel.
- 26 (5) State and local education officials.
- 27 (6) Administrators of programs for children with disabilities.
- 28 (7) Representatives of state agencies involved in the financing or  
29 delivery of related services to children with disabilities, including  
30 the following:
  - 31 (A) The commissioner of the Indiana department of health or  
32 the commissioner's designee.
  - 33 (B) The director of the division of disability and rehabilitative  
34 services or the director's designee.
  - 35 (C) The director of the division of mental health and addiction  
36 or the director's designee.
  - 37 (D) The director of the department of child services or the  
38 director's designee.
- 39 (8) Representatives of nonpublic schools and freeway schools.
- 40 (9) One (1) or more representatives of vocational, community, or  
41 business organizations concerned with the provision of  
42 transitional services to children with disabilities.



- 1 (10) Representatives of the department of correction.  
 2 (11) A representative from each of the following:  
 3 (A) The Indiana School for the Blind and Visually Impaired  
 4 board.  
 5 (B) The Indiana School for the Deaf board.  
 6 (12) A representative from the Arc of Indiana.  
 7 (d) The responsibilities of the state advisory council are as follows:  
 8 (1) To advise the secretary of education and the state board  
 9 regarding all rules pertaining to children with disabilities.  
 10 ~~(2) To recommend approval or rejection of completed~~  
 11 ~~comprehensive plans submitted by school corporations acting~~  
 12 ~~individually or on a joint school services program basis with other~~  
 13 ~~corporations.~~  
 14 ~~(3) (2)~~ To advise the department of unmet needs within Indiana  
 15 in the education of children with disabilities.  
 16 ~~(4) (3)~~ To provide public comment on rules proposed by the state  
 17 board regarding the education of children with disabilities.  
 18 ~~(5) (4)~~ To advise the department in developing evaluations and  
 19 reporting data to the United States Secretary of Education under  
 20 20 U.S.C. 1418.  
 21 ~~(6) (5)~~ To advise the department in developing corrective action  
 22 plans to address findings identified in federal monitoring reports  
 23 under 20 U.S.C. 1400 et seq.  
 24 ~~(7) (6)~~ To advise the department in developing and implementing  
 25 policies related to the coordination of services for children with  
 26 disabilities.  
 27 (e) The state advisory council shall do the following:  
 28 (1) Organize with a chairperson selected by the secretary of  
 29 education.  
 30 (2) Meet as often as necessary to conduct the council's business  
 31 at the call of the chairperson, upon ten (10) days written notice,  
 32 but not less than four (4) times a year.  
 33 (f) Members of the state advisory council are entitled to reasonable  
 34 amounts for expenses necessarily incurred in the performance of their  
 35 duties.  
 36 (g) The secretary of education shall do the following:  
 37 (1) Designate the director to act as executive secretary of the state  
 38 advisory council.  
 39 (2) Furnish all professional and clerical assistance necessary for  
 40 the performance of the state advisory council's powers and duties.  
 41 (h) The affirmative votes of a majority of the members appointed to  
 42 the state advisory council are required for the state advisory council to



1 take action.

2 SECTION 55. IC 20-40-22-8, AS ADDED BY P.L.201-2023,  
3 SECTION 189, IS AMENDED TO READ AS FOLLOWS  
4 [EFFECTIVE JULY 1, 2024]: Sec. 8. (a) The department shall  
5 annually determine the total distribution amount from the fund in a  
6 state fiscal year.

7 (b) **Except as provided in subsection (e)**, beginning October 1,  
8 2023, and October 1 each year thereafter, the department shall  
9 distribute from the fund to each public school **that has complied with**  
10 **the requirements established under subsection (d)** and each  
11 accredited nonpublic school from which a reimbursement request was  
12 received under IC 20-33-5-9 an amount equal to:

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

15 (2) in the case of:

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

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

21 (c) If the total distribution amount from the fund is less than the  
22 amount needed to pay the cost of all curricular materials provided and  
23 the cost of reimbursements under this chapter, the department shall  
24 make distributions from the fund to each public school and each  
25 applicable accredited nonpublic school based on the cost of curricular  
26 materials per student as determined under section 7 of this chapter on  
27 a pro rata basis.

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

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

34 (2) **provide the fee information requested by the department**  
35 **as part of the annual statewide survey;**

36 **in the manner prescribed by the department.**

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

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

42 SECTION 56. IC 20-43-8-15.5, AS AMENDED BY THE



1 TECHNICAL CORRECTIONS BILL OF THE 2024 GENERAL  
 2 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 3 JULY 1, 2024]: Sec. 15.5. (a) This section applies to a student who:

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

10 (A) The student:

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

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

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

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

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

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

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

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



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

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

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

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

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

18 (l) The total amount of grants that may be awarded in a state fiscal  
19 year under this section may not exceed five million dollars  
20 (\$5,000,000).

21 (m) If the total amount to be distributed as credential completion  
22 grants for a particular state fiscal year exceeds the maximum amount  
23 allowed under subsection (l) for a state fiscal year, the total amount to  
24 be distributed as credential completion grants shall be proportionately  
25 reduced so that the total reduction equals the amount of the excess.

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

34 SECTION 57. IC 20-51.4-4-1, AS AMENDED BY P.L.201-2023,  
35 SECTION 220, AND AS AMENDED BY P.L.202-2023, SECTION  
36 49, AND AS AMENDED BY THE TECHNICAL CORRECTIONS  
37 BILL OF THE 2024 GENERAL ASSEMBLY, IS CORRECTED AND  
38 AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]:  
39 Sec. 1. (a) After June 30, 2022, a parent of an eligible student or an  
40 emancipated eligible student may establish an Indiana education  
41 scholarship account for the eligible student by entering into a written  
42 agreement with the treasurer of state on a form prepared by the



1 treasurer of state. The treasurer of state shall establish a date by which  
 2 an application to establish an *ESA* account for the upcoming school  
 3 year must be submitted. However, for a school year beginning after  
 4 July 1, 2022, applications must be submitted for an eligible student not  
 5 later than September 1 for the immediately following school year. The  
 6 *ESA* account of an eligible student shall be made in the name of the  
 7 eligible student. The treasurer of state shall make the agreement  
 8 available on the ~~Internet web site~~ *website* of the treasurer of state. To  
 9 be eligible, a parent of an eligible student or an emancipated eligible  
 10 student wishing to participate in the *ESA* program must agree that:

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

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

20 ~~(2)~~ (3) money in the *ESA* account when the *ESA* account is  
 21 terminated reverts to the state general fund;

22 ~~(3)~~ (4) the parent of the eligible student or the emancipated  
 23 eligible student will use part of the money in the *ESA* account:

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

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

27 (i) individualized education program;

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

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

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

33 ~~(4)~~ (5) the eligible student will not be enrolled in a school that  
 34 receives tuition support under IC 20-43; and

35 ~~(5)~~ (6) the eligible student will take the statewide **summative**  
 36 assessment, as applicable based on the eligible student's grade  
 37 level, as provided under IC 20-32-5.1, or the assessment specified  
 38 in the eligible student's:

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

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

42 (C) choice special education plan developed under 511



- 1 IAC 7-49; or  
 2 (D) plan developed under Section 504 of the federal  
 3 Rehabilitation Act of 1973, 29 U.S.C. 794.
- 4 (b) A parent of an eligible student may enter into a separate  
 5 agreement under subsection (a) for each child of the parent. However,  
 6 not more than one (1) *ESA* account may be established for each eligible  
 7 student.
- 8 (c) The *ESA* account must be established under subsection (a) by a  
 9 parent of an eligible student or an emancipated eligible student for a  
 10 school year on or before a date established by the treasurer of state,  
 11 which must be at least thirty (30) days before the *fall ADM count date*  
 12 *established by the state board fall count day of ADM established* under  
 13 IC 20-43-4-3. A parent of an eligible student or an emancipated eligible  
 14 student may not enter into an agreement under this section or maintain  
 15 an *ESA* account under this chapter if the eligible student receives a  
 16 choice scholarship under IC 20-51-4 for the same school year. An  
 17 eligible student may not receive a grant under section 2 of this chapter  
 18 if the eligible student is currently included in a school corporation's  
 19 ADM count under IC 20-43-4.
- 20 (d) Except as provided in subsections (e) and (f), an agreement  
 21 made under this section is valid for one (1) school year while the  
 22 eligible student is in kindergarten through grade 12 and may be  
 23 renewed annually. Upon graduation, or receipt of a certificate of  
 24 completion under the eligible student's individualized education  
 25 program, the eligible student's *ESA* account is terminated.
- 26 (e) An agreement entered into under this section terminates  
 27 automatically for an eligible student if:
- 28 (1) the eligible student no longer resides in Indiana while the  
 29 eligible student is eligible to receive grants under section 2 of this  
 30 chapter; or
- 31 (2) the *ESA* account is not renewed within three hundred  
 32 ninety-five (395) days after the date the *ESA* account was either  
 33 established or last renewed.
- 34 If an *ESA* account is terminated under this section, money in the  
 35 eligible student's *ESA* account, including any interest accrued, reverts  
 36 to the state general fund.
- 37 (f) An agreement made under this section for an eligible student  
 38 while the eligible student is in kindergarten through grade 12 may be  
 39 terminated before the end of the school year if the parent of the eligible  
 40 student or the emancipated eligible student notifies the treasurer of  
 41 state in a manner specified by the treasurer of state.
- 42 (g) A distribution made to an *ESA* account under section 2 of this





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

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

11 SECTION 58. IC 20-51.4-5-3, AS AMENDED BY P.L.202-2023,  
 12 SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 13 JULY 1, 2024]: Sec. 3. (a) Each qualified school that is an ESA  
 14 participating entity that accepts payments for tuition and fees made  
 15 from an ESA account under the ESA program shall administer to its  
 16 eligible students, for the applicable grade levels as provided under  
 17 IC 20-32-5.1, the statewide **summative** assessment unless otherwise  
 18 prescribed by the eligible student's:

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

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

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

34 SECTION 59. IC 20-51.4-5.5-3, AS ADDED BY P.L.202-2023,  
 35 SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 36 JULY 1, 2024]: Sec. 3. The commission for higher education shall  
 37 approve an application submitted under section 2 of this chapter **to the**  
 38 **commission for higher education** if the individual or entity meets the  
 39 criteria to serve as a CSA participating entity.

40 SECTION 60. IC 20-51.4-5.5-5, AS ADDED BY P.L.202-2023,  
 41 SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 42 JULY 1, 2024]: Sec. 5. (a) The commission for higher education may



1 refuse to allow a CSA participating entity to continue participation in  
 2 the CSA program and revoke the CSA participating entity's status as a  
 3 CSA participating entity if the commission for higher education  
 4 determines that the CSA participating entity accepts payments made  
 5 from a CSA account under this article and:

6 (1) has failed to provide any educational service required by state  
 7 or federal law to a career scholarship student receiving instruction  
 8 from the CSA participating entity; or

9 (2) has routinely failed to meet the requirements of a CSA  
 10 participating entity under the CSA program.

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

14 (1) may periodically review the sequences, courses,  
 15 apprenticeships, or programs of study provided by the CSA  
 16 participating entity to ensure the sequences, courses, or  
 17 apprenticeships comply with the requirements under  
 18 IC 20-51.4-4.5-6 and this chapter; and

19 (2) may revoke approval of the CSA participating entity if, at any  
 20 time more than two (2) years after the CSA participating entity is  
 21 approved, the commission for higher education determines that  
 22 the sequences, courses, apprenticeships, or programs of study that  
 23 the CSA participating entity offers ~~does~~ do not comply with the  
 24 requirements under IC 20-51.4-4.5-6 or this chapter.

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

28 SECTION 61. IC 21-18-19-1, AS ADDED BY P.L.202-2023,  
 29 SECTION 78, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 30 JULY 1, 2024]: Sec. 1. (a) As used in this section, "applicable statutes"  
 31 means the following:

32 (1) IC 11-10-12-7.

33 (2) IC 20-30-5.6-5.

34 (3) IC 21-12-3-9.2.

35 (4) IC 21-12-4-3.5.

36 (5) IC 21-12-6-6.8.

37 (6) IC 21-18-20.

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

40 (c) The commission shall:

41 (1) develop application forms by which an intermediary, an  
 42 employer, or a labor organization may apply for inclusion on the



- 1 lists described in subdivisions (2) and (4);  
 2 (2) create a list of ~~approved~~ intermediaries, employers, and labor  
 3 organizations **approved by the commission under subsection**  
 4 **(d)** for the purposes set forth in the applicable statutes;  
 5 (3) establish, in a manner that complies with:  
 6 (A) state privacy laws; and  
 7 (B) federal privacy laws, including the privacy provisions of  
 8 the federal Family Educational Rights and Privacy Act (20  
 9 U.S.C. 1232g);  
 10 annual reporting requirements for an intermediary, an employer,  
 11 or a labor organization that meets with an individual under the  
 12 applicable statutes; and  
 13 (4) create a list of intermediaries, employers, and labor  
 14 organizations that are approved **by the commission under**  
 15 **subsection (d)** for purposes of the applicable statutes.  
 16 (d) An intermediary, an employer, or a labor organization may apply  
 17 for inclusion on the lists described in subsection (c)(2) and (c)(4) by  
 18 submitting to the commission an application on the appropriate form  
 19 described in subsection (c)(1).  
 20 (e) The commission shall publish the lists created under subsection  
 21 (c)(2) and (c)(4) on the commission's website.  
 22 (f) The commission may:  
 23 (1) update the lists created under subsection (c)(2) and (c)(4), as  
 24 needed; and  
 25 (2) approve or deny a request for a waiver of the meeting  
 26 requirement submitted under the applicable statutes.  
 27 (g) The commission may:  
 28 (1) adopt rules under IC 4-22-2;  
 29 (2) issue a request for proposals under IC 5-22-9; and  
 30 (3) issue a request for information;  
 31 for the purpose of implementing this section.  
 32 SECTION 62. IC 21-18.5-4-8.5, AS AMENDED BY P.L.192-2018,  
 33 SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 34 JULY 1, 2024]: Sec. 8.5. (a) ~~This section does not apply to a student~~  
 35 ~~who:~~  
 36 ~~(1) receives a graduation waiver under IC 20-32-4-4 or~~  
 37 ~~IC 20-32-4-4.1; and~~  
 38 ~~(2) receives an Indiana diploma with a general designation by~~  
 39 ~~satisfying the conditions set forth in IC 20-32-4-4 or~~  
 40 ~~IC 20-32-4-4.1;~~  
 41 ~~if the student has an individualized education program.~~  
 42 (b) Except as provided in subsection (a); this section applies to a



1 student who receives a graduation waiver under IC 20-32-4-4 after  
2 June 30, 2014:

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

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

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

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

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

19 (e) A student described in subsection (c) is not disqualified from  
20 receiving **may not receive or use any** state scholarships, grants, or  
21 assistance administered by the commission for **credit bearing degree**  
22 **noncredit-bearing, nondegree** seeking courses, as mutually defined  
23 by the commission and the postsecondary educational institution  
24 offering the course.

25 SECTION 63. IC 21-40-4-2, AS ADDED BY P.L.2-2007,  
26 SECTION 281, IS AMENDED TO READ AS FOLLOWS  
27 [EFFECTIVE JULY 1, 2024]: Sec. 2. (a) This section does not apply  
28 to:

29 (1) Ivy Tech Community College; and

30 (2) Vincennes University with respect to two (2) year degree  
31 programs.

32 (b) Except as provided in sections 5 and 6 of this chapter, each state  
33 educational institution must require a student who is an Indiana  
34 resident to have 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 as a general requirement for regular admission as a freshman to the  
40 state educational institution.

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

42 (1) requirements for regular admission; and



- 1 (2) exceptions to the institution's requirements for regular  
2 admission.
- 3 SECTION 64. IC 21-40-4-3, AS ADDED BY P.L.2-2007,  
4 SECTION 281, IS AMENDED TO READ AS FOLLOWS  
5 [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) This section applies to:  
6 (1) Ivy Tech Community College; and  
7 (2) Vincennes University with respect to two (2) year degree  
8 programs.
- 9 (b) A student who enters a state educational institution to which this  
10 section applies to obtain a two (2) year degree is not required to have  
11 completed either:  
12 (1) the Core 40 curriculum established under IC 20-30-10; **or**  
13 (2) a curriculum that is equivalent to the Core 40 curriculum; **or**  
14 **(3) a curriculum aligned with Indiana diploma requirements**  
15 **established under IC 20-19-2-21;**  
16 to be admitted to the state educational institution.
- 17 SECTION 65. IC 21-40-4-5, AS ADDED BY P.L.2-2007,  
18 SECTION 281, IS AMENDED TO READ AS FOLLOWS  
19 [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) This section applies to a  
20 student who has not completed:  
21 (1) the Core 40 curriculum established under IC 20-30-10; **or**  
22 (2) a curriculum that is equivalent to the Core 40 curriculum; **or**  
23 **(3) a curriculum aligned with Indiana diploma requirements**  
24 **established under IC 20-19-2-21.**
- 25 (b) A student to whom this section applies may apply for acceptance  
26 as a transfer student at a state educational institution to which section  
27 2 of this chapter applies if the student has successfully completed at  
28 least twelve (12) credit hours of college level courses with at least a  
29 "C" average or the equivalent in each course.
- 30 SECTION 66. IC 21-40-4-6, AS ADDED BY P.L.2-2007,  
31 SECTION 281, IS AMENDED TO READ AS FOLLOWS  
32 [EFFECTIVE JULY 1, 2024]: Sec. 6. The requirement set forth in  
33 section 2(b) of this chapter that a student must have completed:  
34 (1) the Core 40 curriculum; **or**  
35 (2) a curriculum equivalent to the Core 40 curriculum; **or**  
36 **(3) a curriculum aligned with Indiana diploma requirements**  
37 **established under IC 20-19-2-21;**  
38 for regular admission does not apply to a student who will be at least  
39 twenty-one (21) years of age during the semester for which the student  
40 seeks admission.
- 41 SECTION 67. IC 22-4-10-8, AS AMENDED BY P.L.183-2017,  
42 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2024]: Sec. 8. (a) This section applies only to an employer  
2 who employs individuals within the state.

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

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

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

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

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

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

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

17 (2) includes any individual:

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

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

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

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

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

34 (1) governmental agencies;

35 (2) labor organizations; or

36 (3) a person doing business in the state as identified by:

37 (A) the person's federal employer identification number; or

38 (B) if applicable, the common paymaster, as defined in Section  
39 3121 of the Internal Revenue Code or the payroll reporting  
40 agent of the employer, as described in IRS Rev. Proc. 70-6,  
41 1970-1 C.B. 420.

42 (e) As used in this section, "Internal Revenue Code" has the



1 meaning set forth in IC 6-3-1-11.

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

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

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

7 (2) resumes service with an employer after a separation from  
8 service of at least sixty (60) days.

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

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

14 ~~(j)~~ (h) An employer must transmit the information required under  
15 subsection ~~(f)~~: (i)

16 ~~(1)~~ within twenty (20) business days of the employee's date of  
17 hire. or

18 ~~(2)~~ if the information is transmitted magnetically or electronically;  
19 in two (2) monthly transactions that are:

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

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

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

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

26 ~~(2)~~ if it is received on or before the due date; whenever the report  
27 is transmitted by:

28 ~~(A)~~ facsimile machine; or

29 ~~(B)~~ electronic or magnetic media:

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

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

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

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

42 (4) **The current primary standardized occupational**



1 **classification code of the employee.**

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

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

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

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

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

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

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

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

17 (A) not provide the required report; or

18 (B) provide a false or an incomplete report.

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

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

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

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

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

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

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

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

41 SECTION 68. IC 22-4.1-1-6.5 IS ADDED TO THE INDIANA  
42 CODE AS A NEW SECTION TO READ AS FOLLOWS

**EH 1243—LS 7004/DI 110**





1 [EFFECTIVE JULY 1, 2024]: **Sec. 6.5. "Workforce focused agency"**  
 2 **means the following:**

3 (1) **The department.**

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

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

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

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

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

12 SECTION 69. IC 22-4.1-1-7, AS ADDED BY P.L.230-2017,  
 13 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 14 JULY 1, 2024]: Sec. 7. (a) **Except as provided in subsection (b),**  
 15 "workforce related program" means a program operated, delivered, or  
 16 enabled, in whole or in part, by a state provider using public funds to  
 17 offer incentives, funding, support, or guidance for any of the following  
 18 purposes:

19 (1) Job training.

20 (2) The attainment of an industry recognized certification or  
 21 credential.

22 (3) The attainment of a postsecondary degree, certificate, or  
 23 credential.

24 (4) The provision of other types of employment assistance.

25 (5) The promotion of Indiana to workers or the provision of  
 26 assistance to a worker relocating to Indiana for employment.

27 (6) Any other program that:

28 (A) has, at least in part, the goal of securing employment or  
 29 better employment for an individual; and

30 (B) receives funding through WIOA or a state appropriation.

31 (b) **For purposes of IC 22-4.1-24-3, "workforce related**  
 32 **program" means a program offering incentives, funding, support,**  
 33 **or guidance for any of the following purposes:**

34 (1) **Job training.**

35 (2) **The attainment of an industry recognized certification or**  
 36 **credential.**

37 (3) **The attainment of a postsecondary degree, certificate, or**  
 38 **credential.**

39 (4) **The provision of other types of employment assistance.**

40 (5) **The promotion of Indiana to workers or the provision of**  
 41 **assistance to a worker relocating to Indiana for employment.**

42 (6) **Any other program that has, at least in part, the goal of**



1           **securing employment or better employment for an individual.**  
 2 **The term does not include a United States Department of Labor**  
 3 **certified multi-year apprenticeship program subject to a reporting**  
 4 **requirement targeted at measuring the performance of the**  
 5 **program.**

6           SECTION 70. IC 22-4.1-18-1, AS AMENDED BY P.L.228-2017,  
 7 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 8 JULY 1, 2024]: Sec. 1. This chapter applies to an individual who is:

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

16           (A) The individual's parent if the individual attends a  
 17           nonaccredited nonpublic school that has less than one (1)  
 18           employee.

19           (B) The superintendent (as defined in IC 20-18-2-21),  
 20           principal, or head of the school the individual attends, or  
 21           the appropriate designee, if the individual attends a school  
 22           that employs more than one (1) employee.

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

24           SECTION 71. IC 22-4.1-24-3 IS ADDED TO THE INDIANA  
 25           CODE AS A NEW SECTION TO READ AS FOLLOWS  
 26           [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) As used in this section,  
 27           "management performance hub" refers to the management  
 28           performance hub established by IC 4-3-26-8.

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

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

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

40           (2) Either:

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

42           (B) another identifier for the individual, so long as the



- 1 department has approved the manner of identification for  
 2 purposes of reporting under this section.
- 3 (3) The name of the program in which the individual enrolled.
- 4 (4) The date the individual began the program.
- 5 (5) The date the individual completed the program, or if the  
 6 individual failed to complete the program, the date the  
 7 individual exited the program.
- 8 (6) Any certificate or credential the individual earned through  
 9 participation in the program.
- 10 (7) Any other relevant information specifically requested by  
 11 the department or the governor's workforce cabinet not later  
 12 than April 1 of each year.
- 13 (d) A workforce focused agency shall deliver a report described  
 14 in subsection (b) in a secure manner, as determined by the  
 15 management performance hub.
- 16 (e) This subsection applies to a contract entered into or renewed  
 17 after June 30, 2024. A workforce focused agency may not enter  
 18 into a contract with a person to conduct, operate, or administer a  
 19 workforce related program, unless the contract requires the person  
 20 to transmit the information described in subsection (c)(1) through  
 21 (c)(7) for all individuals participating in the workforce related  
 22 program.
- 23 SECTION 72. [EFFECTIVE JULY 1, 2024] (a) The definitions in  
 24 IC 20 apply throughout this SECTION.
- 25 (b) Not later than November 1, 2026, the department shall  
 26 develop proposals to align diploma waiver statutes with new  
 27 diploma requirements established by the state board under  
 28 IC 20-19-2-21, as amended by this act.
- 29 (c) This SECTION expires July 1, 2027.
- 30 SECTION 73. [EFFECTIVE UPON PASSAGE] (a) The definitions  
 31 used in IC 20-18-2 apply throughout this SECTION.
- 32 (b) The department of education may, in a manner prescribed  
 33 by the department, authorize all school corporations or charter  
 34 schools to elect to either cancel school on April 8, 2024, or to use  
 35 the day as a virtual student instructional day for the observance of  
 36 the solar eclipse occurring on that date.
- 37 (c) If a school corporation or charter school elects to, in  
 38 accordance with the department's authorization described in  
 39 subsection (b):
- 40 (1) use the day as a virtual student instructional day,  
 41 notwithstanding IC 20-30-2-2.7, the virtual student day does  
 42 not count towards the three (3) virtual student instructional



1           **days under IC 20-30-2-2.7; or**  
2           **(2) cancel school, the canceled school day may not be used to**  
3           **penalize the school corporation or charter school under**  
4           **IC 20-30-2-4 for not meeting the one hundred eighty (180)**  
5           **student instructional days set forth in IC 20-30-2-3.**  
6           **(d) This SECTION expires July 1, 2024.**  
7           **SECTION 74. 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

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 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.



## COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Engrossed 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 6, delete lines 19 through 42.

Page 7, delete lines 1 through 9.

Page 22, delete lines 36 through 42.

Delete pages 23 through 24.

Page 25, delete lines 1 through 31.

Page 53, delete lines 31 through 42.

Page 54, delete lines 1 through 24.

Page 68, line 13, delete "(other than an apprenticeship".

Page 68, delete line 14.

Page 68, between lines 26 and 27, begin a new line blocked left and insert:

**"The term does not include a United States Department of Labor certified multi-year apprenticeship program subject to a reporting requirement targeted at measuring the performance of the program."**

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to EHB 1243 as printed February 23, 2024.)

MISHLER, Chairperson

Committee Vote: Yeas 13, Nays 0.

