

# HOUSE BILL No. 1343

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 20-28-9-1.5.

**Synopsis:** Minimum teacher salary. Provides that, for a school year beginning after June 30, 2021, the minimum annual salary for a full-time teacher employed by a school corporation may not be less than \$50,000. Provides that each full-time teacher employed by a school corporation shall receive a bonus of \$1,000, not based on performance, from the school corporation for hardships related to teaching during the 2020-2021 school year due to the coronavirus disease (COVID-19).

**Effective:** July 1, 2020 (retroactive).

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January 14, 2021, read first time and referred to Committee on Education.

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First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

## HOUSE BILL No. 1343

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

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

1 SECTION 1. IC 20-28-9-1.5, AS AMENDED BY P.L.211-2019,  
2 SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2020 (RETROACTIVE)]: Sec. 1.5. (a) This subsection  
4 governs salary increases for a teacher employed by a school  
5 corporation. Compensation attributable to additional degrees or  
6 graduate credits earned before the effective date of a local  
7 compensation plan created under this chapter before July 1, 2015, shall  
8 continue for school years beginning after June 30, 2015. Compensation  
9 attributable to additional degrees for which a teacher has started course  
10 work before July 1, 2011, and completed course work before  
11 September 2, 2014, shall also continue for school years beginning after  
12 June 30, 2015. For school years beginning after June 30, 2015, a school  
13 corporation may provide a supplemental payment to a teacher in excess  
14 of the salary specified in the school corporation's compensation plan  
15 under any of the following circumstances:

- 16 (1) The teacher:
  - 17 (A) teaches an advanced placement course or a Cambridge



- 1 International course; or  
 2 (B) has earned a master's degree from an accredited  
 3 postsecondary educational institution in a content area directly  
 4 related to the subject matter of:  
 5 (i) a dual credit course; or  
 6 (ii) another course;  
 7 taught by the teacher.
- 8 (2) Beginning after June 30, 2018, the teacher:  
 9 (A) is a special education professional; or  
 10 (B) teaches in the areas of science, technology, engineering, or  
 11 mathematics.
- 12 (3) Beginning after June 30, 2019, the teacher teaches a career or  
 13 technical education course.
- 14 In addition, a supplemental payment may be made to an elementary  
 15 school teacher who earns a master's degree in math, reading, or  
 16 literacy. A supplement provided under this subsection is not subject to  
 17 collective bargaining, but a discussion of the supplement must be held.  
 18 Such a supplement is in addition to any increase permitted under  
 19 subsection (b).
- 20 (b) Increases or increments in a local salary range must be based  
 21 upon a combination of the following factors:
- 22 (1) A combination of the following factors taken together may  
 23 account for not more than fifty percent (50%) of the calculation  
 24 used to determine a teacher's increase or increment:
- 25 (A) The number of years of a teacher's experience.  
 26 (B) The possession of either:  
 27 (i) additional content area degrees beyond the requirements  
 28 for employment; or  
 29 (ii) additional content area degrees and credit hours beyond  
 30 the requirements for employment, if required under an  
 31 agreement bargained under IC 20-29.
- 32 (2) The results of an evaluation conducted under IC 20-28-11.5.  
 33 (3) The assignment of instructional leadership roles, including the  
 34 responsibility for conducting evaluations under IC 20-28-11.5.  
 35 (4) The academic needs of students in the school corporation.
- 36 (c) To provide greater flexibility and options, a school corporation  
 37 may differentiate the amount of salary increases or increments  
 38 determined for teachers under subsection (b)(4). A school corporation  
 39 shall base a differentiated amount under this subsection on any  
 40 academic needs the school corporation determines are appropriate,  
 41 which may include the:  
 42 (1) subject or subjects, including the subjects described in



- 1 subsection (a)(2), taught by a given teacher;  
2 (2) importance of retaining a given teacher at the school  
3 corporation; and  
4 (3) need to attract an individual with specific qualifications to fill  
5 a teaching vacancy.
- 6 (d) A school corporation may provide differentiated increases or  
7 increments under subsection (b), and in excess of the percentage  
8 specified in subsection (b)(1), in order to:  
9 (1) reduce the gap between the school corporation's minimum  
10 teacher salary and the average of the school corporation's  
11 minimum and maximum teacher salaries; or  
12 (2) allow teachers currently employed by the school corporation  
13 to receive a salary adjusted in comparison to starting base salaries  
14 of new teachers.
- 15 (e) Except as provided in subsection (f), a teacher rated ineffective  
16 or improvement necessary under IC 20-28-11.5 may not receive any  
17 raise or increment for the following year if the teacher's employment  
18 contract is continued. The amount that would otherwise have been  
19 allocated for the salary increase of teachers rated ineffective or  
20 improvement necessary shall be allocated for compensation of all  
21 teachers rated effective and highly effective based on the criteria in  
22 subsection (b).
- 23 (f) Subsection (e) does not apply to a teacher in the first two (2) full  
24 school years that the teacher provides instruction to students in  
25 elementary school or high school. If a teacher provides instruction to  
26 students in elementary school or high school in another state, any full  
27 school year, or its equivalent in the other state, that the teacher provides  
28 instruction counts toward the two (2) full school years under this  
29 subsection.
- 30 (g) A teacher who does not receive a raise or increment under  
31 subsection (e) may file a request with the superintendent or  
32 superintendent's designee not later than five (5) days after receiving  
33 notice that the teacher received a rating of ineffective. The teacher is  
34 entitled to a private conference with the superintendent or  
35 superintendent's designee.
- 36 (h) The Indiana education employment relations board established  
37 ~~in~~ by IC 20-29-3-1 shall publish a model compensation plan with a  
38 model salary range that a school corporation may adopt.
- 39 (i) Each school corporation shall submit its local compensation plan  
40 to the Indiana education employment relations board. For a school year  
41 beginning after June 30, 2015, a local compensation plan must specify  
42 the range for teacher salaries. The Indiana education employment



1 relations board shall publish the local compensation plans on the  
 2 Indiana education employment relations board's Internet web site.

3 (j) The Indiana education employment relations board shall review  
 4 a compensation plan for compliance with this section as part of its  
 5 review under IC 20-29-6-6.1. The Indiana education employment  
 6 relations board has jurisdiction to determine compliance of a  
 7 compensation plan submitted under this section.

8 (k) ~~This chapter may not be construed to require or allow a school~~  
 9 ~~corporation to decrease the salary of any teacher below the salary the~~  
 10 ~~teacher was earning on or before July 1, 2015, if that decrease would~~  
 11 ~~be made solely to conform to the new compensation plan. For a school~~  
 12 ~~year beginning after June 30, 2021, the minimum annual salary for~~  
 13 ~~a full-time teacher employed by a school corporation may not be~~  
 14 ~~less than fifty thousand dollars (\$50,000).~~

15 (l) After June 30, 2011, all rights, duties, or obligations established  
 16 under IC 20-28-9-1 before its repeal are considered rights, duties, or  
 17 obligations under this section.

18 (m) **This subsection expires July 1, 2021. Each full-time teacher**  
 19 **employed by a school corporation shall receive a bonus of one**  
 20 **thousand dollars (\$1,000), not based on performance, from the**  
 21 **school corporation for hardships related to teaching during the**  
 22 **2020-2021 school year due to the coronavirus disease (COVID-19).**

23 SECTION 2. An emergency is declared for this act.

