



January 23, 2015

SENATE BILL No. 169

DIGEST OF SB 169 (Updated January 21, 2015 2:37 pm - DI 116)

Citations Affected: IC 20-32; noncode.

Synopsis: Reading assessments. Requires, after June 30, 2016, that the state superintendent of public instruction's reading deficiency remediation plan (IREAD) provide a reading evaluation for students by grade 2. Provides that a student who requires remediation after the student is evaluated in grade 2 must receive remedial action and be reevaluated in grade 3. Provides that if the student remains below standard after receiving remedial action and being reevaluated in grade 3, the student, after other methods of remediation have been evaluated or used, or both, must be retained as a last resort. Asks the legislative council to assign to the education study committee issues concerning the timing of the IREAD test and remediation.

Effective: July 1, 2015.

**Houchin, Miller Pete, Mishler,
Grooms, Rogers, Kruse**

January 6, 2015, read first time and referred to Committee on Education & Career Development.

January 22, 2015, amended, reported favorably — Do Pass; reassigned to Committee on Appropriations.

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January 23, 2015

First Regular Session 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 169

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 20-32-8.5-2, AS AMENDED BY P.L.160-2012,
2 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]: Sec. 2. (a) Except as provided in subsection (b) or ~~(c)~~;
4 **(d)**, the plan required by this chapter must include the following:
5 (1) Reading skill standards for grade 1 through grade 3.
6 (2) **This subdivision applies before July 1, 2016.** An emphasis
7 on a method for making determinant evaluations by grade 3 that
8 might require remedial action for the student, including retention
9 as a last resort, after other methods of remediation have been
10 evaluated or used, or both, if reading skills are below the
11 standard. Appropriate consultation with parents or guardians must
12 be part of the plan.
13 (3) **This subdivision applies after June 30, 2016. An emphasis**
14 **on a method for making determinant evaluations by grade 2**
15 **that might require retention or remedial action for the**
16 **student in grade 2 or grade 3. A student who requires**

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1 remediation after the student is evaluated in grade 2 must
 2 receive remedial action and be reevaluated in grade 3. If the
 3 student remains below standard after receiving remedial
 4 action and being reevaluated in grade 3, the student, after
 5 other methods of remediation have been evaluated or used, or
 6 both, must be retained as a last resort. If a student is not on
 7 track to meet grade level reading expectations as required by
 8 the plan, the student's teacher may suggest remedial action,
 9 including retention of the student. Appropriate consultation
 10 with parents or guardians must be part of the plan.

11 ~~(3)~~ (4) The fiscal impact of each component of the plan, if any. In
 12 determining whether a component has a fiscal impact,
 13 consideration shall be given to whether the component will
 14 increase costs to the state or a school corporation or require the
 15 state or school corporation to reallocate resources.

16 (b) **This subsection applies before July 1, 2016.** For a charter
 17 school, as defined in IC 20-24-1-4, a plan may include only the
 18 following:

19 (1) A method for making determinant evaluations of reading skills
 20 by grade 3.

21 (2) Retention as a last resort for students reading below grade
 22 level as measured by the evaluation or assessment.

23 (c) **This subsection applies after June 30, 2016. For a charter**
 24 **school, as defined in IC 20-24-1-4, a plan may include only the**
 25 **requirements provided in subsection (a)(3).**

26 ~~(c)~~ (d) This subsection applies to a public school that is not a charter
 27 school. A school corporation may receive a waiver of the requirements
 28 provided in 511 IAC 6.2-3.1-4(a)(2) if the state board approves an
 29 alternative reading plan provided by the school corporation.

30 SECTION 2. [EFFECTIVE JULY 1, 2015] (a) **As used in this**
 31 **SECTION, "committee" refers to the education study committee**
 32 **established by IC 2-5-1.3-4.**

33 (b) **The general assembly urges the legislative council to assign**
 34 **to the committee the task of studying:**

35 (1) **whether assessing a student's reading skills in grade 2 or**
 36 **grade 3 is most beneficial to the student; and**

37 (2) **the timing of reading remediation for students.**

38 (c) **The committee shall issue to the legislative council a final**
 39 **report containing the committee's findings and recommendations,**
 40 **including any recommended legislation concerning the topic, in an**
 41 **electronic format under IC 5-14-6 not later than November 1, 2015.**

42 (d) **This SECTION expires January 1, 2016.**



COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 169, 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 3, strike "(c)," and insert "**(d)**".

Page 1, line 5, reset in roman "grade 3".

Page 1, line 5, delete "grade 2".

Page 1, line 6, after "(2)" insert "**This subdivision applies before July 1, 2016.**".

Page 1, line 7, reset in roman "grade 3".

Page 1, line 7, delete "grade 2".

Page 1, between lines 11 and 12, begin a new line block indented and insert:

"(3) This subdivision applies after June 30, 2016. An emphasis on a method for making determinant evaluations by grade 2 that might require retention or remedial action for the student in grade 2 or grade 3. A student who requires remediation after the student is evaluated in grade 2 must receive remedial action and be reevaluated in grade 3. If the student remains below standard after receiving remedial action and being reevaluated in grade 3, the student, after other methods of remediation have been evaluated or used, or both, must be retained as a last resort. If a student is not on track to meet grade level reading expectations as required by the plan, the student's teacher may suggest remedial action, including retention of the student. Appropriate consultation with parents or guardians must be part of the plan."

Page 1, line 12, strike "(3)" and insert "**(4)**".

Page 2, line 1, after "(b)" insert "**This subsection applies before July 1, 2016.**".

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

"(c) This subsection applies after June 30, 2016. For a charter school, as defined in IC 20-24-1-4, a plan may include only the requirements provided in subsection (a)(3)."

Page 2, line 7, strike "(c)" and insert "**(d)**".

Page 2, after line 10, begin a new paragraph and insert:

"SECTION 2. [EFFECTIVE JULY 1, 2015] (a) As used in this SECTION, "committee" refers to the education study committee established by IC 2-5-1.3-4.



(b) The general assembly urges the legislative council to assign to the committee the task of studying:

(1) whether assessing a student's reading skills in grade 2 or grade 3 is most beneficial to the student; and

(2) the timing of reading remediation for students.

(c) The committee shall issue to the legislative council a final report containing the committee's findings and recommendations, including any recommended legislation concerning the topic, in an electronic format under IC 5-14-6 not later than November 1, 2015.

(d) This SECTION expires January 1, 2016."

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

(Reference is to SB 169 as introduced.)

KRUSE, Chairperson

Committee Vote: Yeas 9, Nays 0.

