



January 29, 2021

SENATE BILL No. 203

DIGEST OF SB 203 (Updated January 27, 2021 2:12 pm - DI 136)

Citations Affected: IC 20-19.

Synopsis: High ability students and education studies. Removes the topic of the department of education's responsibility for licensing teachers from the list of statutes that the legislative council is urged to assign to a study committee during the 2021 legislative interim. Removes the topic of high ability students (including high ability curriculum) from the list of statutes that the legislative council is urged to assign to a study committee during the 2021 legislative interim. Adds certain education topics to the list of statutes that the legislative council is urged to assign to a study committee during the 2023 legislative interim. Removes an expired proposed study topic.

Effective: Upon passage.

**Rogers, Raatz, Buchanan, Kruse,
Ford J.D., Donato, Crane, Baldwin,
Leising, Walker K, Qaddoura**

January 7, 2021, read first time and referred to Committee on Education and Career Development.
January 28, 2021, amended, reported favorably — Do Pass.

SB 203—LS 6263/DI 136



January 29, 2021

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.

SENATE BILL No. 203

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 20-19-8-3, AS AMENDED BY P.L.92-2020,
2 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: Sec. 3. (a) The legislative council is urged to
4 assign to the study committee during the 2019, 2020, 2021, and 2022
5 interims the study of the following:
6 (1) How to do the following:
7 (A) Eliminate, reduce, or streamline the number of education
8 mandates placed on schools.
9 (B) Streamline fiscal and compliance reporting to the general
10 assembly on a sustainable and systematic basis.
11 (2) During the 2019 interim, the following:
12 (A) The following provisions:
13 IC 5-2-10.1-11 (school safety specialist).
14 IC 5-11-1-27 (local government internal control standards).
15 IC 20-20-40-13 (restraint and seclusion; notice requirement;
16 training; elements of the restraint and seclusion plan).
17 IC 20-26-5-34.2 (bullying prevention; training for

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- 1 employees and volunteers).
 2 IC 20-26-13 (graduation rate determination).
 3 IC 20-26-16-4 (school corporation police officer minimum
 4 training requirements).
 5 IC 20-26-18 (criminal gang measures).
 6 IC 20-26-18.2 (school resource officers).
 7 IC 20-28-3-4.5 (training on child abuse and neglect).
 8 IC 20-28-3-6 (youth suicide awareness and prevention
 9 training).
 10 IC 20-28-3-7 (training on human trafficking).
 11 IC 20-34-7 (student athletes: concussions and head injuries).
 12 (B) The relation, if applicable, of any requirements under
 13 provisions listed in clause (A) with the following federal
 14 provisions, and whether any of the requirements under
 15 provisions listed in clause (A) or other state law can be
 16 streamlined with the federal provisions to alleviate
 17 administrative burdens for schools:
 18 29 CFR 1910.1030 (bloodborne pathogens).
 19 29 CFR 1910.147 (lock out/tag out).
 20 (3) During the 2020 interim, the following:
 21 (A) The following provisions:
 22 IC 5-11-1-27 (local government internal control standards).
 23 IC 5-22-8-2 (purchases below fifty thousand dollars
 24 (\$50,000)).
 25 IC 20-19-6.2 (Indiana family friendly school designation
 26 program).
 27 IC 20-26-3-5 (constitutional or statutory exercise of powers;
 28 written policy).
 29 IC 20-26-5-1 (power and purpose to conduct various
 30 education programs).
 31 IC 20-26-5-10 (adoption of criminal history background and
 32 child protection index check policy; implementation of
 33 policy).
 34 IC 20-26-5-34.4 (child suicide awareness and prevention).
 35 IC 20-33-2-14 (compulsory attendance; school corporation
 36 policy; exceptions; service as page or honoree of general
 37 assembly).
 38 IC 20-33-8-12 (adoption of discipline rules; publicity
 39 requirement; discipline policy regulations and guidelines;
 40 delegation of authority; rulemaking powers of governing
 41 body).
 42 IC 20-33-8-13.5 (discipline rules prohibiting bullying



- 1 required).
- 2 IC 20-33-8-32 (locker searches).
- 3 IC 20-43-10-3.5 (teacher appreciation grants).
- 4 410 IAC 33-4-3 (vehicles idling).
- 5 410 IAC 33-4-7 (policy for animals in the classroom).
- 6 410 IAC 33-4-8 (policy to minimize student exposure to
- 7 chemicals).
- 8 511 IAC 6-10-4 (postsecondary enrollment program local
- 9 policies).
- 10 511 IAC 6.1-5-9 (required homework policy).
- 11 511 IAC 6.1-5-10 (policy prohibiting retaining students for
- 12 athletic purposes).
- 13 511 IAC 7-36-9 (medication administration).
- 14 511 IAC 7-42-10 (least restrictive environment and delivery
- 15 of special education and related services).
- 16 (B) The relation, if applicable, of any requirements under
- 17 provisions listed in clause (A) with the following federal
- 18 provisions, and whether any of the requirements under
- 19 provisions listed in clause (A) or any other state law can be
- 20 streamlined with the federal provisions to alleviate
- 21 administrative burdens for schools:
- 22 20 U.S.C. 1232h(c) and 34 CFR 98.3 (parental access to
- 23 instructional materials).
- 24 20 U.S.C. 6318(a)(2) (parent and family engagement).
- 25 20 U.S.C. 7961(h)(1) (Gun-Free Schools Act).
- 26 41 U.S.C. 8103 and 34 CFR 84 (drug-free workplace).
- 27 42 U.S.C. 1751 through 42 U.S.C. 1769 (school lunch).
- 28 7 CFR 210.31 (local school wellness policy).
- 29 (4) During the 2021 interim, the following:
- 30 (A) The following provisions:
- 31 IC 5-3-1-3(b) through IC 5-3-1-3(e) and IC 5-3-1-3(g)
- 32 (publication of annual financial report).
- 33 IC 20-18-2-2.7 (definition of "curricular material").
- 34 IC 20-19-2-8 (adoption of administrative rules by the state
- 35 board).
- 36 IC 20-19-2-16 (federal aid concerning children with
- 37 disabilities).
- 38 IC 20-19-3-9.4 (disclosure of student test number
- 39 information).
- 40 IC 20-20-8-8 (school corporation annual performance
- 41 report).
- 42 IC 20-20-33 (alternative education program grants).



- 1 IC 20-26-13 (graduation rate determination).
 2 ~~IC 20-28-5-1 (department's responsibility for licensing~~
 3 ~~teachers):~~
 4 IC 20-28-11.5-9 (staff performance evaluation reporting).
 5 IC 20-30-8 (alternative program for certain students).
 6 IC 20-33-2-3.2 (definition of "attend").
 7 IC 20-33-5-7 (public schools; curricular material assistance;
 8 state reimbursement).
 9 IC 20-34-6 (student safety reporting).
 10 IC 20-35-5-2 (formation of special education cooperative).
 11 ~~IC 20-36 (high ability students):~~
 12 IC 20-43-1-3 (definition of "honors designation award").
 13 IC 20-43-4-2 (determination of ADM).
 14 ~~IC 20-43-10-3 (determination of annual performance grant):~~
 15 IC 21-12-10 (eligibility for Mitch Daniels early graduation
 16 scholarship).
 17 ~~511 IAC 6-9-1 (waiver of curriculum and graduation rules~~
 18 ~~for high ability students):~~
 19 511 IAC 6.2-3.1 (reading plan).
 20 511 IAC 7-46-4 (child count data collection).
 21 511 IAC 10-6-4(a)(1) (staff evaluation measures).
 22 511 IAC 16-2-7 (creditable experience for licensing).
 23 (B) The relation, if applicable, of any requirements under
 24 provisions listed in clause (A) with the following federal
 25 provisions and whether any of the requirements under
 26 provisions listed in clause (A) or other state law can be
 27 streamlined with the federal provisions to alleviate
 28 administrative burdens for schools:
 29 20 U.S.C. 3413(c)(1) (civil rights data collection).
 30 Individuals with Disabilities Education Act (IDEA), Section
 31 618 Part C (child count reporting requirements).
 32 Elementary and Secondary Education Act of 1965 (ESEA),
 33 Section 8303, as amended by the Every Student Succeeds
 34 Act (ESSA) (consolidated reporting).
 35 34 CFR 300.601 (state performance plans and data
 36 collection).
 37 (5) During the 2022 interim, the following provisions:
 38 IC 20-30-5-5.5 (instruction on bullying prevention).
 39 IC 20-30-5-5.7 (child abuse and child sexual abuse).
 40 IC 20-30-5-7 (required curriculum).
 41 IC 20-30-5-8 (safety instruction).
 42 IC 20-30-5-9 (hygiene instruction).



- 1 IC 20-30-5-10 (disease instruction).
 2 IC 20-30-5-11 (drug education).
 3 IC 20-30-5-12 (AIDS education).
 4 IC 20-30-5-13 (human sexuality and sexually transmitted
 5 diseases instructional requirements).
 6 IC 20-30-5-14 (career awareness and development).
 7 IC 20-30-5-15 (breast cancer and testicular cancer education).
 8 IC 20-30-5-16 (human organ and blood donor program
 9 education).
 10 IC 20-30-5-17 (access to materials; consent for participation).
 11 IC 20-30-5-18 (meningitis information).
 12 IC 20-30-5-19 (personal financial responsibility instruction).
 13 IC 20-30-5-20 (instruction in cardiopulmonary resuscitation).
 14 IC 20-30-5-23 (computer studies).
 15 **(6) During the 2023 interim, the following:**
 16 **(A) The following provisions:**
 17 **IC 5-11-1-27 (local government internal control**
 18 **standards).**
 19 **IC 5-22-8-2 (purchases below fifty thousand dollars**
 20 **(\$50,000)).**
 21 **IC 20-19-6.2 (Indiana family friendly school designation**
 22 **program).**
 23 **IC 20-26-3-5 (constitutional or statutory exercise of**
 24 **powers; written policy).**
 25 **IC 20-26-5-1 (power and purpose to conduct various**
 26 **education programs).**
 27 **IC 20-26-5-10 (adoption of criminal history background**
 28 **and child protection index check policy; implementation**
 29 **of policy).**
 30 **IC 20-26-5-34.4 (child suicide awareness and**
 31 **prevention).**
 32 **IC 20-33-2-14 (compulsory attendance; school**
 33 **corporation policy; exceptions; service as page or**
 34 **honoree of general assembly).**
 35 **IC 20-33-8-12 (adoption of discipline rules; publicity**
 36 **requirement; discipline policy regulations and**
 37 **guidelines; delegation of authority; rulemaking powers**
 38 **of governing body).**
 39 **IC 20-33-8-13.5 (discipline rules prohibiting bullying**
 40 **required).**
 41 **IC 20-33-8-32 (locker searches).**
 42 **IC 20-43-10-3.5 (teacher appreciation grants).**



- 1 **410 IAC 33-4-3 (vehicles idling).**
 2 **410 IAC 33-4-7 (policy for animals in the classroom).**
 3 **410 IAC 33-4-8 (policy to minimize student exposure to**
 4 **chemicals).**
 5 **511 IAC 6-10-4 (postsecondary enrollment program**
 6 **local policies).**
 7 **511 IAC 6.1-5-9 (required homework policy).**
 8 **511 IAC 6.1-5-10 (policy prohibiting retaining students**
 9 **for athletic purposes).**
 10 **511 IAC 7-36-9 (medication administration).**
 11 **511 IAC 7-42-10 (least restrictive environment and**
 12 **delivery of special education and related services).**
 13 **(B) The relation, if applicable, of any requirements under**
 14 **provisions listed in clause (A) with the following federal**
 15 **provisions, and whether any of the requirements under**
 16 **provisions listed in clause (A) or any other state law are**
 17 **able to be streamlined with the federal provisions to**
 18 **alleviate administrative burdens for schools:**
 19 **20 U.S.C. 1232h(c) and 34 CFR 98.3 (parental access to**
 20 **instructional materials).**
 21 **20 U.S.C. 6318(a)(2) (parent and family engagement).**
 22 **20 U.S.C. 7961(h)(1) (Gun-Free Schools Act).**
 23 **41 U.S.C. 8103 and 34 CFR 84 (drug-free workplace).**
 24 **42 U.S.C. 1751 through 42 U.S.C. 1769 (school lunch).**
 25 **7 CFR 210.31 (local school wellness policy).**
 26 (b) The study committee shall include in its annual report for each
 27 interim the study committee's recommendations, including any
 28 recommendations to the general assembly as to whether a provision
 29 described in subsection (a)(2)(A), (a)(3)(A), (a)(4)(A), or (a)(5) should
 30 **be** repealed or whether the provision may be improved to lessen the
 31 administrative burden placed on schools.
 32 (c) This chapter expires ~~January 1, 2023.~~ **January 1, 2024.**
 33 **SECTION 2. An emergency is declared for this act.**



COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 203, 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 4, strike lines 2 through 3.

Page 5, between lines 14 and 15, begin a new line block indented and insert:

"(6) During the 2023 interim, the following:

(A) The following provisions:

IC 5-11-1-27 (local government internal control standards).

IC 5-22-8-2 (purchases below fifty thousand dollars (\$50,000)).

IC 20-19-6.2 (Indiana family friendly school designation program).

IC 20-26-3-5 (constitutional or statutory exercise of powers; written policy).

IC 20-26-5-1 (power and purpose to conduct various education programs).

IC 20-26-5-10 (adoption of criminal history background and child protection index check policy; implementation of policy).

IC 20-26-5-34.4 (child suicide awareness and prevention).

IC 20-33-2-14 (compulsory attendance; school corporation policy; exceptions; service as page or honoree of general assembly).

IC 20-33-8-12 (adoption of discipline rules; publicity requirement; discipline policy regulations and guidelines; delegation of authority; rulemaking powers of governing body).

IC 20-33-8-13.5 (discipline rules prohibiting bullying required).

IC 20-33-8-32 (locker searches).

IC 20-43-10-3.5 (teacher appreciation grants).

410 IAC 33-4-3 (vehicles idling).

410 IAC 33-4-7 (policy for animals in the classroom).

410 IAC 33-4-8 (policy to minimize student exposure to chemicals).

511 IAC 6-10-4 (postsecondary enrollment program)



local policies).

511 IAC 6.1-5-9 (required homework policy).

511 IAC 6.1-5-10 (policy prohibiting retaining students for athletic purposes).

511 IAC 7-36-9 (medication administration).

511 IAC 7-42-10 (least restrictive environment and delivery of special education and related services).

(B) The relation, if applicable, of any requirements under provisions listed in clause (A) with the following federal provisions, and whether any of the requirements under provisions listed in clause (A) or any other state law are able to be streamlined with the federal provisions to alleviate administrative burdens for schools:

20 U.S.C. 1232h(c) and 34 CFR 98.3 (parental access to instructional materials).

20 U.S.C. 6318(a)(2) (parent and family engagement).

20 U.S.C. 7961(h)(1) (Gun-Free Schools Act).

41 U.S.C. 8103 and 34 CFR 84 (drug-free workplace).

42 U.S.C. 1751 through 42 U.S.C. 1769 (school lunch).

7 CFR 210.31 (local school wellness policy)."

Page 5, line 21, strike "January 1, 2023." and insert "**January 1, 2024.**".

and when so amended that said bill do pass.

(Reference is to SB 203 as introduced.)

RAATZ, Chairperson

Committee Vote: Yeas 12, Nays 0.

