

SENATE BILL No. 282

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-32-4-1.5; IC 20-43-8; IC 22-4.1-22.

Synopsis: Workforce development matters. Requires the state board of education, when establishing an apprenticeship as a graduation pathway requirement, to establish as an apprenticeship only an apprenticeship program registered under the federal National Apprenticeship Act or another federal apprenticeship program administered by the United States Department of Labor. Requires the state workforce innovation council, not an advisory committee, to approve all applicable federal and state workforce related programs. Defines apprenticeship program and work based learning course for career and technical education purposes.

Effective: July 1, 2018.

Boots

January 4, 2018, read first time and referred to Committee on Education and Career Development.



Second Regular Session 120th General Assembly (2018)

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 2017 Regular Session of the General Assembly.

SENATE BILL No. 282

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

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

- 1 SECTION 1. IC 20-32-4-1.5, AS ADDED BY P.L.242-2017,
2 SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2018]: Sec. 1.5. (a) This section applies after June 30, 2018.
4 (b) Except as provided in sections 4, 5, 6, 7, 8, 9, and 10 of this
5 chapter, each student shall:
6 (1) demonstrate college or career readiness through a pathway
7 established by the state board, in consultation with the department
8 of workforce development and the commission for higher
9 education;
10 (2) meet the Core 40 course and credit requirements adopted by
11 the state board under IC 20-30-10; and
12 (3) meet any additional requirements established by the governing
13 body;
14 to be eligible to graduate.
15 (c) The state board shall establish graduation pathway requirements
16 under subsection (b)(1) in consultation with the department of
17 workforce development and the commission for higher education. A



1 graduation pathway requirement may include the following options
2 approved by the state board:

- 3 (1) End of course assessments measuring academic standards in
4 subjects determined by the state board.
5 (2) International baccalaureate exams.
6 (3) Nationally recognized college entrance assessments.
7 (4) Advanced placement exams.
8 (5) Assessments necessary to receive college credit for dual credit
9 courses.
10 (6) Industry recognized certificates.
11 (7) The Armed Services Vocational Aptitude Battery.
12 (8) Any other pathway approved by the state board.

13 (d) If the state board establishes a nationally recognized college
14 entrance exam as a graduation pathway requirement, the nationally
15 recognized college entrance exam must be offered to a student at the
16 school in which the student is enrolled and during the normal school
17 day.

18 **(e) When an apprenticeship is established as a graduation**
19 **pathway requirement, the state board shall establish as an**
20 **apprenticeship only an apprenticeship program registered under**
21 **the federal National Apprenticeship Act (29 U.S.C. 50 et seq.) or**
22 **another federal apprenticeship program administered by the**
23 **United States Department of Labor.**

24 SECTION 2. IC 20-43-8-0.3 IS ADDED TO THE INDIANA CODE
25 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
26 1, 2018]: **Sec. 0.3. As used in this chapter, "apprenticeship" or**
27 **"apprenticeship program" means an apprenticeship program**
28 **registered under the federal National Apprenticeship Act (29**
29 **U.S.C. 50 et seq.) or another federal apprenticeship program**
30 **administered by the United States Department of Labor.**

31 SECTION 3. IC 20-43-8-0.7 IS ADDED TO THE INDIANA CODE
32 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
33 1, 2018]: **Sec. 0.7. As used in this chapter, "work based learning**
34 **course" means a program, delivered in an employment**
35 **relationship, that provides a worker with paid work experience and**
36 **corresponding classroom instruction.**

37 SECTION 4. IC 22-4.1-22-1, AS ADDED BY P.L.69-2015,
38 SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
39 JULY 1, 2018]: **Sec. 1. As used in this chapter, "applicable federal**
40 **program" refers to the federal human resource programs for which the**
41 **council has authority to:**

- 42 **(1) approve under section 3 of this chapter; or**



- 1 (2) make recommendations as listed in section 4 of this chapter.
 2 SECTION 5. IC 22-4.1-22-1.5 IS ADDED TO THE INDIANA
 3 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 4 [EFFECTIVE JULY 1, 2018]: **Sec. 1.5. As used in this chapter,**
 5 **"applicable state program" refers to any of the following:**
 6 (1) **A workforce related program defined by IC 22-4.1-1-7.**
 7 (2) **An apprenticeship training program funded by the special**
 8 **employment and training services fund as described in**
 9 **IC 22-4-25-1(c).**
 10 (3) **A workforce related grant awarded by the department.**
 11 SECTION 6. IC 22-4.1-22-3, AS ADDED BY P.L.69-2015,
 12 SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2018]: Sec. 3. The state workforce innovation council is
 14 established under the applicable federal programs to do the following:
 15 (1) **Review Approve** the services and use of funds and resources
 16 under applicable federal **programs and applicable state**
 17 programs and advise the governor on methods of coordinating the
 18 services and use of funds and resources consistent with the laws
 19 and regulations governing the particular applicable federal
 20 **programs and applicable state** programs.
 21 (2) Advise the governor on:
 22 (A) the development and implementation of state and local
 23 standards and measures; and
 24 (B) the coordination of the standards and measures;
 25 concerning the applicable federal **programs and applicable state**
 26 programs.
 27 (3) Perform the duties as set forth in federal law of the particular
 28 advisory bodies for applicable federal programs described in
 29 section 4 of this chapter.
 30 (4) Identify the workforce needs in Indiana and recommend to the
 31 governor goals to meet the investment needs.
 32 (5) Recommend to the governor goals for the development and
 33 coordination of the human resource system in Indiana.
 34 (6) Prepare and recommend to the governor a strategic plan to
 35 accomplish the goals developed under subdivisions (4) and (5).
 36 (7) Monitor the implementation of and evaluate the effectiveness
 37 of the strategic plan described in subdivision (6).
 38 (8) Advise the governor on the coordination of federal, state, and
 39 local education and training programs and on the allocation of
 40 state and federal funds in Indiana to promote effective services,
 41 service delivery, and innovative programs.
 42 (9) Administer the minority training grant program established by



1 section 11 of this chapter.

2 (10) Administer the back home in Indiana program established by
3 section 12 of this chapter.

4 (11) Any other function assigned to the council by the governor
5 with regard to the study and evaluation of Indiana's workforce
6 development delivery system.

7 (12) Administer postsecondary proprietary educational institution
8 accreditation under IC 22-4.1-21.

9 SECTION 7. IC 22-4.1-22-4, AS AMENDED BY P.L.149-2016,
10 SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
11 JULY 1, 2018]: Sec. 4. (a) The council shall serve as the state ~~advisory~~
12 **approval** body required under the following federal laws:

13 (1) The Workforce Innovation and Opportunity Act of 2014 under
14 29 U.S.C. 3101 et seq., including reauthorizations of WIOA.

15 (2) The Wagner-Peyser Act under 29 U.S.C. 49 et seq.

16 (3) The Carl D. Perkins Vocational and Technical Education
17 Improvement Act of 2006 under 20 U.S.C. 2301 et seq.

18 (4) The Adult Education and Family Literacy Act under 20 U.S.C.
19 9201 et seq.

20 (b) In addition, the council ~~may be designated to~~ **shall** serve as the
21 state advisory body required under any of the following federal laws
22 upon approval of the particular state agency directed to administer the
23 particular federal law:

24 (1) The National and Community Service Act of 1990 under 42
25 U.S.C. 12501 et seq.

26 (2) Part A of Title IV of the Social Security Act under 42 U.S.C.
27 601 et seq.

28 (3) The employment and training programs established under the
29 Food Stamp Act of 1977 under 7 U.S.C. 2011 et seq.

30 (c) The council shall administer the minority training grant program
31 established by section 11 of this chapter and the back home in Indiana
32 program established by section 12 of this chapter.

33 **(d) The council shall approve and oversee all applicable state**
34 **programs.**

35 SECTION 8. IC 22-4.1-22-9, AS ADDED BY P.L.69-2015,
36 SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
37 JULY 1, 2018]: Sec. 9. (a) The council shall adopt bylaws and rules
38 governing the council's organization and operation, including bylaws
39 and rules governing the establishment of advisory committees
40 considered necessary by the council, scheduling of council meetings,
41 and other activities necessary to implement this chapter.

42 **(b) The council shall approve all applicable federal programs or**



1 applicable state programs. An advisory committee may not
2 approve an applicable federal program or applicable state
3 program.

