

January 29, 1998

HOUSE BILL No. 1125

DIGEST OF HB1125 (Updated January 28, 1998 11:39 am - DI 02)

Citations Affected: IC 20-10.1-2-1.

Synopsis: Student instructional time. Provides that a maximum of two days for parent and teacher conferences and two days for staff development activities count as student instructional days for purposes of the required 180 day school year. Requires the department of education to grant to a school corporation a waiver of two student instructional days from the required 180 day school year if the school superintendent cancels the days because of inclement weather.

Effective: Upon passage.

Denbo, Crosby

January 6, 1998, read first time and referred to Committee on Education.
January 28, 1998, reported — Do Pass.

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HB 1125—LS 6362/DI 02



January 29, 1998

Second Regular Session 110th General Assembly (1998)

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 1997 General Assembly.

HOUSE BILL No. 1125

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 20-10.1-2-1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) A school year
3 is the period of time beginning after June 30 of each year and ending
4 before July 1 of the following year, except when a different period is
5 specified for a particular purpose.

6 (b) **The following are student instructional days:**

7 (1) **Except as provided in subdivisions (2) and (3)**, a student
8 instructional day in:

9 (A) grades 1 through 6 consists of a minimum of five (5)
10 hours of instructional time; ~~A student instructional day in~~
11 **and**

12 (B) grades 7 through 12 consists of a minimum of six (6)
13 hours of instructional time.

14 For purposes of this section, instructional time is time in which
15 students are participating in an approved course, curriculum, or
16 educationally related activity under the direction of a teacher,
17 including a reasonable amount of passing time between classes.

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1 However, instructional time does not include lunch or recess.

2 **(2) A maximum of two (2) days in a school year when:**

3 **(A) a school conducts parent and teacher conferences;**
4 **and**

5 **(B) students are not required to attend school.**

6 **(3) A maximum of two (2) days in a school year when:**

7 **(A) a school conducts staff development activities; and**

8 **(B) students are not required to attend school.**

9 (c) For the 1987-88 school year, each school corporation shall
10 conduct at least one hundred seventy-five (175) student instructional
11 days. For the 1988-89 school year and each school year after that,
12 **Subject to subsections (e) and (f)**, each school corporation shall
13 conduct at least one hundred eighty (180) student instructional days **in**
14 **each school year**. No later than June 15 of each school year, the
15 superintendent of each school corporation shall certify to the
16 department the number of student instructional days conducted during
17 that school year.

18 (d) **Subject to subsections (e) and (f)**, if a school corporation fails
19 to conduct the minimum number of student instructional days during
20 a school year as required under subsection (c), the department shall
21 reduce the August tuition support distribution to that school
22 corporation by an amount determined as follows:

23 **(1) For the 1987-88 school year, the amount determined under**
24 **STEP THREE of the following formula:**

25 **STEP ONE:** Divide the amount of the total tuition support
26 allocated to the school corporation for the 1987-88 school
27 year by one hundred seventy-five (175):

28 **STEP TWO:** Subtract the number of student instructional
29 days that the school corporation conducted from one
30 hundred seventy-five (175):

31 **STEP THREE:** Multiply the amount determined under
32 **STEP ONE** by the amount determined under **STEP TWO**:

33 **(2) For the 1988-89 school year and each school year after that,**
34 **the amount determined under STEP NINE of the following**
35 **formula:**

36 **STEP ONE:** Determine the remainder of:

37 **(A) the amount of the total tuition support allocated to**
38 **the school corporation for the particular school year;**
39 **minus**

40 **(B) that part of the total tuition support allocated to**
41 **the school corporation for that school year with respect to**
42 **student instructional days one hundred seventy-six**

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1 (176) through one hundred eighty (180).
 2 STEP TWO: Subtract the number of student instructional
 3 days that the school corporation conducted from one
 4 hundred eighty (180).
 5 STEP THREE: Determine the lesser of five (5) or the
 6 remainder determined under STEP TWO.
 7 STEP FOUR: Divide the amount subtracted under STEP
 8 ONE(B) by five (5).
 9 STEP FIVE: Multiply the quotient determined under STEP
 10 FOUR by the number determined under STEP THREE.
 11 STEP SIX: Subtract the number determined under STEP
 12 THREE from the remainder determined under STEP TWO.
 13 STEP SEVEN: Divide the remainder determined under
 14 STEP ONE by one hundred seventy-five (175).
 15 STEP EIGHT: Multiply the quotient determined under
 16 STEP SEVEN by the remainder determined under STEP
 17 SIX.
 18 STEP NINE: Add the product determined under STEP
 19 FIVE to the product determined under STEP EIGHT.

20 **(e) The department shall grant a waiver of the penalty**
 21 **imposed under subsection (d) for two (2) canceled student**
 22 **instructional days during a school year that a superintendent of a**
 23 **school corporation cancels because the superintendent determines**
 24 **that inclement weather exists that affects:**

- 25 **(1) the operation of a school within the school corporation;**
 26 **or**
 27 **(2) the school corporation in general.**

28 ~~(e)~~ **(f)** The department may grant a waiver of the penalty imposed
 29 under subsection (d) for a ~~particular number of cancelled canceled~~
 30 student instructional days **in addition to the days waived under**
 31 **subsection (e) if:**

- 32 (1) the school corporation applies to the department for a waiver
 33 of the penalty imposed under subsection (d) for a specific
 34 number of ~~cancelled canceled~~ student instructional days; and
 35 (2) each of the particular number of student instructional days
 36 requested to be waived under this subsection was ~~cancelled~~
 37 **canceled** due to extraordinary circumstances.

38 ~~(f)~~ **(g)** The department shall develop guidelines for school
 39 corporations to apply for a waiver under subsection ~~(e)~~: **(f)**.

40 **SECTION 2. An emergency is declared for this act.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1125, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

ROBERTSON, Chair

Committee Vote: yeas 7, nays 5.

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