

Adopted	Rejected
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# COMMITTEE REPORT

<b>YES:</b>	<b>8</b>
<b>NO:</b>	<b>5</b>

**MR. SPEAKER:**

*Your Committee on Education, to which was referred House Bill 1389, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete everything after the enacting clause and insert the
- 2 following:
- 3 SECTION 1. IC 20-10.1-4.9 IS ADDED TO THE INDIANA
- 4 CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS
- 5 [EFFECTIVE UPON PASSAGE]:
- 6 **Chapter 4.9. Indiana Academic Standards Commission**
- 7 **Sec. 1. As used in this chapter, "commission" refers to the**
- 8 **Indiana academic standards commission established by section 2**
- 9 **of this chapter.**
- 10 **Sec. 2. The Indiana academic standards commission is**
- 11 **established.**
- 12 **Sec. 3. (a) The commission consists of the following members:**
- 13 **(1) The superintendent of public instruction.**
- 14 **(2) Two (2) cochairpersons appointed by the governor with**

- 1           **the advice of the state superintendent, who may submit a list**  
 2           **of nominees to the governor, as follows:**
- 3               **(A) One (1) person who represents public education.**  
 4               **(B) One (1) person who represents business and**  
 5               **industry.**
- 6           **(3) The following twenty-one (21) persons appointed by the**  
 7           **governor with the advice of the state superintendent, who**  
 8           **may submit a list of nominees to the governor:**
- 9               **(A) Seven (7) persons who represent business and**  
 10              **industry.**
- 11              **(B) Seven (7) persons who are actively employed**  
 12              **teachers (as defined in IC 20-6.1-1-8).**
- 13              **(C) Seven (7) persons who represent:**
- 14                      **(i) higher education;**  
 15                      **(ii) labor; and**  
 16                      **(iii) community leadership.**
- 17           **(4) The following four (4) members of the general assembly:**
- 18               **(A) Two (2) members of the house of representatives,**  
 19               **not more than one (1) of whom is of the same political**  
 20               **party, appointed by the speaker of the house of**  
 21               **representatives with the advice of the house minority**  
 22               **leader.**
- 23               **(B) Two (2) members of the senate, not more than one**  
 24               **(1) of whom is of the same political party, appointed by**  
 25               **the president pro tempore of the senate with the advice**  
 26               **of the senate minority leader.**
- 27           **(5) The governor's executive assistant for education, who is**  
 28           **an ex officio nonvoting member.**
- 29           **(6) A representative of the professional standards board**  
 30           **(established by IC 20-1-1.4-2), who is an ex officio nonvoting**  
 31           **member.**
- 32           **(7) A representative of the department of workforce**  
 33           **development (established by IC 22-4.1-2-1), who is an ex**  
 34           **officio nonvoting member.**
- 35           **(8) A representative of the commission for higher education**  
 36           **(established by IC 20-12-0.5-2), who is an ex officio**  
 37           **nonvoting member.**
- 38           **(9) A member of the board who is an ex officio nonvoting**

1 member.

2 (b) Appointed members serve until the expiration of the  
3 commission.

4 (c) The appointing authority may appoint an individual to fill  
5 a vacancy on the commission.

6 Sec. 4. (a) Each member of the commission who is not a state  
7 employee is not entitled to the minimum salary per diem provided  
8 by IC 4-10-11-2.1(b). The member is, however, entitled to  
9 reimbursement for traveling expenses and other expenses actually  
10 incurred in connection with the member's duties, as provided in the  
11 state travel policies and procedures established by the Indiana  
12 department of administration and approved by the budget agency.

13 (b) Each member of the commission who is a state employee is  
14 entitled to reimbursement for traveling expenses and other  
15 expenses actually incurred in connection with the member's duties,  
16 as provided in the state travel policies and procedures established  
17 by the Indiana department of administration and approved by the  
18 budget agency.

19 (c) Each member of the commission who is a member of the  
20 general assembly is entitled to receive the same per diem, mileage,  
21 and travel allowances paid to individuals serving as legislative  
22 members on interim study committees established by the legislative  
23 council.

24 (d) This subsection applies to a member of the commission who  
25 is actively employed as a teacher (as defined by IC 20-6.1-1-8). The  
26 member's employer shall consider each day during the regular  
27 school year that a member is engaged in meetings of the  
28 commission as a day that the member is engaged in the member's  
29 regular employment and is actively employed as a teacher (as  
30 defined in IC 20-6.1-1-8).

31 Sec. 5. The commission shall meet upon call of the  
32 cochairpersons, who must call the initial meeting of the commission  
33 not later than July 1, 1998.

34 Sec. 6. The affirmative vote of a majority of the voting  
35 members of the commission is required for the commission to take  
36 action.

37 Sec. 7. (a) The department shall staff and facilitate the work of  
38 the commission at the direction of the commission.

1           **(b) Subject to the approval of contracts and expenditures by**  
 2 **the state budget agency, the commission may contract for research**  
 3 **services for the commission to be paid from any source.**

4           **(c) Funding for the commission's activities may come from any**  
 5 **source.**

6           **(d) The commission may appoint individuals or advisory**  
 7 **committees to assist the commission in its work.**

8           **Sec. 8. The commission shall do the following:**

9           **(1) Hold public hearings pertinent to the commission's tasks.**

10           **(2) Review the proficiency standards developed under**  
 11 **IC 20-10.1-16-6 and the standards adopted by the board for**  
 12 **the ISTEP program.**

13           **(3) Survey academic standards established in other states**  
 14 **and countries.**

15           **(4) Develop explanatory documents concerning academic**  
 16 **standards for distribution to teachers and parents, if the**  
 17 **commission's academic standards are adopted by the board.**

18           **Sec. 9. (a) The commission shall recommend to the board the**  
 19 **following:**

20           **(1) Academic standards for students that meet the following**  
 21 **requirements:**

22           **(A) Are internationally competitive in academic rigor.**

23           **(B) Are clear and specific in content.**

24           **(C) Include both basic and applied skills.**

25           **(D) Provide academic standards for all grade levels.**

26           **(E) Provide academic standards for subject areas,**  
 27 **including but not limited to the following subject areas:**

28           **(i) Mathematics.**

29           **(ii) Language arts.**

30           **(iii) Social studies.**

31           **(iv) Science and technology.**

32           **(F) Are reviewed and revised, if necessary, on a cyclical**  
 33 **basis that cycles at least as frequently as the textbook**  
 34 **adoption cycle established in IC 20-10.1-9-4.**

35           **(2) Appropriate student assessments under the ISTEP**  
 36 **program (as defined in IC 20-10.1-16-2) to ascertain whether**  
 37 **students meet the academic standards established under**  
 38 **subdivision (1).**

1           (b) The board may accept in whole or reject in whole the  
2 academic standards the commission recommends under subsection  
3 (a).

4           **Sec. 10. (a) Not later than December 1, 1999, the commission**  
5 **shall make recommendations to the board concerning the**  
6 **designated state student assessment by reviewing and**  
7 **recommending to the board for the board's approval the following:**

8           (1) The academic standards developed by the commission  
9 under this chapter.

10          (2) The content and format of the testing program, including  
11 the graduation examination and the passing scores required  
12 at various grade levels.

13          (b) In making recommendations under subsection (a), the  
14 commission:

15          (1) shall consider:

16               (A) a variety of available national assessments and tests;

17               (B) the current ISTEP program tests;

18               (C) the development of an assessment or a test unique to  
19 Indiana that differs from the ISTEP program tests; and

20               (D) any combination of assessments or tests described  
21 under clauses (A) through (C); and

22          (2) is required to recommend to the board state tests that  
23 when appropriate:

24               (A) present the content of each test in an  
25 interdisciplinary manner; and

26               (B) provide each student with the opportunity to meet  
27 the academic standards in an applied manner.

28          **Sec. 11. The board shall act on a recommendation of the**  
29 **commission within ninety (90) days after the date the commission**  
30 **submits the recommendation to the board.**

31          **Sec. 12. The commission shall make a periodic report to the**  
32 **governor, the general assembly, and the board.**

33          **Sec. 13. (a) This chapter expires June 30, 2002.**

34          (b) Before December 31, 2001, the governor shall make a  
35 written recommendation to the general assembly concerning the  
36 continuation of the commission.

37          SECTION 2. IC 20-3.1-2-17, AS ADDED BY P.L.340-1995,  
38 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

1 JULY 1, 1999]: Sec. 17. "Remediation rate" means the percentage of  
 2 students, aggregated by grade, within a school who fail to ~~meet state~~  
 3 ~~achievement standards~~ **have a passing score** in a designated grade  
 4 level.

5 SECTION 3. IC 20-3.1-2-20, AS ADDED BY P.L.340-1995,  
 6 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 7 JULY 1, 1999]: Sec. 20. "~~State achievement standards~~" "**Passing**  
 8 **score**" refers to the ~~state achievement standards~~ **passing score** adopted  
 9 under IC 20-10.1-17 for the ISTEP program.

10 SECTION 4. IC 20-3.1-3-1, AS ADDED BY P.L.340-1995,  
 11 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 12 JULY 1, 1999]: Sec. 1. The following school city conditions and needs  
 13 are found to exist on January 1, 1995:

- 14 (1) Education in the school city presents unique challenges.
- 15 (2) Student achievement in the school city on statewide tests  
 16 consistently has been significantly below:
  - 17 (A) the state average; and
  - 18 (B) achievement attained in school corporations adjacent to  
 19 the school city.
- 20 (3) The need for remediation of students in the school city  
 21 consistently has been significantly higher than:
  - 22 (A) the state average; and
  - 23 (B) remediation levels in school corporations adjacent to the  
 24 school city.
- 25 (4) Graduation rates in the school city consistently have been  
 26 significantly below:
  - 27 (A) the state average; and
  - 28 (B) graduation rates in school corporations adjacent to the  
 29 school city.
- 30 (5) Student attendance rates in the school city consistently have  
 31 been below:
  - 32 (A) the state average; and
  - 33 (B) student attendance rates in school corporations adjacent  
 34 to the school city.
- 35 (6) There are individual schools in the school city whose  
 36 students are achieving. However, overall student achievement in  
 37 the school city is unsatisfactory.
- 38 (7) Improving education in the school city requires unique

- 1 legislative intervention.
- 2 (8) Educator-driven school level control of efforts to improve  
3 student achievement in their schools and a program of  
4 performance awards in the school city will encourage the  
5 development and use of:
- 6 (A) innovative teaching methods;
  - 7 (B) improved opportunities for teacher professional  
8 development;
  - 9 (C) programs achieving greater levels of parental  
10 involvement;
  - 11 (D) more efficient administrative efforts; and
  - 12 (E) improved student achievement.
- 13 (9) Greater accountability among educators in their schools,  
14 including:
- 15 (A) evaluations based on student achievement measures and  
16 administrative efficiency criteria; and
  - 17 (B) annual reports to the public regarding student  
18 achievement information and administrative performance  
19 measures;
- 20 will encourage the development and use of creative and  
21 innovative educational methods and improve student  
22 achievement.
- 23 (10) Providing a range of remediation opportunities to students  
24 in the school city who ~~fail to meet state achievement standards~~  
25 **do not have passing scores under the state assessment**  
26 **program** or who are determined to be at risk of academic failure  
27 by the board will enhance the educational opportunities available  
28 to students and improve student performance.
- 29 (11) Enhanced intervention for schools whose students fail to  
30 meet expected performance levels will improve the educational  
31 opportunities and educational achievement in the school city.
- 32 (12) Allowing students to attend neighborhood schools and the  
33 development and implementation of a plan by the board to  
34 increase student performance and achievement in the school city  
35 are necessary to achieve these legislative objectives and to meet  
36 the unique challenges to education and improve student  
37 achievement in the school city.
- 38 SECTION 5. IC 20-3.1-6-2, AS ADDED BY P.L.340-1995,

1 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 1999]: Sec. 2. The board shall use ~~state achievement standards~~  
3 **passing scores under the ISTEP program** to identify students in need  
4 of summer remediation services.

5 SECTION 6. IC 20-3.1-7-2, AS ADDED BY P.L.340-1995,  
6 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
7 JULY 1, 1999]: Sec. 2. The plan developed and implemented under  
8 this chapter must do the following:

9 (1) Provide for efforts to increase support of the schools by the  
10 parents of students and the neighborhood communities  
11 surrounding the schools.

12 (2) Establish performance objectives for educators and students  
13 in each school within the school city.

14 (3) Provide opportunity and support for the educators in each  
15 school to develop a school plan, including:

16 (A) traditional or innovative methods and approaches to  
17 improve student achievement; and

18 (B) efficient and cost effective management efforts in the  
19 school;

20 that are consistent with general guidelines established by the  
21 board.

22 (4) Require annual reports identifying the progress of student  
23 achievement for each school as described in IC 20-3.1-10.

24 (5) Provide for the effective evaluation of each school within the  
25 school city and the school's educators, including the  
26 consideration of student achievement in the school.

27 (6) Develop performance awards under IC 20-3.1-12 for  
28 extraordinary and outstanding performance by educators.

29 (7) Provide a range of opportunity for remediation of students  
30 who:

31 (A) ~~fail to meet state achievement standards; do not receive~~  
32 **passing scores on ISTEP program tests;** or

33 (B) are at risk of academic failure.

34 (8) Require action to raise the level of performance of a school  
35 if the school's students fail to achieve expected performance  
36 levels or performance objectives established for the school.

37 SECTION 7. IC 20-3.1-8-1, AS ADDED BY P.L.340-1995,  
38 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

1 JULY 1, 1999]: Sec. 1. The board shall establish annual performance  
2 objectives for each school, including the following:

3 (1) For students:

4 (A) improvement in scores on statewide assessment tests  
5 and assessment programs;

6 (B) improvement in attendance rates; and

7 (C) improvement in progress toward graduation.

8 (2) For teachers:

9 (A) improvement in student scores on assessment tests and  
10 assessment programs;

11 (B) improvement in the number and percentage of students  
12 achieving ~~state achievement standards~~ **passing scores**, and,  
13 if applicable, performance levels set by the board, on  
14 assessment tests;

15 (C) improvement in student progress toward graduation;

16 (D) improvement in student attendance rates for the school  
17 year;

18 (E) improvement in individual teacher attendance rates;

19 (F) improvement in communication with parents and  
20 parental involvement in classroom and extracurricular  
21 activities; and

22 (G) other objectives developed by the board.

23 (3) For the school and the school administrators:

24 (A) improvement in student scores on assessment tests,  
25 aggregated by class and grade;

26 (B) improvement in the number and percentage of students  
27 achieving ~~state achievement standards~~ **passing scores**, and,  
28 if applicable, performance levels set by the board, on  
29 assessment tests, aggregated by class and grade;

30 (C) improvement in student graduation rates and in progress  
31 toward graduation;

32 (D) improvement in student attendance rates;

33 (E) management of general fund expenditures per student  
34 and total expenditures per student;

35 (F) improvement in teacher attendance rates; and

36 (G) other objectives developed by the board.

37 SECTION 8. IC 20-3.1-10-3, AS ADDED BY P.L.340-1995,  
38 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

1 JULY 1, 1999]: Sec. 3. An annual report must include, at a minimum,  
2 the following information:

- 3 (1) Student achievement information as follows:
- 4 (A) Student scores on assessment tests aggregated by class  
5 and grade.
  - 6 (B) The number and percentage of students ~~falling below~~  
7 ~~state achievement standards not receiving passing scores,~~  
8 and, if applicable, performance levels set by the board, on  
9 the assessment tests, aggregated by class and grade.
  - 10 (C) For each high school, graduation rates.
  - 11 (D) For each elementary and middle school, grade  
12 advancement rates.
  - 13 (E) The number and percentage of students taking the  
14 Scholastic Aptitude Test and average Scholastic Aptitude  
15 Test scores (math, verbal, and total scores) for each high  
16 school.
  - 17 (F) For each high school, the percentage of students who  
18 apply to, are accepted by, and attend a college, university,  
19 or other post-secondary educational institution after high  
20 school.
  - 21 (G) Student attendance rates for the school year.
- 22 (2) Administrative performance measures as follows:
- 23 (A) School receipts and expenditures by source, compared  
24 with budget amounts.
  - 25 (B) Total school enrollment.
  - 26 (C) The school's general fund expenditures per student and  
27 total expenditures per student.
  - 28 (D) The amount and percentage of the school's general fund  
29 expenditures and the amount and percentage of total  
30 expenditures directly reaching the classroom as determined  
31 by a formula to be established by the board.
  - 32 (E) Teacher/pupil ratios aggregated by class, grade, and  
33 school.
  - 34 (F) Administrator/pupil ratio for the school.
  - 35 (G) Teacher attendance rates aggregated by class, grade,  
36 and school.
- 37 (3) Achievement on the annual performance objectives identified  
38 under IC 20-3.1-8.

1 (4) The performance objectives established under IC 20-3.1-8  
2 for the upcoming school year.

3 (5) State and school city averages for each of the measures set  
4 forth in subdivisions (1) through (2), if available.

5 SECTION 9. IC 20-3.1-13-1, AS ADDED BY P.L.340-1995,  
6 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
7 JULY 1, 1999]: Sec. 1. (a) The school city must provide summer  
8 remediation services to each student in a designated grade level who  
9 does not ~~meet state achievement standards~~. **have a passing score on**  
10 **the state assessment test.**

11 (b) The school city may provide summer remediation services to  
12 students of any other grade level who are determined by the school city  
13 to be at risk of academic failure.

14 SECTION 10. IC 20-8.1-3-18, AS AMENDED BY P.L.200-1995,  
15 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
16 JULY 1, 1999]: Sec. 18. (a) Service as a page for or as an honoree of  
17 the Indiana general assembly constitutes a lawful excuse for a ~~pupil~~  
18 **student** to be absent from school. For each day of page service or as an  
19 honoree of the Indiana general assembly, verified by the certificate of  
20 the secretary of the senate or the chief clerk of the house of  
21 representatives, a student excused from school attendance under this  
22 subsection shall not be recorded as being absent on any date for which  
23 the excuse is operative, nor shall the student be penalized by the school  
24 in any manner. This section applies to all ~~pupils~~, **students**, whether  
25 they attend public, private, or parochial schools.

26 (b) The governing body of each school corporation and the chief  
27 administrative official of each private secondary school system shall  
28 authorize the absence and excuse of each secondary school student who  
29 serves on the precinct election board or as a helper to a political  
30 candidate or to a political party on the date of each general, city or  
31 town, special, and primary election at which the student works. Prior  
32 to the date of the election, the student must submit a document signed  
33 by one (1) of the student's parents or guardians giving permission to  
34 participate in the election as provided in this section, and the student  
35 must verify to school authorities the performance of services by  
36 submitting a document signed by the candidate, political party  
37 chairman, campaign manager, or precinct officer. The document must  
38 describe generally the duties of the student on the date of the election.

1 A student excused from school attendance under this subsection shall  
 2 not be recorded as being absent on any date for which the excuse is  
 3 operative, nor shall the student be penalized by the school in any  
 4 manner.

5 (c) The governing body of each school corporation or the chief  
 6 administrative officer of each private school system shall authorize the  
 7 absence and excuse of a student who is issued a subpoena to appear in  
 8 court as a witness in a judicial proceeding. A student excused under  
 9 this subsection shall not be recorded as being absent on any date for  
 10 which the excuse is operative, nor shall the student be penalized by the  
 11 school in any manner. The appropriate school authority may require  
 12 that the student submit the subpoena to the appropriate school authority  
 13 for verification.

14 (d) The governing body of each school corporation or the chief  
 15 administrative officer of each private school system shall authorize the  
 16 absence and excuse of each secondary school student who is ordered  
 17 to active duty with the Indiana National Guard for not more than ten  
 18 (10) days in a school year. For verification, the student must submit to  
 19 school authorities a copy of the orders to active duty and a copy of the  
 20 orders releasing the student from active duty. A student excused from  
 21 school attendance under this subsection shall not be recorded as being  
 22 absent on any date for which the excuse is operative, nor shall the  
 23 student be penalized by the school in any manner.

24 (e) ~~The governing body of a school corporation or the chief~~  
 25 ~~administrative officer of a private school system shall authorize the~~  
 26 ~~absence and excuse of a secondary school student who is appointed~~  
 27 ~~jointly by the governor and the superintendent of public instruction to~~  
 28 ~~serve as a member of the state standards task force under~~  
 29 ~~IC 20-10.1-4.1-2 when attendance at a state standards task force~~  
 30 ~~meeting conflicts in whole or in part with a student instructional day.~~  
 31 ~~An excused absence under this subsection is only valid for the time:~~

32 (1) ~~of the actual state standards task force meeting; and~~

33 (2) ~~the student is in transit to and from the meeting.~~

34 ~~For verification, the student must submit to school authorities a~~  
 35 ~~document signed by the chairman of the state standards task force~~  
 36 ~~verifying the attendance by the student at the state standards task force~~  
 37 ~~meeting. The document must indicate the times at which the student~~  
 38 ~~was required to be in attendance at the state standards task force~~

1 meeting. A student excused from school attendance under this  
 2 subsection shall not be recorded as being absent on any date covered  
 3 by the excuse and the student shall not be penalized by the school in  
 4 any manner.

5 SECTION 11. IC 20-10.1-4.4-1, AS AMENDED BY P.L.21-1995,  
 6 SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 7 JULY 1, 1999]: Sec. 1. As used in this chapter, "requisite proficiency"  
 8 refers to the satisfaction by a student of the following:

9 ~~(1)~~ The standards approved by the:

10 ~~(A)~~ (1) state board under section 4(3) of this chapter to  
 11 receive a secondary level certificate of achievement in an  
 12 academic field; or

13 ~~(B)~~ (2) workforce proficiency panel within the department  
 14 of workforce development under section 4(3) of this chapter  
 15 to receive a secondary level certificate of achievement in a  
 16 technical field.

17 ~~(2)~~ Any additional standards adopted by the school corporation  
 18 under IC 20-10.1-4.1-7(b)(1):

19 SECTION 12. IC 20-10.1-16-4 IS AMENDED TO READ AS  
 20 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 4. (a) The board shall:

21 (1) authorize the development and implementation of the Indiana  
 22 statewide testing for educational progress program; and

23 (2) determine the date on which the statewide testing is  
 24 administered in each school corporation.

25 (b) The state superintendent is responsible for the overall  
 26 development, implementation, and monitoring of the ISTEP program.

27 (c) The department shall prepare detailed design specifications for  
 28 the ISTEP program that must do the following:

29 (1) Take into account the state educational proficiency  
 30 statements.

31 ~~(2)~~ Include testing of students' higher level cognitive thinking in  
 32 each subject area tested.

33 **(2) Be based on the academic standards established by the**  
 34 **board under IC 20-10.1-4.9.**

35 SECTION 13. IC 20-10.1-16-6, AS AMENDED BY  
 36 P.L.158-1997, SECTION 1, IS AMENDED TO READ AS FOLLOWS  
 37 [EFFECTIVE JULY 1, 1998]: Sec. 6. (a) ~~The department shall develop~~  
 38 ~~educational proficiency statements for: the following subject areas:~~

- 1           (1) English/language arts.
- 2           (2) Mathematics.
- 3           (3) Social studies.
- 4           (4) Science.
- 5           (5) Other subject areas as determined by the department.

6           **Whenever the board adopts an academic standard under**  
 7           **IC 20-10.1-4.9, the board may direct the department to develop or**  
 8           **revise an educational proficiency statement for the appropriate**  
 9           **subject area.**

10           (b) The department shall revise and update the educational  
 11           proficiency statements in each subject area listed in subsection (a): at  
 12           least once every six (6) years. This revision must occur on a cyclical  
 13           basis that coincides with the textbook adoption cycle established in  
 14           ~~IC 20-10.1-9-4~~. **The department shall develop or revise an**  
 15           **educational proficiency statement when directed to do so under**  
 16           **subsection (a). An educational proficiency statement developed or**  
 17           **revised under subsection (a) must be developed or revised at least**  
 18           **once every six (6) years on a cyclical basis that is consistent with**  
 19           **the textbook adoption cycle established in IC 20-10.1-9-4.**

20           (c) The state superintendent shall appoint a proficiency statements  
 21           overview committee for a subject area during the period when the  
 22           **educational proficiency statement for the** subject area is undergoing  
 23           **development or** revision. A proficiency statements overview  
 24           committee has fifteen (15) members selected as follows:

- 25           (1) Eight (8) persons who are teachers practicing in the subject  
 26           area being revised on the date of appointment.
- 27           (2) Two (2) members who are parents of school age children.
- 28           (3) Two (2) members, each of whom is a school superintendent,  
 29           a school corporation curriculum director, or a principal.
- 30           (4) Two (2) members who represent the business community.
- 31           (5) One (1) member who is a member of the faculty in the  
 32           subject area being revised at an institution of higher education  
 33           that prepares teachers in the subject area.

34           (d) A proficiency statements overview committee shall do the  
 35           following:

- 36           (1) Advise the department on the revision process under this  
 37           section.
- 38           (2) Recommend changes to the educational proficiency

1 statement for the committee's subject area that enhance the goals  
2 identified in the educational proficiency statement.

3 (3) Submit recommendations to the ~~state standards task force~~  
4 **Indiana academic standards commission (established by**  
5 **IC 20-10.1-4.9-2)** for the ~~task force's commission's~~ review.

6 **(e) After the department develops or revises an educational**  
7 **proficiency statement and submits the recommendation to the**  
8 **Indiana academic standards commission for review, the**  
9 **commission shall determine whether the educational proficiency**  
10 **statement is aligned with the academic standards established by the**  
11 **board under IC 20-10.1-4.9. If the commission determines that the**  
12 **educational proficiency statement is aligned with the academic**  
13 **standards established by the board, the commission shall submit**  
14 **the educational proficiency statement to the board with a**  
15 **recommendation that the board adopt the educational proficiency**  
16 **statement.**

17 ~~(e)~~ **(f)** In fulfilling its responsibilities under subsection (d), the  
18 proficiency statements overview committee shall consider proficiency  
19 statements developed by:

- 20 (1) other states;
- 21 (2) national organizations in the United States; and
- 22 (3) other countries.

23 ~~(f) As necessary the department shall revise and update the~~  
24 ~~educational proficiency statements of subject areas other than those~~  
25 ~~listed in subsection (a)(1) through (a)(4):~~

26 (g) The curriculum program of a school in a school corporation  
27 must be consistent with the following:

28 (1) The educational proficiency statements **adopted by the**  
29 **board.**

30 ~~(2) The state standards adopted under IC 20-15:~~

31 ~~(3)~~ **(2)** The student competencies developed for the Core 40  
32 college preparation curriculum models established under  
33 IC 20-10.1-5.7.

34 **(h) Notwithstanding subsection (d)(3) and subsection (e), this**  
35 **subsection applies if:**

36 **(1) the board adopts an academic standard and then directs**  
37 **the department to develop or revise an educational**  
38 **proficiency statement; and**

1           **(2) the Indiana academic standards commission (established**  
 2           **by IC 20-10.1-4.9-2) does not exist.**

3           **The proficiency statements overview committee shall submit to the**  
 4           **board the recommendations described in subsection (d)(2). If the**  
 5           **board determines that the recommended educational proficiency**  
 6           **statement is aligned with the academic standards, the board shall**  
 7           **adopt the educational proficiency statement.**

8           SECTION 14. IC 20-10.1-17-3, AS AMENDED BY P.L.34-1996,  
 9           SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 10          JULY 1, 1999]: Sec. 3. (a) The board shall adopt ~~state achievement~~  
 11          ~~standards passing scores~~ for mathematics and English/language arts  
 12          for the grade levels tested under the ISTEP program. ISTEP program  
 13          testing shall be administered in the following subject areas:

14           (1) English/language arts.

15           (2) Mathematics.

16          (b) ISTEP program testing may be administered in the following  
 17          subject areas:

18           (1) Social studies.

19           (2) Science.

20          (c) The ~~state achievement standards passing scores~~ described in  
 21          subsection (a) must be based in part upon:

22           (1) the results of the ISTEP program; ~~and~~

23           (2) the educational proficiency statements developed under  
 24           IC 20-10.1-16; ~~and~~

25           (3) **the academic standards established by the board under**  
 26           **IC 20-10.1-4.9.**

27          SECTION 15. IC 20-10.1-17-4.5, AS AMENDED BY  
 28          P.L.34-1996, SECTION 17, IS AMENDED TO READ AS FOLLOWS  
 29          [EFFECTIVE JULY 1, 1999]: Sec. 4.5. (a) The remediation grant  
 30          program is established to provide grants to school corporations for the  
 31          following:

32           (1) Remediation of students who score below state proficiency  
 33           standards.

34           (2) Preventive remediation for students who are at risk of ~~falling~~  
 35           ~~below state achievement standards: not achieving passing~~  
 36           **scores.**

37           (3) For students in a freeway school or freeway school  
 38           corporation who are assessed under a locally adopted assessment

- 1 program under IC 20-5-62-6(7):
- 2 (A) remediation of students who score below proficiency
- 3 standards under the locally adopted assessment program;
- 4 and
- 5 (B) preventive remediation for students who are at risk of
- 6 falling below achievement standards under the locally
- 7 adopted assessment program.

- 8 (b) The department shall do the following:
- 9 (1) Subject to section 5.5 of this chapter, develop a formula to be
- 10 approved by the state board of education, reviewed by the state
- 11 budget committee, and approved by the budget agency for the
- 12 distribution of grants to school corporations.
- 13 (2) Distribute grant funds according to the formula.
- 14 (3) Determine standards for remediation programs to be funded
- 15 under the program.
- 16 (4) Administer the program.

17 SECTION 16. IC 20-10.1-17-5.5, AS AMENDED BY  
 18 P.L.34-1996, SECTION 18, IS AMENDED TO READ AS FOLLOWS  
 19 [EFFECTIVE JULY 1, 1999]: Sec. 5.5. The formula that the  
 20 department develops under this chapter must provide the following:

- 21 (1) Each school corporation must be able to qualify for a grant.
- 22 (2) A maximum grant amount must be determined for each
- 23 school corporation.
- 24 (3) The amount that a school corporation may receive per
- 25 student must be related to:
- 26 (A) the percentage of students ~~scoring below state~~
- 27 ~~achievement standards; that do not receive passing~~
- 28 ~~scores; or~~
- 29 (B) for a freeway school or freeway school corporation
- 30 having a locally adopted assessment program, the
- 31 percentage of students falling below achievement standards
- 32 under the locally adopted assessment program.

33 The school corporation having the highest percentage of students  
 34 ~~scoring below state achievement standards that do not receive~~  
 35 ~~passing scores~~ must be entitled to the highest grant amount per  
 36 student.

- 37 (4) The actual grant to a school corporation must be the lesser of:
- 38 (A) two hundred percent (200%) of the amount

1                   appropriated by the governing body of the school  
2                   corporation under section 6.5 of this chapter; or

3                   (B) the maximum grant amount determined for the  
4                   school corporation under subdivision (2).

5                   (5) The amount distributed to school corporations under the  
6                   program may not exceed the appropriation by the general  
7                   assembly for the remediation grant program.

8                   SECTION 17. IC 20-10.1-4.1 IS REPEALED [EFFECTIVE JULY  
9                   1, 1999].

10                  SECTION 18. [EFFECTIVE UPON PASSAGE] **(a) Before July**  
11                  **1, 1998, the department of education must refer:**

12                   **(1) all educational proficiency statements completed under**  
13                   **IC 20-10.1-16-6; and**

14                   **(2) the standards adopted by the Indiana state board of**  
15                   **education for the ISTEP program under IC 20-10.1-16;**

16                  **to the Indiana academic standards commission, established by**  
17                  **IC 20-10.1-4.9-2, as added by this act. The commission shall use**  
18                  **these educational proficiency statements and standards for the**  
19                  **ISTEP program as information resources when making initial**  
20                  **recommendations for academic standards under IC 20-10.1-4.9, as**  
21                  **added by this act.**

22                   **(b) This SECTION expires January 1, 2001.**

23                  SECTION 19. [EFFECTIVE UPON PASSAGE] **(a)**  
24                  **Notwithstanding any other law, the content standards, format, and**  
25                  **passing scores for the ISTEP graduation examination that are in**  
26                  **effect on March 1, 1998, may not be changed before July 1, 2002.**

27                   **(b) This SECTION expires July 1, 2002.**

28                  SECTION 20. **An emergency is declared for this act.**

(Reference is to HB 1389 as introduced.)

**and when so amended that said bill do pass.**

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Representative Porter