

SENATE BILL No. 277

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-10.1-4.1-5; IC 20-10.1-16.

Synopsis: Graduation examination. Removes the requirement that students take and pass a state graduation examination to graduate from high school.

Effective: July 1, 1998.

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January 7, 1998, read first time and referred to Committee on Rules and Legislative Procedure.

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Introduced

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.

SENATE BILL No. 277

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 20-10.1-4.1-5, AS AMENDED BY P.L.340-1995,
2 SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 1998]: Sec. 5. (a) The state task force is established to review
4 and recommend to the state board for the state board's approval the
5 following:

- 6 (1) The educational proficiency standards described in
7 IC 20-10.1-16-6.
8 (2) The content and format of the ISTEP testing program
9 ~~including the graduation examination~~, under IC 20-10.1-16, and
10 the passing scores required at various grade levels.

11 SECTION 2. IC 20-10.1-16-8, AS AMENDED BY P.L.34-1996,
12 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
13 JULY 1, 1998]: Sec. 8. (a) The state superintendent shall develop an
14 ISTEP program testing schedule in which each student in grades 3, 6,
15 8, and 10 must be tested. ~~and each student must take a graduation~~
16 ~~examination.~~

17 (b) A child with a disability (as defined in IC 20-1-6-1) whose

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1 individualized education program does not include classroom
 2 instruction in mathematics and English/language arts may be tested
 3 under this chapter if the individuals who develop the child's
 4 individualized education program make that determination.

5 (c) Any decision with regard to a child with a disability (as defined
 6 in IC 20-1-6-1) to participate in testing under this chapter, remediation
 7 under IC 20-10.1-17, or to be retained at the same grade level for
 8 consecutive school years shall be made in accordance with the child's
 9 individualized education program and federal law.

10 SECTION 3. IC 20-10.1-16-13, AS ADDED BY P.L.340-1995,
 11 SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 12 JULY 1, 1998]: Sec. 13. (a) ~~Beginning with the class of students who~~
 13 ~~expect to graduate during the 1999-2000 school year;~~ Each student is
 14 required to meet ~~(1) the educational proficiency standard tested in the~~
 15 ~~graduation examination;~~ and ~~(2) any additional the~~ requirements
 16 established by the governing body to be eligible to graduate.

17 (b) ~~A student who does not meet the educational proficiency~~
 18 ~~standard tested in the graduation examination shall be given the~~
 19 ~~opportunity to be tested during each semester of each grade following~~
 20 ~~the grade in which the student is initially tested until the student~~
 21 ~~achieves a passing score.~~

22 (c) The board shall develop and adopt a procedure to enable
 23 students who:

24 (1) undergo the graduation examination; and

25 (2) do not receive a passing score on the graduation examination;
 26 to appeal their particular results. The rules adopted by the board must
 27 provide for the specific eligible bases for which an appeal may be made
 28 and must include as one (1) basis for which an appeal may be made the
 29 submission by the appellant student of written evidence indicating that
 30 the student's teacher in areas tested by the graduation examination and
 31 principal, in their professional judgment, believe that the student's
 32 graduation examination results do not accurately reflect the student's
 33 attainment of the educational proficiency standard.

34 (d) A student who does not meet the educational proficiency
 35 standard tested in the graduation examination may:

36 (1) have the educational proficiency standard requirement
 37 waived; and

38 (2) be eligible to graduate;

39 if the principal of the school the student attends certifies that the
 40 student will within one (1) month of the student's scheduled graduation
 41 date successfully complete all components of the Core 40 curriculum
 42 as established by the board under IC 20-10.1-5.7-1.



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1 (e) The state board of education shall determine the appropriate
2 grade during which a student may initially undergo the graduation
3 examination. The grade established under this subsection must be
4 higher than grade 9.

5 SECTION 4. IC 20-10.1-16-1.5 IS REPEALED [EFFECTIVE JULY
6 1, 1998].

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