

SENATE BILL No. 465

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-8.1-3-18; IC 20-10.1.

Synopsis: Indiana academic standards commission. Establishes the Indiana academic standards commission to recommend to the Indiana state board of education comprehensive academic standards that are internationally competitive in academic rigor for Indiana elementary and secondary school students. Requires the Indiana academic standards commission to make initial recommendations for academic standards to the Indiana state board of education not later than July 1, 1999. Transfers the duties of the state standards task force and the proficiency statements overview committee to the Indiana academic (Continued next page)

Effective: Upon passage; July 1, 1999; December 31, 2001; January 1, 2002.

Kenley

January 14, 1998, read first time and referred to Committee on Education.

C
O
P
Y



Digest Continued

standards commission. Repeals the proficiency statements overview committee law, repeals the state standards task force law, and makes conforming amendments. Provides that the Indiana academic standards commission terminates on December 31, 2001, and is replaced with a twenty-first century state standards task force and a twenty-first century proficiency statements overview committee.

C
o
p
y



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. 465

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 20-10.1-4.9 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]:
4 **Chapter 4.9. Indiana Academic Standards Commission**
5 **Sec. 1. As used in this chapter, "commission" refers to the**
6 **Indiana academic standards commission established by section 2**
7 **of this chapter.**
8 **Sec. 2. The Indiana academic standards commission is**
9 **established.**
10 **Sec. 3. (a) The commission consists of the following members:**
11 **(1) The superintendent of public instruction.**
12 **(2) Two (2) cochairpersons appointed by the governor as**
13 **follows:**
14 **(A) One (1) person who represents education.**
15 **(B) One (1) person who represents the business**



C
O
P
Y

- 1 community.
- 2 (3) The following twenty-one (21) persons appointed by the
- 3 governor with the advice of the superintendent of public
- 4 instruction:
- 5 (A) Seven (7) persons who represent the business
- 6 community.
- 7 (B) Seven (7) persons who are certificated and active
- 8 teachers.
- 9 (C) Seven (7) persons who do not qualify for membership
- 10 under clause (A) or (B) and who represent:
- 11 (i) higher education;
- 12 (ii) labor; and
- 13 (iii) community leadership.
- 14 (4) The following four (4) members of the general assembly
- 15 who are voting members:
- 16 (A) Two (2) members of the house of representatives, not
- 17 more than one (1) of whom is of the same political party,
- 18 appointed by the speaker of the house of representatives
- 19 with the advice of the house minority leader.
- 20 (B) Two (2) members of the senate, not more than one (1)
- 21 of whom is of the same political party, appointed by the
- 22 president pro tempore of the senate with the advice of the
- 23 senate minority leader.
- 24 (5) The governor's executive assistant for education who is an
- 25 ex officio nonvoting member.
- 26 (6) A representative of the professional standards board
- 27 (established by IC 20-1-1.4-2) who is an ex officio nonvoting
- 28 member.
- 29 (7) A representative of the department of workforce
- 30 development (established by IC 22-4.1-2-1) who is an ex
- 31 officio nonvoting member.
- 32 (8) A representative of the commission for higher education
- 33 (established by IC 20-12-0.5-2) who is an ex officio nonvoting
- 34 member.
- 35 (b) Appointed members serve four (4) year terms. However,
- 36 when the terms expire of the initial members that the governor
- 37 appoints under this chapter, the governor shall designate the terms
- 38 of the second governor's appointees at different lengths so that
- 39 staggered terms result.
- 40 (c) An appointed member serves at the pleasure of the governor.
- 41 (d) The appointing authority may appoint an individual to fill
- 42 a vacancy on the commission.



C
O
P
Y

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

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

14 **(c) This subsection applies to a member of the commission who**
 15 **is employed as a certificated and active teacher. The member's**
 16 **employer shall consider each day during the regular school year**
 17 **that a member is engaged in meetings of the commission as a day**
 18 **that the member is engaged in the member's regular employment**
 19 **as a certificated and active teacher.**

20 **Sec. 5. The commission shall meet upon call of the**
 21 **cochairpersons, who must call the initial meeting of the commission**
 22 **not later than July 1, 1998.**

23 **Sec. 6. The affirmative vote of a majority of the voting members**
 24 **of the commission is required for the commission to take action.**

25 **Sec. 7. (a) The commission may hire or contract for staff**
 26 **services and technical assistance to the commission to be paid from**
 27 **any legal source.**

28 **(b) Funding for the commission's activities may come from any**
 29 **legal source.**

30 **(c) The commission may appoint individuals or advisory**
 31 **committees to assist the commission in its work.**

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

- 33 **(1) Hold public hearings pertinent to the commission's tasks.**
- 34 **(2) Survey academic standards established in other states and**
 35 **countries.**
- 36 **(3) Develop documents concerning academic standards for**
 37 **distribution to teachers and parents.**

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

- 40 **(1) Academic standards for students that meet the following**
 41 **requirements:**
 - 42 **(A) Are internationally competitive in academic rigor.**



C
O
P
Y

- 1 **(B) Are clear and specific in content.**
 2 **(C) Include both basic and applied skills.**
 3 **(D) Provide academic standards for all grade levels.**
 4 **(E) Provide academic standards for subject areas,**
 5 **including but not limited to the following subject areas:**
 6 **(i) Mathematics.**
 7 **(ii) Language arts.**
 8 **(iii) Social studies.**
 9 **(iv) Science and technology.**
 10 **(F) Provide diagnostic and readiness standards for each**
 11 **grade level from kindergarten through grade 12 for**
 12 **mathematics and language arts.**
 13 **(2) Appropriate student assessments under the ISTEP**
 14 **program (as defined in IC 20-10.1-16-2) to ascertain whether**
 15 **students meet the academic standards established under**
 16 **subdivision (1).**
 17 **(b) The commission may recommend to the board appropriate**
 18 **alignment of the following to foster the ability of students to meet**
 19 **the academic standards established under subdivision (1):**
 20 **(A) Instructional materials.**
 21 **(B) Curriculum.**
 22 **(C) Instruction.**
 23 **(D) Conditions of effective teaching and learning.**
 24 **(c) The board may only accept in whole or reject in whole (and**
 25 **may not accept in part or reject in part) the following:**
 26 **(1) The academic standards the commission recommends**
 27 **under subsection (a).**
 28 **(2) An alignment that the commission recommends under**
 29 **subsection (b).**
 30 **Sec. 10. (a) The commission shall make recommendations to the**
 31 **board concerning the designated state student assessment**
 32 **program.**
 33 **(b) In making each recommendation under subsection (a), the**
 34 **commission shall:**
 35 **(1) use the academic standards established under section 9 of**
 36 **this chapter; and**
 37 **(2) consider the following:**
 38 **(A) A variety of available national assessments and tests.**
 39 **(B) The development of an assessment or a test unique to**
 40 **Indiana.**
 41 **(C) Any combination of assessments or tests described**
 42 **under clauses (A) and (B).**



1 (c) The board may only accept in whole or reject in whole (and
2 may not accept in part or reject in part) the assessment program
3 recommendations that the commission makes under this section.

4 **Sec. 11. The commission shall make a periodic report to the**
5 **governor, the general assembly, and the board.**

6 SECTION 2. IC 20-10.1-16-4 IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 4. (a) The board shall:

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

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

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

14 (c) The department shall prepare detailed design specifications for
15 the ISTEP program that must:

16 (1) **from July 1, 1999, to December 31, 2001, be based on the**
17 **academic standards established by the board under**
18 **IC 20-10.1-4.9; and**

19 (2) **from January 1, 2002, do the following:**

20 (†) (A) Take into account the state educational proficiency
21 statements.

22 (‡) (B) Include testing of students' higher level cognitive
23 thinking in each subject area tested.

24 SECTION 3. IC 20-10.1-17-3, AS AMENDED BY P.L.34-1996,
25 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
26 JULY 1, 1999]: Sec. 3. (a) The board shall adopt state achievement
27 standards for mathematics and English/language arts for the grade
28 levels tested under the ISTEP program. ISTEP program testing shall be
29 administered in the following subject areas:

30 (1) English/language arts.

31 (2) Mathematics.

32 (b) ISTEP program testing may be administered in the following
33 subject areas:

34 (1) Social studies.

35 (2) Science.

36 (c) The state achievement standards described in subsection (a)
37 must be based in part upon the results of the ISTEP program and:

38 (1) **from July 1, 1999, to December 31, 2001, be based on the**
39 **academic standards established by the board under**
40 **IC 20-10.1-4.9; and**

41 (2) **from January 1, 2002, be based on** the educational
42 proficiency statements developed under IC 20-10.1-16.

C
O
P
Y



1 SECTION 4. IC 20-8.1-3-18, AS AMENDED BY P.L.200-1995,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 1999]: Sec. 18. (a) Service as a page for or as an honoree of
4 the Indiana general assembly constitutes a lawful excuse for a ~~pupil~~
5 **student** to be absent from school. For each day of page service or as an
6 honoree of the Indiana general assembly, verified by the certificate of
7 the secretary of the senate or the chief clerk of the house of
8 representatives, a student excused from school attendance under this
9 subsection shall not be recorded as being absent on any date for which
10 the excuse is operative, nor shall the student be penalized by the school
11 in any manner. This section applies to all ~~pupils~~, **students**, whether
12 they attend public, private, or parochial schools.

13 (b) The governing body of each school corporation and the chief
14 administrative official of each private secondary school system shall
15 authorize the absence and excuse of each secondary school student who
16 serves on the precinct election board or as a helper to a political
17 candidate or to a political party on the date of each general, city or
18 town, special, and primary election at which the student works. Prior
19 to the date of the election, the student must submit a document signed
20 by one (1) of the student's parents or guardians giving permission to
21 participate in the election as provided in this section, and the student
22 must verify to school authorities the performance of services by
23 submitting a document signed by the candidate, political party
24 chairman, campaign manager, or precinct officer. The document must
25 describe generally the duties of the student on the date of the election.
26 A student excused from school attendance under this subsection shall
27 not be recorded as being absent on any date for which the excuse is
28 operative, nor shall the student be penalized by the school in any
29 manner.

30 (c) The governing body of each school corporation or the chief
31 administrative officer of each private school system shall authorize the
32 absence and excuse of a student who is issued a subpoena to appear in
33 court as a witness in a judicial proceeding. A student excused under
34 this subsection shall not be recorded as being absent on any date for
35 which the excuse is operative, nor shall the student be penalized by the
36 school in any manner. The appropriate school authority may require
37 that the student submit the subpoena to the appropriate school authority
38 for verification.

39 (d) The governing body of each school corporation or the chief
40 administrative officer of each private school system shall authorize the
41 absence and excuse of each secondary school student who is ordered
42 to active duty with the Indiana National Guard for not more than ten

C
O
P
Y

1 (10) days in a school year. For verification, the student must submit to
 2 school authorities a copy of the orders to active duty and a copy of the
 3 orders releasing the student from active duty. A student excused from
 4 school attendance under this subsection shall not be recorded as being
 5 absent on any date for which the excuse is operative, nor shall the
 6 student be penalized by the school in any manner.

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

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

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

17 For verification, the student must submit to school authorities a
 18 document signed by the chairman of the state standards task force
 19 verifying the attendance by the student at the state standards task force
 20 meeting. The document must indicate the times at which the student
 21 was required to be in attendance at the state standards task force
 22 meeting. A student excused from school attendance under this
 23 subsection shall not be recorded as being absent on any date covered
 24 by the excuse and the student shall not be penalized by the school in
 25 any manner.

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

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

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

34 ~~(B) (2) workforce proficiency panel within the department of~~
 35 ~~workforce development under section 4(3) of this chapter to~~
 36 ~~receive a secondary level certificate of achievement in a~~
 37 ~~technical field.~~

38 ~~(2) Any additional standards adopted by the school corporation~~
 39 ~~under IC 20-10.1-4.1-7(b)(1).~~

40 SECTION 6. IC 20-10.1-5.1 IS ADDED TO THE INDIANA CODE
 41 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 42 JANUARY 1, 2002]:



C
O
P
Y

1 **Chapter 5.1. Twenty-first Century State Standards Task Force**
 2 **Sec. 1. As used in this chapter, "state task force" refers to the**
 3 **twenty-first century state standards task force established by this**
 4 **chapter.**

5 **Sec. 2. (a) The twenty-first century state standards task force is**
 6 **established. The state task force consists of twelve (12) members**
 7 **who are representatives from the following fields and who shall be**
 8 **appointed jointly by the governor and the superintendent of public**
 9 **instruction:**

- 10 (1) **Education, including vocational education.**
 11 (2) **Business and industry.**
 12 (3) **Labor.**
 13 (4) **Students enrolled in high school in Indiana as described in**
 14 **subsection (c).**

15 **(b) The superintendent of public instruction:**

- 16 (1) **is a nonvoting member; and**
 17 (2) **shall be chairman of the state task force.**

18 **(c) The student appointees must include one (1) male student**
 19 **and one (1) female student. One (1) of the appointees must be an**
 20 **academic student and one (1) of the appointees must be a**
 21 **vocational student. The term of office for the student members is**
 22 **one (1) year. The governing body of a school corporation or the**
 23 **chief administrative officer of a nonpublic school shall authorize**
 24 **the absence and excuse of a student who is appointed to serve as a**
 25 **member of the state task force under this chapter when attendance**
 26 **at a state task force meeting conflicts in whole or in part with a**
 27 **student instructional day. An excused absence under this**
 28 **subsection is only valid for the time:**

- 29 (1) **of the actual state task force meeting; and**
 30 (2) **the student is in transit to and from the meeting.**

31 **For verification, the student must submit to school authorities a**
 32 **document signed by the chairman of the state task force verifying**
 33 **the attendance by the student at the state task force meeting. The**
 34 **document must indicate the times at which the student was**
 35 **required to be in attendance at the state task force meeting. A**
 36 **student excused from school attendance under this subsection shall**
 37 **not be recorded as being absent on any date covered by the excuse**
 38 **and the student shall not be penalized by the school in any manner.**

39 **Sec. 3. (a) Each member of the state task force who is not a state**
 40 **employee is not entitled to the minimum salary per diem provided**
 41 **by IC 4-10-11-2.1(b). The member is, however, entitled to**
 42 **reimbursement for traveling expenses and other expenses actually**



C
O
P
Y

1 incurred in connection with the member's duties, as provided in the
 2 state travel policies and procedures established by the Indiana
 3 department of administration and approved by the budget agency.

4 (b) Each member of the state task force who is a state employee
 5 is entitled to reimbursement for traveling expenses and other
 6 expenses actually incurred in connection with the member's duties,
 7 as provided in the state travel policies and procedures established
 8 by the Indiana department of administration and approved by the
 9 budget agency.

10 Sec. 4. The state task force shall meet upon the call of the
 11 chairman and make recommendations to the state board under
 12 section 5 of this chapter concerning the ISTEP testing program.

13 Sec. 5. (a) The state task force is established to review and
 14 recommend to the state board for the state board's approval the
 15 following:

16 (1) The educational proficiency standards described in
 17 IC 20-10.1-16-6.

18 (2) The content and format of the ISTEP testing program,
 19 including the graduation examination under IC 20-10.1-16
 20 and the passing scores required at various grade levels.

21 Sec. 6. In making recommendations described under section 5
 22 of this chapter, the state task force:

23 (1) shall consider:

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

25 (B) the development of an assessment or test unique to
 26 Indiana; and

27 (C) any combination of assessments or tests described
 28 under clauses (A) and (B); and

29 (2) is required to recommend to the state board only state
 30 tests that when appropriate:

31 (A) present the content of each test in an interdisciplinary
 32 manner; and

33 (B) provide each student with the opportunity to meet the
 34 educational proficiency standards in an applied manner.

35 SECTION 7. IC 20-10.1-16-1.1 IS ADDED TO THE INDIANA
 36 CODE AS A NEW SECTION TO READ AS FOLLOWS
 37 [EFFECTIVE JANUARY 1, 2002]: **Sec. 1.1.** As used in this chapter,
 38 "educational proficiency statements" refers to the statements
 39 developed by the department under section 6.1 of this chapter
 40 indicating the skills and knowledge base expected of a student for
 41 a particular subject area.

42 SECTION 8. IC 20-10.1-16-6.1 IS ADDED TO THE INDIANA

C
O
P
Y



1 CODE AS A NEW SECTION TO READ AS FOLLOWS
 2 [EFFECTIVE JANUARY 1, 2002]: **Sec. 6.1. (a) The department**
 3 **shall develop educational proficiency statements for the following**
 4 **subject areas:**

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

10 (b) **The department shall revise and update the educational**
 11 **proficiency statements in each subject area listed in subsection (a)**
 12 **at least once every six (6) years. This revision must occur on a**
 13 **cyclical basis that coincides with the textbook adoption cycle**
 14 **established in IC 20-10.1-9-4.**

15 (c) **The state superintendent shall appoint a twenty-first century**
 16 **proficiency statements overview committee for a subject area**
 17 **during the period when the subject area is undergoing revision. A**
 18 **twenty-first century proficiency statements overview committee**
 19 **has fifteen (15) members selected as follows:**

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

30 (d) **A twenty-first century proficiency statements overview**
 31 **committee shall do the following:**

- 32 (1) **Advise the department on the revision process under this**
 33 **section.**
- 34 (2) **Recommend changes to the educational proficiency**
 35 **statement for the committee's subject area that enhance the**
 36 **goals identified in the educational proficiency statement.**
- 37 (3) **Submit recommendations to the state standards task force**
 38 **for the task force's review.**

39 (e) **In fulfilling its responsibilities under subsection (d), the**
 40 **twenty-first century proficiency statements overview committee**
 41 **shall consider proficiency statements developed by:**

- 42 (1) **other states;**



C
O
P
Y

1 (2) national organizations in the United States; and
 2 (3) other countries.
 3 (f) As necessary, the department shall revise and update the
 4 educational proficiency statements of subject areas other than
 5 those listed in subsection (a)(1) through (a)(4).
 6 (g) The curriculum program of a school in a school corporation
 7 must be consistent with the following:
 8 (1) The educational proficiency statements.
 9 (2) The student competencies developed for the Core 40
 10 college preparation curriculum models established under
 11 IC 20-10.1-5.7.
 12 SECTION 9. THE FOLLOWING ARE REPEALED [EFFECTIVE
 13 JULY 1, 1999]: IC 20-10.1-4.1; IC 20-10.1-16-1; IC 20-10.1-16-6.
 14 SECTION 10. IC 20-10.1-4.9 IS REPEALED [EFFECTIVE
 15 DECEMBER 31, 2001].
 16 SECTION 11. [EFFECTIVE UPON PASSAGE] (a) The Indiana
 17 academic standards commission, established by IC 20-10.1-4.9-2,
 18 as added by this act, shall make initial recommendations for
 19 academic standards to the Indiana state board of education not
 20 later than July 1, 1999.
 21 (b) The Indiana academic standards commission, established by
 22 IC 20-10.1-4.9-2, as added by this act, shall make initial
 23 recommendations concerning the designated state student
 24 assessment program to the Indiana state board of education not
 25 later than December 1, 1999.
 26 (c) This SECTION expires January 1, 2001.
 27 SECTION 12. An emergency is declared for this act.

C
O
P
Y

