

# SENATE MOTION

**MR. PRESIDENT:**

**I move** that Senate Bill 236 be amended to read as follows:

- 1           Page 1, between the enacting clause and line 1, begin a new  
2 paragraph and insert:  
3           "SECTION 1. IC 20-1-1-6.3 IS AMENDED TO READ AS  
4 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 6.3. (a) As used in this  
5 section, "governing body" refers to the governing body of a school  
6 corporation.  
7           (b) As used in this section, "~~program~~" "**plan**" refers to ~~an Indiana~~  
8 ~~school academic improvement program established under this section.~~  
9 **a strategic and continuous school improvement plan developed**  
10 **under IC 20-10.2-3.**  
11           (c) ~~The board shall permit the governing body to establish an~~  
12 ~~Indiana school academic improvement program~~  
13           **(c) A plan must conform to the requirements of IC 20-10.2-3**  
14 **and include a professional development program that conforms to**  
15 **section 6.5 of this chapter.**  
16           (d) The governing body may do the following for a school that  
17 participates in ~~the program:~~ **a plan:**  
18           (1) Invoke a waiver of any rule adopted by the board ~~(except a~~  
19 ~~rule adopted under this section):~~ **in accordance with**  
20 **IC 20-10.2-3-4(b).**  
21           (2) Develop a plan for the admission of students to the school who  
22 do not reside in the school's attendance area but who have legal  
23 settlement within the school corporation.  
24           ~~(d)~~ **(e)** In approving school corporations under this section, the  
25 board shall consider whether the governing body has done the  
26 following: ~~for participation in the program:~~  
27           (1) ~~Established an Indiana school academic improvement~~  
28 ~~program:~~  
29           (2) ~~Adopted academic education goals:~~  
30           (3) ~~Established a community-wide strategy for achieving those~~  
31 ~~academic goals:~~  
32           (4) ~~Developed a report card for measuring a participating school's~~  
33 ~~progress in achieving those academic goals:~~

1           (5) ~~Demonstrated community support for participation in the~~  
2           ~~program; including **Approved a school's plan.**~~

3           (2) **Demonstrated** the support of the exclusive representative  
4           **only for the professional development program component of**  
5           **the plan.**

6           (e) ~~With the approval of the governing body; the board may~~  
7           ~~designate a single school; more than one (†) school; or every school~~  
8           ~~within a particular school corporation to participate under this section:~~

9           (f) ~~With the approval of the governing body; The board may waive~~  
10           ~~any statute **or rule** relating to curriculum or textbook selection on~~  
11           ~~behalf of a school or school corporation participating under this~~  
12           ~~section: **in accordance with IC 20-10.2-3-4(c).**~~

13           (g) ~~Funds available for school improvements under IC 20-10.1-26~~  
14           ~~(twenty-first century schools pilot program) may be expended to fund~~  
15           ~~the program:~~

16           (h) (g) ~~As part of the program; **plan**, the governing body may~~  
17           ~~develop and implement a **plan policy** to do the following:~~

18           (1) ~~Allow for the transfer of a student who resides in the school's~~  
19           ~~attendance area but whose parent or legal guardian requests that~~  
20           ~~the student attend another school within the school corporation of~~  
21           ~~legal settlement.~~

22           (2) ~~Allow a school that has established a program to offer~~  
23           ~~alternatives to participation in the program:~~

24           (3) (2) ~~Inform parents of their rights under this section.~~

25           (i) (h) ~~The board shall adopt rules under IC 4-22-2 to implement this~~  
26           ~~section.~~

27           SECTION 2. IC 20-1-1-6.5 IS ADDED TO THE INDIANA CODE  
28           AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY  
29           1, 1999]: **Sec. 6.5. (a) As used in this section, "board" refers to the**  
30           ~~state board of education established under section 1 of this chapter.~~

31           **(b) As used in this section "department" refers to the**  
32           ~~department of education established under IC 20-1-1.1-2.~~

33           **(c) As used in this section, "governing body" has the meaning**  
34           ~~set forth in IC 20-10.1-1-5.~~

35           **(d) As used in this section, "plan" refers to an Indiana school**  
36           ~~academic improvement plan established under section 6.3 of this~~  
37           ~~chapter.~~

38           **(e) As used in this section, "program" refers to a professional**  
39           ~~development program.~~

40           **(f) As used in this section, "superintendent" has the meaning set**  
41           ~~forth in IC 20-10.1-1-6.~~

42           **(g) A school shall develop a program as a component of a plan**  
43           ~~established by the school.~~

44           **(h) The following apply to a program developed under this**  
45           ~~section:~~

46           (1) ~~The program must emphasize improvement of student~~  
47           ~~learning and performance.~~

- 1           **(2) The program must be developed by the committee that**  
 2           **develops the school's strategic and continuous improvement**  
 3           **and achievement plan under IC 20-10.2-3-1.**
- 4           **(3) The program must be integrated with the school's**  
 5           **strategic and continuous improvement and achievement plan**  
 6           **developed under IC 20-10.2-3.**
- 7           **(i) A school committee shall submit the school's program to the**  
 8           **superintendent for the superintendent's review. The**  
 9           **superintendent:**
- 10           **(1) shall review the plan to ensure that the program aligns**  
 11           **with the school corporation's objectives, goals, and**  
 12           **expectations;**
- 13           **(2) may make written recommendations of modifications to**  
 14           **the program to ensure alignment; and**
- 15           **(3) shall return the program and any recommendations to the**  
 16           **school committee.**
- 17           **(j) A school committee may modify the program to comply with**  
 18           **recommendations made by the superintendent under subsection (i).**
- 19           **(k) A school committee shall submit:**
- 20           **(1) the program; and**
- 21           **(2) the written recommendations of the superintendent;**
- 22           **to the governing body. The governing body shall review the**  
 23           **program and submit it to the board.**
- 24           **(l) The board may approve a school's program only if the**  
 25           **program meets the board's core principles for professional**  
 26           **development and the following additional criteria:**
- 27           **(1) The program is school based and collaboratively designed**  
 28           **and encourages participants to work collaboratively.**
- 29           **(2) A variety of resources, including needs assessments,**  
 30           **professional literature, research, and school improvement**  
 31           **programs, are used in developing the program.**
- 32           **(3) The program supports professional development for all**  
 33           **stakeholders.**
- 34           **(4) The program includes ongoing professional growth**  
 35           **experiences that provide adequate time and job embedded**  
 36           **opportunities to support school improvement and student**  
 37           **learning, including flexible time for professional development**  
 38           **that provides professional development opportunities before,**  
 39           **during, and after the regular school day and school year.**
- 40           **(5) Under the program, teacher time for professional**  
 41           **development sustains instructional coherence, participant**  
 42           **involvement, and continuity for students.**
- 43           **(6) The program includes effective, research based strategies**  
 44           **to support ongoing developmental activities.**
- 45           **(7) The program supports experiences to increase the effective**  
 46           **use of technology to improve teaching and learning.**
- 47           **(8) The program encourages diverse techniques, including**  
 48           **inquiry, reflection, action research, networking, study groups,**

1 coaching, and evaluation.

2 (9) The program includes a means for evaluating the  
3 effectiveness of the program and activities under the  
4 program.

5 (m) The board shall approve an evaluation system for  
6 professional development based on recommendations from the  
7 department and the professional standards board. The department  
8 shall develop a means for measuring successful programs and  
9 activities in which schools participate. The measurements must  
10 include the following:

11 (1) A mechanism to identify and develop strategies to collect  
12 multiple forms of data that reflect the achievement of  
13 expectations for all students. The data may include the results  
14 of ISTEP tests under IC 20-10.1-16, local tests, classroom  
15 work, and teacher and administrator observations.

16 (2) A procedure for using collected data to make decisions.

17 (n) A school qualifies for a grant from the department when the  
18 school's program, developed and submitted under this section, is  
19 approved by the board upon recommendation of the department.  
20 For purposes of determining whether a school qualifies for a grant  
21 under this chapter, the department shall:

22 (1) review;

23 (2) suggest changes to; and

24 (3) recommend approval or rejection of;

25 a school's program.

26 (o) A school must use a grant received under this chapter to  
27 implement all or part of the school's program by funding activities  
28 that may include the following:

29 (1) Partnership programs with other entities, including  
30 professional development schools.

31 (2) Teacher leadership academies, research teams, and study  
32 groups.

33 (3) Workshops, seminars, and site visits.

34 (4) Cooperative programs with other school corporations.

35 (5) National board certification for teachers.

36 (p) A school shall report to the department concerning the use  
37 of grants received under this chapter. A school that fails to make  
38 a report under this section is not eligible for a subsequent grant."

39 Page 3, line 7, strike "IC 20-1-1.3-3." and insert "**this chapter.**".

40 Page 8, delete lines 5 through 42.

41 Delete page 9.

42 Page 10, delete lines 1 through 23.

43 Page 11, between lines 16 and 17, begin a new paragraph and insert:

44 "**Sec. 13. "Superintendent" has the meaning set forth in**  
45 **IC 20-10.1-1-6.**".

46 Page 11, line 25, delete "governing body." and insert "**principal.**  
47 **Teacher appointments to the committee must be made in**  
48 **accordance with IC 20-7.5-1.**".

1 Page 11, line 27, delete "school's governing body" and insert  
2 **"superintendent"**.

3 Page 11, line 28, after "implementation." insert **"The**  
4 **superintendent:**

5 (1) shall review the plan to ensure that the plan aligns with the  
6 school corporation's objectives, goals, and expectations;

7 (2) may make written recommendations of modifications to  
8 the plan to ensure alignment; and

9 (3) shall return the plan and any recommendations to the  
10 school committee by April 1 of the school year before the year  
11 of implementation.

12 (b) A school committee may modify the plan to comply with  
13 recommendations made by the superintendent under subsection  
14 (a).

15 (c) A school committee shall submit:

16 (1) the plan; and

17 (2) the written recommendations of the superintendent;  
18 to the governing body by May 1 of the school year before the year  
19 of implementation."

20 Page 11, line 29, delete "(b)" and insert "(d)".

21 Page 15, line 21, after "rate." insert **"The roundtable shall make**  
22 **recommendations concerning the incorporation of a statistical**  
23 **adjustment for student mobility rates into the results."**

24 Page 15, line 40, delete "and:" and insert ". Upon receiving the  
25 notice, the governing body shall:".

26 Page 16, line 1, delete "order the governing body to".

27 Page 16, line 6, delete "include" and insert **"recommend"**.

28 Page 16, line 9, delete "Using outside expertise" and insert **"A**  
29 **request to the board to appoint an outside team"**.

30 Page 16, line 9, delete "." and insert **"or assist in the development**  
31 **of a new plan."**

32 Page 16, between lines 9 and 10, begin a new paragraph and insert:

33 **"(d) If the governing body approves a request for the board to**  
34 **appoint an outside team under subsection (c)(3), the school is**  
35 **considered to be placed under section 2 of this chapter."**

36 Page 16, line 39, delete "education roundtable's" and insert  
37 **"department's"**.

38 Page 17, delete lines 9 through 13.

39 Page 17, line 14, delete "8." and insert **"7."**

40 Page 17, after line 30, begin a new paragraph and insert:

41 **"SECTION 16. [EFFECTIVE UPON PASSAGE] (a)**  
42 **Notwithstanding IC 20-1-1-6.3, as amended by this act, a school**  
43 **that is designated an Indiana school academic improvement school**  
44 **on June 30, 1999, continues as an Indiana school academic**  
45 **improvement school until June 30, 2002, if the school continues to**  
46 **meet the requirements of IC 20-1-1-6.3 as it existed on June 30,**  
47 **1999.**

1           **(b) This SECTION expires July 1, 2002.**  
2           SECTION 17. [EFFECTIVE JULY 1, 1999] (a) Notwithstanding  
3           **IC 20-1-1-6.5(h), as added by this act, a school may:**  
4                 **(1) appoint a committee to develop a professional**  
5                 **development program that does not meet the membership**  
6                 **requirements of a committee that develops a strategic and**  
7                 **continuous improvement plan under IC 20-10.2-3-1, as added**  
8                 **by this act; and**  
9                 **(2) develop a professional development program before**  
10                **developing a strategic and continuous improvement plan**  
11                **under IC 20-10.2-3, as added by this act.**  
12           **(b) This section expires July 1, 2002.**  
13           SECTION 18. **An emergency is declared for this act."**  
14           Renumber all SECTIONS consecutively.  
              (Reference is to SB 236 as printed February 26, 1999.)

---

Senator WEATHERWAX