



January 28, 2000

SENATE BILL No. 151

DIGEST OF SB 151 (Updated January 27, 2000 11:02 AM - DI 71)

Citations Affected: IC 20-10.1.

Synopsis: Parental notice of student surveys. Requires a school to give notice to the parent or guardian of a student each time the student is asked to participate in a personal analysis, an evaluation, or a survey that is not directly related to academic instruction and that attempts to affect the student's attitudes, habits, traits, opinions, beliefs, or feelings concerning several areas. Exempts the questioning of an individual student during a disciplinary procedure or a survey conducted by a student run news medium from the notice requirement.

Effective: July 1, 2000.

Lubbers

January 10, 2000, read first time and referred to Committee on Education.
January 27, 2000, amended, reported favorably — Do Pass.

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SB 151—LS 6509/DI 71+



January 28, 2000

Second Regular Session 111th General Assembly (2000)

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 1999 General Assembly.

SENATE BILL No. 151

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 20-10.1-4-15 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 15. (a) A school
3 corporation shall make available for inspection by the parents or
4 guardians of a student any instructional materials, including:
5 (1) teachers' manuals;
6 (2) student texts;
7 (3) films or other video materials;
8 (4) tapes; and
9 (5) other materials;
10 used in connection with a personal analysis, an evaluation, or a survey
11 described in subsection (b).
12 (b) A student shall not be required to participate in a personal
13 analysis, an evaluation, or a survey that is not directly related to
14 academic instruction and that reveals or attempts to affect the student's
15 attitudes, habits, traits, opinions, beliefs, or feelings concerning:
16 (1) political affiliations;
17 (2) religious beliefs or practices;

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- 1 (3) mental or psychological conditions; ~~that may embarrass the~~
 2 ~~student or the student's family;~~
 3 (4) sexual behavior or attitudes;
 4 (5) illegal, antisocial, self-incriminating, or demeaning behavior;
 5 (6) critical appraisals of other individuals with whom the student
 6 has a close family relationship;
 7 (7) legally recognized privileged or confidential relationships,
 8 including a relationship with a lawyer, minister, or physician; or
 9 (8) income (except as required by law to determine eligibility for
 10 participation in a program or for receiving financial assistance
 11 under a program);
 12 without the prior consent of the student (if the student is an adult or
 13 emancipated minor) or the prior written consent of the student's parent
 14 or guardian (if the student is an unemancipated minor). A parental
 15 consent form for ~~such~~ a personal analysis, ~~an~~ evaluation, or a survey
 16 ~~shall~~ **must** accurately reflect the contents and nature of the personal
 17 analysis, evaluation, or survey.
 18 (c) **This subsection does not apply to:**
 19 (1) **the questioning of an individual student during a**
 20 **disciplinary procedure; or**
 21 (2) **a survey conducted by a student run news medium that is**
 22 **not conducted during instructional time.**
 23 **A school or school corporation must give notice to a student's**
 24 **parent or guardian each time the student is asked to participate in**
 25 **a personal analysis, an evaluation, or a survey described in**
 26 **subsection (b).**
 27 (d) The department and the governing body shall give parents and
 28 students notice of their rights under this section.
 29 (e) The governing body shall enforce this section.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Education, to which was referred Senate Bill No. 151, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 18, after "(c)" insert "**This subsection does not apply to:**

- (1) the questioning of an individual student during a disciplinary procedure; or**
- (2) a survey conducted by a student run news medium that is not conducted during instructional time."**

Page 2, line 18, before "A" begin a new line blocked left.

and when so amended that said bill do pass.

(Reference is to SB 151 as introduced.)

WEATHERWAX, Chairperson

Committee Vote: Yeas 8, Nays 0.

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