



February 2, 2004

---

---

## HOUSE BILL No. 1325

---

DIGEST OF HB 1325 (Updated January 30, 2004 12:33 pm - DI 92)

**Citations Affected:** IC 4-4; IC 4-12; IC 20-1; IC 22-4; IC 22-4.1; noncode.

**Synopsis:** State technology advancement and retention. Creates the state technology advancement and retention (STAR) account to advance technology and retain graduates in Indiana by funding certain grant programs.

**Effective:** Upon passage; July 1, 2004.

---

---

### Hasler

---

---

January 15, 2004, read first time and referred to Committee on Technology, Research and Development.

January 26, 2004, reported — Do Pass; referred to Committee on Ways and Means pursuant to Rule 127.

February 2, 2004, amended, reported — Do Pass.

---

---

C  
O  
P  
Y



February 2, 2004

Second Regular Session 113th General Assembly (2004)

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 2003 Regular Session of the General Assembly.

C  
o  
p  
y

## HOUSE BILL No. 1325

---

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 4-4-30-8, AS ADDED BY P.L.159-2002,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2004]: Sec. 8. (a) The coal technology research fund is  
4 established to provide money for the center for coal technology  
5 research and for the director to carry out the duties specified under this  
6 chapter. The budget agency shall administer the fund.

7 (b) The fund consists of the following:

8 (1) Money appropriated **or otherwise designated or dedicated**  
9 by the general assembly.  
10 (2) Gifts, grants, and bequests.

11 (c) The treasurer of state shall invest the money in the fund not  
12 currently needed to meet the obligations of the fund in the same  
13 manner as the treasurer may invest other public funds.

14 (d) Money in the fund at the end of a state fiscal year does not revert  
15 to the state general fund.

16 SECTION 2. IC 4-12-10-3, AS ADDED BY P.L.26-2001,  
17 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

HB 1325—LS 7310/DI 103+



1 JULY 1, 2004]: Sec. 3. (a) The Indiana economic development  
2 partnership fund is established to provide grants for economic  
3 development initiatives that support the following:

4 (1) The establishment of regional technology **and**  
5 **entrepreneurship** centers for the creation of high technology  
6 companies **to support access to technology for existing**  
7 **businesses** and for the support of workforce development.

8 (2) The providing of leadership and technical support necessary  
9 for the centers' start-up operations and long term success.

10 (3) The expansion of the Purdue Technical Assistance Program **to**  
11 **other higher education institutions** in ten (10) geographic  
12 regions of Indiana.

13 (4) The creation of a rural/community economic development  
14 regional outreach program by Purdue University.

15 (5) The expansion of workforce development for high technology  
16 business development through the centers.

17 (b) The fund shall be administered by the budget agency. The fund  
18 consists of appropriations from the general assembly and gifts and  
19 grants to the fund, **including money received from the state**  
20 **technology advancement and retention account established by**  
21 **IC 4-12-12-1.**

22 (c) The treasurer of state shall invest the money in the fund not  
23 currently needed to meet the obligations of the fund in the same  
24 manner as other public funds may be invested.

25 (d) The money in the fund at the end of a state fiscal year does not  
26 revert to the state general fund but remains in the fund to be used  
27 exclusively for the purposes of this chapter.

28 SECTION 3. IC 4-12-10-4, AS ADDED BY P.L.26-2001,  
29 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
30 JULY 1, 2004]: Sec. 4. (a) The budget agency, after review by the  
31 budget committee, shall **enter into an agreement with the**  
32 **department of commerce to** do the following:

33 (1) Review, prioritize, and approve or disapprove proposals for  
34 centers.

35 (2) Create detailed application procedures and selection criteria  
36 for center proposals. These criteria may include the following:

37 (A) Geographical proximity to and partnership agreement with  
38 an Indiana public or private university.

39 (B) Proposed local contributions to the center.

40 (C) Minimum standards and features for the physical facilities  
41 of a center, including telecommunications infrastructure.

42 (D) The minimum support services, both technical and

C  
o  
p  
y



- 1 financial, that must be provided by the centers.  
 2 (E) Guidelines for selecting entities that may participate in the  
 3 center.  
 4 (3) Develop performance measures and reporting requirements  
 5 for the centers.  
 6 (4) Monitor the effectiveness of each center and report its findings  
 7 to the governor, **the budget agency**, and the budget committee  
 8 before October 1 of each even-numbered year.  
 9 ~~(5) Contract with Purdue University for any staff support~~  
 10 ~~necessary for the budget agency to carry out this chapter.~~  
 11 ~~(6)~~ **(5)** Approve a regional technology center only if the center  
 12 agrees to do all of the following:  
 13 (A) Nurture the development and expansion of high  
 14 technology ventures that have the potential to become high  
 15 growth businesses.  
 16 (B) Increase high technology employment in Indiana.  
 17 (C) Stimulate the flow of new venture capital necessary to  
 18 support the growth of high technology businesses in Indiana.  
 19 (D) Expand workforce education and training for highly  
 20 skilled, high technology jobs.  
 21 (E) Affiliate with an Indiana public or private university and  
 22 be located in close proximity to a university campus.  
 23 (F) Be a party to a written agreement among:  
 24 (i) the affiliated university;  
 25 (ii) the city or town in which the proposed center is located,  
 26 or the county in which the proposed center is located if the  
 27 center is not located in a city or town;  
 28 (iii) Purdue University, for technical and personnel training  
 29 support; and  
 30 (iv) any other affiliated entities;  
 31 that outlines the responsibilities of each party.  
 32 (G) Establish a debt free physical structure designed to  
 33 accommodate research and technology ventures.  
 34 (H) Provide support services, including business planning,  
 35 management recruitment, legal services, securing of seed  
 36 capital marketing, and mentor identification.  
 37 (I) Establish a commitment of local resources that is at least  
 38 equal to the money provided from the fund for the physical  
 39 facilities of the center.  
 40 (b) The ~~budget agency~~ **department of commerce** may not approve  
 41 more than five (5) regional technology centers in any biennium.  
 42 (c) **The budget agency shall contract with Purdue University:**

C  
O  
P  
Y



1 (1) for any support staff necessary for the budget agency to  
2 provide grants under section 3(a)(3) and 3(a)(4) of this  
3 chapter; and

4 (2) to provide services under section 7 of this chapter.

5 SECTION 4. IC 4-12-10-6, AS ADDED BY P.L.26-2001,  
6 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
7 JULY 1, 2004]: Sec. 6. (a) If the department of commerce and the  
8 budget agency approve a center, is approved by the budget agency,  
9 the budget agency shall allocate from available appropriations the  
10 money authorized to:

11 (1) subsidize construction or rehabilitation of the physical  
12 facilities; and

13 (2) cover operating costs, not to exceed two hundred fifty  
14 thousand dollars (\$250,000) each year, until the center is  
15 self-sustaining or has identified another source of operating  
16 money or the amount appropriated for this purpose is exhausted.

17 (b) Operating costs may not be supported by the fund for any center  
18 for more than four (4) years.

19 SECTION 5. IC 4-12-12 IS ADDED TO THE INDIANA CODE AS  
20 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY  
21 1, 2004]:

22 **Chapter 12. State Technology Advancement and Retention**  
23 **(STAR) Account**

24 **Sec. 1. The state technology advancement and retention (STAR)**  
25 **account is established within the state general fund. The purpose**  
26 **of the account is to provide funding for programs within Indiana**  
27 **that are designed to:**

28 (1) advance and retain technology related enterprises within  
29 Indiana; and

30 (2) train and retain students with an emphasis on technology.

31 **Sec. 2. The budget agency shall administer the STAR account.**

32 **Sec. 3. The account consists of money, including federal money,**  
33 **appropriated to the account by the general assembly and gifts and**  
34 **grants to the account. An appropriation, a gift, or a grant may be**  
35 **designated for one (1) or more purposes listed in section 6 of this**  
36 **chapter.**

37 **Sec. 4. The treasurer of state shall invest the money in the**  
38 **account not currently needed to meet the obligations of the account**  
39 **in the same manner as other public funds may be invested.**

40 **Sec. 5. Money in the account at the end of a state fiscal year**  
41 **reverts to the state general fund.**

42 **Sec. 6. Money in the account that is not otherwise designated**

C  
o  
p  
y



1 under section 3 of this chapter is annually dedicated to the  
2 following:

- 3 (1) The certified school to career program and grants under
- 4 IC 22-4.1-8.
- 5 (2) The certified internship program and grants under
- 6 IC 22-4.1-7.
- 7 (3) The Indiana economic development partnership fund
- 8 under IC 4-12-10.
- 9 (4) Minority training program grants under IC 22-4-18.1-11.
- 10 (5) Technology apprenticeship grants under IC 20-1-18.7.
- 11 (6) The back home in Indiana program under IC 22-4-18.1-12.
- 12 (7) The Indiana schools smart partnership under IC 22-4.1-9.
- 13 (8) The scientific instrument project within the department of
- 14 education.
- 15 (9) The coal technology research fund under IC 4-4-30-8.

16 Sec. 7. Expenses for administering the account or any of the  
17 programs funded from the account may be taken from the account  
18 but may not exceed two percent (2%) of the balance in the account.  
19 The budget agency must approve administrative expenses taken  
20 from the account.

21 SECTION 6. IC 20-1-18.7 IS ADDED TO THE INDIANA CODE  
22 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
23 JULY 1, 2004]: Chapter 18.7. Technology Apprenticeship Grants

24 Sec. 1. As used in this chapter, "department" refers to the  
25 department of education established by IC 20-1-1.1-2.

26 Sec. 2. As used in this chapter, "program" refers to the  
27 technology apprenticeship grant program established by section 3  
28 of this chapter.

29 Sec. 3. The technology apprenticeship grant program is  
30 established. The department, with the advice of the department of  
31 labor established by IC 22-1-1-1, shall administer the program.

32 Sec. 4. The department, working with the department of labor,  
33 shall develop a grant program to provide grants from the state  
34 technology advancement and retention account established by  
35 IC 4-12-12-1 for apprenticeships that are designed to develop the  
36 skills of apprentices in the area of technology.

37 Sec. 5. The department, with the department of labor, shall  
38 develop standards for the issuance of grants to businesses and  
39 unions that are working to enhance the technology skills of  
40 apprentices.

41 Sec. 6. Grants issued under this chapter are subject to approval  
42 by the budget agency.

C  
o  
p  
y



1 SECTION 7. IC 22-4-18.1-3 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 3. The state human  
3 resource investment council is established pursuant to 29 U.S.C. 1501  
4 et seq. to do the following:

5 (1) Review the services and use of funds and resources under  
6 applicable federal programs and advise the governor on methods  
7 of coordinating the services and use of funds and resources  
8 consistent with the laws and regulations governing the particular  
9 applicable federal programs.

10 (2) Advise the governor on:

11 (A) the development and implementation of state and local  
12 standards and measures; and

13 (B) the coordination of the standards and measures;  
14 concerning the applicable federal programs.

15 (3) Perform the duties as set forth in federal law of the particular  
16 advisory bodies for applicable federal programs described in  
17 section 4 of this chapter.

18 (4) Identify the human investment needs in Indiana and  
19 recommend to the governor goals to meet the investment needs.

20 (5) Recommend to the governor goals for the development and  
21 coordination of the human resource system in Indiana.

22 (6) Prepare and recommend to the governor a strategic plan to  
23 accomplish the goals developed under subdivisions (4) and (5).

24 (7) Monitor the implementation of and evaluate the effectiveness  
25 of the strategic plan described in subdivision (6).

26 (8) Advise the governor on the coordination of federal, state, and  
27 local education and training programs and on the allocation of  
28 state and federal funds in Indiana to promote effective services,  
29 service delivery, and innovative programs.

30 (9) **Administer the minority training grant program**  
31 **established by section 11 of this chapter.**

32 (10) **Administer the back home in Indiana program**  
33 **established by section 12 of this chapter.**

34 (11) Any other function assigned to the council by the governor  
35 with regard to the study and evaluation of Indiana's human service  
36 delivery system.

37 SECTION 8. IC 22-4-18.1-4 IS AMENDED TO READ AS  
38 FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 4. (a) The council shall  
39 serve as the state advisory body required under the following federal  
40 laws:

41 (1) ~~The Job Training Partnership Act under 29 U.S.C. 1501 et~~  
42 ~~seq.~~ **Workforce Investment Act of 1998 under 29 U.S.C. 2801**

C  
o  
p  
y



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42

et seq.

(2) The Wagner-Peyser Act under 29 U.S.C. 49 et seq.

(3) The Carl D. Perkins Vocational and Applied Technology Act under 20 U.S.C. 2301 et seq.

(4) The Adult Education **and Family Literacy** Act under 20 U.S.C. ~~1201~~ **9201** et seq.

(b) In addition, the council may be designated to serve as the state advisory body required under any of the following federal laws upon approval of the particular state agency directed to administer the particular federal law:

(1) The National and Community Service Act of 1990 under 42 U.S.C. 12501 et seq.

(2) Part ~~F~~ **A** of Title IV of the Social Security Act under 42 U.S.C. ~~681~~ **601** et seq.

(3) The employment and training program established under the Food Stamp Act of 1977 under 7 U.S.C. ~~2015(d)(4)~~ **2015**.

**(c) The council shall administer the minority training grant program established by section 11 of this chapter and the back home in Indiana program established by section 12 of this chapter.**

SECTION 9. IC 22-4-18.1-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 7. (a) Except as provided in subsections (b) and (c) and subject to the approval of the commissioner of workforce development, the state personnel department, and the budget agency, the council may employ professional, technical, and clerical personnel necessary to carry out the duties imposed by this chapter from funds available under applicable federal and state programs, appropriations by the general assembly for this purpose, **funds in the state technology advancement and retention account established by IC 4-12-12-1**, and any other funds (other than federal funds) available to the council for this purpose.

(b) Subject to the approval of the commissioner of workforce development and the budget agency, the council may contract for services necessary to implement this chapter.

(c) The budget agency shall serve as the fiscal agent for the distribution of all funds of the council.

SECTION 10. IC 22-4-18.1-11 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: **Sec. 11. (a) For purposes of this section, "minority student" means a student who is a member of at least one (1) of the following groups:**

**(1) blacks;**

C  
o  
p  
y



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42

- (2) American Indians;
- (3) Hispanics;
- (4) Asian Americans; or
- (5) other similar racial groups.

(b) The council shall develop a program to provide grants from the state technology advancement and retention account established by IC 4-12-12-1 for minority training programs for minority students. The grants must be used as follows:

- (1) Thirty-five percent (35%) for programs designed to enhance training in technology advancement for minority students.
- (2) Sixty-five percent (65%) for generalized training programs for minority students.

(c) The council shall adopt policies under which recipients may apply for and receive the grants.

(d) Grants issued under this section are subject to approval by the budget agency.

SECTION 11. IC 22-4-18.1-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: **Sec. 12. (a) The council shall develop a program to provide for grants from the state technology advancement and retention account established by IC 4-12-12-1 or contracts to develop a back home in Indiana program. The program must provide a system to track students who have graduated from private and public colleges and universities in Indiana. The program must include a means of periodically contacting these graduates to inform them of job opportunities in Indiana.**

(b) The council shall work with the colleges and universities in Indiana to develop the tracking system.

(c) Grants issued under this section are subject to approval by the budget agency.

SECTION 12. IC 22-4.1-7 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

**Chapter 7. Certified Internship Programs and Grants**

**Sec. 1. As used in this chapter, "certified internship program" refers to an internship program that is certified by the department, in consultation with the department of education, under section 5 of this chapter.**

**Sec. 2. As used in this chapter, "employer" has the meaning set forth in IC 22-8-1.1-1.**

C  
o  
p  
y



1           **Sec. 3. As used in this chapter, "institution of higher learning"**  
 2 **has the meaning set forth in IC 20-12-70-4.**

3           **Sec. 4. As used in this chapter, "student" means an individual**  
 4 **who is enrolled at an institution of higher learning on at least a**  
 5 **part-time basis.**

6           **Sec. 5. (a) An institution of higher learning that seeks**  
 7 **certification for an internship program under this chapter shall**  
 8 **submit an application for certification to the department on a form**  
 9 **prescribed by the department.**

10           **(b) The department, in consultation with the department of**  
 11 **education, shall certify an internship program under this chapter**  
 12 **if the program:**

13               **(1) is operated or administered by an institution of higher**  
 14 **learning or a department, school, or program within an**  
 15 **institution of higher learning;**

16               **(2) integrates a particular curriculum or course of study**  
 17 **offered at the institution of higher learning with career**  
 18 **internships provided by employers;**

19               **(3) places students in career internships provided by**  
 20 **employers;**

21               **(4) requires participating students to meet certain academic**  
 22 **standards established by rule by the department in**  
 23 **consultation with the department of education;**

24               **(5) requires employers to provide to participating students**  
 25 **the:**

26                   **(A) supervision; and**

27                   **(B) payroll and personnel services;**

28               **that the employers provide to their regular part-time**  
 29 **employees;**

30               **(6) is designed to provide an internship experience that**  
 31 **enriches and enhances the classroom experience of**  
 32 **participating students;**

33               **(7) requires employers to comply with all state and federal**  
 34 **laws pertaining to the workplace; and**

35               **(8) complies with any other requirement adopted by rule by**  
 36 **the department after consultation with the department of**  
 37 **education.**

38           **Sec. 6. A certified internship program may allow a student to**  
 39 **participate in an internship at any time during the year, including**  
 40 **the summer, as long as the student remains enrolled at the**  
 41 **institution of higher learning that operates or administers the**  
 42 **certified internship program.**

**C**  
**O**  
**P**  
**Y**



1           **Sec. 7. (a) The department may issue a grant to an employer**  
2 **that employs at least one (1) student through a certified internship**  
3 **program.**

4           **(b) The department shall determine the amount of a grant**  
5 **issued under subsection (a).**

6           **(c) A grant issued under this section is subject to approval by**  
7 **the budget agency.**

8           **Sec. 8. The department, in consultation with the department of**  
9 **education, may adopt rules under IC 4-22-2 to implement this**  
10 **chapter. However, the department shall adopt rules under**  
11 **IC 4-22-2 to implement section 7 of this chapter.**

12           **SECTION 13. IC 22-4.1-8 IS ADDED TO THE INDIANA CODE**  
13 **AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE**  
14 **JULY 1, 2004]:**

15           **Chapter 8. Certified School to Career Programs and Grants**

16           **Sec. 1. As used in this chapter, "certified program" means a**  
17 **school to career program approved by the department, in**  
18 **conjunction with the department of education, that is conducted**  
19 **under an agreement under this chapter and that:**

- 20           **(1) integrates a secondary school curriculum with private**
- 21 **sector job training;**
- 22           **(2) places students in job internships; and**
- 23           **(3) is designed to continue into postsecondary education and**
- 24 **to result in teaching new skills, adding value to the wage**
- 25 **earning potential of participants and increasing their long**
- 26 **term employability in Indiana.**

27           **Sec. 2. As used in this chapter, "institution of higher learning"**  
28 **has the meaning set forth under IC 20-12-70-4.**

29           **Sec. 3. As used in this chapter, "participant" means an**  
30 **individual who:**

- 31           **(1) is at least sixteen (16) years of age and less than**
- 32 **twenty-four (24) years of age;**
- 33           **(2) is enrolled in a public or private secondary or**
- 34 **postsecondary school; and**
- 35           **(3) participates in a certified program as part of the**
- 36 **individual's secondary or postsecondary school education.**

37           **Sec. 4. As used in this chapter, "sponsor" means an individual,**  
38 **a person, an association, a committee, an organization, or other**  
39 **entity operating a certified program and in whose name the**  
40 **certified program is registered or approved.**

41           **Sec. 5. (a) The department shall do the following:**  
42           **(1) Accept applications from entities interested in sponsoring**

**C**  
**O**  
**P**  
**Y**



1 certified programs on forms prescribed by the department.  
 2 (2) Investigate each applicant to determine the suitability of  
 3 the applicant to sponsor a certified program.  
 4 (3) Impose an application fee in an amount sufficient to pay  
 5 the costs incurred in processing the application and  
 6 investigating the applicant.  
 7 (b) The department may adopt rules under IC 4-22-2 to  
 8 administer this chapter.  
 9 Sec. 6. (a) The department of education shall review the  
 10 secondary school curriculum component of each proposed certified  
 11 program. The department may not approve a proposed certified  
 12 program unless the department of education approves the  
 13 applicant's proposed secondary school curriculum.  
 14 (b) Upon the request of the department, the department of  
 15 education shall:  
 16 (1) consult with the department before the adoption of rules  
 17 under section 5 of this chapter; and  
 18 (2) provide any other assistance to the department.  
 19 Sec. 7. The department may not approve a certified program  
 20 unless the following requirements are met:  
 21 (1) The program must be conducted under a written plan  
 22 embodying the terms and conditions of employment, job  
 23 training, classroom instruction, and supervision of one (1) or  
 24 more participants, subscribed to by a sponsor who has  
 25 undertaken to carry out the certified program.  
 26 (2) The program must comply with all state and federal laws  
 27 pertaining to the workplace.  
 28 (3) The certified program agreement must provide that the  
 29 sponsor or an employer participating in the program in  
 30 cooperation with the sponsor agrees to assign an employee to  
 31 serve as a mentor for a participant. The mentor's occupation  
 32 must be in the same career pathway as the career interests of  
 33 the participant.  
 34 (4) The program must comply with any other requirement  
 35 adopted by rule by the department.  
 36 Sec. 8. (a) A certified program must comply with the terms of a  
 37 written agreement among the sponsor, each participant, and each  
 38 cooperating employer. Except as provided in sections 9 and 10 of  
 39 this chapter, each agreement must contain the following:  
 40 (1) The names and signatures of:  
 41 (A) the sponsor;  
 42 (B) the employer (if the employer is an entity other than

C  
O  
P  
Y



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42

the sponsor); and

(C) the participant and the participant's parent or guardian if the participant is a minor.

(2) A description of the career field in which the participant is to be trained and the beginning date and duration of the training.

(3) The employer's agreement to provide paid employment for the participant at a base wage that may not be less than the minimum wage prescribed by the federal Fair Labor Standards Act during the participant's junior and senior years in high school.

(4) The employer's agreement to assign an employee to serve as a mentor for a participant. The mentor's occupation must be in the same career pathway as the career interests of the participant.

(5) An agreement between the participant and employer concerning specified minimum academic standards that must be maintained throughout the participant's secondary education.

(6) The participant's agreement to work for the employer for at least two (2) years following the completion of the participant's secondary education.

(b) An agreement described in subsection (a)(6) may be modified to defer the participant's employment with the employer until after the participant completes an appropriate amount of postsecondary education as agreed to by the participant and the employer.

Sec. 9. (a) If a participant's desired career pathway requires postsecondary education, an agreement required under section 8 of this chapter may be modified to include the following:

(1) The employer's agreement to provide paid employment for the participant at a base wage that may not be less than the minimum wage prescribed by the federal Fair Labor Standards Act during the participant's postsecondary education.

(2) An agreement that, in addition to the base wage paid to the participant, the employer shall pay an additional sum to be held in trust to be applied toward the participant's postsecondary education.

(3) The participant's agreement to work for the employer for at least two (2) years following the completion of the participant's postsecondary education.

C  
O  
P  
Y



1           **(b) The additional amount described in subsection (a)(2) must**  
 2 **not be less than an amount determined by the department to be**  
 3 **sufficient to provide payment of tuition expenses toward**  
 4 **completion of not more than two (2) academic years at an**  
 5 **institution of higher learning. The amount shall be held in trust for**  
 6 **the benefit of the participant under rules adopted by the**  
 7 **department. Payment into a fund approved under the federal**  
 8 **Employee Retirement Income Security Act of 1974 for the benefit**  
 9 **of the participant satisfies this requirement. The approved fund**  
 10 **must be specified in the agreement.**

11           **Sec. 10. (a) If a participant enters a certified program following**  
 12 **the completion of the participant's secondary education, an**  
 13 **agreement required under section 8 of this chapter must be**  
 14 **modified to include the following:**

15           **(1) The employer's agreement to provide paid employment for**  
 16 **the participant at a base wage that may not be less than the**  
 17 **minimum wage prescribed by the federal Fair Labor**  
 18 **Standards Act during the participant's postsecondary**  
 19 **education.**

20           **(2) An agreement that, in addition to the base wage paid to the**  
 21 **participant, the employer shall pay an additional sum to be**  
 22 **applied toward the participant's postsecondary education.**  
 23 **This amount may be paid directly to the participant's**  
 24 **institution of higher learning on behalf of the participant.**

25           **(3) The participant's agreement to work for the employer for**  
 26 **at least two (2) years following the completion of the**  
 27 **participant's postsecondary education.**

28           **(b) The additional amount described in subsection (a)(2) must**  
 29 **not be less than an amount determined by the department to be**  
 30 **sufficient to provide payment of tuition expenses toward**  
 31 **completion of not more than two (2) academic years at an**  
 32 **institution of higher learning.**

33           **Sec. 11. If a participant does not complete the certified program**  
 34 **contemplated by the agreement before entering a postsecondary**  
 35 **education program, the money being held in trust for the**  
 36 **participant's postsecondary education must be paid back to the**  
 37 **employer.**

38           **Sec. 12. If a participant does not complete the certified program**  
 39 **contemplated by an agreement described in section 8, 9, or 10 of**  
 40 **this chapter after entering a postsecondary education program,**  
 41 **any unexpended funds being held in trust for the participant's**  
 42 **postsecondary education must be paid back to the employer. In**

**C**  
**O**  
**P**  
**Y**



1 addition, the participant shall repay to the employer amounts paid  
2 from the trust that were expended on the participant's behalf for  
3 the participant's postsecondary education.

4 Sec. 13. If a participant does not complete the two (2) year  
5 employment obligation required under an agreement described in  
6 section 8, 9, or 10 of this chapter, the participant shall repay to the  
7 employer the amount paid by the employer toward the  
8 participant's postsecondary education expenses under this chapter.

9 Sec. 14. (a) The department may issue a grant to an employer  
10 (as defined in IC 22-8-1.1-1) in an amount determined by the  
11 department.

12 (b) A grant issued under this section is subject to approval by  
13 the budget agency.

14 (c) The department shall adopt rules to implement this section.

15 SECTION 14. IC 22-4.1-9 IS ADDED TO THE INDIANA CODE  
16 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
17 JULY 1, 2004]:

18 Chapter 9. Smart Partnership Grants

19 Sec. 1. The department shall establish guidelines for making  
20 grants to the Indiana schools smart partnership, which is  
21 established to create partnerships between schools and local  
22 businesses to make the curricula of math and science relevant to  
23 students.

24 Sec. 2. The department may make grants from the state  
25 technology advancement and retention account established by  
26 IC 4-12-12-1 to coordinating organizations and participating  
27 schools.

28 Sec. 3. A grant issued under this chapter is subject to approval  
29 by the budget agency.

30 SECTION 15. [EFFECTIVE UPON PASSAGE] (a)  
31 Notwithstanding IC 4-12-10, for the period beginning July 1, 2004,  
32 and ending June 30, 2005, grants of two hundred thousand dollars  
33 (\$200,000) shall be made from money in the state technology  
34 advancement and retention account established in IC 4-12-12-1  
35 that is dedicated to the Indiana economic development partnership  
36 fund to the:

37 (1) East Central Indiana technology transfer program  
38 administered by Ball State University; and

39 (2) Southwestern Indiana technology transfer program  
40 administered by the University of Southern Indiana;

41 for their use in establishing and operating technology talent  
42 programs.

C  
o  
p  
y



1           **(b) This SECTION expires December 31, 2005.**  
2           SECTION 16. [EFFECTIVE UPON PASSAGE] **(a) As used in this**  
3           **SECTION, "department" refers to the department of workforce**  
4           **development.**  
5           **(b) Notwithstanding IC 22-4.1-7-7, as added by this act, the**  
6           **department, in consultation with the department of education, shall**  
7           **adopt rules to implement IC 22-4.1-7, as added by this act, in the**  
8           **same manner as emergency rules are adopted under**  
9           **IC 4-22-2-37.1. Any rules adopted under this SECTION must be**  
10           **adopted not later than September 1, 2004. A rule adopted under**  
11           **this SECTION expires on the earlier of:**  
12           **(1) the date a rule is adopted by the department, in**  
13           **consultation with the department of education, under**  
14           **IC 4-22-2-24 through IC 4-22-2-36 to implement IC 22-4.1-7,**  
15           **as added by this act; or**  
16           **(2) January 1, 2006.**  
17           **(c) This SECTION expires December 31, 2007.**  
18           SECTION 17. An emergency is declared for this act.

**C  
o  
p  
y**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Technology, Research and Development, to which was referred House Bill 1325, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

HASLER, Chair

Committee Vote: yeas 13, nays 0.

**C  
o  
p  
y**



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1325, 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:

Page 1, line 8, after "designated" insert "**or dedicated**".

Page 4, line 7, delete "approves" and insert "**and the budget agency approve**".

Page 4, line 20, delete "Chapter", begin a new paragraph and insert: "**Chapter**".

Page 4, line 30, after "money" insert ", **including federal money,**".

Page 4, line 32, after "account." insert "**An appropriation, a gift, or a grant may be designated for one (1) or more purposes listed in section 6 of this chapter.**".

Page 4, line 36, delete "does".

Page 4, line 37, delete "not revert" and insert "**reverts**".

Page 4, line 37, delete "but remains in the account to" and insert ".".

Page 4, delete line 38.

Page 4, line 39, after "account" insert "**that is not otherwise designated under section 3 of this chapter**".

Page 4, line 41, delete "payroll credit" and insert "**and grants**".

Page 4, line 42, delete "IC 6-3.1-29 and".

Page 5, line 1, delete "payroll credit" and insert "**and grants**".

Page 5, line 2, delete "6-3.1-25 and".

Page 5, delete lines 11 through 12.

Page 5, line 13, delete "10" and insert "**(9)**".

Page 5, delete lines 19 through 42.

Delete pages 6 through 15.

Page 16, delete lines 1 through 3.

Page 16, between lines 23 and 24, begin a new paragraph and insert: "**Sec. 6. Grants issued under this chapter are subject to approval by the budget agency.**".

Page 18, between lines 38 and 39, begin a new paragraph and insert:

"**(d) Grants issued under this section are subject to approval by the budget agency.**".

Page 19, between lines 9 and 10, begin a new paragraph and insert:

"**(c) Grants issued under this section are subject to approval by the budget agency.**".

Page 19, line 13, after "Programs" insert "**and Grants**".

Page 20, between lines 19 and 20, begin a new paragraph and insert:

"**Sec. 7. (a) The department may issue a grant to an employer**

C  
O  
P  
Y



that employs at least one (1) student through a certified internship program.

(b) The department shall determine the amount of a grant issued under subsection (a).

(c) A grant issued under this section is subject to approval by the budget agency."

Page 20, line 20, delete "7." and insert "8."

Page 20, line 22, after "chapter." insert "However, the department shall adopt rules under IC 4-22-2 to implement section 7 of this chapter."

Page 20, line 26, after "Programs" insert "and Grants".

Page 24, between lines 19 and 20, begin a new paragraph and insert:

"Sec. 14. (a) The department may issue a grant to an employer (as defined in IC 22-8-1.1-1) in an amount determined by the department.

(b) A grant issued under this section is subject to approval by the budget agency.

(c) The department shall adopt rules to implement this section."

Page 24, between lines 32 and 33, begin a new paragraph and insert:

"Sec. 3. A grant issued under this chapter is subject to approval by the budget agency."

Page 24, line 36, after "from" insert "money in the state technology advancement and retention account established in IC 4-12-12-1 that is dedicated to".

Page 24, line 36, delete "Indian" and insert "Indiana".

Page 25, delete lines 3 through 6.

Page 25, delete lines 22 through 32.

Page 25, line 33, delete "(d)" and insert "(c)".

Page 25, delete lines 34 through 42.

Page 26, delete lines 1 through 7.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1325 as printed January 27, 2004.)

CRAWFORD, Chair

Committee Vote: yeas 22, nays 2.

C  
O  
P  
Y

