



March 11, 2005

**ENGROSSED
HOUSE BILL No. 1314**

DIGEST OF HB 1314 (Updated March 10, 2005 11:05 am - DI 71)

Citations Affected: IC 20-10.1; IC 20-12; IC 20-30.

Synopsis: Postsecondary program for high school students. Eliminates the requirement of approval from a school superintendent and a representative of a school corporation for a high school student to enroll in the postsecondary enrollment program. Requires a school corporation and a postsecondary institution to enter into a contract concerning credits for a student attending the postsecondary institution while the student is also attending secondary school. Makes technical corrections to conform with the Title 20 recodification.

Effective: July 1, 2005.

Behning, Frizzell, Fry, Noe

(SENATE SPONSOR — LUBBERS)

January 13, 2005, read first time and referred to Committee on Education.
February 14, 2005, amended, reported — Do Pass.
February 17, 2005, read second time, ordered engrossed.
February 18, 2005, engrossed.
February 21, 2005, read third time, passed. Yeas 96, nays 0.

SENATE ACTION

February 24, 2005, read first time and referred to Committee on Education and Career Development.
March 10, 2005, amended, reported favorably — Do Pass.

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March 11, 2005

First Regular Session 114th General Assembly (2005)

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 2004 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1314

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 20-10.1-15-4 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4. (a) The
3 postsecondary enrollment program is established for secondary school
4 students in grades 11 and 12.

5 (b) A student may ~~upon approval of that student's school~~
6 ~~corporation~~, enroll in courses offered by an eligible institution under
7 the program on a full-time or part-time basis during grade 11, grade 12,
8 or both.

9 (c) If a course has been approved for secondary credit by the school
10 corporation, a student is entitled to credit toward graduation
11 requirements for each course the student successfully completes at that
12 institution.

13 SECTION 2. IC 20-10.1-15-7 IS AMENDED TO READ AS
14 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. ~~(a)~~ A representative
15 of the school corporation shall meet with each student who intends to
16 participate in the program and discuss the following:

17 ~~(1) The student's eligibility to participate in the program.~~

EH 1314—LS 7725/DI 109+



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- 1 ~~(2)~~ **(1)** The courses in which the student is authorized to enroll.
- 2 ~~(3)~~ **(2)** The postsecondary credit the student earns upon successful
- 3 completion of a course.
- 4 ~~(4)~~ **(3)** The consequences of a student's failure to successfully
- 5 complete a course.
- 6 ~~(5)~~ **(4)** The student's schedule.
- 7 ~~(6)~~ **(5)** The financial obligations of the student and the school
- 8 under the program.
- 9 ~~(7)~~ **(6)** The responsibilities of the student, the student's parent or
- 10 guardian, and the school under the program.
- 11 ~~(8)~~ **(7)** Other matters concerning the program.

12 ~~(b)~~ **The representative of the school corporation shall make a**
 13 ~~recommendation to the principal concerning the student's participation~~
 14 ~~in the program.~~

15 ~~(c)~~ **The principal shall make a determination, based on the**
 16 ~~recommendation received under subsection (b), concerning:~~

- 17 ~~(1)~~ **the student's eligibility to participate in the program; and**
- 18 ~~(2)~~ **the courses approved for secondary credit.**

19 ~~(d)~~ **The principal shall notify the student and the superintendent of**
 20 ~~the school corporation, in writing, of the determination under~~
 21 ~~subsection (c). If the principal determines that:~~

- 22 ~~(1)~~ **the student is not eligible to participate in the program; or**
- 23 ~~(2)~~ **a course in which the student intends to enroll is not approved**
 24 ~~for secondary credit;~~

25 ~~the principal must state, in writing, the reasons for that determination.~~

26 **SECTION 3. IC 20-10.1-15-8 IS AMENDED TO READ AS**
 27 **FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. The governing body**
 28 **of each school corporation shall:**

29 **(1) adopt policies to implement the program, based on guidelines**
 30 **established by the department of education; and**

31 **(2) work with postsecondary institutions to grant secondary**
 32 **credits for any student attending a postsecondary institution**
 33 **while the student is attending secondary school.**

34 **SECTION 4. IC 20-10.1-15-10 IS AMENDED TO READ AS**
 35 **FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 10. (a) A student who**
 36 **is approved for participation in the program may apply for enrollment**
 37 **to an eligible institution. The institution shall accept or reject the**
 38 **student based on the standards ordinarily used to decide student**
 39 **enrollments. However, a student who is approved for participation in**
 40 **the program by the student's school corporation may not be refused**
 41 **admission solely because the student has not graduated from a**
 42 **secondary school.**

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- 1 (b) The eligible institution shall promptly inform the:
- 2 (1) student;
- 3 (2) student's principal; and
- 4 (3) department of education;

5 of its **the institution's** decision under subsection (a).

6 (c) Upon demonstration of financial need, an eligible institution may
7 grant financial assistance to a student accepted for admission to that
8 institution.

9 SECTION 5. IC 20-10.1-15-10.5 IS ADDED TO THE INDIANA
10 CODE AS A **NEW SECTION TO READ AS FOLLOWS**
11 **[EFFECTIVE JULY 1, 2005] Sec. 10.5. If a student enrolls in a**
12 **course offered by an eligible institution under the program, the**
13 **institution and the student's school corporation shall enter into a**
14 **contract for dual credit. The contract must establish the terms and**
15 **conditions under which:**

16 (1) **the institution will award credit for specified classes**
17 **successfully completed by students in the school corporation;**
18 **and**

19 (2) **the school corporation will award credit for specified**
20 **classes successfully completed by students at the institution.**

21 SECTION 6. IC 20-10.1-15-15.5 IS ADDED TO THE INDIANA
22 CODE AS A **NEW SECTION TO READ AS FOLLOWS**
23 **[EFFECTIVE JULY 1, 2005] Sec. 15.5. (a) Each eligible institution**
24 **shall make and maintain, for each student enrolled in the program,**
25 **records of the following:**

26 (1) **The courses in which the student enrolls and the credit**
27 **hours awarded for those courses.**

28 (2) **The courses that the student successfully completes and**
29 **the courses that the student fails to complete.**

30 (3) **The postsecondary credit granted to the student.**

31 (4) **Other information requested by the commission for higher**
32 **education.**

33 (b) **The commission for higher education is entitled to have**
34 **access to the records made and maintained under subsection (a).**

35 SECTION 7. IC 20-10.1-15-17 IS AMENDED TO READ AS
36 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 17. (a) The department
37 of education, **in consultation with the commission for higher**
38 **education,** shall:

39 (1) establish guidelines to carry out this chapter; **and**

40 (2) evaluate the program annually and report to the Indiana state
41 board of education concerning the program. ~~and~~

42 (3) ~~adopt procedures for the award of grants from the~~

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1 postsecondary enrollment program fund established under section
2 ~~16 of this chapter.~~
3 (b) The guidelines established under subsection (a)(1) must
4 encourage participation by students at all achievement levels and in a
5 variety of academic and vocational subjects.
6 SECTION 8. IC 20-10.1-15-18 IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 18. The state board of
8 education **and the commission for higher education** shall **jointly**
9 adopt rules under IC 4-22-2 necessary to carry out this chapter.
10 SECTION 9. IC 20-30-11-4, AS ADDED BY HEA 1288-2005,
11 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2005]: Sec. 4. (a) The postsecondary enrollment program is
13 established for secondary school students in grades 11 and 12.
14 (b) A student may ~~upon approval of the student's school corporation,~~
15 enroll in courses offered by an eligible institution under the program on
16 a full-time or part-time basis during grade 11 or grade 12, or both.
17 (c) If a school corporation has approved a course offered by an
18 eligible institution for secondary credit, a student is entitled to credit
19 toward graduation requirements for each course the student
20 successfully completes at the eligible institution.
21 SECTION 10. IC 20-30-11-7, AS ADDED BY HEA 1288-2005,
22 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
23 JULY 1, 2005]: Sec. 7. ~~(a)~~ A representative of the school corporation
24 shall meet with each student who intends to participate in the program
25 and discuss the following:
26 ~~(1) The student's eligibility to participate in the program.~~
27 ~~(2) (1) The courses in which the student is authorized to enroll.~~
28 ~~(3) (2) The postsecondary credit the student earns upon successful~~
29 ~~completion of a course.~~
30 ~~(4) (3) The consequences of a student's failure to successfully~~
31 ~~complete a course.~~
32 ~~(5) (4) The student's schedule.~~
33 ~~(6) (5) The financial obligations of the student and the school~~
34 ~~under the program.~~
35 ~~(7) (6) The responsibilities of the student, the student's parent, and~~
36 ~~the school under the program.~~
37 ~~(8) (7) Other matters concerning the program.~~
38 ~~(b) The representative of the school corporation shall make a~~
39 ~~recommendation to the principal concerning the student's participation~~
40 ~~in the program.~~
41 ~~(c) Based on the recommendation received under subsection (b), the~~
42 ~~principal shall determine:~~

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1 (1) the student's eligibility to participate in the program; and
 2 (2) the courses approved for secondary credit.
 3 (d) The principal shall notify the student and the superintendent, in
 4 writing, of the determination under subsection (c): If the principal
 5 determines that:

6 (1) the student is not eligible to participate in the program; or
 7 (2) a course in which the student intends to enroll is not approved
 8 for secondary credit;
 9 the principal must state, in writing, the reasons for that determination:

10 SECTION 11. IC 20-30-11-8, AS ADDED BY HEA 1288-2005,
 11 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 12 JULY 1, 2005]: Sec. 8. The governing body of each school corporation
 13 shall:

- 14 (1) adopt policies to implement the program, based on guidelines
- 15 established by the department; **and**
- 16 (2) **work with eligible institutions to grant secondary credits**
- 17 **to a student who attends a postsecondary institution while the**
- 18 **student is also attending secondary school.**

19 SECTION 12. IC 20-30-11-10, AS ADDED BY HEA 1288-2005,
 20 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2005]: Sec. 10. (a) A student ~~who is approved for~~
 22 ~~participation in the program~~ may apply for enrollment to an eligible
 23 institution. The eligible institution shall accept or reject the student
 24 based on the standards ordinarily used to decide student enrollments.
 25 However, a student ~~who is approved for participation~~ in the program
 26 ~~by the student's school corporation~~ may not be refused admission solely
 27 because the student has not graduated from a secondary school.

- 28 (b) The eligible institution shall promptly inform the:
- 29 (1) student;
- 30 (2) student's principal; and
- 31 (3) department;

32 of the decision under subsection (a).

33 (c) Upon demonstration of financial need, an eligible institution may
 34 grant financial assistance to a student accepted for admission to the
 35 eligible institution.

36 SECTION 13. IC 20-30-11-10.5 IS ADDED TO THE INDIANA
 37 CODE AS A **NEW SECTION TO READ AS FOLLOWS**
 38 **[EFFECTIVE JULY 1, 2005] Sec. 10.5. If a student enrolls in a**
 39 **course offered by an eligible institution under the program, the**
 40 **institution and the student's school corporation shall enter into a**
 41 **contract for dual credit. The contract must establish the terms and**
 42 **conditions under which:**

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1 (1) the institution will award credit for specified classes
2 successfully completed by students in the school corporation;
3 and

4 (2) the school corporation will award credit for specified
5 classes successfully completed by students at the institution.

6 SECTION 14. IC 20-30-11-15.5 IS ADDED TO THE INDIANA
7 CODE AS A NEW SECTION TO READ AS FOLLOWS
8 [EFFECTIVE JULY 1, 2005] Sec. 15.5. (a) Each eligible institution
9 shall make and maintain, for each student enrolled in the program,
10 records of the following:

11 (1) The courses in which the student enrolls and the credit
12 hours awarded for those courses.

13 (2) The courses that the student successfully completes and
14 the courses that the student fails to complete.

15 (3) The postsecondary credit granted to the student.

16 (4) Other information requested by the commission for higher
17 education.

18 (b) The commission for higher education is entitled to have
19 access to the records made and maintained under subsection (a).

20 SECTION 15. IC 20-30-11-17, AS ADDED BY HEA 1288-2005,
21 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22 JULY 1, 2005]: Sec. 17. (a) The department, in consultation with the
23 commission for higher education, shall:

24 (1) establish guidelines to carry out this chapter; and

25 (2) evaluate the program annually and report to the state board
26 concerning the program. and

27 ~~(3) adopt procedures for the award of grants from the~~
28 ~~postsecondary enrollment program fund established by section 16~~
29 ~~of this chapter.~~

30 (b) The guidelines established under subsection (a)(1) must
31 encourage participation by students at all achievement levels and in a
32 variety of academic and vocational subjects.

33 SECTION 16. IC 20-30-11-18, AS ADDED BY HEA 1288-2005,
34 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
35 JULY 1, 2005]: Sec. 18. The state board and the commission for
36 higher education shall adopt rules under IC 4-22-2 to carry out this
37 chapter.

38 SECTION 17. THE FOLLOWING ARE REPEALED [EFFECTIVE
39 JULY 1, 2005]: IC 20-10.1-15-9; IC 20-10.1-15-16; IC 20-12-17-3;
40 IC 20-30-11-9; IC 20-30-11-16.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1314, 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 2, between lines 25 and 26, begin a new paragraph and insert:

"SECTION 3. IC 20-10.1-15-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. The governing body of each school corporation shall:

- (1) adopt policies to implement the program, based on guidelines established by the department of education; **and**
- (2) **work with postsecondary institutions to grant secondary credits for any student attending a postsecondary institution while the student is attending secondary school."**

and when so amended that said bill do pass.

(Reference is to HB 1314 as introduced.)

BEHNING, Chair

Committee Vote: yeas 11, nays 0.

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COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred House Bill No. 1314, 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 3, between lines 8 and 9, begin a new paragraph and insert:

"SECTION 5. IC 20-10.1-15-10.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JULY 1, 2005] **Sec. 10.5. If a student enrolls in a course offered by an eligible institution under the program, the institution and the student's school corporation shall enter into a contract for dual credit. The contract must establish the terms and conditions under which:**

- (1) **the institution will award credit for specified classes successfully completed by students in the school corporation; and**
- (2) **the school corporation will award credit for specified classes successfully completed by students at the institution.**

SECTION 6. IC 20-10.1-15-15.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JULY 1, 2005] **Sec. 15.5. (a) Each eligible institution shall make and maintain, for each student enrolled in the program, records of the following:**

- (1) **The courses in which the student enrolls and the credit hours awarded for those courses.**
- (2) **The courses that the student successfully completes and the courses that the student fails to complete.**
- (3) **The postsecondary credit granted to the student.**
- (4) **Other information requested by the commission for higher education.**

(b) The commission for higher education is entitled to have access to the records made and maintained under subsection (a).

SECTION 7. IC 20-10.1-15-17 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 17. (a) The department of education, in consultation with the commission for higher education, shall:**

- (1) **establish guidelines to carry out this chapter; and**
- (2) **evaluate the program annually and report to the Indiana state board of education concerning the program. and**
- (3) **adopt procedures for the award of grants from the postsecondary enrollment program fund established under section**

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~~16 of this chapter.~~

(b) The guidelines established under subsection (a)(1) must encourage participation by students at all achievement levels and in a variety of academic and vocational subjects.

SECTION 8. IC 20-10.1-15-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 18. The state board of education **and the commission for higher education** shall jointly adopt rules under IC 4-22-2 necessary to carry out this chapter.

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(b) A student may ~~upon approval of the student's school corporation,~~ enroll in courses offered by an eligible institution under the program on a full-time or part-time basis during grade 11 or grade 12, or both.

(c) If a school corporation has approved a course offered by an eligible institution for secondary credit, a student is entitled to credit toward graduation requirements for each course the student successfully completes at the eligible institution.

SECTION 10. IC 20-30-11-7, AS ADDED BY HEA 1288-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. ~~(a)~~ A representative of the school corporation shall meet with each student who intends to participate in the program and discuss the following:

- ~~(1)~~ **(1)** The student's eligibility to participate in the program.
- ~~(2)~~ **(2)** The courses in which the student is authorized to enroll.
- ~~(3)~~ **(3)** The postsecondary credit the student earns upon successful completion of a course.
- ~~(4)~~ **(4)** The consequences of a student's failure to successfully complete a course.
- ~~(5)~~ **(5)** The student's schedule.
- ~~(6)~~ **(6)** The financial obligations of the student and the school under the program.
- ~~(7)~~ **(7)** The responsibilities of the student, the student's parent, and the school under the program.
- ~~(8)~~ **(8)** Other matters concerning the program.

~~(b) The representative of the school corporation shall make a recommendation to the principal concerning the student's participation in the program.~~

~~(c) Based on the recommendation received under subsection (b), the principal shall determine:~~

- ~~(1) the student's eligibility to participate in the program; and~~

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(2) the courses approved for secondary credit.

(d) The principal shall notify the student and the superintendent, in writing, of the determination under subsection (c). If the principal determines that:

- (1) the student is not eligible to participate in the program; or
- (2) a course in which the student intends to enroll is not approved for secondary credit;

the principal must state, in writing, the reasons for that determination:

SECTION 11. IC 20-30-11-8, AS ADDED BY HEA 1288-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. The governing body of each school corporation shall:

- (1) adopt policies to implement the program, based on guidelines established by the department; **and**
- (2) **work with eligible institutions to grant secondary credits to a student who attends a postsecondary institution while the student is also attending secondary school.**

SECTION 12. IC 20-30-11-10, AS ADDED BY HEA 1288-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 10. (a) A student who is approved for participation in the program may apply for enrollment to an eligible institution. The eligible institution shall accept or reject the student based on the standards ordinarily used to decide student enrollments. However, a student who is approved for participation in the program by the student's school corporation may not be refused admission solely because the student has not graduated from a secondary school.

- (b) The eligible institution shall promptly inform the:
 - (1) student;
 - (2) student's principal; and
 - (3) department;

of the decision under subsection (a).

(c) Upon demonstration of financial need, an eligible institution may grant financial assistance to a student accepted for admission to the eligible institution.

SECTION 13. IC 20-30-11-10.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005] **Sec. 10.5. If a student enrolls in a course offered by an eligible institution under the program, the institution and the student's school corporation shall enter into a contract for dual credit. The contract must establish the terms and conditions under which:**

- (1) the institution will award credit for specified classes

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**successfully completed by students in the school corporation;
and**

**(2) the school corporation will award credit for specified
classes successfully completed by students at the institution.**

SECTION 14. IC 20-30-11-15.5 IS ADDED TO THE INDIANA
CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005] **Sec. 15.5. (a) Each eligible institution
shall make and maintain, for each student enrolled in the program,
records of the following:**

**(1) The courses in which the student enrolls and the credit
hours awarded for those courses.**

**(2) The courses that the student successfully completes and
the courses that the student fails to complete.**

(3) The postsecondary credit granted to the student.

**(4) Other information requested by the commission for higher
education.**

**(b) The commission for higher education is entitled to have
access to the records made and maintained under subsection (a).**

SECTION 15. IC 20-30-11-17, AS ADDED BY HEA 1288-2005,
SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JULY 1, 2005]: **Sec. 17. (a) The department, in consultation with the
commission for higher education, shall:**

(1) establish guidelines to carry out this chapter; and

**(2) evaluate the program annually and report to the state board
concerning the program. and**

**(3) adopt procedures for the award of grants from the
postsecondary enrollment program fund established by section 16
of this chapter.**

**(b) The guidelines established under subsection (a)(1) must
encourage participation by students at all achievement levels and in a
variety of academic and vocational subjects.**

SECTION 16. IC 20-30-11-18, AS ADDED BY HEA 1288-2005,
SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JULY 1, 2005]: **Sec. 18. The state board and the commission for
higher education shall adopt rules under IC 4-22-2 to carry out this
chapter."**

Page 3, line 9, delete "IC 20-10.1-15-9 IS" and insert "THE
FOLLOWING ARE".

Page 3, line 10, delete "." and insert ": IC 20-10.1-15-9;
IC 20-10.1-15-16; IC 20-12-17-3; IC 20-30-11-9; IC 20-30-11-16."

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Renumber all SECTIONS consecutively.
and when so amended that said bill do pass.

(Reference is to HB 1314 as printed February 15, 2005.)

LUBBERS, Chairperson

Committee Vote: Yeas 9, Nays 0.

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