

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Education and Career Development, to which was referred House Bill No. 1647, 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:

- 1 Page 1, line 6, delete "6, 7," and insert "7".
- 2 Page 2, between lines 14 and 15, begin a new paragraph and insert:
- 3 "SECTION 2. IC 20-12-70-5.5 IS ADDED TO THE INDIANA
- 4 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 5 [EFFECTIVE JULY 1, 2007]: **Sec. 5.5. As used in this chapter,**
- 6 **"part-time student" refers to a student who is enrolled in at least**
- 7 **six (6) but fewer than twelve (12) credit hours in an academic term.**
- 8 Page 2, delete line 42, begin a new paragraph and insert:
- 9 "SECTION 5. IC 20-12-70-11 IS AMENDED TO READ AS
- 10 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 11. (a) To initially
- 11 qualify for a tuition scholarship under this chapter, a scholarship
- 12 applicant must do the following:
- 13 (1) Enroll as a full-time **or part-time** student in an institution of
- 14 higher learning that:
- 15 (A) is described in section 10(a); and
- 16 (B) satisfies the requirements of section 10(c);
- 17 of this chapter.
- 18 (2) Submit to the commission all of the information and evidence
- 19 required by the commission to determine eligibility as a
- 20 scholarship applicant.

1 (3) Meet any other minimum criteria established by the
2 commission.

3 (b) To qualify for a tuition scholarship renewal under this chapter,
4 a scholarship recipient must do the following:

5 (1) Submit to the commission a renewal application.

6 (2) Continue to comply with the requirements set forth in
7 subsection (a).

8 (3) Continue to be a student in good standing at the institution of
9 higher learning.

10 SECTION 6. IC 20-20-6-1, AS ADDED BY P.L.1-2005, SECTION
11 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
12 2007]: Sec. 1. The department may grant a state of Indiana general
13 educational development (GED) diploma to an individual who:

14 (1) is:

15 (A) at least ~~seventeen (17)~~ **eighteen (18)** years of age; or
16 ~~(2) is (B) at least seventeen (17) years of age and~~ not subject
17 to compulsory school attendance **because the individual has**
18 **withdrawn from school under IC 20-33-2-28.5;** and

19 ~~(3) (2)~~ **(2)** achieves satisfactory high school level scores on the
20 general educational development (GED) test or any other properly
21 validated tests of comparable difficulty designated by the board.

22 SECTION 7. IC 20-26-13-2, AS ADDED BY P.L.1-2005,
23 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
24 JULY 1, 2007]: Sec. 2. As used in this chapter, "cohort" refers to a
25 class of students who:

26 (1) attend the same high school; and

27 (2) are ~~expected to graduate from high school in the first~~
28 **considered to have entered grade 9 in the** same ~~graduation~~ year.

29 SECTION 8. IC 20-26-13-10, AS AMENDED BY P.L.145-2006,
30 SECTION 151, IS AMENDED TO READ AS FOLLOWS
31 [EFFECTIVE JULY 1, 2007]: Sec. 10. Except as provided in section
32 11 of this chapter, the **four (4) year** graduation rate for a cohort in a
33 high school is the percentage determined under STEP ~~SEVEN FIVE~~
34 of the following formula:

35 STEP ONE: Determine the grade 9 enrollment at the beginning of
36 the reporting year three (3) years before the reporting year for
37 which the graduation rate is being determined.

38 STEP TWO: Add:

- 1 (A) the number determined under STEP ONE; and
 2 (B) the number of students who:
 3 (i) have enrolled in the high school after the date on which
 4 the number determined under STEP ONE was determined;
 5 and
 6 (ii) have the same expected graduation year as the cohort.
- 7 ~~STEP THREE: Add:~~
 8 (A) the sum determined under STEP TWO; and
 9 (B) the number of retained students from earlier cohorts who
 10 became members of the cohort for whom the graduation rate
 11 is being determined.
- 12 ~~STEP FOUR: Add:~~
 13 (A) the sum determined under STEP THREE; and
 14 (B) the number of students who:
 15 (i) began the reporting year in a cohort that expects to
 16 graduate during a future reporting year; and
 17 (ii) graduate during the current reporting year.
- 18 ~~STEP FIVE: THREE:~~ Subtract from the sum determined under
 19 ~~STEP FOUR TWO~~ the number of students who have left the
 20 cohort for any of the following reasons:
 21 (A) Transfer to another public or nonpublic school.
 22 (B) Removal by the student's parents under IC 20-33-2-28 to
 23 provide instruction equivalent to that given in the public
 24 schools.
 25 (C) Withdrawal because of a long term medical condition or
 26 death.
 27 (D) Detention by a law enforcement agency or the department
 28 of correction.
 29 (E) Placement by a court order or the department of child
 30 services.
 31 (F) Enrollment in a virtual school.
 32 ~~(G) Graduation before the beginning of the reporting year:~~
 33 ~~(H) (G)~~ (G) Leaving school, if the student attended school in
 34 Indiana for less than one (1) school year and the location of the
 35 student cannot be determined.
 36 ~~(H) (H)~~ (H) Leaving school, if the location of the student cannot be
 37 determined and the student has been reported to the Indiana
 38 clearinghouse for information on missing children.

1 ~~(I)~~ **(I)** Withdrawing from school before graduation, if the
 2 student is a high ability student (as defined in IC 20-36-1-3)
 3 who is a full-time student at an accredited institution of higher
 4 education during the semester in which the cohort graduates.

5 ~~STEP SIX:~~ **FOUR:** Determine the total number of students who
 6 have graduated during the current reporting year.

7 ~~STEP SEVEN:~~ **FIVE:** Divide:

8 (A) the number determined under ~~STEP SIX;~~ **FOUR;** by

9 (B) the remainder determined under ~~STEP FIVE;~~ **THREE.**

10 SECTION 9. IC 20-26-13-10.2 IS ADDED TO THE INDIANA
 11 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 12 [EFFECTIVE JULY 1, 2007]: **Sec. 10.2. In the reporting year**
 13 **immediately following the determination of a cohort's four (4) year**
 14 **graduation rate under section 10 of this chapter, the department**
 15 **shall calculate a five (5) year graduation rate for the cohort using**
 16 **the following formula:**

17 **STEP ONE: Determine the number determined under STEP**
 18 **FOUR of the formula established in section 10 of this chapter.**

19 **STEP TWO: Add:**

20 (A) the number determined under **STEP ONE;** and

21 (B) the number of students in the cohort who have
 22 graduated during the current reporting year.

23 **STEP THREE: Divide:**

24 (A) the sum determined under **STEP TWO;** by

25 (B) the remainder determined under **STEP THREE** of the
 26 formula established in section 10 of this chapter.

27 SECTION 10. IC 20-26-13-10.5 IS ADDED TO THE INDIANA
 28 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 29 [EFFECTIVE JULY 1, 2007]: **Sec. 10.5. In the reporting year**
 30 **immediately following the determination of a cohort's five (5) year**
 31 **graduation rate under section 10.2 of this chapter and each**
 32 **subsequent reporting year, the department shall calculate a six (6)**
 33 **or subsequent year graduation rate for the cohort using the**
 34 **following formula:**

35 **STEP ONE: Determine the number determined under STEP**
 36 **TWO of the formula established in section 10.2 of this**
 37 **chapter.**

38 **STEP TWO: Add:**

- 1 **(A) the number determined under STEP ONE; and**
 2 **(B) the number of students in the cohort who have**
 3 **graduated during the current reporting year.**

4 **STEP THREE: Divide:**

- 5 **(A) the sum determined under STEP TWO; by**
 6 **(B) the remainder determined under STEP THREE of the**
 7 **formula established in section 10 of this chapter.**

8 SECTION 11. IC 20-26-13-10.7 IS ADDED TO THE INDIANA
 9 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 10 [EFFECTIVE JULY 1, 2007]: **Sec. 10.7. For purposes of determining**
 11 **a graduation rate under sections 10, 10.2, and 10.5 of this chapter,**
 12 **a student may be counted as graduating only during any one (1)**
 13 **reporting year.**

14 SECTION 12. IC 20-26-13-11, AS ADDED BY P.L.242-2005,
 15 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 16 JULY 1, 2007]: Sec. 11. (a) A student who has left school is not
 17 included in clauses (A) through ~~(I)~~ **(I)** of STEP ~~FIVE~~ **THREE** of the
 18 formula established in section 10 of this chapter unless the school
 19 corporation can provide written proof that the student has left the
 20 school for one (1) of the reasons set forth in clauses (A) through ~~(I)~~ **(I)**
 21 of STEP ~~FIVE~~ **THREE** of section 10 of this chapter. If the location of
 22 the student is unknown to the school, the principal of the school shall
 23 send a certified letter to the last known address of the student, inquiring
 24 about the student's whereabouts and status. If the student is not located
 25 after the certified letter is delivered or if no response is received, the
 26 principal may submit the student's information, including last known
 27 address, parent or guardian name, student testing number, and other
 28 pertinent data to the state attendance officer. The state attendance
 29 officer, using all available state data and any other means available,
 30 shall attempt to locate the student and report the student's location and
 31 school enrollment status to the principal so that the principal can
 32 appropriately send student records to the new school or otherwise
 33 document the student's status.

34 (b) If a school corporation cannot provide written proof that a
 35 student should be included in clauses (A) through ~~(I)~~ **(I)** of STEP ~~FIVE~~
 36 **THREE** of section 10 of this chapter, the student is considered a
 37 dropout.

38 SECTION 13. IC 20-26-13-12, AS ADDED BY P.L.242-2005,

1 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 2 JULY 1, 2007]: Sec. 12. For each high school, the department shall
 3 calculate an estimated graduation rate that is determined by the total
 4 number of graduates for the reporting year divided by the total number
 5 of students enrolled in grade 9 at the school three (3) years before the
 6 reporting year. For any school where the difference between the
 7 estimated graduation rate and the number determined under STEP
 8 SEVEN of section 10 of this chapter is more than five percent (5%), the
 9 department shall request the data used in determining that the missing
 10 students are classified under one (1) or more of clauses (A) through ~~(J)~~
 11 **(I)** of STEP ~~FIVE THREE~~ of section 10 of this chapter.

12 SECTION 14. IC 20-26-13-13, AS ADDED BY P.L.242-2005,
 13 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2007]: Sec. 13. For any school that cannot provide written
 15 proof supporting the school's determination to include a student under
 16 any one (1) of clauses (A) through ~~(J)~~ **(I)** of STEP ~~FIVE THREE~~ of
 17 section 10 of this chapter, the department shall require the publication
 18 of the corrected graduation rate in the next school year's report required
 19 under IC 20-20-8-3.

20 SECTION 15. IC 20-26-13-14 IS ADDED TO THE INDIANA
 21 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 22 [EFFECTIVE JULY 1, 2007]: **Sec. 14. (a) Each reporting year, the**
 23 **department shall determine and report the following for each**
 24 **cohort:**

25 **(1) A four (4) year graduation rate determined under section**
 26 **10 of this chapter.**

27 **(2) A five (5) year graduation rate determined under section**
 28 **10.2 of this chapter.**

29 **(3) A six (6) and subsequent year graduation rate determined**
 30 **under section 10.5 of this chapter.**

31 **(b) Except for the correction of calculation errors, a four (4)**
 32 **year and five (5) year graduation rate may not be altered after the**
 33 **rates are initially reported.**

34 SECTION 16. IC 20-26-13-15 IS ADDED TO THE INDIANA
 35 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 36 [EFFECTIVE JULY 1, 2007]: **Sec. 15. (a) The provisions of sections**
 37 **12 and 13 of this chapter must be completed before the release of**
 38 **the reports required under section 14 of this chapter. The**

1 **department shall establish deadlines for each school to provide the**
 2 **information required under section 13 of this chapter.**

3 **(b) Notwithstanding subsection (a), the department shall report**
 4 **the four (4) year graduation rates for each cohort not later than**
 5 **January 15 following the cohort's expected graduation rate.**

6 SECTION 17. IC 20-26-13-16 IS ADDED TO THE INDIANA
 7 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2007]: **Sec. 16. In addition to any other**
 9 **determination required under this chapter, the department shall**
 10 **determine and report a statewide graduation rate that is consistent**
 11 **with guidelines developed by the National Governors' Association.**
 12 **If the guidelines are unclear or allow flexibility in determination,**
 13 **the requirements of this chapter apply to the determination of a**
 14 **statewide graduation rate. However, cohort members who leave**
 15 **after less than one (1) year of attendance in an Indiana school and**
 16 **whose location cannot be determined may not be subtracted in the**
 17 **calculation of a statewide graduation rate."**

18 Delete pages 3 through 5.

19 Page 6, delete lines 1 through 4.

20 Page 6, after line 17, begin a new paragraph and insert:

21 "SECTION 19. IC 21-11-9-4, AS ADDED BY SEA 526-2007,
 22 SECTION 252, IS AMENDED TO READ AS FOLLOWS
 23 [EFFECTIVE JULY 1, 2007]: **Sec. 4. The commission shall adopt rules**
 24 **under IC 4-22-2 to implement IC 21-12-6, including:**

25 (1) rules regarding the establishment of appeals procedures for
 26 individuals who become disqualified from the program under
 27 IC 21-12-6-9; and

28 (2) notwithstanding IC 21-12-6-5, rules that may include students
 29 who are in grades other than grade **7 or 8** as eligible students.

30 SECTION 20. IC 21-12-1-11.5 IS ADDED TO THE INDIANA
 31 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 32 [EFFECTIVE JULY 1, 2007]: **Sec. 11.5. "Part-time student", for**
 33 **purposes of IC 21-12-6, refers to a scholarship recipient under the**
 34 **twenty-first century scholarship program who is enrolled in at**
 35 **least six (6) but fewer than twelve (12) credit hours in an academic**
 36 **term.**

37 SECTION 21. IC 21-12-6-3, AS ADDED BY SEA 526-2007,
 38 SECTION 253, IS AMENDED TO READ AS FOLLOWS

1 [EFFECTIVE JULY 1, 2007]: Sec. 3. Money in the fund must be used
 2 to provide annual tuition scholarships to qualified scholarship
 3 applicants who enroll as full-time **or part-time** students at a
 4 postsecondary educational institution that qualifies for participation in
 5 the program under section 4 of this chapter.

6 SECTION 22. IC 21-12-6-5, AS ADDED BY SEA 526-2007,
 7 SECTION 253, IS AMENDED TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2007]: Sec. 5. To qualify to participate in the
 9 program, a student must meet the following requirements:

10 (1) Be a resident of Indiana.

11 (2) Be:

12 (A) enrolled in grade **7 or 8** at a public or an accredited
 13 nonpublic school; or

14 (B) otherwise qualified under the rules of the commission that
 15 are adopted under IC 21-11-9-4 to include students who are in
 16 grades other than grade 8 as eligible students.

17 (3) Be eligible for free or reduced priced lunches under the
 18 national school lunch program.

19 (4) Agree, in writing, together with the student's custodial parents
 20 or guardian, that the student will:

21 (A) graduate from a secondary school located in Indiana that
 22 meets the admission criteria of an eligible institution;

23 (B) not illegally use controlled substances (as defined in
 24 IC 35-48-1-9);

25 (C) not commit a crime or an infraction described in
 26 IC 9-30-5;

27 (D) not commit any other crime or delinquent act (as described
 28 in IC 31-37-1-2 or IC 31-37-2-2 through IC 31-37-2-5 (or
 29 IC 31-6-4-1(a)(1) through IC 31-6-4-1(a)(5) before their
 30 repeal));

31 (E) timely apply, when the eligible student is a senior in high
 32 school:

33 (i) for admission to an eligible institution; and

34 (ii) for any federal and state student financial assistance
 35 available to the eligible student to attend an eligible
 36 institution; and

37 (F) achieve a cumulative grade point average upon graduation
 38 of at least 2.0 on a 4.0 grading scale (or its equivalent if

1 another grading scale is used) for courses taken during grades
2 9, 10, 11, and 12.

3 SECTION 23. IC 21-12-6-6, AS ADDED BY SEA 526-2007,
4 SECTION 253, IS AMENDED TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2007]: Sec. 6. A student may apply to the
6 commission for a scholarship. To qualify for a scholarship, the student
7 must meet the following requirements:

- 8 (1) Be an eligible student who qualified to participate in the
9 program under section 5 of this chapter.
10 (2) Be a resident of Indiana.
11 (3) Be a graduate from a secondary school located in Indiana that
12 meets the admission criteria of an eligible institution.
13 (4) Have applied to attend and be accepted to attend as a full-time
14 **or part-time** student an eligible institution.
15 (5) Certify in writing that the student has:
16 (A) not illegally used controlled substances (as defined in
17 IC 35-48-1-9);
18 (B) not illegally consumed alcoholic beverages;
19 (C) not committed any other crime or a delinquent act (as
20 described in IC 31-37-1-2 or IC 31-37-2-2 through
21 IC 31-37-2-5 (or IC 31-6-4-1(a)(1) through IC 31-6-4-1(a)(5)
22 before their repeal)); and
23 (D) timely filed an application for other types of financial
24 assistance available to the student from the state or federal
25 government.
26 (6) Submit to the commission all the information and evidence
27 required by the commission to determine eligibility as a
28 scholarship applicant.
29 (7) Meet any other minimum criteria established by the
30 commission.

31 SECTION 24. IC 21-12-6-7, AS ADDED BY SEA 526-2007,
32 SECTION 253, IS AMENDED TO READ AS FOLLOWS
33 [EFFECTIVE JULY 1, 2007]: Sec. 7. A scholarship may be renewed.
34 To qualify for a scholarship renewal, a scholarship recipient must do
35 the following:

- 36 (1) Submit to the commission a renewal application that contains
37 all the information and evidence required by the commission to
38 determine eligibility for the scholarship renewal.

1 (2) Continue to be enrolled as a full-time **or part-time** student in
2 good standing at an eligible institution.

3 (3) Continue to meet any other minimum criteria established by
4 the commission.

5 SECTION 25. IC 20-26-13-8 IS REPEALED [EFFECTIVE JULY
6 1, 2007].".

7 Renumber all sections consecutively.
(Reference is to HB 1647 as reprinted February 23, 2007.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

Lubbers

Chairperson