



Reprinted
January 31, 2012

HOUSE BILL No. 1326

DIGEST OF HB 1326 (Updated January 30, 2012 11:02 am - DI 116)

Citations Affected: IC 4-12; IC 5-22; IC 6-3.1; IC 9-18; IC 12-17; IC 20-19; IC 20-20; IC 20-24; IC 20-26; IC 20-27; IC 20-28; IC 20-30; IC 20-31; IC 20-32; IC 20-40.

Synopsis: Various education matters. Provides that an "expanded criminal history check," for purposes of education law, requires a national criminal history background check. Eliminates other types of permissible record searches under current law. Replaces the ambassador for education program with provisions which allow a teacher of the year to serve one year of professional leave with the department of education or a postsecondary educational institution. Abolishes the following programs and entities concerning various education matters: (1) Technology apprenticeship grant program. (2) Corporation for educational technology, including the buddy system project. (3) School intervention and career counseling development program. (4) Education consultant for health and physical education. (5) Principal leadership academy. (6) School grant writing and fund raising assistance program. (7) Technology preparation task force. (8) Research and development program concerning various studies and evaluations. (9) Educational technology council. (10) Teacher quality and professional improvement program. (11) Committee on educational attitudes, motivation, and parental involvement. (12) Readiness testing. (13) Student services programs. (14) Twenty-first century schools pilot program. (15) Anti-gang counseling pilot program and fund. (16) Department of education review of professional development programs. (17) Performance based awards. (19) ISTEP
(Continued next page)

Effective: July 1, 2012.

Rhoads, Behning

January 11, 2012, read first time and referred to Committee on Education.
January 23, 2012, amended, reported — Do Pass.
January 27, 2012, read second time; call withdrawn.
January 30, 2012, re-read second time, amended, ordered engrossed.

HB 1326—LS 7027/DI 44+



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Digest Continued

program citizens' review committee. (20) a requirement that a course in safety education be taught to eighth graders. Deletes provisions concerning: (1) availability of ISTEP essay questions for inspection by students and parents. Provides that: (1) a student's parent may request a rescoring of the student's responses to an ISTEP test, including the student's essay; or (2) a school may request a rescoring only if there is evidence that the test score is not accurate. Requires school bus inspectors to attach to the bus a certificate of inspection and document the certification in the school bus inspection data base. Changes the registration deadline for school bus owners who are not school corporations from July 29 to September 30. Deletes obsolete provisions concerning testing schedules. Deletes obsolete provisions concerning assessments at the conclusion of certain Core 40 courses. Makes conforming changes. Deletes references to statutes repealed during the 2011 legislative session.

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Reprinted
January 31, 2012

Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

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HOUSE BILL No. 1326

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 4-12-12-6, AS AMENDED BY P.L.2-2007,
2 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2012]: Sec. 6. Money in the account that is not otherwise
4 designated under section 3 of this chapter is annually dedicated to the
5 following:
6 (1) The certified school to career program and grants under
7 IC 22-4.1-8.
8 (2) The certified internship program and grants under IC 22-4.1-7.
9 (3) The Indiana economic development partnership fund under
10 IC 4-12-10.
11 (4) Minority training program grants under IC 22-4-18.1-11.
12 (5) ~~Technology apprenticeship grants under IC 20-20-32.~~
13 (6) (5) The back home in Indiana program under IC 22-4-18.1-12.
14 (7) (6) The Indiana schools smart partnership under IC 22-4.1-9.
15 (8) (7) The scientific instrument project within the department of
16 education.
17 (9) (8) The coal technology research fund under IC 21-47-4-5.

HB 1326—LS 7027/DI 44+



1 SECTION 2. IC 5-22-21-7.5, AS AMENDED BY P.L.1-2006,
 2 SECTION 124, IS AMENDED TO READ AS FOLLOWS
 3 [EFFECTIVE JULY 1, 2012]: Sec. 7.5. (a) This section applies to
 4 surplus computer hardware that:

5 (1) is not usable by a state agency as determined under section 6
 6 of this chapter; and

7 (2) has market value.

8 (b) As used in this section, "educational entity" refers to ~~the~~
 9 ~~following:~~

10 (1) a school corporation as defined in IC 36-1-2-17 or nonpublic
 11 schools as defined in IC 20-10.1-1-3 before July 1, 2005, or
 12 IC 20-18-2-12.

13 (2) ~~The corporation for educational technology described in~~
 14 ~~IC 20-10.1-25.1 before July 1, 2005; or IC 20-20-15.~~

15 (c) As used in this section, "market value" means the value of the
 16 property is more than the estimated costs of sale and transportation of
 17 the property.

18 (d) Surplus computer hardware available for sale may, under the
 19 policies prescribed by the budget agency, be offered to an educational
 20 entity.

21 SECTION 3. IC 6-3.1-15-1, AS AMENDED BY P.L.1-2005,
 22 SECTION 95, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 2012]: Sec. 1. As used in this chapter, "buddy system project"
 24 ~~has the meaning set forth in IC 20-20-15-4(1)(A).~~ **means a statewide**
 25 **computer project placing computers in homes of public school**
 26 **students (commonly referred to as the "buddy system project")**
 27 **and any other educational technology program or project jointly**
 28 **authorized by the state superintendent and the governor.**

29 SECTION 4. IC 6-3.1-15-10, AS AMENDED BY P.L.1-2005,
 30 SECTION 97, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 JULY 1, 2012]: Sec. 10. The state board shall ~~in consultation with the~~
 32 ~~corporation for educational technology if the corporation is established~~
 33 ~~under IC 20-20-15-3;~~ establish minimum standards for qualified
 34 computer equipment. Upon receipt of computer equipment, a service
 35 center shall promptly inspect the equipment. If the computer equipment
 36 meets the minimum standards established by the state board, the
 37 service center shall accept the computer equipment as qualified
 38 computer equipment and shall, subject to section 11(b) of this chapter,
 39 promptly send a certification to the computer equipment owner for the
 40 tax credit available under this chapter.

41 SECTION 5. IC 9-18-2-8.5, AS ADDED BY P.L.31-2008,
 42 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



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1 JULY 1, 2012]: Sec. 8.5. (a) Notwithstanding section 8 of this chapter,
 2 a school bus owned by a person other than a school corporation shall
 3 be registered before ~~July 29~~ **September 28** of each year.

4 (b) Registration and reregistration for a school bus under this
 5 section is for one (1) year.

6 (c) A certificate of inspection as ~~required under IC 20-27-7-16~~
 7 **described under IC 20-27-7-3** must accompany a registration and
 8 reregistration application of a school bus under this section.

9 (d) A person registering a school bus under this section shall pay the
 10 annual registration fee required under IC 9-29-5-8 and any fees and
 11 service charges required of a vehicle registered under this chapter.

12 (e) Upon registration of a school bus under this section, the bureau
 13 shall issue a license plate under section 30 of this chapter, including:

14 (1) an annual renewal tag; or

15 (2) other indicia;

16 to be attached on the semipermanent plate.

17 (f) A license plate with a renewal tag or other indicia of registration
 18 issued under this section may be displayed during:

19 (1) the calendar year for which the school bus is registered; and

20 (2) the period:

21 (A) after the calendar year; and

22 (B) before ~~July 29~~ **September 28** of the subsequent year.

23 SECTION 6. IC 9-18-31-6, AS AMENDED BY P.L.1-2005,
 24 SECTION 100, IS AMENDED TO READ AS FOLLOWS
 25 [EFFECTIVE JULY 1, 2012]: Sec. 6. The fees collected under this
 26 chapter shall be distributed as follows:

27 ~~(1) Twenty-five percent (25%) to the state superintendent of~~
 28 ~~public instruction to administer the school intervention and career~~
 29 ~~counseling development program and fund under IC 20-20-17.~~

30 ~~(2) Seventy-five percent (75%) as provided under section 7 of this~~
 31 ~~chapter.~~

32 SECTION 7. IC 12-17-19-24, AS ADDED BY P.L.1-2005,
 33 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2012]: Sec. 24. (a) To evaluate the effectiveness of step ahead
 35 as the program relates to the step ahead goals listed in section 13 of this
 36 chapter, the panel shall employ the following assessment mechanisms:

37 (1) The step ahead county coordinator shall annually report to the
 38 panel on the development, quality, and appropriateness of the
 39 individual family service plans for children whose parents qualify
 40 under the income eligibility guidelines.

41 (2) The step ahead county coordinator shall annually report to the
 42 panel on the number of children who:

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- 1 (A) are using step ahead services; and
- 2 (B) do not qualify under the income eligibility guidelines.
- 3 (3) The panel shall annually assess the results of any readiness
- 4 program ~~under IC 20-20-26~~ **established by the department of**
- 5 **education** for students in kindergarten and grade 1 to determine
- 6 whether children enrolling in school after benefiting from step
- 7 ahead demonstrate greater readiness for learning. The department
- 8 of education shall cooperate with the panel in this regard by
- 9 assisting in defining the term "readiness" and supporting the
- 10 evaluation based on knowledge and training in early childhood.
- 11 (4) Any other valid assessment technique or method approved by
- 12 the panel.
- 13 (b) The panel shall implement a schedule for assessing step ahead
- 14 programs, using prior evaluation results and techniques learned
- 15 through the department of education's pilot preschool programs.
- 16 SECTION 8. IC 20-19-2-8, AS AMENDED BY P.L.145-2011,
- 17 SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 18 JULY 1, 2012]: Sec. 8. (a) In addition to any other powers and duties
- 19 prescribed by law, the state board shall adopt rules under IC 4-22-2
- 20 concerning, but not limited to, the following matters:
- 21 (1) The designation and employment of the employees and
- 22 consultants necessary for the department. The state board shall fix
- 23 the compensation of employees of the department, subject to the
- 24 approval of the budget committee and the governor under
- 25 IC 4-12-2.
- 26 (2) The establishment and maintenance of standards and
- 27 guidelines for media centers, libraries, instructional materials
- 28 centers, or any other area or system of areas in a school where a
- 29 full range of information sources, associated equipment, and
- 30 services from professional media staff are accessible to the school
- 31 community. With regard to library automation systems, the state
- 32 board may only adopt rules that meet the standards established by
- 33 the state library board for library automation systems under
- 34 IC 4-23-7.1-11(b).
- 35 (3) The establishment and maintenance of standards for student
- 36 personnel and guidance services.
- 37 (4) This subdivision expires December 31, 2011. The
- 38 establishment and maintenance of minimum standards for driver
- 39 education programs (including classroom instruction and practice
- 40 driving) and equipment. Classroom instruction standards
- 41 established under this subdivision must include instruction about:
- 42 (A) railroad-highway grade crossing safety; and

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- 1 (B) the procedure for participation in the human organ donor
 2 program;
 3 and must provide, effective July 1, 2010, that the classroom
 4 instruction may not be provided to a child less than fifteen (15)
 5 years and one hundred eighty (180) days of age.
 6 (5) The inspection of all public schools in Indiana to determine
 7 the condition of the schools. The state board shall establish
 8 standards governing the accreditation of public schools.
 9 Observance of:
 10 (A) IC 20-31-4;
 11 (B) IC 20-28-5-2;
 12 (C) IC 20-28-6-3 through IC 20-28-6-7;
 13 (D) IC 20-28-11.5; and
 14 (E) IC 20-31-3, IC 20-32-4, IC 20-32-5, ~~IC 20-32-6~~, and
 15 IC 20-32-8;
 16 is a prerequisite to the accreditation of a school. Local public
 17 school officials shall make the reports required of them and
 18 otherwise cooperate with the state board regarding required
 19 inspections. Nonpublic schools may also request the inspection
 20 for classification purposes. Compliance with the building and site
 21 guidelines adopted by the state board is not a prerequisite of
 22 accreditation.
 23 (6) The distribution of funds and revenues appropriated for the
 24 support of schools in the state.
 25 (7) The state board may not establish an accreditation system for
 26 nonpublic schools that is less stringent than the accreditation
 27 system for public schools.
 28 (8) A separate system for recognizing nonpublic schools under
 29 IC 20-19-2-10. Recognition of nonpublic schools under this
 30 subdivision constitutes the system of regulatory standards that
 31 apply to nonpublic schools that seek to qualify for the system of
 32 recognition.
 33 (9) The establishment and enforcement of standards and
 34 guidelines concerning the safety of students participating in
 35 cheerleading activities.
 36 (10) Subject to IC 20-28-2, the preparation and licensing of
 37 teachers.
 38 (b) Before final adoption of any rule, the state board shall make a
 39 finding on the estimated fiscal impact that the rule will have on school
 40 corporations.
 41 SECTION 9. IC 20-19-2-14, AS AMENDED BY P.L.172-2011,
 42 SECTION 120, IS AMENDED TO READ AS FOLLOWS

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1 [EFFECTIVE JULY 1, 2012]: Sec. 14. The state board shall do the
2 following:

3 (1) Establish the educational goals of the state, developing
4 standards and objectives for local school corporations.

5 (2) Assess the attainment of the established goals.

6 (3) Assure compliance with established standards and objectives.

7 (4) Coordinate with the commission for higher education
8 (IC 21-18-1) and the department of workforce development
9 (IC 22-4.1-2) to develop entrepreneurship education programs for
10 elementary and secondary education, higher education, and
11 individuals in the work force.

12 (5) Make recommendations to the governor and general assembly
13 concerning the educational needs of the state, including financial
14 needs.

15 **(6) Provide for reviews to ensure the validity and reliability of
16 the ISTEP program.**

17 SECTION 10. IC 20-19-3-6 IS REPEALED [EFFECTIVE JULY 1,
18 2012]. Sec. 6: (a) The department shall:

19 (1) establish a program in health and physical education to
20 encourage children in kindergarten through grade 12 to develop:

21 (A) healthful living habits;

22 (B) an interest in lifetime health and physical fitness; and

23 (C) decision making skills in the areas of health and physical
24 fitness;

25 (2) establish the position of education consultant for health and
26 physical education; and

27 (3) hire an individual to perform the duties of education
28 consultant for health and physical education.

29 (b) The education consultant for health and physical education shall:

30 (1) plan and develop curricula for health and physical education
31 for grades kindergarten through 12; and

32 (2) perform other duties designated by the department.

33 (c) The program in health and physical education must include the
34 following:

35 (1) Local school program development.

36 (2) Technical and inservice training assistance for local schools.

37 (3) Local school initiatives in writing curricula in the areas of
38 health and physical education.

39 (4) Cardiopulmonary resuscitation training using a training
40 program approved by the American Heart Association or an
41 equivalent nationally recognized training program.

42 (d) The department may give grants to or enter into contracts with

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1 individuals or school corporations to carry out the purposes of the
2 program in health and physical education:

3 SECTION 11. IC 20-19-4-10, AS ADDED BY P.L.1-2005,
4 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2012]: Sec. 10. The roundtable shall review and recommend
6 to the state board for the state board's approval the following:

7 (1) The academic standards under IC 20-31-3, IC 20-32-4, **and**
8 IC 20-32-5 ~~and IC 20-32-6~~ for all grade levels from kindergarten
9 through grade 12.

10 (2) The content and format of the ISTEP program, including the
11 following:

12 (A) The graduation examination.

13 (B) The passing scores required at the various grade levels
14 tested under the ISTEP program.

15 SECTION 12. IC 20-20-2 IS REPEALED [EFFECTIVE JULY 1,
16 2012]. (Principal Leadership Academy).

17 SECTION 13. IC 20-20-4-1 IS REPEALED [EFFECTIVE JULY 1,
18 2012]. ~~Sec. 1:~~ The following are the goals of the ambassador for
19 education program:

20 (1) Enhance the stature of teachers and the teaching profession:

21 (2) Inspire and attract talented young people to become teachers:

22 (3) Promote the teaching profession within community and
23 business groups:

24 (4) Support the activities of the Future Teachers of America
25 clubs:

26 (5) Represent Indiana teachers at business, education, and teacher
27 leadership conferences and meetings:

28 (6) Reward the teacher of the year for the teacher's outstanding
29 contributions to the teaching profession:

30 (7) Reward the teacher of the year for the teacher's contributions
31 to the teacher's classroom and school:

32 SECTION 14. IC 20-20-4-2 IS REPEALED [EFFECTIVE JULY 1,
33 2012]. ~~Sec. 2:~~ As used in this chapter, "ambassador" refers to the
34 ambassador for education established by section 4 of this chapter:

35 SECTION 15. IC 20-20-4-3 IS REPEALED [EFFECTIVE JULY 1,
36 2012]. ~~Sec. 3:~~ As used in this chapter, "school" means a school
37 corporation or an accredited nonpublic school:

38 SECTION 16. IC 20-20-4-4 IS REPEALED [EFFECTIVE JULY 1,
39 2012]. ~~Sec. 4:~~ The position of ambassador for education is established
40 to act as an education liaison to Indiana schools:

41 SECTION 17. IC 20-20-4-5 IS REPEALED [EFFECTIVE JULY 1,
42 2012]. ~~Sec. 5:~~ A teacher in a school who:

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1 (1) is selected by the state superintendent as teacher of the year;
 2 and
 3 (2) agrees to be ambassador;
 4 is ambassador for a one (1) year term beginning July 1 after selection
 5 as teacher of the year and ending the following June 30.

6 SECTION 18. IC 20-20-4-5.5 IS ADDED TO THE INDIANA
 7 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2012]: **Sec. 5.5. A teacher of the year may be**
 9 **invited to serve one (1) year of professional leave with:**

- 10 (1) **an Indiana postsecondary educational institution; or**
 11 (2) **the department.**

12 SECTION 19. IC 20-20-4-6, AS ADDED BY P.L.1-2005,
 13 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2012]: Sec. 6. (a) The school where **an ambassador a teacher**
 15 **of the year** is regularly employed shall do the following:

16 (1) Grant the **ambassador teacher** a one (1) year professional
 17 leave to **serve as ambassador during the ambassador's term.**
 18 **provide service as described in section 5.5 of this chapter.**

19 (2) Allow the **ambassador teacher** to return to the school from the
 20 professional leave:

- 21 (A) to the same or a comparable position as the **ambassador**
 22 **teacher** held before the professional leave; and
 23 (B) without loss of accrued benefits or seniority.

24 (3) Continue to provide the **ambassador teacher** all benefits of
 25 employment with the school other than salary.

26 (b) The department shall reimburse a school for the cost of benefits
 27 provided by the school to **an ambassador a teacher** under subsection
 28 (a)(3).

29 SECTION 20. IC 20-20-4-6.5 IS ADDED TO THE INDIANA
 30 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 31 [EFFECTIVE JULY 1, 2012]: **Sec. 6.5. If a teacher of the year**
 32 **provides service for the department or an Indiana postsecondary**
 33 **educational institution under this chapter, the department or the**
 34 **Indiana postsecondary educational institution shall pay the**
 35 **teacher's salary for the term of the service and shall reimburse the**
 36 **teacher's regular employer for the teacher's benefits during the**
 37 **term of service.**

38 SECTION 21. IC 20-20-4-7 IS REPEALED [EFFECTIVE JULY 1,
 39 2012]. **Sec. 7. An ambassador may elect to serve the one (1) year**
 40 **professional leave at:**

- 41 (1) **an Indiana postsecondary educational institution; or**
 42 (2) **the department.**

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1 SECTION 22. IC 20-20-4-8 IS REPEALED [EFFECTIVE JULY 1,
2 2012]. Sec. 8: If an ambassador elects to serve a one (1) year
3 professional leave with the department, the following apply:

4 (1) The state coordinator of the ambassador for education
5 program, as designated by the state superintendent, shall establish
6 the ambassador's duties:

7 (2) The ambassador is entitled to receive from the department the
8 following:

9 (A) A salary in place of compensation from the school where
10 the ambassador is regularly employed that equals the salary
11 that the ambassador, if not serving as ambassador, would
12 receive during the school year of the ambassador's term from
13 the school where the ambassador is regularly employed.

14 (B) Actual expenses of the ambassador incurred as a result of
15 the performance of duties under this chapter:

16 SECTION 23. IC 20-20-4-9 IS REPEALED [EFFECTIVE JULY 1,
17 2012]. Sec. 9: If an ambassador elects to serve a one (1) year
18 professional leave with an Indiana postsecondary educational
19 institution, the following apply:

20 (1) The dean of the institution's school of education or the
21 equivalent officer shall establish the ambassador's duties:

22 (2) The ambassador is entitled to receive from the institution the
23 amount of compensation that the institution offers the
24 ambassador:

25 (3) The ambassador is entitled to receive from the department
26 compensation in an amount that when added to the amount
27 provided under subdivision (2) equals the salary that the
28 ambassador, if not serving as ambassador, would receive during
29 the school year of the ambassador's term from the school where
30 the ambassador is regularly employed:

31 SECTION 24. IC 20-20-4-10 IS REPEALED [EFFECTIVE JULY
32 1, 2012]. Sec. 10: The ambassador's duties must match the relative
33 skills and education background of the ambassador and reflect the
34 goals of the ambassador for education program. However, duties may
35 include the following:

36 (1) Providing professional development seminars and workshops
37 in the subject matter areas in which the ambassador has expertise:

38 (2) Accompanying the state superintendent in the exercise of the
39 state superintendent's duties throughout Indiana:

40 SECTION 25. IC 20-20-9 IS REPEALED [EFFECTIVE JULY 1,
41 2012]. (School Grant Writing and Fund Raising Assistance Program).

42 SECTION 26. IC 20-20-10 IS REPEALED [EFFECTIVE JULY 1,

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1 2012]. (Technology Preparation Task Force).

2 SECTION 27. IC 20-20-11 IS REPEALED [EFFECTIVE JULY 1,
3 2012]. (Research and Development Program).

4 SECTION 28. IC 20-20-13-6, AS AMENDED BY
5 P.L.182-2009(ss), SECTION 305, IS AMENDED TO READ AS
6 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 6. (a) The Senator
7 David C. Ford educational technology fund is established to extend
8 educational technologies to elementary and secondary schools. The
9 fund may be used for:

10 (1) the 4R's technology grant program to assist school
11 corporations (on behalf of public schools) in purchasing
12 technology equipment:

13 (A) for kindergarten and grade 1 students, to learn reading,
14 writing, and arithmetic using technology;

15 (B) for students in all grades, to understand that technology is
16 a tool for learning; and

17 (C) for students in kindergarten through grade 3 who have
18 been identified as needing remediation, to offer daily
19 remediation opportunities using technology to prevent those
20 students from failing to make appropriate progress at the
21 particular grade level;

22 (2) a school technology program developed by the department.
23 The program may include grants to school corporations for the
24 purchase of:

25 (A) equipment, hardware, and software;

26 (B) learning and teaching systems; and

27 (C) other materials;

28 that promote student learning, as determined by the department;

29 (3) providing educational technologies, including computers in
30 the homes of students;

31 (4) conducting educational technology training for teachers; and

32 (5) other innovative educational technology programs.

33 (b) The department may also use money in the fund under contracts
34 entered into with the office of technology established by IC 4-13.1-2-1
35 to study the feasibility of establishing an information
36 telecommunications gateway that provides access to information on
37 employment opportunities, career development, and instructional
38 services from data bases operated by the state among the following:

39 (1) Elementary and secondary schools.

40 (2) Postsecondary educational institutions.

41 (3) Career and technical educational centers and institutions that
42 are not postsecondary educational institutions.

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1 (4) Libraries.
 2 (5) Any other agencies offering education and training programs.
 3 (c) The fund consists of:
 4 (1) state appropriations;
 5 (2) private donations to the fund; **or**
 6 ~~(3) money directed to the fund from the corporation for~~
 7 ~~educational technology under IC 20-20-15; or~~
 8 ~~(4) (3) any combination of the amounts described in subdivisions~~
 9 (1) through ~~(3)~~: **(2)**.
 10 (d) The fund shall be administered by the department.
 11 (e) Unexpended money appropriated to or otherwise available in the
 12 fund at the end of a state fiscal year does not revert to the state general
 13 fund but remains available to the department for use under this chapter.
 14 (f) Subject to section 7 of this chapter, a school corporation may use
 15 money from the school corporation's capital projects fund as permitted
 16 under IC 20-40-8 for educational technology equipment.
 17 SECTION 29. IC 20-20-13-7, AS AMENDED BY P.L.2-2006,
 18 SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 JULY 1, 2012]: Sec. 7. (a) Notwithstanding any other law, a school
 20 corporation is not entitled to:
 21 (1) receive any money under this chapter; ~~or IC 20-20-15;~~
 22 (2) use money from the school corporation's capital projects fund
 23 for educational technology equipment under IC 20-40-8; or
 24 (3) receive an advance from the common school fund for an
 25 educational technology program under IC 20-49-4;
 26 unless the school corporation develops a three (3) year technology plan.
 27 (b) Each technology plan must include at least the following
 28 information:
 29 (1) A description of the school corporation's intent to integrate
 30 technology into the school corporation's curriculum.
 31 (2) A plan for providing inservice training.
 32 (3) A schedule for maintaining and replacing educational
 33 technology equipment.
 34 (4) A description of the criteria used to select the appropriate
 35 educational technology equipment for the appropriate use.
 36 (5) Other information requested by the department after
 37 consulting with the budget agency.
 38 (c) The department shall develop guidelines concerning the
 39 development of technology plans. The guidelines developed under this
 40 subsection are subject to the approval of the governor.
 41 SECTION 30. IC 20-20-13-8, AS ADDED BY P.L.1-2005,
 42 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

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1 JULY 1, 2012]: Sec. 8. Upon the approval of the governor and the
 2 budget agency, the department may use funds available under this
 3 chapter to provide or extend education technology to any school
 4 corporation for purposes described in this chapter. ~~The department~~
 5 ~~(upon the approval of the governor and the budget agency) may direct~~
 6 ~~funds under this chapter to the corporation for educational technology~~
 7 ~~under IC 20-20-15 to further the corporation's purposes.~~

8 SECTION 31. IC 20-20-13-9, AS ADDED BY P.L.1-2005,
 9 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2012]: Sec. 9. (a) This section applies to the 4R's technology
 11 program described in section 6(a)(1) of this chapter.

12 (b) In addition to any other funds available under this chapter, if
 13 state funds are transferred under IC 20-32-5-19 to the 4R's technology
 14 program:

- 15 (1) those funds do not revert to the state general fund;
- 16 (2) those funds shall be made available to the 4R's technology
- 17 program under this chapter; and
- 18 (3) the department, upon approval by the governor and the budget
- 19 agency, shall use those funds to award grants under this section.

20 (c) To be eligible to receive a grant under the program, a school
 21 corporation must comply with the following:

- 22 (1) The school corporation must apply to the department for a
- 23 grant on behalf of a school within the school corporation to
- 24 purchase technology equipment.
- 25 (2) The school corporation must certify the following:
 - 26 (A) That the school will provide every kindergarten and grade
 - 27 1 student at that school the opportunity to learn reading,
 - 28 writing, and arithmetic using technology.
 - 29 (B) That the school will provide daily before or after school
 - 30 technology laboratories for students in grades 1 through 3 who
 - 31 have been identified as needing remediation in reading,
 - 32 writing, or arithmetic.
 - 33 (C) That the school will provide additional technology
 - 34 opportunities, that may include Saturday sessions, for students
 - 35 in other grade levels to use the technology laboratories for
 - 36 remediation in reading, writing, arithmetic, or mathematics.
 - 37 (D) That the school will provide technology opportunities to
 - 38 students that attend remediation programs under IC 20-32-8 (if
 - 39 the school corporation is required to do so) or any other
 - 40 additional summer programs.
 - 41 (E) That the school corporation, either through its own or the
 - 42 school's initiative, ~~or through donations made to the~~

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1 corporation for educational technology under IC 20-20-15 on
2 behalf of the school corporation, is able to provide a part of the
3 costs attributable to purchasing the necessary technology
4 equipment.

5 (3) The school corporation must include in the application the
6 sources of and the amount of money secured under subdivision
7 (2)(E).

8 (4) The school corporation or the school must:

- 9 (A) provide teacher training services; or
- 10 (B) use vendor provided teacher training services.

11 (5) The school corporation must give primary consideration to the
12 purchase of technology equipment that includes teacher training
13 services.

14 (6) The teachers who will be using the technology equipment
15 must support the initiative described in this chapter.

16 (d) Upon review of the applications by the department, the
17 satisfaction of the requirements set forth in subsection (c), and subject
18 to the availability of funds for this purpose, the department shall award
19 to each eligible school corporation a grant to purchase technology
20 equipment under section 6(a)(1) of this chapter.

21 (e) The department shall monitor the compliance by the school
22 corporations receiving grants of the matters cited in subsection (c).

23 SECTION 32. IC 20-20-13-15, AS ADDED BY P.L.1-2005,
24 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 JULY 1, 2012]: Sec. 15. A school corporation qualifies for a
26 technology plan grant under sections 13 through 24 of this chapter
27 when the technology plan of the school corporation developed under
28 section 7 of this chapter is approved by the department. For purposes
29 of determining whether a school corporation qualifies for a grant under
30 sections 13 through 24 of this chapter, the department shall:

- 31 (1) review;
- 32 (2) suggest changes;
- 33 (3) approve; or
- 34 (4) reject;

35 a school corporation's technology plan. However, before the
36 department may approve a technology plan, the department must
37 consult with the corporation for educational technology established by
38 IC 20-20-15-3 on the contents of the technology plan.

39 SECTION 33. IC 20-20-13-17, AS ADDED BY P.L.1-2005,
40 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2012]: Sec. 17. The total technology plan grant amount to a
42 qualifying school corporation is the amount determined by the

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1 department with advice from the educational technology council
 2 established by ~~IC 20-20-14-2~~, multiplied by the school corporation's
 3 ADM. The amount is one hundred dollars (\$100). However, for the
 4 purposes of determining the ADM of a school corporation, students
 5 who are transferred under IC 20-33-4 or IC 20-26-11 shall be counted
 6 as students having legal settlement in the transferee corporation and not
 7 having legal settlement in the transferor corporation.

8 SECTION 34. IC 20-20-14 IS REPEALED [EFFECTIVE JULY 1,
 9 2012]. (Educational Technology Council).

10 SECTION 35. IC 20-20-15 IS REPEALED [EFFECTIVE JULY 1,
 11 2012]. (Corporation for Educational Technology).

12 SECTION 36. IC 20-20-17 IS REPEALED [EFFECTIVE JULY 1,
 13 2012]. (School Intervention and Career Counseling Development
 14 Program and Fund).

15 SECTION 37. IC 20-20-22 IS REPEALED [EFFECTIVE JULY 1,
 16 2012]. (Teacher Quality and Professional Improvement Program).

17 SECTION 38. IC 20-20-23 IS REPEALED [EFFECTIVE JULY 1,
 18 2012]. (Projects for Innovative Education).

19 SECTION 39. IC 20-20-25 IS REPEALED [EFFECTIVE JULY 1,
 20 2012]. (Committee on Educational Attitudes, Motivation, and Parental
 21 Involvement).

22 SECTION 40. IC 20-20-26 IS REPEALED [EFFECTIVE JULY 1,
 23 2012]. (Readiness Testing).

24 SECTION 41. IC 20-20-27 IS REPEALED [EFFECTIVE JULY 1,
 25 2012]. (Student Services Programs).

26 SECTION 42. IC 20-20-29 IS REPEALED [EFFECTIVE JULY 1,
 27 2012]. (Twenty-First Century Schools Pilot Program).

28 SECTION 43. IC 20-20-30 IS REPEALED [EFFECTIVE JULY 1,
 29 2012]. (Anti-Gang Counseling Pilot Program and Fund).

30 SECTION 44. IC 20-20-31-6 IS REPEALED [EFFECTIVE JULY
 31 1, 2012]. *Sec. 6: A school committee shall submit the school's program
 32 to the state superintendent for the superintendent's review. The state
 33 superintendent:*

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

36 (2) may make written recommendations of modifications to the
 37 program to ensure alignment; and

38 (3) shall return the program and any recommendations to the
 39 school committee.

40 SECTION 45. IC 20-20-31-7 IS REPEALED [EFFECTIVE JULY
 41 1, 2012]. *Sec. 7: A school committee may modify the program to
 42 comply with recommendations made by the state superintendent under*

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1 section 6 of this chapter:
 2 SECTION 46. IC 20-20-31-8 IS REPEALED [EFFECTIVE JULY
 3 1, 2012]. Sec. 8: A school committee shall submit the program as part
 4 of its plan to the governing body. The governing body shall:
 5 (1) approve or reject the program as part of the plan; and
 6 (2) submit the program to the state board as part of the plan for
 7 the school.
 8 SECTION 47. IC 20-20-31-9 IS REPEALED [EFFECTIVE JULY
 9 1, 2012]. Sec. 9: The state board may approve a school's program only
 10 if the program meets the board's core principles for professional
 11 development and the following additional criteria:
 12 (1) To ensure high quality professional development, the
 13 program:
 14 (A) is school based and collaboratively designed; and
 15 encourages participants to work collaboratively;
 16 (B) has a primary focus on state and local academic standards;
 17 including a focus on Core 40 subject areas;
 18 (C) enables teachers to improve expertise in subject
 19 knowledge and teaching strategies; uses of technologies; and
 20 other essential elements in teaching to high standards;
 21 (D) furthers the alignment of standards, curriculum, and
 22 assessments; and
 23 (E) includes measurement activities to ensure the transfer of
 24 new knowledge and skills to classroom instruction.
 25 (2) A variety of resources, including needs assessments, an
 26 analysis of data regarding student learning needs, professional
 27 literature, research, and school improvement programs, are used
 28 in developing the program.
 29 (3) The program supports professional development for all
 30 stakeholders.
 31 (4) The program includes ongoing professional growth
 32 experiences that provide adequate time and job embedded
 33 opportunities to support school improvement and student
 34 learning, including flexible time for professional development
 35 that provides professional development opportunities before,
 36 during, and after the regular school day and school year.
 37 (5) Under the program, teacher time for professional development
 38 sustains instructional coherence, participant involvement, and
 39 continuity for students.
 40 (6) The program includes effective, research based strategies to
 41 support ongoing developmental activities.
 42 (7) The program supports experiences to increase the effective

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- 1 use of technology to improve teaching and learning.
- 2 (8) The program encourages diverse techniques, including
- 3 inquiry, reflection, action research, networking, study groups,
- 4 coaching, and evaluation.
- 5 (9) The program includes a means for evaluating the effectiveness
- 6 of the program and activities under the program.

7 SECTION 48. IC 20-20-31-10 IS REPEALED [EFFECTIVE JULY
 8 1, 2012]. Sec. 10: The state board shall approve an evaluation system
 9 for professional development based on recommendations from the
 10 department. The department shall develop a means for measuring
 11 successful programs and activities in which schools participate. The
 12 measurements must include the following:

- 13 (1) A mechanism to identify and develop strategies to collect
- 14 multiple forms of data that reflect the achievement of expectations
- 15 for all students. The data may include the results of ISTEP
- 16 program tests under IC 20-31-3, IC 20-32-4, IC 20-32-5, and
- 17 IC 20-32-6, local tests, classroom work, and teacher and
- 18 administrator observations.
- 19 (2) A procedure for using collected data to make decisions.
- 20 (3) A method of evaluation in terms of educator's practice and
- 21 student learning, including standards for effective teaching and
- 22 effective professional development.

23 SECTION 49. IC 20-20-31-11 IS REPEALED [EFFECTIVE JULY
 24 1, 2012]. Sec. 11: A school qualifies for a grant from the department
 25 when the school's program, developed and submitted under this
 26 chapter, is approved by the state board upon recommendation of the
 27 department. For purposes of determining whether a school qualifies for
 28 a grant under this chapter, the department shall:

- 29 (1) review;
- 30 (2) suggest changes to; and
- 31 (3) recommend approval or rejection of;
- 32 a school's program.

33 SECTION 50. IC 20-20-31-12 IS REPEALED [EFFECTIVE JULY
 34 1, 2012]. Sec. 12: A school must use a grant received under this chapter
 35 to implement all or part of the school's program by funding activities
 36 that may include the following:

- 37 (1) Partnership programs with other entities, including
- 38 professional development schools.
- 39 (2) Teacher leadership academies, research teams, and study
- 40 groups.
- 41 (3) Workshops, seminars, and site visits.
- 42 (4) Cooperative programs with other school corporations.

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- 1 (5) National board certification for teachers.
 2 SECTION 51. IC 20-20-31-13 IS REPEALED [EFFECTIVE JULY
 3 1, 2012]. Sec. 13: A school may contract with private or public sector
 4 providers to provide professional development activities under this
 5 chapter.
 6 SECTION 52. IC 20-20-31-14 IS REPEALED [EFFECTIVE JULY
 7 1, 2012]. Sec. 14: A grant received under this chapter:
 8 (1) may be expended only for the conduct of activities specified
 9 in the program; and
 10 (2) must be coordinated with other professional development
 11 programs and expenditures of the school and school corporation.
 12 SECTION 53. IC 20-20-31-15 IS REPEALED [EFFECTIVE JULY
 13 1, 2012]. Sec. 15: A school shall report to the department concerning
 14 the use of grants received under this chapter. A school that fails to
 15 make a report under this chapter is not eligible for a subsequent grant.
 16 SECTION 54. IC 20-20-32 IS REPEALED [EFFECTIVE JULY 1,
 17 2012]. (Technology Apprenticeship Grant Program).
 18 SECTION 55. IC 20-24-8-5, AS AMENDED BY P.L.90-2011,
 19 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2012]: Sec. 5. The following statutes and rules and guidelines
 21 adopted under the following statutes apply to a charter school:
 22 (1) IC 5-11-1-9 (required audits by the state board of accounts).
 23 (2) IC 20-39-1-1 (unified accounting system).
 24 (3) IC 20-35 (special education).
 25 (4) IC 20-26-5-10 (criminal history).
 26 (5) IC 20-26-5-6 (subject to laws requiring regulation by state
 27 agencies).
 28 (6) IC 20-28-10-12 (nondiscrimination for teacher marital status).
 29 (7) IC 20-28-10-14 (teacher freedom of association).
 30 (8) IC 20-28-10-17 (school counselor immunity).
 31 (9) For conversion charter schools only, IC 20-28-6, IC 20-28-7.5,
 32 IC 20-28-8, IC 20-28-9, and IC 20-28-10.
 33 (10) IC 20-33-2 (compulsory school attendance).
 34 (11) IC 20-33-3 (limitations on employment of children).
 35 (12) IC 20-33-8-19, IC 20-33-8-21, and IC 20-33-8-22 (student
 36 due process and judicial review).
 37 (13) IC 20-33-8-16 (firearms and deadly weapons).
 38 (14) IC 20-34-3 (health and safety measures).
 39 (15) IC 20-33-9 (reporting of student violations of law).
 40 (16) IC 20-30-3-2 and IC 20-30-3-4 (patriotic commemorative
 41 observances).
 42 (17) IC 20-31-3, IC 20-32-4, IC 20-32-5, ~~IC 20-32-6~~, IC 20-32-8,



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1 or any other statute, rule, or guideline related to standardized
 2 testing (assessment programs, including remediation under the
 3 assessment programs).

4 (18) IC 20-33-7 (parental access to education records).

5 (19) IC 20-31 (accountability for school performance and
 6 improvement).

7 (20) IC 20-30-5-19 (personal financial responsibility instruction).

8 SECTION 56. IC 20-26-2-1.5, AS ADDED BY P.L.121-2009,
 9 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2012]: Sec. 1.5. "Expanded criminal history check" means a
 11 criminal history background check of an individual that includes

12 (†) a:

13 (A) search of the records maintained by all counties in Indiana
 14 in which the individual who is the subject of the background
 15 check resided;

16 (B) search of the records maintained by all counties or similar
 17 governmental units in another state, if the individual who is
 18 the subject of the background check resided in another state;
 19 and

20 (C) check of:

21 (i) sex offender registries in all fifty (50) states; or

22 (ii) the national sex offender registry maintained by the
 23 United States Department of Justice; or

24 (2) a:

25 (A) (1) national criminal history background check (as defined in
 26 IC 10-13-3-12); and

27 (B) (2) check of:

28 (i) (A) sex offender registries in all fifty (50) states; or

29 (ii) (B) the national sex offender registry maintained by the
 30 United States Department of Justice.

31 SECTION 57. IC 20-26-13-5, AS AMENDED BY P.L.7-2011,
 32 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 JULY 1, 2012]: Sec. 5. (a) As used in this chapter, "graduation" means
 34 the successful completion by a student of:

35 (1) a sufficient number of academic credits, or the equivalent of
 36 academic credits; and

37 (2) the graduation examination or waiver process required under
 38 IC 20-32-3 through ~~IC 20-32-6~~; **IC 20-32-5**;

39 resulting in the awarding of a high school diploma or an academic
 40 honors diploma.

41 (b) The term does not include the granting of a general educational
 42 development diploma under IC 20-20-6 (before its repeal) or

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1 IC 22-4.1-18.
 2 SECTION 58. IC 20-26-15-5, AS ADDED BY P.L.1-2005,
 3 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 4 JULY 1, 2012]: Sec. 5. Notwithstanding any other law, the operation
 5 of the following is suspended for a freeway school corporation or a
 6 freeway school if the governing body of the school corporation elects
 7 to have the specific statute or rule suspended in the contract:
 8 (1) The following statutes and rules concerning curriculum and
 9 instructional time:
 10 IC 20-30-2-7
 11 ~~IC 20-30-5-8~~
 12 IC 20-30-5-9
 13 IC 20-30-5-11
 14 511 IAC 6-7-6
 15 ~~511 IAC 6.1-3-4~~
 16 511 IAC 6.1-5-0.5
 17 511 IAC 6.1-5-1
 18 511 IAC 6.1-5-2.5
 19 511 IAC 6.1-5-3.5
 20 511 IAC 6.1-5-4.
 21 (2) The following rule concerning pupil/teacher ratios:
 22 511 IAC 6.1-4-1.
 23 (3) The following statutes and rules concerning textbooks:
 24 ~~IC 20-20-5-1 through IC 20-20-5-4~~
 25 ~~IC 20-20-5-23~~
 26 IC 20-26-12-24
 27 IC 20-26-12-26
 28 ~~IC 20-26-12-28~~
 29 IC 20-26-12-1
 30 IC 20-26-12-2
 31 511 IAC 6.1-5-5.
 32 (4) 511 IAC 6-7, concerning graduation requirements.
 33 (5) IC 20-31-4, concerning the performance based accreditation
 34 system.
 35 (6) IC 20-32-5, concerning the ISTEP program established under
 36 IC 20-32-5-15, if an alternative locally adopted assessment
 37 program is adopted under section 6(7) of this chapter.
 38 SECTION 59. IC 20-26-15-6, AS AMENDED BY P.L.2-2006,
 39 SECTION 135, IS AMENDED TO READ AS FOLLOWS
 40 [EFFECTIVE JULY 1, 2012]: Sec. 6. Except as provided in this
 41 chapter and notwithstanding any other law, a freeway school
 42 corporation or a freeway school may do the following during the

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- 1 contract period:
- 2 (1) Disregard the observance of any statute or rule that is listed in
- 3 the contract.
- 4 (2) Lease school transportation equipment to others for nonschool
- 5 use when the equipment is not in use for a school corporation
- 6 purpose, if the lessee has not received a bid from a private entity
- 7 to provide transportation equipment or services for the same
- 8 purpose.
- 9 (3) Replace the budget and accounting system that is required by
- 10 law with a budget or accounting system that is frequently used in
- 11 the private business community. The state board of accounts may
- 12 not go beyond the requirements imposed upon the state board of
- 13 accounts by statute in reviewing the budget and accounting
- 14 system used by a freeway school corporation or a freeway school.
- 15 (4) Establish a professional development and technology fund to
- 16 be used for:
- 17 (A) professional development; or
- 18 (B) technology, including video distance learning.
- 19 However, any money deposited in the professional development
- 20 and technology fund for technology purposes must be transferred
- 21 to the school technology fund.
- 22 (5) Subject to subdivision (4), transfer funds obtained from
- 23 sources other than state or local government taxation among any
- 24 accounts of the school corporation, including a professional
- 25 development and technology fund established under subdivision
- 26 (4).
- 27 (6) Transfer funds obtained from property taxation and from state
- 28 distributions among the general fund and the school
- 29 transportation fund, subject to the following:
- 30 (A) The sum of the property tax rates for the general fund and
- 31 the school transportation fund after a transfer occurs under this
- 32 subdivision may not exceed the sum of the property tax rates
- 33 for the general fund and the school transportation fund before
- 34 a transfer occurs under this subdivision.
- 35 (B) This subdivision does not allow a school corporation to
- 36 transfer to any other fund money from the:
- 37 (i) capital projects fund; or
- 38 (ii) debt service fund.
- 39 (7) Establish a locally adopted assessment program to replace the
- 40 assessment of students under the ISTEP program established
- 41 under IC 20-32-5-15, subject to the following:
- 42 (A) A locally adopted assessment program must be established

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- 1 by the governing body and approved by the department.
- 2 (B) A locally adopted assessment program may use a locally
- 3 developed test or a nationally developed test.
- 4 (C) Results of assessments under a locally adopted assessment
- 5 program are subject to the same reporting requirements as
- 6 results under the ISTEP program.
- 7 (D) Each student who completes a locally adopted assessment
- 8 program and the student's parent have the same rights to
- 9 ~~inspection and rescoring test scores~~ as set forth in
- 10 IC 20-32-5-9.

11 SECTION 60. IC 20-27-7-3, AS ADDED BY P.L.1-2005,
 12 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2012]: Sec. 3. If the inspection required under section 1 of this
 14 chapter reveals that a school bus meets all safety requirements, the
 15 inspecting officer shall ~~issue to the owner of the school bus a certificate~~
 16 ~~that the school bus has been inspected and that it complies with the~~
 17 ~~safety requirements. attach to the bus a certificate of inspection and~~
 18 ~~document the certification in the state police department's school~~
 19 ~~bus inspection data base.~~ Except as provided in sections 5 through 7
 20 of this chapter, a certificate of inspection issued under this section is
 21 valid until September 30 of the school year following the school year
 22 for which the certificate is issued.

23 SECTION 61. IC 20-27-7-16 IS REPEALED [EFFECTIVE JULY
 24 1, 2012]. Sec. ~~16~~. ~~When the owner of a school bus applies for a~~
 25 ~~registration plate under IC 9-18-2-7 or IC 9-18-2-8.5, the owner shall~~
 26 ~~submit with the application a certificate of inspection issued under~~
 27 ~~section 3 of this chapter. If the certificate of inspection does not~~
 28 ~~accompany an owner's application, the bureau of motor vehicles may~~
 29 ~~not issue a registration plate.~~

30 SECTION 62. IC 20-28-2-6, AS AMENDED BY P.L.90-2011,
 31 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 32 JULY 1, 2012]: Sec. 6. (a) Subject to subsection (c) and in addition to
 33 the powers and duties set forth in ~~IC 20-20-22~~ or this article, the state
 34 board may adopt rules under IC 4-22-2 to do the following:

- 35 (1) Set standards for teacher licensing and for the administration
- 36 of a professional licensing and certification process by the
- 37 department.
- 38 (2) Approve or disapprove teacher preparation programs.
- 39 (3) Set fees to be charged in connection with teacher licensing.
- 40 (4) Suspend, revoke, or reinstate teacher licenses.
- 41 (5) Enter into agreements with other states to acquire reciprocal
- 42 approval of teacher preparation programs.



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- 1 (6) Set standards for teacher licensing concerning new subjects of
2 study.
- 3 (7) Evaluate work experience and military service concerning
4 postsecondary education and experience equivalency.
- 5 (8) Perform any other action that:
6 (A) relates to the improvement of instruction in the public
7 schools through teacher education and professional
8 development through continuing education; and
9 (B) attracts qualified candidates for teacher education from
10 among the high school graduates of Indiana.
- 11 (9) Set standards for endorsement of school psychologists as
12 independent practice school psychologists under IC 20-28-12.
- 13 (10) Before July 1, 2011, set standards for sign language
14 interpreters who provide services to children with disabilities in
15 an educational setting and an enforcement mechanism for the
16 interpreter standards.
- 17 (b) Notwithstanding subsection (a)(1), an individual is entitled to
18 one (1) year of occupational experience for purposes of obtaining an
19 occupational specialist certificate under this article for each year the
20 individual holds a license under IC 25-8-6.
- 21 (c) The state board may adopt rules under IC 4-22-2, including
22 emergency rules under IC 4-22-2-37.1, to establish procedures to
23 expedite the issuance, renewal, or reinstatement under this article of a
24 license or certificate of a person whose spouse serves on active duty (as
25 defined in IC 25-1-12-2) and is assigned to a duty station in Indiana.
- 26 SECTION 63. IC 20-30-5-7.5, AS ADDED BY P.L.54-2006,
27 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
28 JULY 1, 2012]: Sec. 7.5. (a) This section does not apply to a student
29 who:
30 (1) is in half-day kindergarten; or
31 (2) has a medical condition that precludes participation in the
32 daily physical activity provided under this section.
- 33 (b) Beginning in the 2006-2007 school year, the governing body of
34 each school corporation shall provide daily physical activity for
35 students in elementary school. The physical activity ~~must be consistent~~
36 ~~with the curriculum and programs developed under IC 20-19-3-6 and~~
37 may include the use of recess. On a day when there is inclement
38 weather or unplanned circumstances have shortened the school day, the
39 school corporation may provide physical activity alternatives or elect
40 not to provide physical activity.
- 41 SECTION 64. IC 20-30-5-8 IS REPEALED [EFFECTIVE JULY 1,
42 2012]. Sec. 8. ~~A course in safety education for at least one (1) full~~

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1 semester shall be taught in grade 8 of each public school and nonpublic
2 school. The state board shall prepare a guide for this course that:

3 (1) the teacher shall use; and

4 (2) may be revised under the direction of the state board.

5 SECTION 65. IC 20-30-10-2, AS ADDED BY P.L.1-2005,
6 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 2012]: Sec. 2. (a) The state board shall adopt the following:

8 (1) College/technology preparation curriculum models that may
9 include all or part of the following:

10 (A) the college preparation curriculum models developed by
11 the department under section 1 of this chapter.

12 (B) ~~The technology preparation curriculum models developed
13 by the technology preparation task force under IC 20-20-10.~~

14 (2) Teacher and staff training to implement the
15 college/technology preparation curriculum models.

16 (b) The college/technology preparation curriculum models that the
17 state board adopts under subsection (a) must meet the conditions listed
18 in

19 (1) section 3 of this chapter. ~~and~~

20 (2) ~~IC 20-20-10-3.~~

21 SECTION 66. IC 20-30-12-1 IS REPEALED [EFFECTIVE JULY
22 1, 2012]. ~~Sec. 1: The department shall require all school corporations
23 to make available to the school corporation's high school students the
24 technology preparation curriculum developed under IC 20-20-10.~~

25 SECTION 67. IC 20-31-11 IS REPEALED [EFFECTIVE JULY 1,
26 2012]. (Performance Based Awards).

27 SECTION 68. IC 20-32-5-5, AS AMENDED BY P.L.73-2011,
28 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
29 JULY 1, 2012]: Sec. 5. The department shall make general language
30 arts essay scoring rubrics available to the public ~~at least four (4)~~
31 ~~months~~ before the administration of a test. An essay question, a scoring
32 rubric, or an anchor paper used in the ISTEP program must not seek or
33 compile information about a student's:

34 (1) personal attitudes;

35 (2) political views;

36 (3) religious beliefs;

37 (4) family relationships; or

38 (5) other matters listed in IC 20-30-5-17(b).

39 The ~~ISTEP program citizens' review committee~~ **department** shall
40 determine whether an essay question or a scoring rubric complies with
41 this section.

42 SECTION 69. IC 20-32-5-9, AS ADDED BY P.L.1-2005,

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1 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2012]: Sec. 9. (a) After reports of student scores are returned
3 to a school corporation, the school corporation shall promptly ~~do the~~
4 following:

5 ~~(1)~~ give each student and the student's parent the student's ISTEP
6 program test scores.

7 ~~(2) Make available for inspection to each student and the student's~~
8 ~~parent the following:~~

9 ~~(A) A copy of the essay questions and prompts used in~~
10 ~~assessing the student.~~

11 ~~(B) A copy of the student's scored essays.~~

12 ~~(C) A copy of the anchor papers and scoring rubrics used to~~
13 ~~score the student's essays.~~

14 a student's parent may request a rescoring of a student's responses to a
15 test, including a student's essay.

16 (b) A student's ISTEP program scores may not be disclosed to the
17 public.

18 **(c) A student's parent may request a rescoring of the student's**
19 **responses to a test, including the student's essay. A school may**
20 **request a rescoring only if there is evidence that the student's test**
21 **score is not accurate.**

22 SECTION 70. IC 20-32-5-15, AS AMENDED BY P.L.229-2011,
23 SECTION 191, IS AMENDED TO READ AS FOLLOWS
24 [EFFECTIVE JULY 1, 2012]: Sec. 15. (a) The state superintendent
25 shall develop an ISTEP program testing schedule. ~~in which:~~

26 ~~(1) each student in grades 3, 6, 8, and 10 must be tested; and~~

27 ~~(2) each student in grade 10 or grade 11 must take a graduation~~
28 ~~examination.~~

29 (b) The state board shall adopt rules to establish when a student is
30 ~~considered to be in grade 10~~ **has completed the coursework** for
31 purposes of initially taking the graduation examination.

32 SECTION 71. IC 20-32-5-18, AS ADDED BY P.L.1-2005,
33 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2012]: Sec. 18. (a) The department shall establish a pilot
35 program to examine innovative testing methods.

36 (b) The department shall select a representative sample of school
37 corporations determined through an application procedure to
38 participate in the pilot program under this section.

39 (c) The types of methods authorized under this program include the
40 following:

41 (1) Recently developed techniques for measuring higher order
42 thinking skills.

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1 (2) Performance testing of academic standards that are difficult to
 2 measure by a written test format.
 3 (3) Expanded subject area assessment using student writing
 4 samples.
 5 ~~(d) The funds necessary to implement a pilot program under this~~
 6 ~~section shall be expended from the research and development program~~
 7 ~~under IC 20-20-11.~~
 8 SECTION 72. IC 20-32-5-21, AS ADDED BY P.L.1-2005,
 9 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2012]: Sec. 21. (a) The state board may require schools to
 11 participate in national or international assessments.
 12 ~~(b) The state board may establish an assessment to be administered~~
 13 ~~at the conclusion of each Core 40 course in English/language arts,~~
 14 ~~mathematics, social studies, and science. However, participation in a~~
 15 ~~Core 40 assessment established under this subsection must be~~
 16 ~~voluntary on the part of a school corporation.~~
 17 ~~(c)~~ (b) The state board may establish a diagnostic reading
 18 assessment for use in grades 1 and 2 to promote grade level reading
 19 competency by grade 3. However, participation in a reading assessment
 20 established under this subsection must be voluntary on the part of a
 21 school corporation.
 22 SECTION 73. IC 20-32-6 IS REPEALED [EFFECTIVE JULY 1,
 23 2012]. (ISTEP Program Citizens' Review Committee).
 24 SECTION 74. IC 20-40-8-20, AS AMENDED BY P.L.234-2007,
 25 SECTION 231, IS AMENDED TO READ AS FOLLOWS
 26 [EFFECTIVE JULY 1, 2012]: Sec. 20. Money in the fund may be
 27 transferred to another fund and used as provided by law. The laws
 28 permitting a transfer of money from the fund include the following:
 29 ~~(1) IC 20-20-10-5 (implementation of technology preparation task~~
 30 ~~force).~~
 31 ~~(2)~~ (1) IC 20-40-11-3 (repair and replacement fund).
 32 ~~(3)~~ (2) IC 20-40-12-6 (self-insurance fund).
 33 ~~(4)~~ (3) IC 20-49-4-22 (advance for educational technology
 34 program).

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1326, 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 6, delete line 35 through 36, begin a new paragraph and insert:

"SECTION 11. IC 20-20-4-1 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 1: The following are the goals of the ambassador for education program:

- (1) Enhance the stature of teachers and the teaching profession;
- (2) Inspire and attract talented young people to become teachers;
- (3) Promote the teaching profession within community and business groups;
- (4) Support the activities of the Future Teachers of America clubs;
- (5) Represent Indiana teachers at business, education, and teacher leadership conferences and meetings;
- (6) Reward the teacher of the year for the teacher's outstanding contributions to the teaching profession;
- (7) Reward the teacher of the year for the teacher's contributions to the teacher's classroom and school.

SECTION 12. IC 20-20-4-2 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 2: As used in this chapter, "ambassador" refers to the ambassador for education established by section 4 of this chapter.

SECTION 13. IC 20-20-4-3 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 3: As used in this chapter, "school" means a school corporation or an accredited nonpublic school.

SECTION 14. IC 20-20-4-4 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 4: The position of ambassador for education is established to act as an education liaison to Indiana schools:

SECTION 15. IC 20-20-4-5 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 5: A teacher in a school who:

- (1) is selected by the state superintendent as teacher of the year; and
- (2) agrees to be ambassador;

is ambassador for a one (1) year term beginning July 1 after selection as teacher of the year and ending the following June 30.

SECTION 16. IC 20-20-4-5.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: **Sec. 5.5. A teacher of the year may be invited to serve one (1) year of professional leave with:**

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- (1) an Indiana postsecondary educational institution; or
- (2) the department.

SECTION 17. IC 20-20-4-6, AS ADDED BY P.L.1-2005, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 6. (a) The school where **an ambassador a teacher of the year** is regularly employed shall do the following:

- (1) Grant the **ambassador teacher** a one (1) year professional leave to **serve as ambassador during the ambassador's term provide service as described in section 5.5 of this chapter.**
- (2) Allow the **ambassador teacher** to return to the school from the professional leave:
 - (A) to the same or a comparable position as the **ambassador teacher** held before the professional leave; and
 - (B) without loss of accrued benefits or seniority.

(3) Continue to provide the **ambassador teacher** all benefits of employment with the school other than salary.

(b) The department shall reimburse a school for the cost of benefits provided by the school to **an ambassador a teacher** under subsection (a)(3).

SECTION 18. IC 20-20-4-6.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: **Sec. 6.5. If a teacher of the year provides service for the department or an Indiana postsecondary educational institution under this chapter, the department or the Indiana postsecondary educational institution shall pay the teacher's salary for the term of the service and shall reimburse the teacher's regular employer for the teacher's benefits during the term of service.**

SECTION 19. IC 20-20-4-7 IS REPEALED [EFFECTIVE JULY 1, 2012]. **Sec. 7. An ambassador may elect to serve the one (1) year professional leave at:**

- (1) an Indiana postsecondary educational institution; or
- (2) the department.

SECTION 20. IC 20-20-4-8 IS REPEALED [EFFECTIVE JULY 1, 2012]. **Sec. 8. If an ambassador elects to serve a one (1) year professional leave with the department, the following apply:**

- (1) The state coordinator of the ambassador for education program, as designated by the state superintendent, shall establish the ambassador's duties.
- (2) The ambassador is entitled to receive from the department the following:
 - (A) A salary in place of compensation from the school where

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the ambassador is regularly employed that equals the salary that the ambassador, if not serving as ambassador, would receive during the school year of the ambassador's term from the school where the ambassador is regularly employed.

(B) Actual expenses of the ambassador incurred as a result of the performance of duties under this chapter:

SECTION 21. IC 20-20-4-9 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 9: If an ambassador elects to serve a one (1) year professional leave with an Indiana postsecondary educational institution, the following apply:

(1) The dean of the institution's school of education or the equivalent officer shall establish the ambassador's duties:

(2) The ambassador is entitled to receive from the institution the amount of compensation that the institution offers the ambassador:

(3) The ambassador is entitled to receive from the department compensation in an amount that when added to the amount provided under subdivision (2) equals the salary that the ambassador, if not serving as ambassador, would receive during the school year of the ambassador's term from the school where the ambassador is regularly employed:

SECTION 22. IC 20-20-4-10 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 10: The ambassador's duties must match the relative skills and education background of the ambassador and reflect the goals of the ambassador for education program. However, duties may include the following:

(1) Providing professional development seminars and workshops in the subject matter areas in which the ambassador has expertise:

(2) Accompanying the state superintendent in the exercise of the state superintendent's duties throughout Indiana."

Page 16, line 8, strike "IC 20-30-5-8".

Page 19, between lines 18 and 19, begin a new paragraph and insert:

"SECTION 50. IC 20-30-5-8 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 8: A course in safety education for at least one (1) full semester shall be taught in grade 8 of each public school and nonpublic school. The state board shall prepare a guide for this course that:

(1) the teacher shall use; and

(2) may be revised under the direction of the state board."

Page 19, delete lines 39 through 42.

Page 20, delete lines 1 through 4.

Page 20, delete lines 22 through 39, begin a new paragraph and insert:

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"SECTION 55. IC 20-32-5-9, AS ADDED BY P.L.1-2005, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 9. (a) After reports of student scores are returned to a school corporation, the school corporation shall promptly ~~do the~~ following:

(1) give each student and the student's parent the student's ISTEP program test scores.

(2) ~~Make available for inspection to each student and the student's parent the following:~~

(A) ~~A copy of the essay questions and prompts used in assessing the student.~~

(B) ~~A copy of the student's scored essays.~~

(C) ~~A copy of the anchor papers and scoring rubrics used to score the student's essays.~~

~~a student's parent may request a rescoring of a student's responses to a test, including a student's essay.~~

(b) A student's ISTEP program scores may not be disclosed to the public.

(c) A student's parent may request a rescoring of the student's responses to a test, including the student's essay. A school may request a rescoring only if there is evidence that the student's test score is not accurate."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1326 as introduced.)

BEHNING, Chair

Committee Vote: yeas 8, nays 2.

HOUSE MOTION

Mr. Speaker: I move that House Bill 1326 be amended to read as follows:

Page 2, between lines 40 and 41, begin a new paragraph and insert:

"SECTION 4. IC 9-18-2-8.5, AS ADDED BY P.L.31-2008, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 8.5. (a) Notwithstanding section 8 of this chapter, a school bus owned by a person other than a school corporation shall be registered before ~~July 29~~ **September 28** of each year.

(b) Registration and reregistration for a school bus under this

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section is for one (1) year.

(c) A certificate of inspection as ~~required under IC 20-27-7-16~~ **described under IC 20-27-7-3** must accompany a registration and reregistration application of a school bus under this section.

(d) A person registering a school bus under this section shall pay the annual registration fee required under IC 9-29-5-8 and any fees and service charges required of a vehicle registered under this chapter.

(e) Upon registration of a school bus under this section, the bureau shall issue a license plate under section 30 of this chapter, including:

- (1) an annual renewal tag; or
- (2) other indicia;

to be attached on the semipermanent plate.

(f) A license plate with a renewal tag or other indicia of registration issued under this section may be displayed during:

- (1) the calendar year for which the school bus is registered; and
- (2) the period:
 - (A) after the calendar year; and
 - (B) before ~~July 29~~ **September 28** of the subsequent year."

Page 20, between lines 28 and 29, begin a new paragraph and insert:

"SECTION 60. IC 20-27-7-3, AS ADDED BY P.L.1-2005, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 3. If the inspection required under section 1 of this chapter reveals that a school bus meets all safety requirements, the inspecting officer shall ~~issue to the owner of the school bus a certificate that the school bus has been inspected and that it complies with the safety requirements.~~ **attach to the bus a certificate of inspection and document the certification in the state police department's school bus inspection data base.** Except as provided in sections 5 through 7 of this chapter, a certificate of inspection issued under this section is valid until September 30 of the school year following the school year for which the certificate is issued.

SECTION 61. IC 20-27-7-16 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. ~~16.~~ **When the owner of a school bus applies for a registration plate under IC 9-18-2-7 or IC 9-18-2-8.5, the owner shall submit with the application a certificate of inspection issued under section 3 of this chapter. If the certificate of inspection does not accompany an owner's application, the bureau of motor vehicles may not issue a registration plate."**

Re-number all SECTIONS consecutively.

(Reference is to HB 1326 as printed January 23, 2012.)

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