



April 2, 2013

**ENGROSSED  
SENATE BILL No. 180**

DIGEST OF SB 180 (Updated March 28, 2013 10:16 am - DI 116)

**Citations Affected:** IC 5-14; IC 21-18.

**Synopsis:** Higher education grading practices and faculty organization. Requires the annual salaries of employees of state educational institutions to be posted on the office of management and budget's governmental transparency Internet web site. Requires the commission for higher education (commission) to compile information from each campus of each state educational institution concerning faculty organizational structure and grading practices for the campus. Requires the information to be made available to the public. Requires the commission to make an annual report to the general assembly of certain information concerning each state educational institution. Provides that, before November 1, 2014, the commission, in consultation with the office of management and budget and each state educational institution, shall prepare and submit a report to the general assembly in an electronic format under IC 5-14-6 that analyzes each state educational institution's expenses for the state fiscal years beginning in 2012 and 2013.

**Effective:** July 1, 2013.

**Banks, Kruse, Taylor, Schneider,  
Randolph**

(HOUSE SPONSOR — KARICKHOFF)

January 7, 2013, read first time and referred to Committee on Education and Career Development.

February 14, 2013, amended, reported favorably — Do Pass.

February 18, 2013, read second time, ordered engrossed.

February 19, 2013, engrossed. Read third time, passed. Yeas 44, nays 5.

**HOUSE ACTION**

February 26, 2013, read first time and referred to Committee on Education.

April 1, 2013, amended, reported — Do Pass.

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April 2, 2013

First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

## ENGROSSED SENATE BILL No. 180

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A BILL FOR AN ACT to amend the Indiana Code concerning higher education.

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

- 1 SECTION 1. IC 5-14-3.5-2, AS ADDED BY P.L.172-2011,  
2 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2013]: Sec. 2. (a) The auditor of state, working with the office  
4 of technology established by IC 4-13.1-2-1, or another organization that  
5 is part of a state educational institution, and the office of management  
6 and budget established by IC 4-3-22-3, shall post on the Indiana  
7 transparency Internet web site the following data:  
8 (1) A listing of state expenditures and fund balances, including  
9 expenditures for contracts, grants, and leases.  
10 (2) A listing of state owned real and personal property that has a  
11 value of more than twenty thousand dollars (\$20,000).  
12 The web site must be electronically searchable by the public and must  
13 be intuitive to users of the web site.  
14 (b) The data base must include for each state agency:  
15 (1) the amount, date, payer, and payee of expenditures;  
16 (2) a listing of state expenditures by:  
17 (A) personal services;

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- 1 (B) other operating expenses; or  
 2 (C) total operating expenses;  
 3 to reflect how the funds were appropriated in the state budget act;  
 4 (3) a listing of state fund balances; and  
 5 (4) a listing of property owned by the state.

6 **(c) The data base must include for each state educational**  
 7 **institution a listing of the annual salaries for employees of the state**  
 8 **educational institution.**

9 SECTION 2. IC 5-14-3.5-6, AS ADDED BY P.L.172-2011,  
 10 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 11 JULY 1, 2013]: Sec. 6. To the extent any information required to be in  
 12 the data base is collected or maintained by a state agency **or state**  
 13 **educational institution**, the state agency **or state educational**  
 14 **institution** shall provide that information to the auditor of state for  
 15 inclusion in the data base.

16 SECTION 3. IC 21-18-9-9 IS ADDED TO THE INDIANA CODE  
 17 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 18 1, 2013]: Sec. 9. **(a) In collaboration with each state educational**  
 19 **institution's institutional research or strategic planning**  
 20 **department, the commission shall develop an annual report to the**  
 21 **general assembly that includes the following information:**

- 22 **(1) Faculty activities related to the mission of the state**  
 23 **educational institution, including teaching, course grading**  
 24 **practices, research, scholarship, outreach, and professional**  
 25 **services.**  
 26 **(2) Average and median faculty and administrator salaries.**  
 27 **(3) Median grade point averages for all students for the fall**  
 28 **and spring semesters.**  
 29 **(4) Median grade point averages for all graduating seniors.**  
 30 **(5) Other information the commission considers necessary.**

31 **The information in the report must include undergraduate student**  
 32 **information and faculty data by academic department, college, or**  
 33 **university.**

34 **(b) A state educational institution shall provide the information**  
 35 **set forth in subsection (a) in the form required by the commission.**

36 **(c) The report to the general assembly under subsection (a) must**  
 37 **be in an electronic format under IC 5-14-6.**

38 SECTION 4. IC 21-18-9-10 IS ADDED TO THE INDIANA CODE  
 39 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 40 1, 2013]: Sec. 10. **(a) Before November 1, 2014, the commission, in**  
 41 **consultation with the office of management and budget and each**  
 42 **state educational institution, shall prepare and submit a report to**

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1 the general assembly in an electronic format under IC 5-14-6 that  
2 analyzes each state educational institution's expenses for the state  
3 fiscal years beginning in 2012 and 2013 and determine the  
4 percentage or amount of the state educational institution's total  
5 expenditures for a particular state fiscal year that were:  
6 (1) overhead and operational expenditures;  
7 (2) instructional expenses; and  
8 (3) capital or other expenses.  
9 (b) The commission may establish criteria for categorizing a  
10 state educational institution's expenses.  
11 (c) A state educational institution shall submit to the  
12 commission any information necessary by the commission to  
13 prepare the report required in subsection (a).  
14 (d) This section expires January 1, 2015.

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## COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 180, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 3, delete "Each" and insert **"In collaboration with each"**.

Page 1, line 3, delete "institution shall provide" and insert **"institution's institutional research or strategic planning department, the commission shall develop an annual report to the general assembly that includes the following information:**

- (1) Faculty activities related to the mission of the state educational institution, including teaching, course grading practices, research, scholarship, outreach, and professional services.**
- (2) Average and median faculty salaries.**
- (3) Median grade point averages for all students for the fall and spring semesters.**
- (4) Median grade point averages for all graduating seniors.**
- (5) Other information the commission considers necessary.**

**The information in the report must include undergraduate student information and faculty data by academic department, college, or university.**

**(b) A state educational institution shall provide the information set forth in subsection (a) in the form required by the commission.**

**(c) The report to the general assembly under subsection (a) must be in an electronic format under IC 5-14-6."**

Page 1, delete lines 4 through 17.

Delete pages 2 through 3.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 180 as introduced.)

KRUSE, Chairperson

Committee Vote: Yeas 9, Nays 1.

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred Senate Bill 180, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 5-14-3.5-2, AS ADDED BY P.L.172-2011, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) The auditor of state, working with the office of technology established by IC 4-13.1-2-1, or another organization that is part of a state educational institution, and the office of management and budget established by IC 4-3-22-3, shall post on the Indiana transparency Internet web site the following data:

- (1) A listing of state expenditures and fund balances, including expenditures for contracts, grants, and leases.
- (2) A listing of state owned real and personal property that has a value of more than twenty thousand dollars (\$20,000).

The web site must be electronically searchable by the public and must be intuitive to users of the web site.

(b) The data base must include for each state agency:

- (1) the amount, date, payer, and payee of expenditures;
- (2) a listing of state expenditures by:
  - (A) personal services;
  - (B) other operating expenses; or
  - (C) total operating expenses;

to reflect how the funds were appropriated in the state budget act;

- (3) a listing of state fund balances; and
- (4) a listing of property owned by the state.

**(c) The data base must include for each state educational institution a listing of the annual salaries for employees of the state educational institution.**

SECTION 2. IC 5-14-3.5-6, AS ADDED BY P.L.172-2011, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. To the extent any information required to be in the data base is collected or maintained by a state agency **or state educational institution**, the state agency **or state educational institution** shall provide that information to the auditor of state for inclusion in the data base."

Page 1, line 11, after "faculty" insert "**and administrator**".

Page 2, after line 5, begin a new paragraph and insert:

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"SECTION 4. IC 21-18-9-10 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 10. (a) Before November 1, 2014, the commission, in consultation with the office of management and budget and each state educational institution, shall prepare and submit a report to the general assembly in an electronic format under IC 5-14-6 that analyzes each state educational institution's expenses for the state fiscal years beginning in 2012 and 2013 and determine the percentage or amount of the state educational institution's total expenditures for a particular state fiscal year that were:**

- (1) overhead and operational expenditures;**
- (2) instructional expenses; and**
- (3) capital or other expenses.**

**(b) The commission may establish criteria for categorizing a state educational institution's expenses.**

**(c) A state educational institution shall submit to the commission any information necessary by the commission to prepare the report required in subsection (a).**

**(d) This section expires January 1, 2015."**

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 180 as printed February 15, 2013.)

BEHNING, Chair

Committee Vote: yeas 12, nays 0.

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