

Adopted	Rejected
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COMMITTEE REPORT

YES:	8
NO:	4

MR. SPEAKER:

*Your Committee on Education, to which was referred Senate Bill 493, 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:*

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 20-19-2-14.5 IS ADDED TO THE INDIANA
- 4 CODE AS A **NEW SECTION TO READ AS FOLLOWS**
- 5 [EFFECTIVE JULY 1, 2013]: **Sec. 14.5. (a) As used in this section,**
- 6 **"common core standards" refers to educational standards**
- 7 **developed for kindergarten through grade 12 by the Common Core**
- 8 **State Standards Initiative.**
- 9 **(b) The state board, with the assistance of the department, shall**
- 10 **conduct a review and prepare a report on the following:**
- 11 **(1) The process, including public and educator engagement,**
- 12 **that was used to develop the common core standards.**
- 13 **(2) The rigor of the common core standards, as compared to**
- 14 **Indiana's previous state academic standards.**
- 15 **(3) The rigor of assessments designed to measure common**
- 16 **core standards, as compared to the rigor of current ISTEP**

- 1 assessments.
- 2 (4) The status of common core implementation in Indiana
3 schools.
- 4 (5) The status of common core implementation nationally and
5 the impact on Indiana through textbooks, college placement
6 exams, and other products and programs.
- 7 (6) Indiana's involvement and potential involvement with the
8 governance of the common core standards, including the
9 restrictions, if any, for withdrawing from the common core
10 standards.
- 11 (c) The state board, with the assistance of the department and
12 in consultation with the education roundtable, shall prepare a
13 report to consider the flexibilities contained in the common core
14 multi-state agreement to identify any supplemental standards to
15 require in addition to the common core standards. The
16 consideration under this subsection must be designed to ensure
17 that Indiana's students are held to the same or a greater rigor
18 under the common core standards and associated assessments as
19 compared to Indiana's previous standards and their assessment
20 under ISTEP.
- 21 (d) The office of management and budget established by
22 IC 4-3-22-3 shall perform, in consultation with the department and
23 the state board, a fiscal analysis of the projected cost to the state
24 and to school corporations of the first five (5) years of
25 implementation of the common core standards. The analysis must
26 include:
- 27 (1) the costs that are unique to implementation of the common
28 core standards;
- 29 (2) the costs resulting from efforts to raise student
30 achievement that would have been incurred regardless of
31 common core implementation; and
- 32 (3) the costs to Indiana if Indiana decides not to implement
33 the common core standards, including:
- 34 (A) the costs of developing separate standards and
35 assessments; and
- 36 (B) the costs of textbooks and other materials that are not
37 aligned to the common core standards.
- 38 (e) Before the reports developed under subsections (b) and (c)

1 and the fiscal analysis under subsection (d) are finalized, the state
 2 board, with the assistance of the department, shall conduct at least
 3 one (1) public hearing at which the public is invited to provide
 4 feedback on the draft findings of the reports.

5 (f) After the state board conducts one (1) or more public
 6 hearings under subsection (e), the state board shall finalize the
 7 reports and publish the reports on the department's Internet web
 8 site. Copies of the reports shall be provided to the general assembly
 9 in an electronic format under IC 5-14-6.

10 SECTION 2. IC 20-31-2-1.5 IS ADDED TO THE INDIANA CODE
 11 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 12 1, 2013]: Sec. 1.5. "Academic growth" refers to the change in
 13 student achievement from one (1) academic year to the following
 14 academic year, as measured against Indiana academic standards.

15 SECTION 3. IC 20-31-8-1, AS ADDED BY P.L.1-2005,
 16 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2013]: Sec. 1. (a) The performance of a school's students on
 18 the ISTEP program test and other assessments recommended by the
 19 education roundtable and approved by the state board are the primary
 20 and majority means of assessing a school's ~~improvement.~~ **academic**
 21 **growth.**

22 (b) The education roundtable shall examine and make
 23 recommendations to the state board concerning:

- 24 (1) performance indicators to be used as a secondary means of
- 25 determining school progress;
- 26 (2) expected progress levels, ~~continuous improvement measures;~~
- 27 **expected levels of academic growth**, distributional performance
- 28 levels, and absolute performance levels for schools; and
- 29 (3) an orderly transition from ~~the performance based accreditation~~
- 30 **system existing school accountability models** to the assessment
- 31 system set forth in this article.

32 (c) The education roundtable shall consider methods of measuring
 33 ~~improvement and progress~~ **academic growth** used in other states in
 34 developing recommendations under this section.

35 SECTION 4. IC 20-31-8-2, AS ADDED BY P.L.1-2005, SECTION
 36 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
 37 2013]: Sec. 2. (a) In addition to scores on the ISTEP program test and
 38 other assessments, the department shall use the performance indicators

1 developed under section 1 of this chapter and the benchmarks and
 2 indicators of performance in each school corporation's annual
 3 performance report as a secondary means of assessing the **improvement**
 4 **performance** of each school and school corporation.

5 (b) The department shall assess **improvement school performance**
 6 in the following manner:

7 (1) Compare each school and each school corporation with its
 8 own prior performance and not to the performance of other
 9 schools or school corporations.

10 (2) Compare the results in the annual report under IC 20-20-8
 11 with the benchmarks and indicators of performance established in
 12 the plan for the same school.

13 (3) Compare the results for a school by comparing each student's
 14 results for each grade with the student's prior year results, with an
 15 adjustment for student mobility rate. The education roundtable
 16 shall make recommendations concerning the incorporation of a
 17 statistical adjustment for student mobility rates into the results.

18 (4) Compare the results for a school with the state average and the
 19 ninety-fifth percentile level for all assessments and performance
 20 indicators.

21 SECTION 5. IC 20-31-8-3, AS ADDED BY P.L.1-2005, SECTION
 22 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
 23 2013]: Sec. 3. The state board shall establish a number of categories,
 24 ~~or designations of school improvement using an "A" through "F"~~
 25 **grading scale, to designate performance** based on the ~~improvement~~
 26 ~~that a school makes in performance of the measures determined by the~~
 27 ~~board with the advice of the education roundtable. The categories or~~
 28 ~~designations must reflect various levels of improvement. student~~
 29 **academic growth in each school.**

30 SECTION 6. IC 20-31-8-4, AS ADDED BY P.L.1-2005, SECTION
 31 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
 32 2013]: Sec. 4. The state board shall place each school in a category or
 33 designation of school **improvement performance** based on the
 34 department's findings from the assessment of ~~the improvement of each~~
 35 ~~school academic growth~~ under section 2 of this chapter. ~~The state~~
 36 ~~board must place those schools that do not show improvement and in~~
 37 ~~which less than ninety percent (90%) of the students meet academic~~
 38 ~~standards in the lowest category or designation.~~

1 SECTION 7. IC 20-31-8-5 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: **Sec. 5. (a) Not later than November 15, 2013,**
4 **the state board shall establish new categories or designations of**
5 **school performance under the requirements of this chapter to**
6 **replace 511 IAC 6.2-6. The new standards of assessing school**
7 **performance:**

8 (1) **must be based on a measurement of academic growth; and**

9 (2) **may not be based on a measurement of student**
10 **performance or growth compared with peers.**

11 **511 IAC 6.2-6 is void on the effective date of the emergency or final**
12 **rules adopted under this section.**

13 (b) **New accountability rules adopted under this section must do**
14 **the following:**

15 (1) **Determine a minimal performance level on ISTEP, as**
16 **recommended by the education roundtable, that reflects**
17 **expected performance at each grade level. With advice from**
18 **the education roundtable, the state board may also**
19 **determined additional performance benchmarks to be used**
20 **for measuring academic growth that are greater or less than**
21 **the minimal performance levels.**

22 (2) **Determine the number of students who exceed the minimal**
23 **performance levels determined under subdivision (1) and**
24 **whose academic growth is sufficient to exceed minimal**
25 **performance levels.**

26 (3) **Determine the number of students who did not exceed the**
27 **minimal performance levels determined under subdivision (1)**
28 **but whose academic growth is projected to be sufficient to**
29 **exceed minimal performance levels or to reach the next**
30 **highest performance benchmark in future years.**

31 (4) **Determine each school's performance level based on the**
32 **number of students identified under subdivisions (2) and (3).**

33 (5) **Provide that, instead of grade-by-grade academic growth**
34 **measures at the high school level, the state board, in**
35 **consultation with the education roundtable, may incorporate**
36 **other performance measures to determine the performance**
37 **level of a secondary school.**

38 (c) **The state board:**

1 (1) shall adopt rules under IC 4-22-2; and
 2 (2) may adopt emergency rules in the manner provided in
 3 IC 4-22-2-37.1;
 4 to implement this chapter.

5 (d) An emergency rule adopted under subsection (c) expires on
 6 the earlier of:

- 7 (1) November 15, 2014; or
- 8 (2) the effective date of a rule that establishes categories or
 9 designations of school improvement described in this section
 10 and supersedes the emergency rule.

11 (e) Before beginning the rulemaking process to establish new
 12 categories or designations of school improvement, the state board
 13 shall report to the general assembly the proposed new categories
 14 or designation in an electronic format under IC 5-14-6.

15 SECTION 8. IC 20-31-9.5-8 IS ADDED TO THE INDIANA CODE
 16 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 17 1, 2013]: **Sec. 8. If the state board enters into a contract with a
 18 special management team as part of a school intervention, the state
 19 board may authorize the special management team to offer
 20 instruction to other grade levels that are not currently provided by
 21 the school subject to the intervention."**

22 Page 1, delete lines 10 through 17, begin a new paragraph and
 23 insert:

24 **(b) A school corporation qualifies for an achievement grant
 25 under this section in the amount provided in STEP FIVE of the
 26 following STEPS:**

27 **STEP ONE: Determine the number of achievement tests that
 28 are taken by a school corporation in the previous school year.**

29 **STEP TWO: Multiply the STEP ONE amount by eighty-five
 30 hundredths (.85).**

31 **STEP THREE: Determine the greater of:**

- 32 (1) zero (0); or
- 33 (2) the total achievement test passed for the school
 34 corporation in the previous school year minus the STEP
 35 TWO amount.

36 **STEP FOUR: Add the STEP THREE amount plus:**

- 37 (1) the total number of students who received a score of
 38 three (3) or higher on an advanced placement exam in the

1 previous school year; and
 2 (2) the total number of students who completed an
 3 international baccalaureate diploma program in the
 4 previous school year.

5 **STEP FIVE: Multiply the STEP FOUR amount by two**
 6 **hundred fifty dollars (\$250).**

7 (c) A school corporation qualifies for a growth achievement
 8 grant under this section in the amount provided in STEP SIX of the
 9 following STEPS:

10 **STEP ONE: Determine the percentage of failed achievement**
 11 **test to the total number of achievement tests taken in the**
 12 **school year preceding the current school year by two (2)**
 13 **years.**

14 **STEP TWO: Multiply the STEP ONE amount by six**
 15 **hundredths (.06).**

16 **STEP THREE: Determine the percentage of passed**
 17 **achievement tests to the total number of achievement tests**
 18 **taken in the school year preceding the current school year by**
 19 **two (2) years plus the STEP TWO amount.**

20 **STEP FOUR: Multiply the STEP THREE amount by the total**
 21 **number of achievement tests taken in the previous school**
 22 **year.**

23 **STEP FIVE: Determine the greater of:**
 24 **(1) the total number of achievement tests passed in the**
 25 **previous school year minus the STEP FOUR amount; or**
 26 **(2) zero (0).**

27 **STEP SIX: Multiply the STEP FIVE amount by two hundred**
 28 **fifty dollars (\$250)."**

29 Page 2, delete lines 1 through 30.

30 Page 2, line 31, delete "(e)" and insert "(d)".

- 1 Page 2, after line 32, begin a new paragraph and insert:
- 2 "SECTION 10. **An emergency is declared for this act.**".
- 3 Renumber all SECTIONS consecutively.
(Reference is to SB 493 as reprinted February 26, 2013, Technical
Correction.)

and when so amended that said bill do pass.

Representative Behning