

---

---

# SENATE BILL No. 502

---

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 20-20-40; IC 20-24-8-2.

**Synopsis:** Preschool education pilot program. Establishes a two-year preschool education pilot grant program to be administered by the department of education. Permits school corporations and charter schools to apply for a grant to provide funding for the operation of preschool education pilot programs. Provides that children who are three or four years of age as of August 1 and who qualify for a free or reduced price lunch under federal law qualify to participate in the preschool education pilot program of a school corporation or charter school that receives a grant. Requires the state board of education to adopt rules setting standards and requirements for the program. Specifies the amount of a grant awarded to a school corporation or charter school to be \$4,500 for each child for each school year. Limits the program to 1,000 children. Prohibits the charging of any tuition or fees for a child who is participating in the program. Permits a school corporation or charter school to use other money available for its preschool education program to supplement the grant. Annually appropriates \$4,500,000 from the state general fund for the 2013-2014 state fiscal year and \$4,500,000 for the 2014-2015 state fiscal year to make grants under the program.

**Effective:** July 1, 2013.

---

---

### Becker

---

---

January 14, 2013, read first time and referred to Committee on Education and Career Development.

---

---

C  
O  
P  
Y



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.

C  
o  
p  
y

# SENATE BILL No. 502



A BILL FOR AN ACT to amend the Indiana Code concerning education and to make an appropriation.

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

1 SECTION 1. IC 20-20-40 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2013]:  
4 **Chapter 40. Preschool Education Pilot Grant Program**  
5 **Sec. 1. (a) The preschool education pilot grant program is**  
6 **established.**  
7 **(b) Under the preschool education pilot grant program, a school**  
8 **corporation or charter school may apply to the department for**  
9 **grant funding to conduct a preschool education pilot program**  
10 **during a school year for any child who:**  
11 **(1) is three (3) or four (4) years of age as of August 1 of the**  
12 **year the school year commences; and**  
13 **(2) would qualify for a free or reduced price lunch under the**  
14 **household income guidelines established under 42 U.S.C.**  
15 **1758(b) for a child who is school age.**  
16 **(c) A preschool education pilot program offered by a school**  
17 **corporation or charter school under this section must meet the**



1 requirements established by the state board.

2 (d) The department shall provide support to school corporations  
3 and charter schools in the development and implementation of  
4 preschool education pilot programs under this section.

5 (e) Tuition and fees may not be charged for a child's  
6 participation in a preschool education pilot program offered by a  
7 school corporation or charter school under this section.

8 **Sec. 2. (a) The state board shall adopt rules under IC 4-22-2 to  
9 implement the preschool education pilot grant program. The rules  
10 must provide for at least the following:**

11 (1) The priority for making grants under this chapter if the  
12 number of children who would qualify for participation in  
13 preschool education pilot programs under section 1(b) of this  
14 chapter exceeds the capacity of the preschool education pilot  
15 programs for which grant funding is available under section  
16 4 of this chapter.

17 (2) An evaluation of each grant recipient's program.

18 (3) An assessment of each child in a grant recipient's program  
19 with regard to readiness for kindergarten.

20 (4) Facility and program standards. The standards established  
21 under this subdivision may not require less than those  
22 standards for the highest quality child care that are  
23 established by the division of family resources for a licensed  
24 child care center.

25 (5) Requirements that school corporations and charter  
26 schools must meet to apply for a grant under this chapter.

27 (6) Requirements that must be met for a child to be enrolled  
28 in a preschool education pilot program.

29 (b) The state board may adopt rules to establish standards,  
30 requirements, and guidelines in addition to those specified in this  
31 section.

32 **Sec. 3. (a) The department shall evaluate the following:**

33 (1) The progress toward kindergarten readiness of each child  
34 participating in a preschool education pilot program under  
35 this chapter.

36 (2) The use of grants made under this chapter.

37 (b) The department shall make two (2) reports of the results of  
38 its evaluation in an electronic format under IC 5-14-6 to the  
39 general assembly. The first report shall be made before July 1,  
40 2014, and the second before July 1, 2015.

41 **Sec. 4. (a) The department shall determine whether a school  
42 corporation or charter school is entitled to a grant under this**

C  
o  
p  
y



1 chapter. The department may make grants to those school  
 2 corporations and charter schools that will best accomplish the  
 3 purposes of this chapter. The department may not make grants  
 4 under this chapter for preschool education pilot programs in which  
 5 more than a total of one thousand (1,000) children in the state will  
 6 participate in each school year.

7 (b) The amount of the grant awarded by the department to each  
 8 qualifying school corporation or charter school under this chapter  
 9 shall be four thousand five hundred dollars (\$4,500) for each  
 10 participating child for a school year.

11 (c) A school corporation or charter school that is awarded a  
 12 grant under this section must provide to the department the  
 13 following:

- 14 (1) The results of the assessment of each participating child's  
 15 readiness for kindergarten.
- 16 (2) A financial report stating how the grant money was used.
- 17 (3) Any other information required by the department.

18 **Sec. 5. In awarding grants under this chapter, the department  
 19 may not:**

- 20 (1) refuse to make a grant to a school corporation or charter  
 21 school; or
- 22 (2) reduce the award that would otherwise be made to the  
 23 school corporation or charter school;

24 because the school corporation or charter school used or will use  
 25 federal grants or loans, including Title I grants and federal Child  
 26 Care and Development Fund voucher program money  
 27 administered under 45 CFR 98 and 45 CFR 99, to fund part or all  
 28 of the school corporation's or charter school's preschool education  
 29 pilot program.

30 **Sec. 6. A school corporation or charter school that determines  
 31 there is inadequate space to offer a preschool education pilot  
 32 program under this chapter in the school corporation's or charter  
 33 school's existing facilities may offer the program in any suitable  
 34 space located:**

- 35 (1) within the geographic boundaries of the school  
 36 corporation; or
- 37 (2) in the case of a charter school, in the general vicinity of the  
 38 charter school's existing facilities.

39 **Sec. 7. This chapter expires July 1, 2015.**

40 SECTION 2. IC 20-24-8-2, AS ADDED BY P.L.169-2005,  
 41 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 42 JULY 1, 2013]: Sec. 2. (a) A charter school may not do the following:

C  
O  
P  
Y



- 1 (1) Operate at a site or for grades other than as specified in the  
 2 charter.  
 3 (2) Charge tuition to any student residing within the school  
 4 corporation's geographic boundaries. However, a charter school  
 5 may charge tuition for:  
 6 (A) a preschool program, unless:  
 7 (i) charging tuition for the preschool program is barred  
 8 under federal law; **or**  
 9 (ii) **the preschool program is conducted by the charter**  
 10 **school with funding from a preschool education pilot**  
 11 **program grant under IC 20-20-40; or**  
 12 (B) a latch key program;  
 13 if the charter school provides those programs.  
 14 (3) Except for a foreign exchange student who is not a United  
 15 States citizen, enroll a student who is not a resident of Indiana.  
 16 (4) Be located in a private residence.  
 17 (5) Provide solely home based instruction.  
 18 (b) A charter school is not prohibited from delivering instructional  
 19 services:  
 20 (1) through the Internet or another online arrangement; or  
 21 (2) in any manner by computer;  
 22 if the instructional services are provided to students enrolled in the  
 23 charter school in a manner that complies with any procedures adopted  
 24 by the department concerning online and computer instruction in public  
 25 schools.  
 26 SECTION 3. [EFFECTIVE JULY 1, 2013] (a) **There is annually**  
 27 **appropriated to the department of education from the state general**  
 28 **fund four million five hundred thousand dollars (\$4,500,000) for**  
 29 **the 2013-2014 state fiscal year and four million five hundred**  
 30 **thousand dollars (\$4,500,000) for the 2014-2015 state fiscal year to**  
 31 **make preschool education pilot program grants under IC 20-20-40,**  
 32 **as added by this act.**  
 33 (b) **This SECTION expires July 1, 2015.**

C  
 o  
 p  
 y

