

## **IC 20-28**

### **ARTICLE 28. SCHOOL TEACHERS**

#### **IC 20-28-1**

##### **Chapter 1. Definitions**

#### **IC 20-28-1-1**

##### **Application**

Sec. 1. The definitions in this chapter apply throughout this article.  
*As added by P.L.1-2005, SEC.12.*

#### **IC 20-28-1-1.5**

##### **Repealed**

*(Repealed by P.L.90-2011, SEC.50.)*

#### **IC 20-28-1-2**

##### **"Applicant"**

Sec. 2. "Applicant" refers to an applicant for:

- (1) a new license;
- (2) a renewal license;
- (3) a substitute teacher certificate; or
- (4) a transition to teaching license;

issued by the department.

*As added by P.L.1-2005, SEC.12. Amended by P.L.246-2005, SEC.133; P.L.150-2006, SEC.1; P.L.205-2013, SEC.247.*

#### **IC 20-28-1-3**

##### **"Assistant superintendent"**

Sec. 3. "Assistant superintendent" means an assistant to the superintendent of schools. The term includes a deputy superintendent or an associate superintendent.

*As added by P.L.1-2005, SEC.12.*

#### **IC 20-28-1-4**

##### **Repealed**

*(Repealed by P.L.246-2005, SEC.228.)*

#### **IC 20-28-1-5**

##### **"Defense service"**

Sec. 5. "Defense service" refers to the United States military service, the United States naval service, and the allied or auxiliary war service, including the Red Cross, Salvation Army, and other similar services connected with the armed forces of the United States.

*As added by P.L.1-2005, SEC.12.*

#### **IC 20-28-1-5.5**

##### **"Division"**

Sec. 5.5 "Division" refers to the division of professional standards of the department of education established by IC 20-28-2-1.5.

*As added by P.L.246-2005, SEC.134.*

**IC 20-28-1-6****"Disposition"**

Sec. 6. "Disposition" has the meaning set forth in IC 10-13-3-7.  
*As added by P.L.1-2005, SEC.12.*

**IC 20-28-1-7****"License"**

Sec. 7. "License" refers to a document issued by the department that grants permission to serve as a particular kind of teacher. The term includes any certificate or permit issued by the department.  
*As added by P.L.1-2005, SEC.12. Amended by P.L.246-2005, SEC.135.*

**IC 20-28-1-8****Repealed**

*(Repealed by P.L.121-2009, SEC.17.)*

**IC 20-28-1-9****"Local director"**

Sec. 9. "Local director" means an individual who is:

- (1) licensed as a director of special education by the department;
- and
- (2) employed as a director of special education by a managing body.

*As added by P.L.1-2005, SEC.12.*

**IC 20-28-1-10****"Managing body"**

Sec. 10. "Managing body" refers to:

- (1) the governing body;
- (2) the board of managers (as defined in IC 20-35-5-1(3)); or
- (3) any other governing entity;

that has the responsibility for administering the school corporation's special education program or a special education cooperative organized under IC 20-35-5, IC 20-26-10, or IC 36-1-7.

*As added by P.L.1-2005, SEC.12. Amended by P.L.231-2005, SEC.42; P.L.1-2006, SEC.332.*

**IC 20-28-1-11****"School psychology"**

Sec. 11. "School psychology" means the following:

- (1) Administering, scoring, and interpreting educational, cognitive, career, vocational, behavioral, and affective tests and procedures that address a student's:
  - (A) education;
  - (B) developmental status;
  - (C) attention skills; and
  - (D) social, emotional, and behavioral functioning;

as they relate to the student's learning or training in the academic or vocational environment.

(2) Providing consultation, collaboration, and intervention services (not including psychotherapy) and providing referral to community resources to:

- (A) students;
- (B) parents of students;
- (C) teachers;
- (D) school administrators; and
- (E) school staff;

concerning learning and performance in the educational process.

(3) Participating in or conducting research relating to a student's learning and performance in the educational process:

- (A) regarding the educational, developmental, career, vocational, or attention functioning of the student; or
- (B) screening social, affective, and behavioral functioning of the student.

(4) Providing inservice or continuing education services relating to learning and performance in the educational process to schools, parents, or others.

(5) Supervising school psychology services.

(6) Referring a student to:

- (A) a speech-language pathologist or an audiologist licensed under IC 25-35.6 for services for speech, hearing, and language disorders; or
- (B) an occupational therapist licensed under IC 25-23.5 for occupational therapy services;

by a school psychologist who is employed by a school corporation and who is defined as a practitioner of the healing arts for the purpose of referrals under 42 CFR 440.110.

The term does not include the diagnosis or treatment of mental and nervous disorders, except for conditions and interventions provided for in state and federal mandates affecting special education and vocational evaluations as the evaluations relate to the assessment of handicapping conditions and special education decisions or as the evaluations pertain to the placement of children and the placement of adults with a developmental disability.

*As added by P.L.1-2005, SEC.12. Amended by P.L.157-2006, SEC.9; P.L.99-2007, SEC.175; P.L.197-2007, SEC.14.*

#### **IC 20-28-1-12**

##### **"Type of license"**

Sec. 12. "Type of license" refers to the various types and grades of licenses issued by the board.

*As added by P.L.1-2005, SEC.12.*