

**IC 20-37**

**ARTICLE 37. CAREER AND TECHNICAL EDUCATION**

**IC 20-37-1**

**Chapter 1. Cooperative Career and Technical Education Departments**

**IC 20-37-1-1**

**Career and technical education; cooperating school corporations; board of management; withdrawal**

Sec. 1. (a) Two (2) or more school corporations may cooperate to:

- (1) establish; and
- (2) maintain or supervise;

schools or departments for career and technical education if the governing bodies of the school corporations agree to cooperate and apportion the cost of the schools or departments among the school corporations.

(b) If the cooperating school corporations agree to:

- (1) establish; and
- (2) maintain or supervise;

the schools or departments under subsection (a), the designated representatives of the school corporations constitute a board for the management of the schools or departments. The board may adopt a plan of organization, administration, and support for the schools or departments. The plan, if approved by the state board, is a binding contract between the cooperating school corporations.

(c) The governing bodies of the cooperating school corporations may cancel or annul the plan described in subsection (b) by the vote of a majority of the governing bodies and upon the approval of the state board. However, if a school corporation desires to withdraw a course offering from the cooperative agreement after:

- (1) attempting to withdraw the course offering under a withdrawal procedure authorized by the school corporation's cooperative agreement or bylaw; and
- (2) being denied the authority to withdraw the course offering;

the school corporation may appeal the denial to the state board. In the appeal, a school corporation must submit a proposal requesting the withdrawal to the state board for approval.

(d) The proposal under subsection (c) must do the following:

- (1) Describe how the school corporation intends to implement the particular career and technical education course.
- (2) Include a provision that provides for at least a two (2) year phaseout of the educational program or course offering from the cooperative agreement.

Upon approval of the proposal by the state board, the school corporation may proceed with the school corporation's withdrawal of the course offering from the cooperative agreement and shall proceed under the proposal.

(e) The withdrawal procedure under subsections (c) and (d) may not be construed to permit a school corporation to change any other terms of the plan described in subsection (b) except those terms that require the school corporation to provide the particular course offering sought to be withdrawn.

(f) The board described in subsection (b) may do the following:

(1) Enter into an agreement to acquire by lease or purchase:

(A) sites;

(B) buildings; or

(C) equipment;

that is suitable for these schools or departments. This authority extends to the acquisition of facilities available under IC 20-47-2.

(2) By resolution adopted by a majority of the board, designate three (3) or more individuals from the board's membership to constitute an executive committee.

(g) To the extent provided in a resolution adopted under subsection (f)(2), an executive committee shall do the following:

(1) Exercise the authority of the full board in the management of the schools or departments.

(2) Submit a written summary of its actions to the full board at least semiannually.

*As added by P.L.1-2005, SEC.21. Amended by P.L.231-2005, SEC.49; P.L.2-2006, SEC.160; P.L.234-2007, SEC.123.*

## **IC 20-37-2**

### **Chapter 2. Career and Technical Education Centers, Schools, or Departments**

#### **IC 20-37-2-1**

##### **Establishing industrial or manual training and education**

Sec. 1. (a) A governing body may establish and conduct a system of industrial or manual training and education to teach:

- (1) the major uses of tools and mechanical implements;
- (2) the elementary principles of mechanical construction;
- (3) mechanical drawing; and
- (4) printing.

(b) If a system is established, the governing body shall employ competent instructors in the various subjects and shall establish rules and regulations on student admissions designed to produce the best results and to give instruction to the largest practicable number. A governing body may provide this instruction in school buildings or in separate buildings. Each governing body may:

- (1) require students enrolling in this system to pay a reasonable tuition fee; and
- (2) differentiate between students living in the attendance unit and those living outside the attendance unit in the amount of tuition charged.

However, tuition charges by a school corporation operating under IC 20-25-3 and IC 20-25-4 are also regulated by IC 20-25-4-17.

*As added by P.L.1-2005, SEC.21.*

#### **IC 20-37-2-2**

##### **Career and technical centers, schools, or departments; approved courses; notification**

Sec. 2. (a) A governing body may:

- (1) establish career and technical education centers, schools, or departments in the manner approved by the state board; and
- (2) maintain these schools or departments from the general fund.

(b) The governing body may include in the high school curriculum without additional state board approval any secondary level career and technical education course that is:

- (1) included on the list of approved courses that the state board establishes under IC 20-20-38-5(5); and
- (2) approved under section 11 of this chapter, if applicable.

(c) The governing body shall notify the department and the department of workforce development whenever the governing body:

- (1) includes an approved course for; or
- (2) removes an approved course from;

the high school curriculum.

*As added by P.L.1-2005, SEC.21. Amended by P.L.234-2007, SEC.124; P.L.7-2011, SEC.10.*

#### **IC 20-37-2-3**

### **Contracts with nonprofit corporations**

Sec. 3. (a) The governing body of a school corporation may contract with a nonprofit corporation to establish and maintain a career and technical education program in the building trades solely to teach the principles of building construction to students enrolled in grades 9 through 12.

(b) A career and technical education program established under this section is limited to the construction of buildings upon real property owned by the nonprofit corporation.

*As added by P.L.1-2005, SEC.21. Amended by P.L.234-2007, SEC.125.*

### **IC 20-37-2-4**

#### **Class time; instruction**

Sec. 4. (a) Career and technical education centers, schools, or departments for industrial, agricultural, or home economics education may offer instruction in:

- (1) day;
- (2) part-time; and
- (3) evening;

classes so that instruction in the principles and practice of the arts can occur together. The instruction must be less than college grade, and the instruction must be designed to meet the vocational needs of a person who can profit by the instruction.

(b) Evening classes in:

- (1) an industrial;
- (2) an agricultural; or
- (3) a home economics;

school or department must offer training for a person employed during the working day. This training, in order to be considered career and technical training, must deal with and relate to the subject matter of the day employment. However, evening classes in home economics must be open to all individuals.

(c) Part-time classes in an industrial, agricultural, or home economics school or department are for persons giving a part of each working day, week, or longer period to a part-time class when it is in session. This part-time instruction must be:

- (1) complementary to the particular work conducted in the employment;
- (2) in subjects offered to enlarge civic or vocational intelligence; or
- (3) in trade preparation subjects.

*As added by P.L.1-2005, SEC.21. Amended by P.L.234-2007, SEC.126.*

### **IC 20-37-2-5**

#### **Age of students**

Sec. 5. Attendance in:

- (1) day and part-time classes is restricted to persons who are at least fourteen (14) years of age; and

(2) evening classes is restricted to persons who are at least sixteen (16) years of age.

*As added by P.L.1-2005, SEC.21.*

#### **IC 20-37-2-6**

##### **Required attendance**

Sec. 6. If a governing body has established an approved career and technical education center, school, or department for instruction in part-time classes for regularly employed persons who are at least fourteen (14) years of age, the governing body may formally choose to require regularly employed persons who are less than nineteen (19) years of age to attend part-time classes:

- (1) between the hours of 8 a.m. and 5 p.m. during the school term; and
- (2) for not less than four (4) hours and not more than eight (8) hours per week.

*As added by P.L.1-2005, SEC.21. Amended by P.L.234-2007, SEC.127.*

#### **IC 20-37-2-7**

##### **Cooperative programs with employers**

Sec. 7. (a) A school corporation, through the school corporation's appropriate officials, may enter into cooperative programs with employers. These programs must include an agreement by the employer to provide employment for students enrolled in school directed career and technical education to learn the manipulative skills or manual processes of an occupation.

(b) The employer may employ the students in otherwise restricted occupations for the purpose of career and technical education under the following conditions:

- (1) That training in the occupation is approved by a proper school authority and is school supervised.
- (2) That safety instructions are given by the school and integrated with on-the-job training by the employer.
- (3) That the student is assigned to competent adults designated by the employer for instruction and supervision in the manipulative skills or manual processes of the occupation according to a written training schedule developed by the employer and a representative of the school.

*As added by P.L.1-2005, SEC.21. Amended by P.L.234-2007, SEC.128.*

#### **IC 20-37-2-8**

##### **Student employees; worker's compensation**

Sec. 8. (a) A student in career and technical education and employed under section 7 of this chapter:

- (1) is entitled to the rights of recovery of a worker of at least seventeen (17) years of age under the worker's compensation and occupational diseases laws (IC 22-3-2 through IC 22-3-7); and

(2) may not recover any additional benefit otherwise payable as a result of being less than seventeen (17) years of age under the definition of a minor in IC 22-3-6-1.

The student is considered the employee of the employer while performing services for the employer under section 7 of this chapter.

(b) A student performing services for an employer under section 7 of this chapter is considered a full-time employee in computing compensation for permanent impairment under the worker's compensation law (IC 22-3-2 through IC 22-3-6).

(c) Employers and students under section 7 of this chapter are exempt from IC 20-33-3-35.

*As added by P.L.1-2005, SEC.21. Amended by P.L.234-2007, SEC.129.*

### **IC 20-37-2-9**

#### **Career and technical education youth organization fund; grants; annual appropriation**

Sec. 9. (a) A career and technical education youth organization fund is established to assist in carrying out the purposes of this chapter. The fund shall be administered by the state superintendent.

(b) The state superintendent may award grants from the career and technical education youth organization fund for combined career and technical activities of the organizations that are an integral part of the instructional program in career and technical education. Areas of career and technical instruction for which grants may be awarded include:

- (1) agriculture;
- (2) business and office occupations;
- (3) health occupations;
- (4) distributive education;
- (5) home economics; and
- (6) trade industrial education.

(c) There is appropriated from the state general fund to the state superintendent a sum to be determined annually by the general assembly to implement this section.

*As added by P.L.1-2005, SEC.21. Amended by P.L.234-2007, SEC.130.*

### **IC 20-37-2-10**

#### **Advisory committee**

Sec. 10. (a) Each governing body administering approved vocational schools or departments for industrial, agricultural, or home economics education shall appoint an advisory committee composed of members representing local trades, industries, and occupations.

(b) The advisory committee shall advise the governing body and other school officials having the management and supervision of the schools or departments described in subsection (a).

*As added by P.L.1-2005, SEC.21.*

### **IC 20-37-2-11**

#### **Joint career and technical education courses**

Sec. 11. (a) As used in this section, "career and technical education course" means a career and technical education course that is:

- (1) an approved high school course under the rules of the state board; and
- (2) included on the list of approved courses that the state board develops and approves under IC 20-20-38-5.

(b) A school corporation that has entered into an agreement for a joint program of career and technical education with one (1) or more other school corporations may not add a new career and technical education course to its curriculum unless the course has been approved in the following manner:

- (1) In the case of an agreement under IC 20-37-1, the course must be approved by the management board for the joint program.
- (2) In the case of an agreement under IC 20-26-10, the course must be approved by the governing body of the school corporation that is designated to administer the joint program under IC 20-26-10-3. However, if that governing body refuses to approve the course, the course may be approved by a majority of the governing bodies of the school corporations that are parties to the agreement.

*As added by P.L.1-2005, SEC.21. Amended by P.L.234-2007, SEC.131; P.L.6-2012, SEC.142.*

### **IC 20-37-2-12**

#### **Acceptance of veteran student aid; agricultural programs**

Sec. 12. A school corporation that offers an institutional farm training program in any high school to veterans under 38 U.S.C. 3201 et seq. may accept from any student tuition fees to be paid by the student from any allotment for tuition fees received by the student from the United States Department of Veterans Affairs.

*As added by P.L.2-2006, SEC.161.*