

**IC 20-36**

**ARTICLE 36. HIGH ABILITY STUDENTS**

**IC 20-36-1**

**Chapter 1. Definitions**

**IC 20-36-1-1**

**Application**

Sec. 1. The definitions in this chapter apply throughout this article.  
*As added by P.L.1-2005, SEC.20.*

**IC 20-36-1-2**

**"Domain"**

Sec. 2. "Domain" includes the following areas of aptitude and talent:

- (1) General intellectual.
- (2) General creative.
- (3) Specific academic.
- (4) Technical and practical arts.
- (5) Visual and performing arts.
- (6) Interpersonal.

*As added by P.L.1-2005, SEC.20.*

**IC 20-36-1-3**

**"High ability student"**

Sec. 3. "High ability student" means a student who:

- (1) performs at or shows the potential for performing at an outstanding level of accomplishment in at least one (1) domain when compared with other students of the same age, experience, or environment; and
- (2) is characterized by exceptional gifts, talents, motivation, or interests.

*As added by P.L.1-2005, SEC.20.*

**IC 20-36-1-4**

**"Satisfactory score"**

Sec. 4. "Satisfactory score" means a score of 3, 4, or 5 on an advanced placement exam sponsored by the College Board's Advanced Placement Program.

*As added by P.L.91-2010, SEC.3.*

## **IC 20-36-2**

### **Chapter 2. Programs for High Ability Students**

#### **IC 20-36-2-1**

##### **State resources program; grants for high ability programs**

Sec. 1. (a) The department shall establish a state resources program using designated state resources that:

- (1) supports school corporations in the development of local programs for high ability students;
- (2) enables educational opportunities that encourage high ability students to reach the highest possible level at every stage of the students' development; and
- (3) provides state integrated services that include the following:
  - (A) Information and materials resource centers.
  - (B) Professional development plan and programs.
  - (C) Research and development services.
  - (D) Technical assistance that includes the following:
    - (i) Student assessment.
    - (ii) Program assessment.
    - (iii) Program development and implementation.
  - (E) Support for educators pursuing professional development leading to endorsement or licensure in high ability education.

(b) In addition to the program established under subsection (a), the department shall use appropriations to provide grants to school corporations for programs for high ability students under section 2 of this chapter in an amount determined by the department that is based upon a set minimum amount increased by an additional amount for each student in the program. A school corporation's program must align with the strategic and continuous school improvement and achievement plans under IC 20-31-5-4 for the schools within the school corporation. A school that receives a grant under this subsection shall submit an annual report to the department that includes the following:

- (1) The programs for which the grant is used.
- (2) The results of the programs for which the grant is used, including student general assessment results, program effectiveness, or student achievement.

*As added by P.L.1-2005, SEC.20. Amended by P.L.84-2007, SEC.2.*

#### **IC 20-36-2-2**

##### **School corporation high ability programs; criteria**

Sec. 2. A governing body shall develop and periodically update a local plan to provide appropriate educational experiences to high ability students in the school corporation in kindergarten through grade 12. The plan must include the following components:

- (1) The establishment of a broad based planning committee that meets periodically to review the local education authority's plan for high ability students. The committee must have representatives from diverse groups representing the school and community.

(2) Student assessments that identify high ability students using multifaceted assessments to ensure that students not identified by traditional assessments because of economic disadvantage, cultural background, underachievement, or disabilities are included. The assessments must identify students with high abilities in the general intellectual domain and specific academic domains. The results of an assessment under this subdivision must be recorded with the student test number assigned to a student.

(3) Professional development.

(4) Development and implementation of local services for high ability students, including appropriately differentiated curriculum and instruction in the core academic areas designated by the state board for each grade consistent with federal, state, local, and private funding sources.

(5) Evaluation of the local program for high ability students.

(6) Best practices to increase the number of participants in high ability student programs who are from racial and ethnic groups that have been underrepresented in those programs.

*As added by P.L.1-2005, SEC.20. Amended by P.L.84-2007, SEC.3; P.L.173-2009, SEC.2.*

## **IC 20-36-3**

### **Chapter 3. Advanced Placement Courses**

#### **IC 20-36-3-1**

##### **"Advanced course"**

Sec. 1. As used in this chapter, "advanced course" refers to an advanced placement course for a particular subject area as authorized under this chapter.

*As added by P.L.1-2005, SEC.20.*

#### **IC 20-36-3-2**

##### **"Advanced placement examination"**

Sec. 2. As used in this chapter, "advanced placement examination" refers to the advanced placement examination sponsored by the College Board of the Advanced Placement Program.

*As added by P.L.1-2005, SEC.20.*

#### **IC 20-36-3-2.8**

##### **"Preadvanced placement"**

Sec. 2.8. As used in this chapter, "preadvanced placement" education refers to set professional development resources and services that equip all middle school, junior high school, and high school teachers with the strategies and tools they need to engage students in active, high level learning to ensure the students develop skills, habits, and concepts needed to succeed in advanced placement courses.

*As added by P.L.20-2007, SEC.1.*

#### **IC 20-36-3-3**

##### **"Program"**

Sec. 3. As used in this chapter, "program" refers to the advanced placement program established by section 4 of this chapter.

*As added by P.L.1-2005, SEC.20.*

#### **IC 20-36-3-3.2**

##### **"Vertical team"**

Sec. 3.2. As used in this chapter, "vertical team" refers to a group of teachers from different grade levels in a given discipline who work cooperatively to develop and implement a vertically aligned program aimed at helping students from diverse backgrounds acquire the academic skills necessary for success in advanced placement courses.

*As added by P.L.20-2007, SEC.2.*

#### **IC 20-36-3-4**

##### **Advanced placement program established**

Sec. 4. (a) The advanced placement program is established to encourage students to pursue advanced courses, particularly in math and science. The program shall be administered by the department.

(b) Unexpended money appropriated to the department to implement the program at the end of a state fiscal year does not revert

to the state general fund.

*As added by P.L.1-2005, SEC.20.*

### **IC 20-36-3-5**

#### **Advanced placement courses**

Sec. 5. (a) Each school year:

(1) each school corporation may provide the College Board's science and math advanced placement courses; and

(2) each school corporation may provide additional College Board advanced placement courses;

in secondary schools for students who qualify to take the advanced placement courses.

(b) Each school corporation shall provide the College Board's science and math advanced placement courses in secondary schools for students who qualify to take the advanced placement courses.

(c) In addition to the College Board's math and science advanced placement tests, the state board may approve advanced placement courses offered by a state educational institution in collaboration with a school corporation if the state educational institution and the collaborating school corporation demonstrate to the state board that the particular advanced placement course satisfies the objectives of this chapter.

*As added by P.L.1-2005, SEC.20. Amended by P.L.2-2007, SEC.234.*

### **IC 20-36-3-6**

#### **Advanced placement examination; high school credit; honors diploma; certificate of achievement; postsecondary academic credit**

Sec. 6. (a) Each student who enrolls in an advanced course may take the advanced placement examination to receive high school credit for the advanced course.

(b) Any rule adopted by the department concerning an academic honors diploma must provide that a successfully completed mathematics or science advanced course is credited toward fulfilling the requirements of an academic honors diploma.

(c) If a student who takes an advanced placement examination receives a satisfactory score on the examination, the student is entitled to receive:

(1) a certificate of achievement; and

(2) postsecondary level academic credit at a state educational institution that counts toward meeting the student's degree requirements, if elective credit is part of the student's degree requirement. The state educational institution may require a score higher than 3 on an advanced placement test if the credit is to be used for meeting a course requirement for a particular major at the state educational institution.

*As added by P.L.1-2005, SEC.20. Amended by P.L.91-2010, SEC.4.*

### **IC 20-36-3-7**

#### **Summer training for teachers**

Sec. 7. (a) Teachers who are assigned to teach an advanced course

may participate in summer training institutes offered by the College Board.

(b) For a teacher to be eligible for a stipend under section 8 of this chapter, the training in subsection (a) must do the following:

(1) Provide teachers of advanced placement and teachers who instruct preadvanced placement courses with the necessary content knowledge and instructional skills to prepare students for success in advanced placement courses and examinations and other advanced courses.

(2) Provide administrators, including principals and counselors, with professional development that enables them to create strong and effective advanced placement programs in their respective schools.

(3) Provide middle school, junior high school, and high school teachers with advanced placement vertical team training and other preadvanced placement professional development that prepares students for success in advanced placement.

(4) Support the implementation of an instructional program for students in grades 6 through 12 that provides an integrated set of instructional materials, diagnostic assessments, and teacher professional development in reading, writing, and mathematics that prepares all students for enrollment and success in advanced placement courses and in college.

*As added by P.L.1-2005, SEC.20. Amended by P.L.20-2007, SEC.3.*

### **IC 20-36-3-8**

#### **Distribution of funds**

Sec. 8. (a) Money appropriated to the department to implement the program shall be distributed for purposes listed in the following order:

(1) To pay the fees for each math or science advanced placement examination that is taken by a student who is:

- (A) enrolled in a public secondary school; and
- (B) a resident of Indiana.

Priority shall be given to paying the fees for each math or science advanced placement examination that is taken by a student in grade 11 or 12.

(2) To pay stipends for teachers assigned to teach a math or science advanced course to attend the institutes under section 7 of this chapter.

(3) To pay school corporations for instructional materials needed for the math or science advanced course.

(4) To pay for or rent equipment that a school corporation may need to develop a math or science advanced course.

(5) To pay the fees for the costs incurred in implementing the advanced placement program for the subjects other than math and science as authorized under section 5 of this chapter.

(b) The department shall establish guidelines concerning the distribution of funds under this chapter, including guidelines to ensure that money distributed under this chapter is distributed as

evenly as possible throughout Indiana. In establishing these distribution guidelines, the department shall consider the following factors:

- (1) The number of students and teachers participating in the program.
- (2) Even geographic representation.
- (3) Financial need of students participating in the program.
- (4) Any other factor affecting the distribution of money under this chapter.

(c) The department may seek funding to carry out the purposes of this chapter through the following federal programs:

- (1) The Advanced Placement Incentive Program.
- (2) The Math-Science Partnership Program.

(d) The department may give priority in the distribution of funds to a school that serves a high concentration of low income students.  
*As added by P.L.1-2005, SEC.20. Amended by P.L.20-2007, SEC.4.*

### **IC 20-36-3-9**

#### **Curriculum guidelines**

Sec. 9. (a) The department shall develop and provide each public middle school, junior high school, and secondary school with curriculum guidelines designed to satisfy the requirements of this chapter.

(b) The guidelines developed under subsection (a) shall include a plan for increasing the:

- (1) availability of advanced placement program in schools with a high concentration of low income students; and
- (2) participation of low income students in advanced placement programs;

through information dissemination through print, electronic, and broadcast media that informs parents and students of the importance of advanced placement and preadvanced placement courses to a student's ability to gain access to and to succeed in postsecondary education.

*As added by P.L.1-2005, SEC.20. Amended by P.L.20-2007, SEC.5.*

### **IC 20-36-3-10**

#### **Annual report**

Sec. 10. The department shall prepare an annual report concerning the implementation of the program and shall submit the report to the board before December 1 of each year. The report must include the pertinent details of the program, including the following:

- (1) The number of students participating in the program.
- (2) The number of teachers attending a summer institute offered by the College Board.
- (3) Recent trends in the field of advanced placement.
- (4) The distribution of money under this program.
- (5) Gender and minority participation.
- (6) Other pertinent matters.

*As added by P.L.1-2005, SEC.20. Amended by P.L.229-2007,*

*SEC.14.*

**IC 20-36-3-11**

**State educational institution; academic credit and advanced placement**

Sec. 11. The department and the commission for higher education shall work with each state educational institution on implementing and communicating the state educational institution's policy for awarding advanced placement credits under IC 20-32-3-10 and section 6 of this chapter. The plan to implement each policy must be developed by March 1, 2011.

*As added by P.L.1-2005, SEC.20. Amended by P.L.2-2007, SEC.235; P.L.91-2010, SEC.5.*

**IC 20-36-3-12**

**Rules**

Sec. 12. The state board shall adopt rules under IC 4-22-2 to implement this chapter.

*As added by P.L.1-2005, SEC.20.*



## **IC 20-36-4**

### **Chapter 4. Governor's Scholars Academy**

#### **IC 20-36-4-1**

##### **"Academy"**

Sec. 1. As used in this chapter, "academy" refers to the governor's scholars academy established by section 3 of this chapter.

*As added by P.L.1-2005, SEC.20.*

#### **IC 20-36-4-2**

##### **"Advisory board"**

Sec. 2. As used in this chapter, "advisory board" refers to the advisory board for the governor's scholars academy established by section 5 of this chapter.

*As added by P.L.1-2005, SEC.20.*

#### **IC 20-36-4-3**

##### **Academy established**

Sec. 3. The governor's scholars academy is established to administer and operate a public, residential, coeducational school to be held in the summer for high school students in Indiana who are high ability students as described in IC 20-36-1.

*As added by P.L.1-2005, SEC.20.*

#### **IC 20-36-4-4**

##### **Operation of academy; guidelines; department of education duties**

Sec. 4. (a) The department shall operate the academy under guidelines that are established by the advisory board and in consideration of the recommendations that are made by the advisory board under section 6 of this chapter.

(b) The department shall:

- (1) employ personnel necessary to operate the academy;
- (2) select the students who will attend the academy;
- (3) hire the faculty for the academy;
- (4) enter into contracts with postsecondary educational institutions or other similar entities for establishing the location or locations of the academy;
- (5) determine the courses that are to be offered at each academy site; and
- (6) take any other action necessary to operate the academy under this chapter.

*As added by P.L.1-2005, SEC.20. Amended by P.L.2-2007, SEC.236.*

#### **IC 20-36-4-5**

##### **Advisory board; membership; chairperson; reimbursement; quorum**

Sec. 5. (a) An advisory board for the academy is established.

(b) Fifteen (15) members shall be appointed to the advisory board as follows:

- (1) The state superintendent as an ex officio member.

(2) The chairman of the curriculum committee of the state board as an ex officio member.

(3) The commissioner of the commission for higher education as an ex officio member.

(4) Seven (7) members appointed by the state superintendent as follows:

(A) Two (2) members who are classroom teachers.

(B) Two (2) members who are public school administrators.

(C) One (1) member who represents the parents of public school students.

(D) Two (2) members who are former students of the academy.

(5) Five (5) members appointed by the governor as follows:

(A) Two (2) representatives from state educational institutions.

(B) One (1) representative from a private postsecondary educational institution in Indiana.

(C) Two (2) individuals representing business and industry.

(c) At the expiration of the terms of the initial appointees, their successors shall be appointed to four (4) year terms beginning on July 1 in the year of their appointments. A member may be reappointed to the advisory board.

(d) A vacancy in any appointive term under this section shall be filled for the unexpired part of the term by appointment of the officer who appointed the person creating the vacancy.

(e) On July 1 of each year, the state superintendent shall designate a member to serve as chairperson. The advisory board shall elect other officers annually to serve terms from July 1 through June 30.

(f) An advisory board member is not entitled to the minimum salary per diem as provided in IC 4-10-11-2.1(b) while performing the member's duties. A member is entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency.

(g) The chairperson shall call the meetings of the advisory board.

(h) A majority of the advisory board constitutes a quorum for the purpose of doing business.

*As added by P.L.1-2005, SEC.20. Amended by P.L.2-2007, SEC.237.*

#### **IC 20-36-4-6**

##### **Advisory board guidelines and recommendations**

Sec. 6. (a) The advisory board shall establish the following guidelines:

(1) The criteria for admission to the academy.

(2) The maximum number and grade levels of students to be admitted to the academy.

(3) Rules for selecting students based upon county student populations with the goal of gathering a diverse student body representing as many high schools in the state as possible.

(4) Criteria and procedures for evaluating the academy.

(b) The advisory board may make recommendations to the department of education concerning the following:

(1) The curriculum to be offered at the academy.

(2) The location or locations for the operation of the academy.

(3) The length of time during the summer that the academy is to be operational.

(4) Any other matter that the advisory board determines to be pertinent to the operation of the academy.

*As added by P.L.1-2005, SEC.20.*

**IC 20-36-4-7**

**Free tuition, room, and board**

Sec. 7. The academy shall provide free tuition, room, and board to students accepted to attend the academy.

*As added by P.L.1-2005, SEC.20.*

## **IC 20-36-5**

### **Chapter 5. Alternate Methods of Earning High School Academic Credit**

#### **IC 20-36-5-1**

##### **Receiving credits by demonstrating proficiency; methods**

Sec. 1. A student shall receive credits toward graduation or an academic honors diploma by demonstrating the student's proficiency in a course or subject area required for graduation or the academic honors diploma, whether or not the student has completed course work in the subject area, by any one (1) or more of the following methods:

- (1) Receiving a score that demonstrates proficiency on a standardized assessment of academic or subject area competence that is accepted by accredited postsecondary educational institutions.
- (2) Receiving a high proficiency level score on an end of course assessment for a course without taking the course.
- (3) Successfully completing a similar course at an eligible institution under the postsecondary enrollment program under IC 21-43-4.
- (4) Receiving a score of three (3), four (4), or five (5) on an advanced placement examination for a course or subject area.
- (5) Other methods approved by the state board.

*As added by P.L. 64-2006, SEC.1. Amended by P.L. 2-2007, SEC.238.*

#### **IC 20-36-5-2**

##### **Waiver of minimum number of semesters for graduation or academic honors diploma**

Sec. 2. A student who demonstrates proficiency in one (1) or more courses or subject areas under section 1 of this chapter may not be required to complete a minimum number of semesters to graduate or to receive an academic honors diploma.

*As added by P.L. 64-2006, SEC.1.*

#### **IC 20-36-5-3**

##### **Guidelines; rules**

Sec. 3. The department shall develop guidelines and the state board shall adopt rules under IC 4-22-2 to implement this chapter.

*As added by P.L. 64-2006, SEC.1.*