

HOUSE BILL No. 1194

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-19-2-2; IC 20-32-4.

Synopsis: Special education. Provides that one of the members of the state board of education must be a special education teacher or director. Requires a school corporation to establish a curriculum of vocational, technical, and employment skills courses that certain students with disabilities may complete as alternative requirements to receive a general diploma. Provides that, beginning with the annual case review when a student who is a child with a disability is in grade 8, the student's individualized education program must include the type of diploma the student will seek and the courses necessary to obtain the diploma. Provides that, beginning with grade 9, the student's teacher of record must communicate with the student's parent at least one time each semester to review the student's progress toward the diploma.

Effective: July 1, 2015.

Clere, Burton, Austin

January 12, 2015, read first time and referred to Committee on Education.



First Regular Session of the 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

HOUSE BILL No. 1194

A BILL FOR AN ACT to amend the Indiana Code concerning education.

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

1 SECTION 1. IC 20-19-2-2, AS ADDED BY P.L.1-2005, SECTION
2 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 2015]: Sec. 2. (a) The Indiana state board of education is established.
4 The state board consists of:
5 (1) the state superintendent; and
6 (2) ten (10) members appointed by the governor.
7 (b) The following provisions apply to members of the state board
8 appointed by the governor:
9 (1) At least four (4) of the members must be actively employed in
10 the schools in Indiana and hold a valid teaching license. **One (1)**
11 **member appointed under this subdivision must hold a valid**
12 **teaching license for special education and be actively**
13 **employed as a special education teacher or director.**
14 (2) At least one (1) member must be appointed from each
15 congressional district in Indiana.



1 (3) Not more than six (6) members of the state board may be
2 appointed from the membership of any one (1) political party.

3 (4) The term of office of a member begins on July 1. Except as
4 provided in subdivision (5), the term of office of a member is four
5 (4) years.

6 (5) The governor may dismiss a member for just cause.

7 (6) The governor may appoint a member to fill a vacancy
8 occurring on the state board. A member appointed under this
9 subdivision serves for the remainder of the unexpired term.

10 (c) A quorum consists of six (6) members of the state board. An
11 action of the state board is not official unless the action is authorized
12 by at least six (6) members.

13 (d) The state superintendent serves as chairperson of the state board.

14 SECTION 2. IC 20-32-4-6.5 IS ADDED TO THE INDIANA CODE
15 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
16 1, 2015]: **Sec. 6.5. (a) This section applies to a student who is a child
17 with a disability (as defined in IC 20-35-1-2).**

18 (b) A governing body shall establish an alternative curriculum
19 of courses that allows a student who:

20 (1) either:

21 (A) is not subject to section (1)(b)(2) of this chapter; or

22 (B) has an individualized education program; and

23 (2) successfully completes the courses instead of meeting the
24 requirements set forth in section 4(6) of this chapter;

25 to obtain a general diploma.

26 (c) The curriculum:

27 (1) must consist of courses with an emphasis on vocational,
28 technical, and employment skills; and

29 (2) may include on-the-job training or a focus on skills needed
30 by employers in the vicinity of the school corporation;

31 following guidelines provided by the department of workforce
32 development. The governing body must submit the courses for
33 approval to the department and the department of workforce
34 development.

35 (d) A student's individualized education program must set forth
36 the courses the student is taking under this section and the general
37 diploma requirements the courses are replacing.

38 SECTION 3. IC 20-32-4-11 IS ADDED TO THE INDIANA CODE
39 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
40 1, 2015]: **Sec. 11. (a) This section applies to a student who is a child
41 with a disability (as defined in IC 20-35-1-2).**

42 (b) During the annual case review (as defined in IC 20-35-7-1)



1 held when the student is in grade 8, the case conference committee
2 (as defined in IC 20-35-7-2) shall, as a part of the annual case
3 review, discuss with the student's parent and the student, if
4 appropriate:

5 (1) the types of diplomas available for students to receive in
6 the school corporation;

7 (2) the course requirements for each type of diploma,
8 including the availability of an alternative curriculum for
9 earning a general diploma; and

10 (3) employment and career options for the student and the
11 type of academic, technical, and vocational preparation
12 necessary to achieve the employment or career.

13 The student's individualized education program must include the
14 type of diploma the student will seek and courses that allow the
15 student to progress toward the diploma in a timely manner,
16 including, if appropriate, courses developed under section 6.5 of
17 this chapter.

18 (c) Beginning in grade 9 and in addition to the annual case
19 review, the student's teacher of record shall communicate at least
20 one (1) time each semester with the student's parent concerning the
21 student's progress toward the selected diploma. If the parent
22 requests a meeting with the teacher of record to discuss the
23 student's progress, the teacher must meet with the parent in a
24 timely manner. A meeting under this subsection does not constitute
25 a case conference committee meeting, and a request for a meeting
26 under this subsection does not abrogate a parent's right to call for
27 a meeting of the case conference committee at any time.

