Citations Affected: IC 10-21.

Synopsis: Safe schools. Provides that school corporations, charter schools, and accredited nonpublic schools with the sheriff for the county in which the school corporation, charter school, or accredited nonpublic school is located, may apply for a grant from the Indiana secured school fund to provide for the initial set up costs for an active event warning system. Requires guidelines published by the department of homeland security to include information about implementing: (1) universal electronic access to school property for law enforcement in all schools within each county; and (2) access to closed circuit cameras from a central location to be used in an emergency situation.

Effective: July 1, 2019.
HOUSE BILL No. 1225

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

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

SECTION 1. IC 10-21-1-1, AS AMENDED BY P.L.109-2015, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. The following definitions apply throughout this chapter:

(1) "Accredited nonpublic school" means a nonpublic school (as described under IC 20-18-2-12) that has voluntarily become accredited under IC 20-19-2-8.

(2) "Active event warning system" refers to a system that includes services and technology that will notify available law enforcement agencies in the area of a school building of a life threatening emergency.

(3) "ADM" refers to average daily membership determined under IC 20-43-4-2. In the case of a school corporation career and technical education school described in IC 20-37-1-1, "ADM" refers to the count on a full-time equivalency basis of students attending the school on the date ADM is determined under IC 20-43-4-2.

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"Board" refers to the secured school safety board established by section 3 of this chapter.

"Fund" refers to the Indiana secured school fund established by section 2 of this chapter.

"Law enforcement agency" refers to a state, local, or federal agency or department that would respond to an emergency event at a school, including both on duty and off duty officers within the agency or department.

"Local plan" means the school safety plan described in IC 20-26-18.2-2(b).

"School corporation or charter school" refers to an individual school corporation, a school corporation career and technical education school described in IC 20-37-1-1, or a charter school but also includes:

(A) a coalition of school corporations;
(B) a coalition of charter schools; or
(C) a coalition of both school corporations and charter schools; that intend to jointly employ a school resource officer or to jointly apply for a matching grant under this chapter, unless the context clearly indicates otherwise.

"School official" refers to an employee of a school corporation, charter school, or accredited nonpublic school who has access to an active event warning system.

"School resource officer" has the meaning set forth in IC 20-26-18.2-1.

SECTION 2. IC 10-21-1-2, AS ADDED BY P.L.172-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) The Indiana secured school fund is established to provide:

(1) matching grants to enable school corporations, and charter schools, and accredited nonpublic schools to establish programs under which a school corporation, or charter school, or accredited nonpublic school (or a coalition of schools) may:

(A) employ a school resource officer or enter into a contract or a memorandum of understanding with a:

(i) local law enforcement agency;
(ii) private entity; or
(iii) nonprofit corporation;

to employ a school resource officer;

(B) conduct a threat assessment of the buildings within a school corporation or the buildings that are operated by a charter school or accredited nonpublic school; or

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(3) (C) purchase equipment and technology to:
   (A) (i) restrict access to school property; or
   (B) (ii) expedite notification of first responders; and
   (2) one (1) time grants to enable school corporations, charter
   schools, and accredited nonpublic schools with the sheriff for
   the county in which the school corporation, charter school, or
   accredited nonpublic school is located, to provide the initial
   set up costs for an active event warning system.

(b) The fund shall be administered by the department of homeland
security.
   (c) The fund consists of:
      (1) appropriations from the general assembly;
      (2) grants from the Indiana safe schools fund established by
          IC 5-2-10.1-2;
      (3) federal grants; and
      (4) amounts deposited from any other public or private source.
   (d) The expenses of administering the fund shall be paid from
   money in the fund.
   (e) The treasurer of state shall invest the money in the fund not
   currently needed to meet the obligations of the fund in the same
   manner as other public money may be invested. Interest that accrues
   from these investments shall be deposited in the fund.
   (f) Money in the fund at the end of a state fiscal year does not revert
   to the state general fund.

SECTION 3. IC 10-21-1-3, AS ADDED BY P.L.172-2013,
SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JULY 1, 2019]: Sec. 3. (a) The secured school safety board is
established to approve or disapprove applications for matching grants

to fund programs described in section 2(a) (2) of this chapter and
grants described in section 2(a)(2) of this chapter to fund the initial
set up costs for an active event warning system.

(b) The board consists of seven (7) members appointed as follows:
   (1) The executive director of the department of homeland security
       or the executive director's designee. The executive director of the
       department of homeland security or the executive director's
       designee serves as the chairperson of the board.
   (2) The attorney general or the attorney general's designee.
   (3) The superintendent of the state police department or the
       superintendent's designee.
   (4) A local law enforcement officer appointed by the governor.
   (5) The state superintendent of public instruction or the
       superintendent's designee.
(6) The director of the criminal justice institute or the director's designee.

(7) An employee of a local school corporation or a charter school appointed by the governor.

(c) The board shall establish criteria to be used in evaluating applications for matching grants from the fund. These criteria must:

(1) be consistent with the fund's goals; and

(2) provide for an equitable distribution of grants to school corporations, and charter schools, and accredited nonpublic schools located throughout Indiana.

SECTION 4. IC 10-21-1-4, AS AMENDED BY P.L.30-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) The board may award a matching grant to enable a school corporation, or charter school, or accredited nonpublic school (or a coalition of schools applying jointly) to establish a program to employ a school resource officer, provide school resource officer training described in IC 20-26-18.2-1(b)(2), conduct a threat assessment, or purchase equipment to restrict access to the school or expedite the notification of first responders in accordance with section 2(a)(1) of this chapter.

(b) A matching grant awarded to a school corporation, or charter school, or accredited nonpublic school (or a coalition of schools applying jointly) may not exceed the lesser of the following during a two (2) year period beginning on or after May 1, 2013:

(1) The total cost of the program established by the school corporation, or charter school, or accredited nonpublic school (or the coalition of schools applying jointly).

(2) The following amounts:

(A) Fifty thousand dollars ($50,000) per year, in the case of a school corporation, or charter school, or accredited nonpublic school that:

(i) has an ADM of at least one thousand (1,000); and

(ii) is not applying jointly with any other school corporation, or charter school, or accredited nonpublic school.

(B) Thirty-five thousand dollars ($35,000) per year, in the case of a school corporation, or charter school, or accredited nonpublic school that:

(i) has an ADM of less than one thousand (1,000); and

(ii) is not applying jointly with any other school corporation, or charter school, or accredited nonpublic school.

(C) Fifty thousand dollars ($50,000) per year, in the case of a coalition of schools applying jointly.

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(c) A school corporation, or charter school, or accredited nonpublic school may receive only one (1) matching grant under this section each year.

(d) The board may not award a grant to a school corporation, or charter school, or accredited nonpublic school under this chapter section unless the school corporation, or charter school, or accredited nonpublic school is in a county that has a county school safety commission, as described in IC 5-2-10.1-10.

SECTION 5. IC 10-21-1-4.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4.5. (a) The board may award a grant to provide for the initial set up costs for an active event warning system to a school corporation, charter school, or accredited nonpublic school that jointly applies with the sheriff for the county in which the school corporation, charter school, or accredited nonpublic school is located. The specifications for an active event warning system must include the following:

1. A two (2) phone application based system that includes school officials as a sender within the system and law enforcement agencies as a receiver within the system.
2. An adjusted geofence to alert law enforcement agencies that are within a certain geographic location, including settings based on rural and urban locations, with an urban setting having a reduced geofence and a rural setting having a broader geofence.
3. The ability for students and the public to submit anonymous tips through a free reporting application.
4. The ability for information within the system to be interoperable with 911 dispatch.
5. The ability to display the school’s address and location on a map.
6. The ability to provide notifications during emergencies and nonemergencies.
7. The ability to call 911 automatically when the system is triggered.
8. The ability to operate several individual school response plans.

(b) A school corporation, charter school, or accredited nonpublic school may receive only one (1) grant under this section.

(c) A sheriff for a county may receive multiple grants under this section.

(d) The board may not award a grant to a school corporation or
charter school under this section unless the school corporation or charter school is in a county that has a county school safety commission, as described in IC 5-2-10.1-10.

SECTION 6. IC 10-21-1-5, AS AMENDED BY P.L.211-2018(ss), SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) A school corporation, or charter school, or accredited nonpublic school may annually apply to the board for a matching grant from the fund for a program described in section 2(a)

2(a)(1) of this chapter.

(b) The application must include the following:

(1) A concise description of the school corporation's, or charter school's, or accredited nonpublic school's security needs.

(2) The estimated cost of the program to the school corporation, or charter school, or accredited nonpublic school.

(3) The extent to which the school corporation, or charter school, or accredited nonpublic school has access to and support from a nearby law enforcement agency, if applicable.

(4) The ADM of the school corporation or charter school or the equivalent for an accredited nonpublic school (or the combined ADM of the coalition of schools applying jointly).

(5) Any other information required by the board.

(6) A statement whether the school corporation or charter school has completed a local plan and has filed the plan with the county school safety commission for the county in which the school corporation or charter school is located.

(7) A statement whether the school corporation or charter school (or coalition of public schools applying jointly) requests an advance under IC 20-49-10 in addition to a matching grant under this chapter.

SECTION 7. IC 10-21-1-5.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5.5. (a) A school corporation, charter school, or accredited nonpublic school and the sheriff for the county in which the school corporation, charter school, or accredited nonpublic school is located may jointly apply to the board for a one (1) time grant from the fund to provide for the initial set up costs for an active event warning system.

(b) The application must include the following:

(1) A concise description of the school corporation's, charter school's, or accredited nonpublic school's security needs.

(2) Any other information required by the board.

(3) A statement whether the school corporation or charter
school has completed a local plan and has filed the plan with
the county school safety commission for the county in which
the school corporation or charter school is located.
(4) A statement from the school corporation, charter school,
or accredited nonpublic school verifying that the active event
warning system meets the specifications listed under section
4.5(a) of this chapter.

SECTION 8. IC 10-21-1-6, AS ADDED BY P.L.172-2013,
SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JULY 1, 2019]: Sec. 6. A school corporation, or charter school, or
accredited nonpublic school that is awarded a matching grant under
this chapter is not required to repay or reimburse the board or fund the
amount of the matching grant.

SECTION 9. IC 10-21-1-7, AS ADDED BY P.L.172-2013,
SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JULY 1, 2019]: Sec. 7. The department of homeland security shall
report before October 1 of each year to the budget committee
concerning matching grants awarded under this chapter during the
previous fiscal year.

SECTION 10. IC 10-21-1.5-5 IS ADDED TO THE INDIANA
CODE AS A NEW SECTION TO READ AS FOLLOWS
[EFFECTIVE JULY 1, 2019]: Sec. 5. The department shall include
the following within the guidelines under section 4 of this chapter:
(1) Guidelines for implementing universal electronic access to
school property for law enforcement to all schools within each
county.
(2) Guidelines for implementing access to closed circuit
cameras from a central location to be used in an emergency
situation.
COMMITTEE REPORT

Mr. Speaker: Your Committee on Veterans Affairs and Public Safety, to which was referred House Bill 1225, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.
Delete pages 2 through 6.
Page 7, delete lines 1 through 37, begin a new paragraph and insert:
"SECTION 1. IC 10-21-1-1, AS AMENDED BY P.L.109-2015, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]; Sec. 1. The following definitions apply throughout this chapter:

(1) "Accredited nonpublic school" means a nonpublic school (as described under IC 20-18-2-12) that has voluntarily become accredited under IC 20-19-2-8.
(2) "Active event warning system" refers to a system that includes services and technology that will notify available law enforcement agencies in the area of a school building of a life threatening emergency.
(3) "ADM" refers to average daily membership determined under IC 20-43-4-2. In the case of a school corporation career and technical education school described in IC 20-37-1-1, "ADM" refers to the count on a full-time equivalency basis of students attending the school on the date ADM is determined under IC 20-43-4-2.
(4) "Board" refers to the secured school safety board established by section 3 of this chapter.
(5) "Fund" refers to the Indiana secured school fund established by section 2 of this chapter.
(6) "Law enforcement agency" refers to a state, local, or federal agency or department that would respond to an emergency event at a school, including both on duty and off duty officers within the agency or department.
(7) "Local plan" means the school safety plan described in IC 20-26-18.2-2(b).
(8) "School corporation or charter school" refers to an individual school corporation, a school corporation career and technical education school described in IC 20-37-1-1, or a charter school but also includes:
   (A) a coalition of school corporations;
   (B) a coalition of charter schools; or
   (C) a coalition of both school corporations and charter schools;

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that intend to jointly employ a school resource officer or to jointly 
apply for a matching grant under this chapter, unless the context 
clearly indicates otherwise.

(9) "School official" refers to an employee of a school 
corporation, charter school, or accredited nonpublic school 
who has access to an active event warning system.

(6) (10) "School resource officer" has the meaning set forth in 
IC 20-26-18.2-1.

SECTION 2. IC 10-21-1-2, AS ADDED BY P.L.172-2013, 
SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE 
JULY 1, 2019]: Sec. 2. (a) The Indiana secured school fund is 
established to provide:

(1) matching grants to enable school corporations, and charter 
schools, and accredited nonpublic schools to establish programs 
under which a school corporation, or charter school, or 
accredited nonpublic school (or a coalition of schools) may:

(1) employ a school resource officer or enter into a 
contract or a memorandum of understanding with a:

(A) (i) local law enforcement agency;
(B) (ii) private entity; or
(C) (iii) nonprofit corporation;

to employ a school resource officer;

(2) (B) conduct a threat assessment of the buildings within a 
school corporation or the buildings that are operated by a 
charter school or accredited nonpublic school; or

(3) (C) purchase equipment and technology to:

(A) (i) restrict access to school property; or
(B) (ii) expedite notification of first responders; and

(2) one (1) time grants to enable school corporations, charter 
schools, and accredited nonpublic schools with the sheriff for 
the county in which the school corporation, charter school, or 
accredited nonpublic school is located, to provide the initial 
set up costs for an active event warning system.

(b) The fund shall be administered by the department of homeland 
security.

(c) The fund consists of:

(1) appropriations from the general assembly;
(2) grants from the Indiana safe schools fund established by 
IC 5-2-10.1-2;
(3) federal grants; and
(4) amounts deposited from any other public or private source.

(d) The expenses of administering the fund shall be paid from

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money in the fund.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the fund.

(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

SECTION 3. IC 10-21-1-3, AS ADDED BY P.L.172-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. (a) The secured school safety board is established to approve or disapprove applications for matching grants to fund programs described in section 2(a)(1) of this chapter and grants described in section 2(a)(2) of this chapter to fund the initial set up costs for an active event warning system.

(b) The board consists of seven (7) members appointed as follows:
   (1) The executive director of the department of homeland security or the executive director's designee. The executive director of the department of homeland security or the executive director's designee serves as the chairperson of the board.
   (2) The attorney general or the attorney general's designee.
   (3) The superintendent of the state police department or the superintendent's designee.
   (4) A local law enforcement officer appointed by the governor.
   (5) The state superintendent of public instruction or the superintendent's designee.
   (6) The director of the criminal justice institute or the director's designee.
   (7) An employee of a local school corporation or a charter school appointed by the governor.

(c) The board shall establish criteria to be used in evaluating applications for matching grants from the fund. These criteria must:
   (1) be consistent with the fund's goals; and
   (2) provide for an equitable distribution of grants to school corporations, and charter schools, and accredited nonpublic schools located throughout Indiana.

SECTION 4. IC 10-21-1-4, AS AMENDED BY P.L.30-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) The board may award a matching grant to enable a school corporation, or charter school, or accredited nonpublic school (or a coalition of schools applying jointly) to establish a program to employ a school resource officer, provide school resource officer training described in IC 20-26-18.2-1(b)(2), conduct

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a threat assessment, or purchase equipment to restrict access to the school or expedite the notification of first responders in accordance with section 2(a)(1) of this chapter.

(b) A matching grant awarded to a school corporation, or charter school, or accredited nonpublic school (or a coalition of schools applying jointly) may not exceed the lesser of the following during a two (2) year period beginning on or after May 1, 2013:

1. The total cost of the program established by the school corporation, or charter school, or accredited nonpublic school (or the coalition of schools applying jointly).

2. The following amounts:
   (A) Fifty thousand dollars ($50,000) per year, in the case of a school corporation, or charter school, or accredited nonpublic school that:
      (i) has an ADM of at least one thousand (1,000); and
      (ii) is not applying jointly with any other school corporation, or charter school, or accredited nonpublic school.
   (B) Thirty-five thousand dollars ($35,000) per year, in the case of a school corporation, or charter school, or accredited nonpublic school that:
      (i) has an ADM of less than one thousand (1,000); and
      (ii) is not applying jointly with any other school corporation, or charter school, or accredited nonpublic school.
   (C) Fifty thousand dollars ($50,000) per year, in the case of a coalition of schools applying jointly.

(c) A school corporation, or charter school, or accredited nonpublic school may receive only one (1) matching grant under this section each year.

(d) The board may not award a grant to a school corporation, or charter school, or accredited nonpublic school under this chapter section unless the school corporation, or charter school, or accredited nonpublic school is in a county that has a county school safety commission, as described in IC 5-2-10.1-10.

SECTION 5. IC 10-21-1-4.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4.5. (a) The board may award a grant to provide for the initial set up costs for an active event warning system to a school corporation, or charter school, or accredited nonpublic school that jointly applies with the sheriff for the county in which the school corporation, or charter school, or accredited nonpublic school is located. The specifications for an active event warning system must include the following:

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(1) A two (2) phone application based system that includes school officials as a sender within the system and law enforcement agencies as a receiver within the system.

(2) An adjusted geofence to alert law enforcement agencies that are within a certain geographic location, including settings based on rural and urban locations, with an urban setting having a reduced geofence and a rural setting having a broader geofence.

(3) The ability for students and the public to submit anonymous tips through a free reporting application.

(4) The ability for information within the system to be interoperable with 911 dispatch.

(5) The ability to display the school's address and location on a map.

(6) The ability to provide notifications during emergencies and nonemergencies.

(7) The ability to call 911 automatically when the system is triggered.

(8) The ability to operate several individual school response plans.

(b) A school corporation, charter school, or accredited nonpublic school may receive only one (1) grant under this section.

(c) A sheriff for a county may receive multiple grants under this section.

(d) The board may not award a grant to a school corporation or charter school under this section unless the school corporation or charter school is in a county that has a county school safety commission, as described in IC 5-2-10.1-10.

SECTION 6. IC 10-21-1-5, AS AMENDED BY P.L.211-2018(ss), SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) A school corporation, or charter school, or accredited nonpublic school may annually apply to the board for a matching grant from the fund for a program described in section 2(a)

(b) The application must include the following:

(1) A concise description of the school corporation's, or charter school's, or accredited nonpublic school's security needs.

(2) The estimated cost of the program to the school corporation, or charter school, or accredited nonpublic school.

(3) The extent to which the school corporation, or charter school, or accredited nonpublic school has access to and support from a nearby law enforcement agency, if applicable.

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(4) The ADM of the school corporation or charter school or the equivalent for an accredited nonpublic school (or the combined ADM of the coalition of schools applying jointly).
(5) Any other information required by the board.
(6) A statement whether the school corporation or charter school has completed a local plan and has filed the plan with the county school safety commission for the county in which the school corporation or charter school is located.
(7) A statement whether the school corporation or charter school (or coalition of public schools applying jointly) requests an advance under IC 20-49-10 in addition to a matching grant under this chapter.

SECTION 7. IC 10-21-1-5.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Sec. 5.5. (a) A school corporation, charter school, or accredited nonpublic school and the sheriff for the county in which the school corporation, charter school, or accredited nonpublic school is located may jointly apply to the board for a one (1) time grant from the fund to provide for the initial set up costs for an active event warning system.

(b) The application must include the following:
   (1) A concise description of the school corporation's, charter school's, or accredited nonpublic school's security needs.
   (2) Any other information required by the board.
   (3) A statement whether the school corporation or charter school has completed a local plan and has filed the plan with the county school safety commission for the county in which the school corporation or charter school is located.
   (4) A statement from the school corporation, charter school, or accredited nonpublic school verifying that the active event warning system meets the specifications listed under section 4.5(a) of this chapter.

SECTION 8. IC 10-21-1-6, AS ADDED BY P.L.172-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Sec. 6. A school corporation, or charter school, or accredited nonpublic school that is awarded a matching grant under
this chapter is not required to repay or reimburse the board or fund the amount of the matching grant."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1225 as introduced.)

Committee Vote: yeas 13, nays 0.

FRYE R