

**IC 20-30**

**ARTICLE 30. CURRICULUM**

**IC 20-30-1**

**Chapter 1. Applicability**

**IC 20-30-1-1**

**Application of article**

Sec. 1. This article applies only to the following:

- (1) Public schools.
- (2) Nonpublic schools that voluntarily have become accredited under IC 20-19-2-8.

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-2**  
**Chapter 2. Calendar**

**IC 20-30-2-1**  
**"Instructional time"**

Sec. 1. As used in this chapter, "instructional time" is time during which students are participating in:

- (1) an approved course;
- (2) a curriculum; or
- (3) an educationally related activity;

under the direction of a teacher, including a reasonable amount of passing time between classes. Instructional time does not include lunch or recess.

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-2-2**

**Student instructional day; school flex program instructional day**

Sec. 2. (a) A student instructional day in grades 1 through 6 consists of at least five (5) hours of instructional time. Except as provided in subsection (b), (c), or (d), a student instructional day in grades 7 through 12 consists of at least six (6) hours of instructional time.

(b) Except as provided in subsection (c), an instructional day for a school flex program under section 2.2 of this chapter consists of a minimum of three (3) hours of instructional time.

(c) A student instructional day for a qualified high school (as defined in IC 20-24.2-1-3) consists of any amount of instructional time.

(d) A high school student who is enrolled in at least twelve (12) credit hours of on-campus dual credit courses (as described in IC 21-43-1-2.5) is not required to comply with subsection (a) during the semester in which the student is enrolled in at least twelve (12) credit hours.

*As added by P.L.1-2005, SEC.14. Amended by P.L.242-2005, SEC.15; P.L.201-2013, SEC.2.*

**IC 20-30-2-2.2**

**School flex instructional program**

Sec. 2.2. (a) As used in this section, "eligible student" means a student in grade 11 or 12 who has:

- (1) failed the ISTEP+ graduation exam at least twice;
- (2) been determined to be chronically absent, by missing ten percent (10%) or more of a school year for any reason;
- (3) been determined to be a habitual truant, as identified under IC 20-33-2-11;
- (4) been significantly behind in credits for graduation, as identified by an individual's school principal;
- (5) previously undergone at least a second suspension from school for the school year under IC 20-33-8-14 or IC 20-33-8-15;

- (6) previously undergone an expulsion from school under IC 20-33-8-14, IC 20-33-8-15, or IC 20-33-8-16; or
- (7) been determined by the individual's principal and the individual's parent or guardian to benefit by participating in the school flex program.

(b) An eligible student who participates in a school flex program must:

- (1) attend school for at least three (3) hours of instructional time per school day;
- (2) pursue a timely graduation;
- (3) provide evidence of college or technical career education enrollment and attendance or proof of employment and labor that is aligned with the student's career academic sequence under rules established by the Indiana bureau of child labor;
- (4) not be suspended or expelled while participating in a school flex program;
- (5) pursue course and credit requirements for a general diploma; and
- (6) maintain a ninety-five percent (95%) attendance rate.

(c) A school may allow an eligible student in grade 11 or 12 to complete an instructional day that consists of three (3) hours of instructional time if the student participates in the school flex program.

(d) If one (1) or more students participate in a school flex program, the principal shall, on forms provided by the department, submit a yearly report to the department of student participation and graduation rates of students who participate in the school flex program.

*As added by P.L.242-2005, SEC.16. Amended by P.L.246-2013, SEC.7.*

### **IC 20-30-2-3**

#### **School year**

Sec. 3. For each school year, a school corporation shall conduct at least one hundred eighty (180) student instructional days. Not later than June 15 of each school year, the superintendent of each school corporation shall certify to the department the number of student instructional days conducted during that school year.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-2-4**

#### **Reduction of tuition support**

Sec. 4. If a school corporation fails to conduct the minimum number of student instructional days during a school year as required under section 3 of this chapter, the department shall reduce the August tuition support distribution to that school corporation for a school year by an amount determined as follows:

STEP ONE: Determine the remainder of:

- (A) the amount of the total tuition support allocated to the school corporation for the particular school year; minus

(B) that part of the total tuition support allocated to the school corporation for that school year with respect to student instructional days one hundred seventy-six (176) through one hundred eighty (180).

STEP TWO: Subtract the number of student instructional days that the school corporation conducted from one hundred eighty (180).

STEP THREE: Determine the lesser of five (5) or the remainder determined under STEP TWO.

STEP FOUR: Divide the amount subtracted under STEP ONE(B) by five (5).

STEP FIVE: Multiply the quotient determined under STEP FOUR by the number determined under STEP THREE.

STEP SIX: Subtract the number determined under STEP THREE from the remainder determined under STEP TWO.

STEP SEVEN: Divide the remainder determined under STEP ONE by one hundred seventy-five (175).

STEP EIGHT: Multiply the quotient determined under STEP SEVEN by the remainder determined under STEP SIX.

STEP NINE: Add the product determined under STEP FIVE to the product determined under STEP EIGHT.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-2-5**

##### **Waiver**

Sec. 5. The department may grant a waiver of the penalty imposed under section 4 of this chapter for a particular number of canceled student instructional days if:

- (1) the school corporation applies to the department for a waiver of the penalty imposed under section 4 of this chapter for a specific number of canceled student instructional days; and
- (2) each of the particular number of student instructional days requested to be waived under this section was canceled due to extraordinary circumstances.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-2-6**

##### **Guidelines**

Sec. 6. The department shall develop guidelines for school corporations to apply for a waiver under section 5 of this chapter.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-2-7**

##### **Minimum school term**

Sec. 7. The minimum length for a school term is nine (9) months.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-2-8**

##### **Development of innovative school calendars**

Sec. 8. The state superintendent may encourage the development

and establishment of innovative or exemplary school calendars.  
*As added by P.L.2-2006, SEC.140.*

## **IC 20-30-3**

### **Chapter 3. Annual and Patriotic Observances**

#### **IC 20-30-3-1**

##### **Arbor Day**

Sec. 1. (a) The last Friday of April is designated for general observance as Arbor Day to encourage the planting of shade and forest trees, shrubs, and vines.

(b) Each year the governor shall proclaim Arbor Day at least thirty (30) days before it occurs.

(c) Appropriate exercises giving due honor to:

- (1) the conservators of forestry;
- (2) the founders of the study and conservation of Indiana forestry; and
- (3) a leading spirit of Indiana forestry conservation, Charles Warren Fairbanks;

may be prepared by each superintendent and conducted in each school and by communities throughout Indiana.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-3-2**

##### **Other observances**

Sec. 2. The public schools shall appropriately observe the commemorations designated in IC 1-1-9 through IC 1-1-11.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-3-3**

##### **National anthem**

Sec. 3. The state board shall:

- (1) require the singing of the entire national anthem, "The Star Spangled Banner", in each school on all patriotic occasions; and
- (2) arrange to supply the words and music in sufficient quantity for these purposes.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-3-4**

##### **United States flag**

Sec. 4. (a) Each governing body shall procure a United States flag that is four (4) feet by six (6) feet for each school under the governing body's supervision.

(b) If weather conditions permit, each governing body shall require that the United States flag be displayed on every school under the governing body's control on every day the school is in session. If the flag is not displayed outdoors for any reason, the flag must be displayed in the principal room or assembly hall. Each governing body shall establish rules and regulations for the proper care, custody, and display of the flag.

(c) A person who violates subsection (b) commits a Class C infraction.

*As added by P.L.1-2005, SEC.14.*

## **IC 20-30-4**

### **Chapter 4. Student Graduation Plan**

#### **IC 20-30-4-1**

##### **"Student"**

Sec. 1. As used in this chapter, "student" refers to a student who is enrolled in a school corporation in at least grade 6.

*As added by P.L.1-2005, SEC.14. Amended by P.L.140-2008, SEC.2.*

#### **IC 20-30-4-1.5**

##### **Grade 6 initial graduation plan**

Sec. 1.5. (a) In grade 6, a student and the student's parent shall develop an initial graduation plan. The plan must include the following:

- (1) A statement of intent to graduate from high school.
- (2) An acknowledgment of the importance of:
  - (A) good citizenship;
  - (B) school attendance; and
  - (C) diligent study habits.

(b) The plan must become part of the student's permanent school record.

*As added by P.L.140-2008, SEC.3.*

#### **IC 20-30-4-2**

##### **Grade 9 graduation plan; consultation with guidance counselors and parents**

Sec. 2. In consultation with the student's guidance counselor, after seeking consultation with each student's parents, and not later than the date on which the student completes grade 9, each student shall further develop the graduation plan developed in grade 6 under section 1.5 of this chapter to also include the following:

- (1) The subject and skill areas of interest to the student.
- (2) A program of study under the college/technology preparation curriculum adopted by the state board under IC 20-30-10-2 for grades 10, 11, and 12 that meets the interests and aptitude of the student.
- (3) Assurances that, upon satisfactory fulfillment of the plan, the student:
  - (A) is entitled to graduate; and
  - (B) will have taken at least the minimum variety and number of courses necessary to gain admittance to a state educational institution.
- (4) An indication of assessments (other than ISTEP and the graduation examination) that the student plans to take voluntarily during grade 10 through grade 12, and which may include any of the following:
  - (A) The SAT Reasoning Test.
  - (B) The ACT test.
  - (C) Advanced placement exams.
  - (D) College readiness exams approved by the department.

(E) Workforce readiness exams approved by the department of workforce development established under IC 22-4.1-2.  
*As added by P.L.1-2005, SEC.14. Amended by P.L.2-2007, SEC.220; P.L.140-2008, SEC.4.*

#### **IC 20-30-4-3**

##### **Children with disabilities; individualized education programs**

Sec. 3. Any decisions regarding the requirements under this chapter for a student who is a child with a disability under IC 20-35 shall be made in accordance with the individualized education program for that student and federal law.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-4-4**

##### **Modification of plan**

Sec. 4. A graduation plan may be modified after initial development. However, the modifications may not interfere with the assurances described in section 2(3) of this chapter.

*As added by P.L.1-2005, SEC.14. Amended by P.L.140-2008, SEC.5.*

#### **IC 20-30-4-5**

##### **Individual courses or programs**

Sec. 5. This chapter may not be construed to prevent a student who chooses a particular curriculum under IC 20-30-12 or IC 20-30-10 from including within the student's graduation plan individual courses or programs that:

- (1) are not included within the student's chosen curriculum; and
- (2) the student is otherwise eligible to take.

*As added by P.L.1-2005, SEC.14. Amended by P.L.140-2008, SEC.6.*

#### **IC 20-30-4-6**

##### **Review of plan**

Sec. 6. (a) A student's guidance counselor shall, in consultation with the student and the student's parent, review annually a student's graduation plan that was developed in grade 9 under section 2 of this chapter to determine if the student is progressing toward fulfillment of the graduation plan.

(b) If a student is not progressing toward fulfillment of the graduation plan, the school counselor shall provide counseling services for the purpose of advising the student of credit recovery options and services available to help the student progress toward graduation.

(c) If a student is not progressing toward fulfillment of the graduation plan due to not achieving a passing score on the graduation examination, the school counselor shall meet with the:

- (1) teacher assigned to the student for remediation in each subject area in which the student has not achieved a passing score on the graduation examination;
- (2) parents of the student; and
- (3) student;

to discuss available remediation and to plan to meet the requirements under IC 20-32-4.

*As added by P.L.185-2006, SEC.8. Amended by P.L.140-2008, SEC.7; P.L.268-2013, SEC.2.*

## **IC 20-30-5**

### **Chapter 5. Mandatory Curriculum**

#### **IC 20-30-5-0.5**

##### **Display of United States flag; Pledge of Allegiance**

Sec. 0.5. (a) The United States flag shall be displayed in each classroom of every school in a school corporation.

(b) The governing body of each school corporation shall provide a daily opportunity for students of the school corporation to voluntarily recite the Pledge of Allegiance in each classroom or on school grounds. A student is exempt from participation in the Pledge of Allegiance and may not be required to participate in the Pledge of Allegiance if:

- (1) the student chooses to not participate; or
- (2) the student's parent chooses to have the student not participate.

*As added by P.L. 78-2005, SEC.5.*

#### **IC 20-30-5-1**

##### **Constitutions**

Sec. 1. (a) In each of grades 6 through 12, every public and nonpublic school shall provide instruction on the constitutions of:

- (1) Indiana; and
- (2) the United States.

(b) In public elementary schools, instruction on the constitutions shall be included as a part of American history. In public high schools, instruction on the constitutions shall be included as a part of civics or another course, as the state board may require by rules. Failure of any public school teacher or principal to comply with this requirement constitutes misconduct in office under IC 20-28-5-7.

(c) Each nonpublic elementary school and high school shall provide instruction under this section as required by the state board.

*As added by P.L. 1-2005, SEC.14.*

#### **IC 20-30-5-2**

##### **Constitutions; interdisciplinary course**

Sec. 2. (a) Each public and nonpublic high school shall provide a required course that is:

- (1) not less than one (1) year of school work; and
- (2) in the:
  - (A) historical;
  - (B) political;
  - (C) civic;
  - (D) sociological;
  - (E) economical; and
  - (F) philosophical;

aspects of the constitutions of Indiana and the United States.

(b) The state board shall:

- (1) prescribe the course described in this section and the course's appropriate outlines; and

(2) adopt the necessary curricular materials for uniform instruction.

(c) A high school student may not receive a diploma unless the student has successfully completed the interdisciplinary course described in this section.

*As added by P.L.1-2005, SEC.14. Amended by P.L.286-2013, SEC.93.*

### **IC 20-30-5-3**

#### **Protected writings, documents, and records of American history or heritage**

Sec. 3. (a) This section applies to the following writings, documents, and records:

- (1) The Constitution of the United States.
- (2) The national motto.
- (3) The national anthem.
- (4) The Pledge of Allegiance.
- (5) The Constitution of the State of Indiana.
- (6) The Declaration of Independence.
- (7) The Mayflower Compact.
- (8) The Federalist Papers.
- (9) "Common Sense" by Thomas Paine.
- (10) The writings, speeches, documents, and proclamations of the founding fathers and presidents of the United States.
- (11) United States Supreme Court decisions.
- (12) Executive orders of the presidents of the United States.
- (13) Frederick Douglas' Speech at Rochester, New York, on July 5, 1852, entitled "What to a Slave is the Fourth of July?".
- (14) Appeal by David Walker.
- (15) Chief Seattle's letter to the United States government in 1852 in response to the United States government's inquiry regarding the purchase of tribal lands.

(b) A school corporation may allow a principal or teacher in the school corporation to read or post in a school building or classroom or at a school event any excerpt or part of a writing, document, or record listed in subsection (a).

(c) A school corporation may not permit the content based censorship of American history or heritage based on religious references in a writing, document, or record listed in subsection (a).

(d) A library, a media center, or an equivalent facility that a school corporation maintains for student use must contain in the facility's permanent collection at least one (1) copy of each writing or document listed in subsection (a)(1) through (a)(9).

(e) A school corporation:

- (1) shall allow a student to include a reference to a writing, document, or record listed in subsection (a) in a report or other work product; and
- (2) may not punish the student in any way, including a reduction in grade, for using the reference.

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-5-4****System of government; American history**

Sec. 4. (a) Each public school and nonpublic school shall provide within the two (2) weeks preceding a general election for all students in grades 6 through 12 five (5) full recitation periods of class discussion concerning:

- (1) the system of government in Indiana and in the United States;
- (2) methods of voting;
- (3) party structures;
- (4) election laws; and
- (5) the responsibilities of citizen participation in government and in elections.

(b) A student may not receive a high school diploma unless the student has completed a two (2) semester course in American history.

(c) If a public school superintendent violates this section, the state superintendent shall receive and record reports of the violations. The general assembly may examine these reports.

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-5-4.5****Moment of silence**

Sec. 4.5. (a) In order that:

- (1) the right of each student to the free exercise of religion is guaranteed within the schools; and
- (2) the freedom of each student is subject to the least possible coercion from the state either to engage in or to refrain from religious observation on school grounds;

the governing body of each school corporation shall establish the daily observance of a moment of silence in each classroom or on school grounds.

(b) During the moment of silence required by subsection (a), the teacher responsible for a classroom shall ensure that all students remain seated or standing and silent and make no distracting display so that each student may, in the exercise of the student's individual choice, meditate, pray, or engage in any other silent activity that does not interfere with, distract, or impede another student in the exercise of the student's individual choice.

*As added by P.L.78-2005, SEC.6.*

**IC 20-30-5-5****Morals instruction**

Sec. 5. (a) Each public school teacher and nonpublic school teacher who is employed to instruct in the regular courses of grades 1 through 12 shall present the teacher's instruction with special emphasis on:

- (1) honesty;
- (2) morality;
- (3) courtesy;
- (4) obedience to law;

- (5) respect for the national flag and the Constitution of the State of Indiana and the Constitution of the United States;
- (6) respect for parents and the home;
- (7) the dignity and necessity of honest labor; and
- (8) other lessons of a steady influence that tend to promote and develop an upright and desirable citizenry.

(b) The state superintendent shall prepare outlines or materials for the instruction described in subsection (a) and incorporate the instruction in the regular courses of grades 1 through 12.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-5-5.5**

#### **Bullying prevention; student instruction**

Sec. 5.5. (a) Not later than October 15 of each year, each public school shall provide age appropriate, research based instruction as provided under IC 5-2-10.1-12(d)(1) focusing on bullying prevention for all students in grades 1 through 12.

(b) The department, in consultation with school safety specialists and school counselors, shall prepare outlines or materials for the instruction described in subsection (a) and incorporate the instruction in grades 1 through 12.

(c) Instruction on bullying prevention may be delivered by a school safety specialist, school counselor, or any other person with training and expertise in the area of bullying prevention and intervention.

*As added by P.L.285-2013, SEC.4.*

### **IC 20-30-5-6**

#### **Good citizenship instruction**

Sec. 6. (a) This section applies only to public schools.

(b) As used in this section, "good citizenship instruction" means integrating instruction into the current curriculum that stresses the nature and importance of the following:

- (1) Being honest and truthful.
- (2) Respecting authority.
- (3) Respecting the property of others.
- (4) Always doing the student's personal best.
- (5) Not stealing.
- (6) Possessing the skills (including methods of conflict resolution) necessary to live peaceably in society and not resorting to violence to settle disputes.
- (7) Taking personal responsibility for obligations to family and community.
- (8) Taking personal responsibility for earning a livelihood.
- (9) Treating others the way the student would want to be treated.
- (10) Respecting the national flag, the Constitution of the United States, and the Constitution of the State of Indiana.
- (11) Respecting the student's parents and home.
- (12) Respecting the student's self.
- (13) Respecting the rights of others to have their own views and

religious beliefs.

(c) The department shall:

- (1) identify; and
- (2) make available;

models of conflict resolution instruction to school corporations. The instruction may consist of a teacher education program that applies the techniques to the students in the classroom to assist school corporations in complying with this section.

*As added by P.L.1-2005, SEC.14. Amended by P.L.246-2005, SEC.170.*

### **IC 20-30-5-7**

#### **School corporation studies**

Sec. 7. Each school corporation shall include in the school corporation's curriculum the following studies:

- (1) Language arts, including:
  - (A) English;
  - (B) grammar;
  - (C) composition;
  - (D) speech; and
  - (E) second languages.
- (2) Mathematics.
- (3) Social studies and citizenship, including the:
  - (A) constitutions;
  - (B) governmental systems; and
  - (C) histories;

of Indiana and the United States, including a study of the Holocaust in each high school United States history course.

- (4) Sciences.
- (5) Fine arts, including music and art.
- (6) Health education, physical fitness, safety, and the effects of alcohol, tobacco, drugs, and other substances on the human body.
- (7) Additional studies selected by each governing body, subject to revision by the state board.

*As added by P.L.1-2005, SEC.14. Amended by P.L.86-2007, SEC.1.*

### **IC 20-30-5-7.5**

#### **Physical activities**

Sec. 7.5. (a) This section does not apply to a student who:

- (1) is in half-day kindergarten; or
- (2) has a medical condition that precludes participation in the daily physical activity provided under this section.

(b) Beginning in the 2006-2007 school year, the governing body of each school corporation shall provide daily physical activity for students in elementary school. The physical activity may include the use of recess. On a day when there is inclement weather or unplanned circumstances have shortened the school day, the school corporation may provide physical activity alternatives or elect not to provide physical activity.

*As added by P.L.54-2006, SEC.4. Amended by P.L.286-2013, SEC.94.*

### **IC 20-30-5-8**

#### **Safety education**

Sec. 8. A course in safety education for at least one (1) full semester shall be taught in grade 8 of each public school and nonpublic school. The state board shall prepare a guide for this course that:

- (1) the teacher shall use; and
- (2) may be revised under the direction of the state board.

*As added by P.L.1-2005, SEC.14. Amended by P.L.73-2011, SEC.15.*

### **IC 20-30-5-9**

#### **Hygiene**

Sec. 9. (a) The principles of hygiene and sanitary science must be taught in grade 5 of each public school and may be taught in other grades. This instruction must explain the ways that dangerous communicable diseases are spread and the sanitary methods for disease prevention and restriction.

(b) The state health commissioner and the state superintendent shall jointly compile a leaflet describing the principles of hygiene, sanitary science, and disease prevention and shall supply the leaflets to each superintendent, who shall:

- (1) supply the leaflets to each school; and
- (2) require the teachers to comply with this section.

(c) Each prosecuting attorney to whom the state department of health or the state department of health's agents report any violation of this section shall commence proceedings against the violator.

(d) Any student who objects in writing, or any student less than eighteen (18) years of age whose parent or guardian objects in writing, to health and hygiene courses because the courses conflict with the student's religious teachings is entitled to be excused from receiving medical instruction or instruction in hygiene or sanitary science without penalties concerning grades or graduation.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-5-10**

#### **Diseases**

Sec. 10. (a) The governing body shall provide in each public school for the illustrative teaching of:

- (1) the spread of disease by:
  - (A) rats;
  - (B) flies; and
  - (C) mosquitoes;and the effects of disease; and
- (2) disease prevention by proper food selection and consumption.

(b) A school official who fails to comply with this section commits a Class C infraction.

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-5-11**

**Alcoholic beverages, tobacco, prescription drugs, and controlled substances; instruction in kindergarten through grade 12**

Sec. 11. (a) For kindergarten through grade 12, the governing body of each school corporation shall provide instruction concerning the effects that:

- (1) alcoholic beverages;
- (2) tobacco;
- (3) prescription drugs; and
- (4) controlled substances;

have on the human body and society at large.

(b) The state board shall make available to all school corporations a list of appropriate available instructional material on the matters described in subsection (a).

(c) The department shall develop curriculum guides to assist teachers assigned to teach the material described in subsection (a).

(d) The state board shall approve drug education curricula for every grade from kindergarten through grade 12.

(e) The department shall provide assistance to each school corporation to train at least one (1) teacher in the school corporation in drug education.

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-5-12**

**AIDS**

Sec. 12. (a) Each school corporation shall:

- (1) include in the school corporation's curriculum instruction concerning the disease acquired immune deficiency syndrome (AIDS); and
- (2) integrate this effort to the extent possible with instruction on other dangerous communicable diseases.

(b) A school corporation shall consider the recommendations of the AIDS advisory council established under IC 20-34-1 concerning community standards on the:

- (1) content of the instruction;
- (2) manner in which the information is presented; and
- (3) grades in which the information is taught.

(c) Literature that is distributed to school children and young adults under this section must include information required by IC 20-34-3-17.

(d) The department, in consultation with the state department of health, shall develop AIDS educational materials. The department shall make the materials developed under this section available to school corporations.

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-5-13**

**Instruction on human sexuality or sexually transmitted diseases**

Sec. 13. Throughout instruction on human sexuality or sexually transmitted diseases, an accredited school shall:

- (1) require a teacher to teach abstinence from sexual activity outside of marriage as the expected standard for all school age children;
- (2) include in the instruction that abstinence from sexual activity is the only certain way to avoid out-of-wedlock pregnancy, sexually transmitted diseases, and other associated health problems; and
- (3) include in the instruction that the best way to avoid sexually transmitted diseases and other associated health problems is to establish a mutually faithful monogamous relationship in the context of marriage.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-5-14**

#### **Employment matters and work values; career awareness and development; teacher education; career preparation demonstration projects**

Sec. 14. (a) To:

- (1) educate students on the importance of their future career choices;
- (2) prepare students for the realities inherent in the work environment; and
- (3) instill in students work values that will enable them to succeed in their respective careers;

each school within a school corporation shall include in the school's curriculum for all students in grades 1 through 12 instruction concerning employment matters and work values.

(b) Each school shall:

- (1) integrate within the curriculum instruction that is; or
- (2) conduct activities or special events periodically that are;

designed to foster overall career awareness and career development as described in subsection (a).

(c) The department shall develop career awareness and career development models as described in subsection (d) to assist schools in complying with this section.

(d) The models described in this subsection must be developed in accordance with the following:

- (1) For grades 1 through 5, career awareness models to introduce students to work values and basic employment concepts.
- (2) For grades 6 through 8, initial career information models that focus on career choices as they relate to student interest and skills.
- (3) For grades 9 through 10, career exploration models that offer students insight into future employment options.
- (4) For grades 11 through 12, career preparation models that provide job or further education counseling, including the following:

(A) Initial job counseling, including the use of job service officers to provide school based assessment, information, and guidance on employment options and the rights of students as employees.

(B) Workplace orientation visits.

(C) On-the-job experience exercises.

(e) The department, with assistance from the department of labor and the department of workforce development, shall:

(1) develop and make available teacher guides; and

(2) conduct seminars or other teacher education activities;

to assist teachers in providing the instruction described in this section.

(f) The department shall, with assistance from the department of workforce development, design and implement innovative career preparation demonstration projects for students in at least grade 9.

*As added by P.L.1-2005, SEC.14. Amended by P.L.246-2005, SEC.171.*

#### **IC 20-30-5-15**

##### **Breast cancer and testicular cancer instruction**

Sec. 15. (a) Each school corporation shall include in the school corporation's high school health education curriculum instruction regarding breast cancer and testicular cancer as adopted by the state board, including the significance of early detection of these diseases through:

(1) monthly self-examinations; and

(2) regularly scheduled mammographies in the case of breast cancer.

(b) The department shall, in consultation with the state department of health, develop breast cancer and testicular cancer educational materials to be made available to school corporations to assist teachers assigned to teach the material described in this section.

(c) The:

(1) department shall develop guidelines; and

(2) state board shall adopt rules under IC 4-22-2;

concerning the instruction required under this section to assist teachers assigned to teach the material described in this section.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-5-16**

##### **Human organ and blood donor program instruction**

Sec. 16. (a) Each school corporation shall include in the school corporation's high school health education curriculum instruction regarding the human organ donor program and blood donor program as adopted by the state board, including:

(1) the purpose of the human organ donor program and blood donor program;

(2) the statewide and nationwide need for human organ and blood donations; and

(3) the procedure for participation in the human organ donor

program and blood donor program.

(b) The department shall, in consultation with the state department of health or any other appropriate organization, develop human organ donor program and blood donor program educational materials to be made available to school corporations to assist teachers assigned to teach the material described in this section.

(c) The:

(1) department shall develop guidelines; and

(2) state board shall adopt rules under IC 4-22-2;

concerning the instruction required under this section to assist teachers assigned to teach the material described in this section.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-5-17**

#### **Access to materials relating to personal analysis, evaluation, or survey of students; consent for participation**

Sec. 17. (a) A school corporation shall make available for inspection by the parent of a student any instructional materials, including:

(1) teachers' manuals;

(2) curricular materials;

(3) films or other video materials;

(4) tapes; and

(5) other materials;

used in connection with a personal analysis, an evaluation, or a survey described in subsection (b).

(b) A student shall not be required to participate in a personal analysis, an evaluation, or a survey that is not directly related to academic instruction and that reveals or attempts to affect the student's attitudes, habits, traits, opinions, beliefs, or feelings concerning:

(1) political affiliations;

(2) religious beliefs or practices;

(3) mental or psychological conditions that may embarrass the student or the student's family;

(4) sexual behavior or attitudes;

(5) illegal, antisocial, self-incriminating, or demeaning behavior;

(6) critical appraisals of other individuals with whom the student has a close family relationship;

(7) legally recognized privileged or confidential relationships, including a relationship with a lawyer, minister, or physician; or

(8) income (except as required by law to determine eligibility for participation in a program or for receiving financial assistance under a program);

without the prior consent of the student if the student is an adult or an emancipated minor or the prior written consent of the student's parent if the student is an unemancipated minor. A parental consent form for a personal analysis, an evaluation, or a survey described in this section shall accurately reflect the contents and nature of the personal analysis, evaluation, or survey.

(c) The department and the governing body shall give parents and students notice of their rights under this section.

(d) The governing body shall enforce this section.

*As added by P.L.1-2005, SEC.14. Amended by P.L.286-2013, SEC.95.*

### **IC 20-30-5-18**

#### **Meningitis information**

Sec. 18. (a) The chief administrative officer of each:

- (1) public school (including a charter school as defined in IC 20-24-1-4); and
- (2) nonpublic school;

shall ensure that information concerning meningococcal disease and its vaccines is provided to students and parents or guardians of students at the beginning of each school year.

(b) The information provided under subsection (a) must include information concerning the:

- (1) causes;
- (2) symptoms; and
- (3) spread;

of meningococcal disease and the places where parents and guardians of students may obtain additional information and vaccinations for their children.

(c) The chief administrative officers and the department shall, in consultation with the state department of health or any other appropriate entity, develop materials to be made available to schools to assist schools in providing the information described in this section.

(d) The department shall enforce this section.

*As added by P.L.76-2005, SEC.3.*

### **IC 20-30-5-19**

#### **Personal financial responsibility instruction**

Sec. 19. (a) Each school corporation, charter school, and accredited nonpublic school shall include in its curriculum for all students in grades 6 through 12 instruction concerning personal financial responsibility.

(b) A school corporation, a charter school, and an accredited nonpublic school may meet the requirements of subsection (a) by:

- (1) integrating, within its curriculum, instruction; or
- (2) conducting a seminar;

that is designed to foster overall personal financial responsibility.

(c) The state board shall adopt a curriculum that ensures personal financial responsibility is taught:

- (1) in a manner appropriate for each grade level; and
- (2) as a separate subject or as units incorporated into appropriate subjects;

as determined by the state board.

*As added by P.L.154-2009, SEC.2.*

## **IC 20-30-5-20**

### **Cardiopulmonary resuscitation and automated external defibrillator training**

Sec. 20. (a) As used in this section, "psychomotor skills" means skills using hands on practice to support cognitive learning.

(b) Except as provided in subsection (e), each school corporation and accredited nonpublic school shall include in the school corporation's or accredited nonpublic school's high school health education curriculum instruction in cardiopulmonary resuscitation and use of an automated external defibrillator for its students. The instruction must incorporate the psychomotor skills necessary to perform cardiopulmonary resuscitation and use an automated external defibrillator and must include either of the following:

- (1) An instructional program developed by the American Heart Association or the American Red Cross.
- (2) An instructional program that is nationally recognized and is based on the most current national evidence based emergency cardiovascular care guidelines for cardiopulmonary resuscitation and the use of an automated external defibrillator.

(c) A school corporation or an accredited nonpublic school may offer the instruction required in subsection (b) or may arrange for the instruction to be provided by available community based providers. The instruction is not required to be provided by a teacher. If instruction is provided by a teacher, the teacher is not required to be a certified trainer of cardiopulmonary resuscitation.

(d) This section shall not be construed to require a student to become certified in cardiopulmonary resuscitation and the use of an automated external defibrillator. However, if a school corporation or accredited nonpublic school chooses to offer a course that results in certification being earned, the course must be taught by an instructor authorized to provide the instruction by the American Heart Association, the American Red Cross, or a similar nationally recognized association.

(e) A school administrator may waive the requirement that a student receive instruction under subsection (b) if the student has a disability or is physically unable to perform the psychomotor skill component of the instruction required under subsection (b).

(f) If a school is unable to comply with the psychomotor skill component of the instruction required under subsection (b), the governing body may submit a request to the state superintendent to waive the psychomotor skill component. The state superintendent shall take action on the waiver request within thirty (30) days of receiving the request for a waiver. A waiver request must:

- (1) be in writing;
- (2) include the reason or reasons that necessitated the waiver request;
- (3) indicate the extent to which the school attempted to comply with the requirements under subsection (b); and
- (4) be submitted each year for the school year the school requests the waiver.

*As added by P.L.139-2014, SEC.2.*

## **IC 20-30-5.5**

### **Chapter 5.5. Internet Safety**

#### **IC 20-30-5.5-1**

##### **Duties of school corporations**

Sec. 1. Each school corporation shall include in the school corporation's curriculum for grades 3 and above instruction concerning safe usage of the Internet by children.

*As added by P.L.119-2008, SEC.12.*

#### **IC 20-30-5.5-2**

##### **Duties of the department and the state board**

Sec. 2. The:

(1) department shall develop guidelines; and

(2) state board shall adopt rules under IC 4-22-2;

concerning the instruction required under this chapter to assist teachers assigned to teach the material described in this chapter.

*As added by P.L.119-2008, SEC.12.*

#### **IC 20-30-5.5-3**

##### **Requirements of guidelines and rules**

Sec. 3. Guidelines and rules adopted under section 2 of this chapter must cover:

(1) safe online communication;

(2) privacy protection;

(3) cyberbullying;

(4) viewing inappropriate material;

(5) file sharing;

(6) the importance of open communication with responsible adults; and

(7) any other matters that the department or the state board finds will assist children in using the Internet safely.

*As added by P.L.119-2008, SEC.12.*

**IC 20-30-6**  
**Chapter 6. Optional Curriculum**

**IC 20-30-6-1**

**Repealed**

*(Repealed by P.L.7-2011, SEC.26.)*

**IC 20-30-6-2**

**Program of adult competency; funds to implement program**

Sec. 2. (a) The department shall, in cooperation with the department of workforce development, implement the Indiana program of adult competency.

(b) The department may, with approval by the department of workforce development, do the following:

(1) Use funds available under the Job Training Partnership Act under 29 U.S.C. 1500 et seq.

(2) Use funds available to the department of workforce development to implement the Indiana program of adult competency.

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-6-3**

**Repealed**

*(Repealed by P.L.2-2006, SEC.199.)*

**IC 20-30-6-4**

**Educational television**

Sec. 4. (a) A school corporation may:

(1) conduct educational television instruction; and

(2) contract with a commercial television station for the use of the station's facilities and staff.

(b) A governing body may budget and appropriate from the school corporation's general fund for expenditures under this section in the same manner as provided by law for other school expenditures.

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-6-5**

**Educational television; joint programs**

Sec. 5. (a) Two (2) or more school corporations may jointly exercise the powers described in section 4 of this chapter. The school corporations shall enter into an agreement as to the part of expenses incurred under section 4 of this chapter that each school corporation pays.

(b) A school corporation described in subsection (a) may pay into a joint fund an amount computed annually under an agreement described in subsection (a).

(c) The treasurer of a joint fund described in subsection (b) shall:

(1) deposit money in the fund as provided under IC 5-13; and

(2) make disbursements on claims allowed by an executive committee acting for the participating school corporations.

The treasurer shall give bond in an amount established by the executive committee.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-6-6**

##### **Educational television; credit**

Sec. 6. The state board may approve credit in kindergarten through grade 12 for educational television instruction in the same manner as other credit is given under state rules.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-6-7**

##### **Military instruction**

Sec. 7. (a) A governing body may institute a system of military instruction in a high school and authorize the high school to receive arms, ammunition, and equipment from the federal government under regulations adopted by the United States Department of Defense.

(b) A governing body described in subsection (a) may pay the following expenses from the school corporation's general fund:

(1) Freight charges on arms, ammunition, and equipment issued by the federal government from the place of issue to the high school.

(2) Insurance charges on property described in subdivision (1).

(3) Premiums on bonds executed by the governing body to cover the care, safekeeping, and return of property described in subdivision (1).

(4) The cost of constructing arms racks and other facilities for the care and preservation of property described in subdivision (1), scaling walls, indoor targets, and other equipment the governing body considers necessary.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-6-8**

##### **Military instruction; staff**

Sec. 8. (a) A governing body may employ suitable and competent persons as military instructors. A military instructor is entitled to compensation as an instructor in a high school if:

(1) a system of military instruction is established and a military instructor is not detailed to the high school by the federal government; or

(2) a system of military instruction is established with detailed military instructors, but additional instructors are necessary.

(b) An individual who holds a certificate of eligibility issued by the state board after an examination conducted by a board of three (3) military officers, at least one (1) of whom is commissioned in the United States regular army, is competent and suitable as a military instructor. A qualified individual may serve as physical education director, military instructor, and teacher in a high school.

(c) A high school may not institute or conduct military instruction unless an instructor detailed by the federal government or a

competent and suitable military instructor supervises the military instruction.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-6-9**

##### **Military instruction; noncompulsory**

Sec. 9. Sections 7 and 8 of this chapter do not authorize compulsory military instruction in a public school and do not abridge the right of school authorities to make proper rules and regulations for the government of the school's students.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-6-10**

##### **Voluntary religious observance authorized**

Sec. 10. A school corporation may permit a voluntary religious observance if the school corporation follows sections 11 through 12 of this chapter and any additional procedures that the school corporation adopts to ensure that the observance is voluntary.

*As added by P.L.1-2005, SEC.14. Amended by P.L.78-2005, SEC.7.*

#### **IC 20-30-6-11**

##### **Voluntary religious observance; time, facilities, and supervision**

Sec. 11. (a) The time used for voluntary religious observance authorized under section 10 of this chapter must be in addition to the regular school day, which for these purposes is six and one-half (6 1/2) hours, excluding time for lunch.

(b) A religious or philosophical group that does not accept voluntary religious observance at a school is entitled to use of school facilities during the time set for voluntary religious observance.

(c) A school corporation shall provide properly supervised facilities for recreation and study during a voluntary religious observance. The supervised facilities must include the following:

- (1) The library.
- (2) If the school has no library, a study room.
- (3) The gymnasium or playground.
- (4) Music and art facilities.

An individual who supervises a facility does not have to be licensed in the activity that the individual supervises.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-6-12**

##### **Voluntary religious observance; prohibitions**

Sec. 12. (a) The following may not cause or encourage attendance at a voluntary religious observance:

- (1) A school corporation.
- (2) A superintendent.
- (3) A principal.
- (4) A teacher.
- (5) A clerical employee.
- (6) A custodial employee.

(7) A school employee or official.

A person described in this subsection who causes or encourages attendance at a voluntary religious observance commits an act of insubordination, and appropriate action shall be taken against the person.

(b) Notwithstanding subsection (a), a school shall provide written notice to all students and the students' parents of a voluntary religious observance and of any alternative activities provided under section 11(c) of this chapter.

(c) A school corporation shall ensure that:

(1) students do not coerce attendance at a voluntary religious observance; and

(2) no opprobrium attaches among the students or faculty for not participating in a voluntary religious observance.

If a school corporation cannot avert the coercion or opprobrium described in this subsection, the school corporation shall discontinue the voluntary religious observances.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-6-13**

#### **Repealed**

*(Repealed by P.L.78-2005, SEC.8.)*

### **IC 20-30-6-14**

#### **Geography; teaching guides; textbooks; in-service training**

Sec. 14. The state board shall:

(1) provide school corporations with guides for teaching geography in the public schools;

(2) make available in-service training opportunities to teachers who teach geography.

*As added by P.L.1-2005, SEC.14. Amended by P.L.73-2011, SEC.16.*

### **IC 20-30-6-15**

#### **American Sign Language; foreign language credit; teacher certification; curriculum**

Sec. 15. (a) A school corporation may offer classes in American Sign Language as a first or second language for students who hear, students who are deaf, and students who are hard of hearing.

(b) If:

(1) classes in American Sign Language are offered at the secondary level by a school corporation; and

(2) a student satisfactorily completes a class in American Sign Language as a second language;

the student is entitled to receive foreign language credit for the class.

(c) A class in American Sign Language offered under this section must be taught by a teacher licensed in Indiana and:

(1) certified by the American Sign Language Teachers Association; or

(2) holding a degree in American Sign Language.

(d) The state board shall establish a curriculum in American Sign

Language as a first or second language.

*As added by P.L.1-2005, SEC.14. Amended by P.L.99-2007, SEC.176.*

#### **IC 20-30-6-16**

##### **Sharing explicit material by cellular telephone or computer**

Sec. 16. A school corporation may offer classes, instruction, or programs regarding the potential risks and consequences of creating and sharing sexually suggestive or sexually explicit materials through cellular telephones, social networking web sites, computer networks, and other digital media.

*As added by P.L.104-2010, SEC.3.*

#### **IC 20-30-6-17**

##### **Entrepreneurship curricula**

Sec. 17. (a) Each school corporation may include in the school corporation's curriculum for grades 9 through 12 instruction concerning entrepreneurship.

(b) The department, in cooperation with the commission for higher education and the Indiana economic development corporation, shall develop curriculum guides based on best practices for entrepreneurship to assist teachers assigned to provide the instruction described in subsection (a).

(c) The entrepreneurship curricula developed under this section must be approved by the state board.

(d) The department shall report on the department's progress under this section to the legislative council not later than November 1, 2012, in an electronic format under IC 5-14-6.

*As added by P.L.114-2011, SEC.5.*

## **IC 20-30-7**

### **Chapter 7. Summer School Programs**

#### **IC 20-30-7-1**

##### **Summer school education; rules**

Sec. 1. The state board may prescribe a program of summer school education for public schools. The state board shall adopt rules under IC 4-22-2 to provide for:

- (1) summer school programs; and
- (2) the state distribution formula for any money appropriated by the general assembly for summer school education.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-7-2**

##### **Summer school education**

Sec. 2. A school corporation may conduct a program of summer school education.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-7-3**

##### **Voluntary summer school enrichment program**

Sec. 3. In addition to a program of summer school education described in section 1 of this chapter, a school corporation may conduct a voluntary summer school enrichment program in which educational programs that are not offered during the regular school year are offered to students.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-7-4**

##### **Voluntary summer school enrichment program; rules**

Sec. 4. (a) An educational program described in section 3 of this chapter consists of one-half (1/2) day sessions in which students may:

- (1) receive remediation on a voluntary basis;
  - (2) develop further in areas first covered during the school year;
- or
- (3) experience specific educational programs that are not regularly provided as part of the established curriculum during the school year.

(b) The board shall adopt rules under IC 4-22-2 to implement this section and section 3 of this chapter, including rules governing the distribution of state funds for this purpose.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-7-5**

##### **Joint summer school program**

Sec. 5. A school corporation may enter into an agreement with:

- (1) another school corporation;
- (2) an accredited nonpublic school; or
- (3) both entities described in subdivisions (1) and (2);

to offer a joint summer school program for high school students.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-7-6**

##### **Agreement**

Sec. 6. An agreement under section 5 of this chapter must:

- (1) designate one (1) participating school corporation as the local education agency for the joint educational program; and
- (2) specify the allocation of costs of the joint summer school program, including teacher compensation, among the parties to the agreement.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-7-7**

##### **Educational programs**

Sec. 7. The parties to an agreement under section 5 of this chapter may provide educational programs:

- (1) that are not regularly provided as part of the established curriculum during the school year; and
- (2) for which a student who successfully completes a program may receive high school and college credit under an articulation agreement or dual credit provision under IC 20-32-3-9 or IC 21-43-2.

*As added by P.L.1-2005, SEC.14. Amended by P.L.2-2007, SEC.221; P.L.1-2010, SEC.79.*

#### **IC 20-30-7-8**

##### **Instructor qualifications**

Sec. 8. Except as provided in section 9 of this chapter, an instructor for an educational program described in section 7 of this chapter must be:

- (1) licensed under IC 20-28; or
- (2) granted a substitute teacher's license by the department.

*As added by P.L.1-2005, SEC.14. Amended by P.L.246-2005, SEC.172.*

#### **IC 20-30-7-9**

##### **Issuance of substitute teacher's license**

Sec. 9. If the superintendent of the school corporation that is the local education agency determines that:

- (1) a qualified licensed teacher is not available from the entities entering into an agreement under section 5 of this chapter; and
- (2) a qualified postsecondary instructor is available;

to instruct in an educational program described in section 7 of this chapter, the superintendent may request the department to issue a substitute teacher's license to the instructor of an educational program described in section 7 of this chapter.

*As added by P.L.1-2005, SEC.14. Amended by P.L.246-2005, SEC.173.*

#### **IC 20-30-7-10**

**Unavailability of qualified licensed teacher**

Sec. 10. If the department finds that a qualified licensed teacher is not available from the entities entering into an agreement under section 5 of this chapter to instruct in an educational program described in section 7 of this chapter, the department may issue a substitute teacher's license to the instructor of an educational program described in section 7 of this chapter.

*As added by P.L.1-2005, SEC.14. Amended by P.L.246-2005, SEC.174.*

**IC 20-30-7-11**

**Compensation**

Sec. 11. An instructor for an educational program described in section 7 of this chapter must be compensated at the same rate as the rate determined for a teacher under IC 20-28-6-7 and the local education agency's contract with certificated employees.

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-7-12**

**Repealed**

*(Repealed by P.L.2-2006, SEC.199.)*

## **IC 20-30-8**

### **Chapter 8. Alternative Program for Certain Students**

#### **IC 20-30-8-1**

##### **"Alternative education program"**

Sec. 1. As used in this chapter, "alternative education program" refers to an alternative school or educational program that is described in section 6 of this chapter. The term includes:

- (1) an alternative education program described in section 5(a)(1) of this chapter; or
- (2) an area alternative education program described in section 5(a)(2) of this chapter.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-8-2**

##### **"Disruptive student"**

Sec. 2. As used in this chapter, "disruptive student" means an eligible student who has a documented record of frequent disruptions of the traditional school learning environment despite repeated attempts by the school corporation to modify the student's behavior in conformity with a progressive disciplinary program approved by the department.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-8-3**

##### **"Eligible student"**

Sec. 3. (a) Except as provided in subsection (b), as used in this chapter, "eligible student" refers to a student who qualifies as an eligible student under section 9 of this chapter.

(b) As used in section 16 of this chapter, "eligible student" means an eligible pupil (as defined in IC 20-43-1-11) who meets the criteria for enrollment in an alternative education program under section 9 of this chapter.

*As added by P.L.1-2005, SEC.14. Amended by P.L.2-2006, SEC.141.*

#### **IC 20-30-8-3.5**

##### **"Full-time equivalent students"**

Sec. 3.5. As used in this chapter, "full-time equivalent students" means the number of students determined under section 16 of this chapter.

*As added by P.L.2-2006, SEC.142.*

#### **IC 20-30-8-4**

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

Sec. 4. As used in this chapter, "program organizer" means the following:

- (1) The governing body of a school corporation that establishes an alternative education program described in section 5(a)(1) of this chapter.
- (2) The governing bodies of each of the school corporations

that:

- (A) participate in an area alternative education program described in section 5(a)(2) of this chapter; and
  - (B) take an official action under this chapter by adopting substantially identical resolutions.
- (3) The governing body or administrative body of an area alternative education program described in section 5(a)(2) of this chapter.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-8-4.5**

##### **Repealed**

*(Repealed by P.L.2-2006, SEC.199.)*

#### **IC 20-30-8-4.6**

##### **"Qualifying school corporation"**

Sec. 4.6. As used in this chapter, "qualifying school corporation" means a school corporation, including a charter school, that has been approved under section 8 of this chapter to receive a grant under this chapter.

*As added by P.L.2-2006, SEC.143.*

#### **IC 20-30-8-5**

##### **Election to establish program or to participate in joint program; site**

Sec. 5. (a) The governing body may elect to:

- (1) establish an alternative program on its own; or
- (2) participate in an area alternative program through a joint program under IC 20-26-10.

(b) An alternative program is not required to be located at a site that is different than the site at which the traditional school instruction is offered.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-8-6**

##### **Qualification as alternative education program**

Sec. 6. To qualify as an alternative education program, the program must:

- (1) be an educational program for eligible students that instructs the eligible students in a different manner than the manner of instruction available in a traditional school setting; and
- (2) comply with the rules that are adopted under IC 4-22-2 by the state board to govern:
  - (A) alternative education programs; and
  - (B) admission of eligible students to alternative education programs.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-8-7**

##### **Program organizers; requests for approval of grants or waivers**

**from rules**

Sec. 7. The program organizer may request the approval from the department for the following:

- (1) To receive the grant for alternative education programs under IC 20-20-33.
- (2) To be granted waivers from rules adopted by the state board that may otherwise interfere with the objectives of the alternative education program, including waivers of:
  - (A) certain high school graduation requirements;
  - (B) the length of the student instructional day as set forth in IC 20-30-2-2;
  - (C) required curriculum and curricular materials;
  - (D) teacher certification requirements; and
  - (E) physical facility requirements.

*As added by P.L.1-2005, SEC.14. Amended by P.L.2-2006, SEC.144; P.L.286-2013, SEC.96.*

**IC 20-30-8-8**

**Approval of grant; application for program; term of grant**

Sec. 8. (a) Before a program organizer is eligible for the funding under IC 20-20-33, a program organizer must have the grant for the program approved by both:

- (1) the department; and
- (2) the budget agency after review by the budget committee.

(b) A school corporation may initiate the program and waiver approval process under section 7 of this chapter and the grant approval process under this section by submitting an application for the proposed alternative education program, on forms developed by the department, to the department. The application must include the following information:

- (1) The number of eligible students expected to participate in the alternative education program.
- (2) A description of the proposed alternative education program, including a description of the nature of the alternative education program curriculum.
- (3) The extent to which the manner of instruction at the alternative education program differs from the manner of instruction available in the traditional school setting.
- (4) A description of specific progressive disciplinary procedures that:
  - (A) are reasonably designed to modify disruptive behavior in the traditional school learning environment without necessitating admission to an alternative education program; and
  - (B) will be used before admitting a disruptive student to an alternative education program.
- (5) Any other pertinent information required by the department.

(c) The term of a grant may not exceed one (1) school year. If a school corporation fails to conduct an alternative education program in conformity with:

- (1) this chapter;
  - (2) the rules adopted by the state board; or
  - (3) the terms of the approved grant;
- the department or the budget agency, after review by the budget committee, may terminate funding for the alternative education program before the grant expires.

*As added by P.L.1-2005, SEC.14. Amended by P.L.2-2006, SEC.145.*

#### **IC 20-30-8-9**

##### **Qualification as eligible student**

Sec. 9. (a) To qualify as an eligible student, a student must:

- (1) be enrolled in or be eligible to be admitted to grades 6 through 12;
- (2) meet at least one (1) of the criteria described in section 10 of this chapter;
- (3) have a written individual service plan prepared under section 11 of this chapter; and
- (4) be likely to benefit:
  - (A) academically;
  - (B) behaviorally; or
  - (C) both academically and behaviorally;

from participation in an alternative education program, as jointly determined by the student's teacher or teachers and principal or principal's designee, and in consultation with the student's parent or guardian.

(b) The governing body of the school corporation shall review the determinations made by the school corporation to place and retain students in an alternative education program in order to ensure that the students in the alternative education program meet the criteria for the program.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-8-10**

##### **Criteria for placement of students in program**

Sec. 10. A student placed in an alternative education program must meet at least one (1) of the following criteria:

- (1) The student intends to withdraw or has withdrawn from school before graduation.
- (2) The student has been identified as a student who:
  - (A) has failed to comply academically; and
  - (B) would benefit from instruction offered in a manner different from the manner of instruction available in a traditional school.
- (3) The student is a parent or an expectant parent and is unable to regularly attend the traditional school program.
- (4) The student is employed and the employment:
  - (A) is necessary for the support of the student or the student's immediate family; and
  - (B) interferes with a part of the student's instructional day.
- (5) The student is a disruptive student.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-8-11**

#### **Individual service plans for students**

Sec. 11. (a) Before placing a student in an alternative education program, the school corporation in which the student is enrolled shall prepare an individual service plan for the student's placement.

(b) The individual service plan for a student must be reviewed and revised:

- (1) as needed; and
- (2) at least annually.

(c) The initial plan and each revised plan must be jointly prepared by the student's:

- (1) teacher or teachers; and
- (2) principal or the principal's designee.

If a student is enrolled in an alternative education program when an individual service plan is revised, the principal and teacher for the alternative education program may prepare the revised plan. If a student is enrolled in the classes of more than one (1) teacher, a teacher who is designated by the school corporation as the student's principal adviser shall prepare the individual service plan.

(d) The individual service plan for a student must be in writing. In the plan, the student's teacher or teachers and principal or principal's designee must jointly agree that the student is likely to academically benefit from participation in an alternative education program. The plan must include a description of at least the following:

- (1) Educational goals appropriate for the student.
- (2) Behavioral goals appropriate for the student.
- (3) An alternative education program that is appropriate for the student.
- (4) Services required by the student and the student's immediate family to meet the educational goals and behavioral goals specified in the individual service plan.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-8-12**

#### **Appeal by eligible student**

Sec. 12. A student who:

- (1) is designated as an eligible student or assigned to participate in a particular alternative education program; and
- (2) disagrees with the designation or assignment described in subdivision (1);

may appeal the designation to the governing body for the school corporation in which the student is enrolled.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-8-13**

#### **Department to encourage and assist in establishing program; program for chronically disruptive students**

Sec. 13. (a) The department shall encourage school corporations

to assess the need in the school corporation for an alternative education program or an area alternative education program.

(b) Upon request of a school corporation, the department shall assist the school corporation in establishing an alternative education program.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-8-14**

##### **Adoption of rules; implementation of chapter**

Sec. 14. The state board shall adopt rules under IC 4-22-2 to implement this chapter.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-8-15**

##### **Report; full-time equivalent students**

Sec. 15. Each qualifying school corporation shall report to the department in the form specified by the department the number of full-time equivalent students who were enrolled in an alternative education program. Reports must be submitted before January 31 of each year for the period January 1 through December 31 of the immediately preceding year.

*As added by P.L.2-2006, SEC.146.*

#### **IC 20-30-8-16**

##### **Determination of full-time equivalent students**

Sec. 16. The number of full-time equivalent students enrolled in an alternative education program during a reporting period is the result determined under STEP SIX of the following formula:

STEP ONE: Determine the number of alternative education program sessions that were conducted in a reporting period for a qualifying school corporation as follows:

(A) Determine the number of days on which an alternative education program was conducted for an entire morning, as determined under the rules adopted by the state board.

(B) Determine the number of days on which an alternative education program was conducted for an entire afternoon, as determined under the rules adopted by the state board.

(C) Determine the number of days on which an alternative education program was conducted for an entire evening, as determined under the rules adopted by the state board.

(D) Determine the sum of the clause (A), (B), and (C) amounts.

STEP TWO: For each morning, afternoon, and evening session of an alternative education program that is used to determine the STEP ONE result, determine the number of eligible students enrolled in the sessions.

STEP THREE: Determine the sum of the STEP TWO amounts.

STEP FOUR: Divide the STEP THREE result by the STEP ONE result.

STEP FIVE: Divide the STEP ONE result by three hundred

sixty (360).

STEP SIX: Multiply the STEP FOUR result by the STEP FIVE result.

*As added by P.L.2-2006, SEC.147.*

## **IC 20-30-9**

### **Chapter 9. Bilingual and Bicultural Instruction**

#### **IC 20-30-9-1**

##### **"Bilingual-bicultural instruction"**

Sec. 1. As used in this chapter, "bilingual-bicultural instruction" means the use of written and spoken English and a non-English language to teach students. It includes instruction in the history and culture of both the United States and the homeland of the non-English language.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-9-2**

##### **"Bilingual-bicultural program"**

Sec. 2. As used in this chapter, "bilingual-bicultural program" means a course of bilingual-bicultural instruction for non-English dominant students, designed to meet the students' language skill needs as soon as possible.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-9-3**

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

Sec. 3. As used in this chapter, "division" means the division of migrant bilingual-bicultural education of the department.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-9-4**

##### **"Non-English dominant students"**

Sec. 4. As used in this chapter, "non-English dominant students" means students who have difficulty performing in classes conducted solely in English because:

- (1) the students' native tongue is not English;
- (2) the language most often spoken by the students is not English; or
- (3) the language most often spoken in the students' homes is not English.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-9-5**

##### **Policy of state**

Sec. 5. It is the policy of the state to provide bilingual-bicultural programs for all qualified students enrolled in Indiana public schools through the establishment of the programs by school corporations. The state recognizes the need for and the desirability of the programs to:

- (1) aid students to reach their full academic level of achievement; and
- (2) preserve an awareness of cultural and linguistic heritage.

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-9-6****Bilingual-bicultural program**

Sec. 6. The state superintendent shall carry out a bilingual-bicultural program for the improvement of educational opportunities for non-English dominant students by doing the following:

- (1) Supporting and planning pilot and demonstration projects that are designed to test and demonstrate the effectiveness of programs for improving educational opportunities for non-English dominant students.
- (2) Assisting in the establishment and operation of programs that are designed to stimulate:
  - (A) the provision of educational services not available to non-English dominant students in sufficient quantity or quality; and
  - (B) the development and establishment of exemplary programs to serve as models for regular school programs in which non-English dominant students are educated.
- (3) Assisting in the establishment and operation of pre-service and in-service training programs for persons serving non-English dominant students as educational personnel.
- (4) Encouraging the dissemination of information and materials relating to and the evaluation of the effectiveness of education programs that may offer educational opportunities to non-English dominant students. For activities described in this section, preference shall be given to the training of non-English dominant students, including innovative programs related to the educational needs of the non-English dominant students.

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-9-7****Development and establishment of bilingual-bicultural educational services and programs**

Sec. 7. The state superintendent may assist and stimulate school corporations in developing and establishing bilingual-bicultural educational services and programs specifically designed to improve educational opportunities for non-English dominant students. Funds may be used for the following:

- (1) To provide educational services not available to the non-English dominant students in sufficient quantity or quality, including:
  - (A) remedial and compensatory instruction, psychological, and other services designed to assist and encourage non-English dominant students to enter, remain in, or reenter elementary or secondary school;
  - (B) comprehensive academic instruction and career and technical instruction;
  - (C) instructional materials (such as library books, curricular materials, and other printed or published or audiovisual materials) and equipment;

- (D) comprehensive guidance, counseling, and testing services;
  - (E) special education programs for persons with disabilities;
  - (F) preschool programs; and
  - (G) other services that meet the purposes of this subdivision.
- (2) To establish and operate exemplary and innovative educational programs and resource centers that involve new educational approaches, methods, and techniques designed to enrich programs of elementary and secondary education for non-English dominant students.

*As added by P.L.1-2005, SEC.14. Amended by P.L.234-2007, SEC.110; P.L.286-2013, SEC.97.*

### **IC 20-30-9-8**

#### **Placement of children in programs**

Sec. 8. (a) Students whose dominant language is English shall be allowed to participate in the bilingual-bicultural program unless their participation will hinder the progress of the non-English dominant students.

(b) Students enrolled in a program of bilingual-bicultural education shall, if graded classes are used, be placed, to the extent practicable, in classes with students of approximately the same age and level of educational attainment, as determined after considering the attainment through the use of all necessary languages.

(c) If students of significantly varying ages or levels of educational attainment are placed in the same class, the program of bilingual-bicultural education must seek to ensure that each student is provided with instruction appropriate for the student's level of educational attainment. The ultimate objective is to place the bilingual-bicultural student in the regular course of study.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-9-9**

#### **Notice of placement**

Sec. 9. (a) Before placing a student in a bilingual-bicultural program, the governing body of the school corporation in which the student resides shall notify the student's parent of the placement.

(b) The notice required in subsection (a) must be in English and the appropriate non-English language. The notice must state the purposes, methods, and content of the program and must inform the parent of the parent's right to:

- (1) visit the program; and
- (2) if the student is less than eighteen (18) years old, refuse the student's placement or withdraw the student from the program.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-9-10**

#### **Local and corporation advisory committees**

Sec. 10. (a) Before June 1 of each year, the principal of each school operating a bilingual-bicultural program shall appoint a local

advisory committee composed of:

- (1) teachers of bilingual-bicultural instruction who are proficient in both English and a non-English language and certified to teach a subject, including the history and culture of both the United States and the homeland of the non-English language;
- (2) counselors;
- (3) community members; and
- (4) parents of students enrolled or eligible for enrollment in the bilingual-bicultural program.

A majority of the committee members must be parents of students enrolled or eligible for enrollment in the bilingual-bicultural program.

(b) Before July 1 of each year, the governing body of each school corporation operating a bilingual-bicultural program shall select at least one (1) representative from each local advisory committee to serve on a corporation advisory committee. A majority of the committee members must be parents of students enrolled or eligible for enrollment in the program.

(c) A member of a local and corporation advisory committee holds the position for one (1) year.

(d) The local and corporation advisory committees shall participate in planning, implementing, and evaluating the bilingual-bicultural programs. All bilingual-bicultural programs must be approved by the appropriate local advisory committee before implementation. If the advisory committee refuses to approve a program, the division shall arbitrate the dispute.

(e) All school corporations wishing to implement a bilingual-bicultural program shall apply to the state superintendent.

(f) All bilingual-bicultural programs must be approved by the state board to qualify for the distribution of state funds to school corporations for the bilingual-bicultural programs.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-9-11**

#### **Summer and preschool bilingual-bicultural courses**

Sec. 11. School corporations may establish full-time or part-time summer or preschool bilingual-bicultural courses. However, the courses are not substitutes for bilingual-bicultural programs required during the normal school year.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-9-12**

#### **Duties of division**

Sec. 12. The division:

- (1) shall aid school corporations in developing bilingual-bicultural programs by:
  - (A) evaluating instructional materials;
  - (B) compiling material on the theory and practice of bilingual-bicultural instruction;
  - (C) encouraging innovative programs; and
  - (D) otherwise providing technical assistance to the

corporations;

(2) shall aid school corporations in developing and administering in-service training programs for school administrators and personnel involved in bilingual-bicultural programs;

(3) shall monitor and evaluate bilingual-bicultural programs conducted by school corporations;

(4) shall make an annual report on the status of the bilingual-bicultural programs to the governor and the general assembly;

(5) shall establish bilingual-bicultural educational resource centers for the use of the school corporations; and

(6) may establish guidelines to implement this chapter.

A report made under subdivision (4) to the general assembly must be in an electronic format under IC 5-14-6.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-9-13**

#### **Application by school corporation for funds; determination by division; criteria**

Sec. 13. (a) Each school corporation must apply to the division to receive funds under this chapter. The division director shall determine on a competitive basis which bilingual-bicultural programs are to receive the funds under this chapter. The criteria for determining the distribution of funds are as follows:

(1) The extent to which the educational needs identified and addressed in the application for funds are for bilingual-bicultural programs in areas having the greatest need in Indiana.

(2) The extent to which educational needs are clearly identified and realistic objectives are carefully planned to meet the objectives.

(3) The extent to which the application sets forth quantifiable measurement of the success of the proposed bilingual-bicultural program in providing students who do not speak English as a dominant language with language skills necessary for the students' education.

(4) The extent to which the application contains evidence that:

(A) the costs of bilingual-bicultural program components are reasonable in relation to the expected benefits;

(B) the proposed bilingual-bicultural program will be coordinated with existing efforts; and

(C) all possible efforts are being made to minimize the amount of funds requested for purchase of equipment necessary for implementation of the proposed bilingual-bicultural program.

(5) The extent to which the application indicates that the personnel to be employed in the bilingual-bicultural program possess qualifications relevant to the objectives of the bilingual-bicultural program.

(b) The division director may not award more than three hundred

dollars (\$300) per student under this chapter.  
*As added by P.L.1-2005, SEC.14.*

**IC 20-30-9-14**

**Length of funding**

Sec. 14. The bilingual-bicultural program of a school corporation may be funded for a minimum of five (5) years under this chapter.  
*As added by P.L.1-2005, SEC.14.*

## **IC 20-30-10**

### **Chapter 10. College Preparation Curriculum**

#### **IC 20-30-10-1**

##### **College preparation curriculum models**

Sec. 1. The department shall develop and recommend to the state board for adoption the Core 40 college preparation curriculum models.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-10-2**

##### **Adoption of models and teacher and staff training**

Sec. 2. (a) The state board shall adopt the following:

(1) College/technology preparation curriculum models that may include all or part of the college preparation curriculum models developed by the department under section 1 of this chapter.

(2) Teacher and staff training to implement the college/technology preparation curriculum models.

(b) The college/technology preparation curriculum models that the state board adopts under subsection (a) must meet the conditions listed in section 3 of this chapter.

*As added by P.L.1-2005, SEC.14. Amended by P.L.286-2013, SEC.98.*

#### **IC 20-30-10-3**

##### **Curriculum models; conditions**

Sec. 3. The college/technology preparation curriculum models must meet the following conditions:

(1) Be performance based.

(2) Allow for dual credit, advanced study, and cooperative agreements.

(3) Provide a student with:

(A) the subject and skill areas required by a state educational institution to gain admittance into the respective state educational institution; and

(B) the skills necessary to gain employment upon the student's completion of formal education;

upon the satisfactory fulfillment of the curriculum.

(4) Relate to a broad scope of subject areas and include all the subject areas required to be taught under Indiana law.

(5) Be designed to satisfy the graduation requirements established by the state board.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-10-4**

##### **Curriculum models; course offerings**

Sec. 4. Each high school must provide at least two (2) of each of the following course offerings:

(1) Dual credit.

(2) Advanced placement.

*As added by P.L.185-2006, SEC.9. Amended by P.L.49-2014, SEC.2.*

**IC 20-30-10-5**

**Dual credit or advanced placement courses as replacements for high school courses**

Sec. 5. Notwithstanding any other law, a high school may replace high school courses on the high school transcript with dual credit courses (as defined in IC 21-43-1-2.5) or advanced placement courses on the same subject matter with equal or greater rigor to the required high school course and may count such a course as satisfying academic honors or another special diploma requirement. A dual credit course must be authorized by an eligible institution (as described in IC 21-43-4-3.5) that is a member of a national dual credit accreditation organization, or the eligible institution must make assurances that the final assessment for the course given for dual credit under this section is substantially equivalent to the final assessment given in the college course in that subject.

*As added by P.L.46-2014, SEC.2.*

**IC 20-30-11**

**Repealed**

*(Repealed by P.L.2-2007, SEC.390.)*

**IC 20-30-11.5**

**Repealed**

*(Repealed by P.L.2-2007, SEC.390.)*

## **IC 20-30-12**

### **Chapter 12. Technology Preparation Curriculum**

#### **IC 20-30-12-1**

##### **Technology preparation curriculum**

Sec. 1. The department shall require all school corporations to make available to the school corporation's high school students the technology preparation curriculum developed by the state board.

*As added by P.L.1-2005, SEC.14. Amended by P.L.286-2013, SEC.99.*

#### **IC 20-30-12-2**

##### **Teacher and staff training**

Sec. 2. The state board shall implement teacher and staff training for the technology preparation curriculum.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-12-3**

##### **Equipment expenditures; funding**

Sec. 3. Expenditure for equipment necessary to implement this chapter by a school corporation may be paid:

- (1) through technology loans from the common school fund; or
- (2) from the school corporation's capital projects fund.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-12-4**

##### **Rules**

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

*As added by P.L.1-2005, SEC.14.*

**IC 20-30-13**

**Chapter 13. Expired**

*(Expired 12-31-2011 by P.L.145-2011, SEC.26.)*

## **IC 20-30-14**

### **Chapter 14. Community or Volunteer Service Program**

#### **IC 20-30-14-1**

##### **Development of community service ethic**

Sec. 1. Each school corporation may encourage the development of a community service ethic among high school students in grade 11 or 12 in the school corporation by offering each grade 11 or 12 student:

- (1) as part of the corporation's elective curriculum;
- (2) in compliance with rules adopted by the state board under section 9 of this chapter; and
- (3) upon completion by the student of approved community service or other volunteer service;

the opportunity for the student to earn academic credit toward the student's minimum graduation requirements.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-14-2**

##### **Application for academic credit for community or volunteer service**

Sec. 2. For each student who wishes to earn academic credit for community service or volunteer service under this chapter, the student, a teacher of the student, or a community or volunteer service organization must submit an application that includes the following information to the principal or the principal's designee of the high school in which the student is enrolled:

- (1) The name of the community service organization or volunteer service organization the student intends to assist.
- (2) The name, address, and telephone number of the director or the supervisor of the community service organization or volunteer service organization and, if different from the director or supervisor, the name, address, and telephone number of the individual assigned by the community or volunteer service organization to supervise the student at the activity site.
- (3) The nature of the community service or volunteer service performed by the student with a certification that the service performed by the student is voluntary.
- (4) The total number of hours the student intends to serve the community service organization or volunteer service organization during the school year.
- (5) A written statement by the director or the supervisor of the community service organization or volunteer service organization certifying that the information included in the application is an accurate reflection of:
  - (A) the student's expectations with regard to the number of hours of service contemplated to be performed; and
  - (B) the community service organization's or the volunteer service organization's need to acquire the student's service.
- (6) A description of:
  - (A) the educational or career exploration benefits the student

and the school should expect to gain from the student's community or volunteer service participation; and

(B) the service and benefit the community or volunteer service organization expects to gain from the student's participation.

(7) A description of how the community or volunteer service activity relates to a course in which the student is enrolled or intends to enroll.

(8) The manner and frequency in which the student and the community or volunteer service activity will be evaluated.

(9) The name of the certificated school employee who will be responsible for monitoring and evaluating the student's activity and performance, including assigning to the student a grade for participation under this section.

(10) Any other information required by the principal.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-14-3**

#### **Application deadline**

Sec. 3. For each school year in which a student wishes to earn academic credit under this chapter, the student must submit the application to participate under this chapter before November 1 of the school year. The principal may waive this application deadline if the principal determines that:

(1) the student was unable to meet the application deadline due to extraordinary circumstances; and

(2) the student will reasonably be able to accrue before graduation at least the minimum number of hours of service required to acquire at least one (1) academic credit toward the student's graduation requirements.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-14-4**

#### **Eligibility determination**

Sec. 4. Upon receipt of the application, the principal or the principal's designee shall determine whether the student is eligible to receive academic credit under this section based on the guidelines established by the department under section 8 of this chapter and rules adopted by the state board under section 9 of this chapter.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-14-5**

#### **Notification of eligibility determination; periodic progress reports**

Sec. 5. The principal or the principal's designee shall notify the student and the director or the sponsor of the community service organization or the volunteer service organization of the determination made under section 4 of this chapter. If the student's application is approved, the director or sponsor of the community service organization or the volunteer service organization shall periodically report to the principal or the principal's designee on the

student's fulfillment of the expectations included in the application.  
*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-14-6**

##### **Certification of service hours contributed**

Sec. 6. Upon the completion of the school year, the principal or the principal's designee shall request the director or the sponsor of the community service organization or the volunteer service organization to submit a report on the student's service during the school year that certifies the total number of hours of service contributed by the student.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-14-7**

##### **Award of academic credit**

Sec. 7. If the student's total number of hours of service is at least equal to the minimum number of hours required to earn academic credit for community service or volunteer service as set forth in rules adopted by the state board, the student shall receive the amount of academic credit available under the state board's rules for the service toward the student's graduation requirements.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-14-8**

##### **Guidelines**

Sec. 8. The department shall develop guidelines necessary to implement this section, including guidelines to assist principals or designees in determining whether a particular community service organization or volunteer service organization qualifies as an entity in which a student's volunteer service translates into academic credit under this section.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-14-9**

##### **Rules**

Sec. 9. The state board shall adopt rules under IC 4-22-2 necessary to implement this section, including rules stipulating the following:

- (1) The types of community service organizations or volunteer service organizations that qualify as entities described in section 8 of this chapter.
- (2) The types of community services or volunteer services performed by a student that qualify for approval under this chapter.
- (3) That the student must perform at least forty-eight (48) hours of service to earn one (1) academic credit.
- (4) That not more than two (2) academic credits toward graduation are available to a student under this chapter.
- (5) That the exploitation or endangerment of students participating under this chapter is prohibited.
- (6) That each school corporation and community service

organization or volunteer service organization participating under this chapter shall monitor student activity under this chapter and compile periodic reports from students and other individuals to ensure:

- (A) student health and safety, including assurances that students are not expected to perform duties that are prohibited by law or rule for which students are inadequately prepared or supervised;
  - (B) an educational benefit to the student is being derived by the student; and
  - (C) compliance with appropriate statutes and rules.
- (7) The minimum acceptable level of certificated school employee staffing required to adequately implement, monitor, and evaluate the program under this chapter.
- (8) The method for demonstrating and enforcing the assurances described under subdivision (6).

*As added by P.L.1-2005, SEC.14.*

## **IC 20-30-15**

### **Chapter 15. Nonsession School Activities**

#### **IC 20-30-15-1**

##### **"Agricultural education"**

Sec. 1. As used in this chapter, "agricultural education" means the form of career and technical education that prepares an individual for the occupations connected with:

- (1) the tillage of soil;
- (2) the care of domestic animals;
- (3) forestry; and
- (4) other wage earning or productive work on the farm.

*As added by P.L.1-2005, SEC.14. Amended by P.L.234-2007, SEC.112.*

#### **IC 20-30-15-2**

##### **"Attendance unit"**

Sec. 2. As used in this chapter, "attendance unit" means the geographical and population area served by a single school that consists of part or all of the school corporation.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-15-3**

##### **"Home economics education"**

Sec. 3. As used in this chapter, "home economics education" means the form of career and technical education that prepares an individual for occupations connected with the household.

*As added by P.L.1-2005, SEC.14. Amended by P.L.234-2007, SEC.113.*

#### **IC 20-30-15-4**

##### **"Industrial education"**

Sec. 4. As used in this chapter, "industrial education" means the form of career and technical education that prepares an individual for the trades, crafts, and wage earning pursuits. The term includes the occupations performed in stores, workshops, and other establishments.

*As added by P.L.1-2005, SEC.14. Amended by P.L.234-2007, SEC.114.*

#### **IC 20-30-15-5**

##### **"Career and technical education"**

Sec. 5. As used in this chapter, "career and technical education" means any education that has the major purpose of preparing an individual for profitable employment.

*As added by P.L.1-2005, SEC.14. Amended by P.L.234-2007, SEC.115.*

#### **IC 20-30-15-6**

##### **Authorization**

Sec. 6. (a) When public schools are not in session, a governing body may employ personnel to supervise the following:

- (1) Agricultural education club work.
- (2) Industrial education club work.
- (3) Home economics education club work.
- (4) Music activities.
- (5) Athletics.

(b) Activities described in subsection (a) must be open and free to all individuals of school age residing in the attendance unit of the school corporation that is paying all or part of the cost of the activity.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-15-7**

#### **Personnel contracts**

Sec. 7. An individual employed under this chapter shall enter into a contract with the governing body for the period of employment. The contract must contain the following terms:

- (1) The amount of work to be performed.
- (2) The kind of work to be performed.
- (3) The length of the period of employment.
- (4) The rate of compensation agreed on by the employee and the governing body.
- (5) The total amount to be paid.

A contract entered into under this section is not a teaching contract or an extension of a teaching contract. An individual with a teaching contract during periods when school is not in session may not be employed under this chapter for any period included in the teaching contract.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-15-8**

#### **Contract appropriation**

Sec. 8. (a) A governing body shall pay contractual obligations under this chapter. However, a contract is not valid unless the governing body has made an appropriation from the school corporation's general fund for the contractual obligations before making the contract.

(b) A governing body may appropriate from the school corporation's general fund for any one (1) year an amount equal to the total funds raised by school patrons during the year in which the appropriation is made to purchase band uniforms for high school bands sponsored by high schools located within and operated by the school corporation.

*As added by P.L.1-2005, SEC.14.*