Second Regular Session of the 121st General Assembly (2020)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type.~~

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~*this style type*~~ reconciles conflicts between statutes enacted by the 2019 Regular Session of the General Assembly.

# HOUSE ENROLLED ACT No. 1003

AN ACT to amend the Indiana Code concerning education.

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

SECTION 1. IC 4-3-27-11, AS AMENDED BY P.L.143-2019, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. (a) As used in this section, "high school" means a high school (as defined in IC 20-18-2-7) that is:

(1) maintained by a school corporation;

(2) a charter school; or

(3) ~~an~~ **a state** accredited nonpublic school **(as defined in IC 20-18-2-18.7).**

(b) Not later than July 1, 2019, the cabinet shall develop a comprehensive career navigation and coaching system for Indiana that does both of the following:

(1) Provides timely, comprehensive, relevant, and useful information on careers, including at least:

(A) general and industry sector based regional, state, national, and global information to identify both immediate and potential career opportunities arising from:

(i) current employer needs;

(ii) developing or foreseeable talent needs and trends; and

(iii) other factors identified by the cabinet;

(B) state, regional, and local labor market supply and demand information from the department of workforce development, industry sectors, and other verifiable sources; and

(C) educational requirements and attainment information from

employers, the department of workforce development, and other verifiable sources.

(2) Establishes strategies and identifies capacity to deliver career navigation and coaching to middle school, high school, postsecondary, and adult students, with priority being given to middle school and high school students, including at least:

(A) processes for identifying an individual's aptitude for and interest in, and the education and training required for, various career and employment opportunities;

(B) the use of career coaches and other coaching resources, including the work one system, employers, Ivy Tech Community College, Vincennes University, and other postsecondary educational institutions; and

(C) qualifications for career coaches and a training program to enable the career coaches to provide relevant information to the individuals being served.

(c) All high schools in Indiana shall participate in the career coaching program developed under subsection (b)(2).

(d) In developing the comprehensive career navigation and coaching system under subsection (b)(2), the cabinet shall:

(1) receive cooperation, support, and assistance from:

(A) the department of workforce development, the Indiana commission for higher education, and the department of education; and

(B) the resources, providers, and institutions that the departments and the commission listed in clause (A) use and oversee;

(2) explore approaches and models from Indiana and other states and countries;

(3) where appropriate, use pilot programs or other scaling approaches to develop and implement the comprehensive career navigation and coaching system in a cost effective and efficient manner; and

(4) work to coordinate and align resources to produce effective and efficient results to K-12 educational systems, postsecondary educational systems, the workforce development community, employers, community based organizations, and other entities.

(e) The cabinet shall initially:

(1) focus on:

(A) students in, or of the age to be in, the last two (2) years of high school; and

(B) working age adults; and

(2) use, to the extent possible, the department of workforce development, the K-12 educational system, Ivy Tech Community College, Vincennes University, and other existing resources to implement the comprehensive career navigation and coaching system with a later expansion of the system, as appropriate, to all K-12 and postsecondary schools and institutions and their students.

(f) Not later than July 1, 2019, the cabinet shall submit to:

(1) the governor;

(2) the commission for higher education;

(3) the state board of education; and

(4) the general assembly in an electronic format under IC 5-14-6;

operating and funding recommendations to implement the comprehensive career navigation and coaching system.

SECTION 2. IC 5-2-10.1-13, AS ADDED BY P.L.211-2018(ss), SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 13. A charter school (as defined in IC 20-24-1-4) or ~~an~~ **a state** accredited nonpublic school **(as defined in IC 20-18-2-18.7)** may do one (1) or more of the following:

(1) Designate an individual to serve as the school safety specialist for the school and comply with section 9 of this chapter.

(2) Establish a school safety plan in accordance with this chapter.

(3) Establish a safe school committee as described under section 12 of this chapter.

SECTION 3. IC 5-3-1-3, AS AMENDED BY P.L.238-2019, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 3. (a) Within sixty (60) days after the expiration of each calendar year, the fiscal officer of each civil city and town in Indiana shall publish an annual report of the receipts and expenditures of the city or town during the preceding calendar year.

(b) Not earlier than August 1 or later than August 15 of each year, the secretary of each school corporation in Indiana shall publish **either:**

**(1)** an annual financial report; **or**

**(2) a summary of the annual financial report with a description of how to find and view the full annual fiscal report on the Internet. The summary must include the following:**

**(A) The total amounts for:**

**(i) approved budget receipts for each property tax fund and the total for the approved budget receipts for all of the property tax funds combined; and**

**(ii) actual receipts for each property tax fund and the**

**total for the approved budget receipts for all of the property tax funds combined.**

**(B) The total amounts for:**

**(i) approved budget expenditures for each property tax fund and the total for the approved budget expenditures for all of the property tax funds combined; and**

**(ii) actual expenditures for all property tax funds and the total for the approved budget receipts for all of the property tax funds combined.**

**(C) The minimum teacher salary range.**

**(D) The maximum teacher salary range.**

**(E) High school extracurricular salaries for head athletic coaches and orchestra, music, and band leaders.**

**(F) The salary ranges for noncertificated employees (as defined in IC 20-29-2-11) classifications.**

**(G) The:**

**(i) lowest salary;**

**(ii) highest salary; and**

**(iii) average salary;**

**for a certificated administrative staff employee.**

**(H) Student enrollment disaggregated by grade level.**

**(I) The total assessed valuation for property and the property tax rate per property tax fund for the past two (2) years.**

**(J) The type of indebtedness for the school corporation and the amount of principal that is outstanding.**

(c) In the annual financial report the school corporation shall include the following:

(1) Actual receipts and expenditures by major accounts as compared to the budget advertised under IC 6-1.1-17-3 for the prior calendar year.

(2) The salary schedule for all certificated employees (as defined in IC 20-29-2-4) as of June 30, with the number of employees at each salary increment. However, the listing of salaries of individual teachers is not required.

(3) The extracurricular salary schedule as of June 30.

(4) The range of rates of pay for all noncertificated employees by specific classification.

(5) The number of employees who are full-time certificated, part-time certificated, full-time noncertificated, and part-time noncertificated.

(6) The lowest, highest, and average salary for the administrative

staff and the number of administrators without a listing of the names of particular administrators.

(7) The number of students enrolled at each grade level and the total enrollment.

(8) The assessed valuation of the school corporation for the prior and current calendar year.

(9) The tax rate for each fund for the prior and current calendar year.

(10) In the education fund and operations fund, a report of the total payment made to each vendor from each fund in excess of two thousand five hundred dollars ($2,500) during the prior calendar year. However, a school corporation is not required to include more than two hundred (200) vendors whose total payment to each vendor was in excess of two thousand five hundred dollars ($2,500). A school corporation shall list the vendors in descending order from the vendor with the highest total payment to the vendor with the lowest total payment above the minimum listed in this subdivision.

(11) A statement providing that the contracts, vouchers, and bills for all payments made by the school corporation are in its possession and open to public inspection.

(12) The total indebtedness as of the end of the prior calendar year showing the total amount of notes, bonds, certificates, claims due, total amount due from such corporation for public improvement assessments or intersections of streets, and any and all other evidences of indebtedness outstanding and unpaid at the close of the prior calendar year.

(d) The school corporation may provide an interpretation or explanation of the information included in the financial report.

(e) The department of education shall do the following:

(1) Develop guidelines for the preparation and form of the financial report.

(2) Provide information to assist school corporations in the preparation of the financial report.

(f) The annual reports required by this section and IC 36-2-2-19 and the abstract required by IC 36-6-4-13 shall each be published one (1) time only, in accordance with this chapter.

(g) Each school corporation shall submit to the department of education a copy of the financial report required under this section. The department of education shall make the financial reports available ~~for public inspection.~~ **on the department of education's Internet web site.**

(h) As used in this subsection, "bonds" means any bonds, notes, or other evidences of indebtedness, whether payable from property taxes, other taxes, revenues, fees, or any other source. However, the term does not include notes, warrants, or other evidences of indebtedness that have a maturity of not more than five (5) years and that are made in anticipation of and to be paid from revenues of the school corporation. Notwithstanding any other law, a school corporation may not issue any bonds unless the school corporation has filed the annual financial report required under subsection (b) with the department of education. The requirements under this subsection for the issuance of bonds by a school corporation are in addition to any other requirements imposed under any other law. This subsection applies to the issuance of bonds authorized under any statute, regardless of whether that statute specifically references this subsection or the requirements under this subsection.

SECTION 4. IC 6-3-2-22, AS ADDED BY P.L.229-2011, SECTION 85, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2021]: Sec. 22. (a) The following definitions apply throughout this section:

(1) "Dependent child" means an individual who:

(A) is eligible to receive a free elementary or high school education in an Indiana school corporation;

(B) qualifies as a dependent (as defined in Section 152 of the Internal Revenue Code) of the taxpayer; and

(C) is the natural or adopted child of the taxpayer or, if custody of the child has been awarded in a court proceeding to someone other than the mother or father, the court appointed guardian or custodian of the child.

If the parents of a child are divorced, the term refers to the parent who is eligible to take the exemption for the child under Section 151 of the Internal Revenue Code.

(2) "Education expenditure" refers to any expenditures made in connection with enrollment, attendance, or participation of the taxpayer's dependent child in a private elementary or high school education program. The term includes tuition, fees, computer software, textbooks, workbooks, curricula, school supplies (other than personal computers), and other written materials used primarily for academic instruction or for academic tutoring, or both.

(3) "Private elementary or high school education program" means attendance at:

(A) a nonpublic school (as defined in IC 20-18-2-12); or

(B) ~~an~~ **a state** accredited nonpublic school **(as defined in IC 20-18-2-18.7);**

in Indiana that satisfies a child's obligation under IC 20-33-2 for compulsory attendance at a school. The term does not include the delivery of instructional service in a home setting to a dependent child who is enrolled in a school corporation or a charter school.

(b) This section applies to taxable years beginning after December 31, 2010.

(c) A taxpayer who makes an unreimbursed education expenditure during the taxpayer's taxable year is entitled to a deduction against the taxpayer's adjusted gross income in the taxable year.

(d) The amount of the deduction is:

(1) one thousand dollars ($1,000); multiplied by

(2) the number of the taxpayer's dependent children for whom the taxpayer made education expenditures in the taxable year.

A husband and wife are entitled to only one (1) deduction under this section.

(e) To receive the deduction provided by this section, a taxpayer must claim the deduction on the taxpayer's annual state tax return or returns in the manner prescribed by the department.

SECTION 5. IC 9-21-12-20.5, AS ADDED BY P.L.144-2019, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 20.5. (a) As used in this section, "elementary school":

(1) has the meaning set forth in IC 20-18-2-4; and

(2) includes public elementary schools and **state** accredited nonpublic elementary schools **that voluntarily become accredited under IC 20-31-4.1.**

(b) As used in this section, "governing body" has the meaning set forth in IC 20-18-2-5.

(c) If a school bus driver must load or unload an elementary school student at a location that requires the student to cross a roadway that is a U.S. route or state route as described in section 20(a)(1) of this chapter, the superintendent or the superintendent's designee shall present the school bus route described in this subsection to the governing body for approval.

SECTION 6. IC 9-27-6-3, AS AMENDED BY P.L.85-2013, SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3. (a) As used in this chapter, "driver training school" means:

(1) a business enterprise that:

(A) is conducted by an individual, an association, a

partnership, a limited liability company, or a corporation for the education and training of persons, practically or theoretically, or both, to operate or drive motor vehicles or to prepare an applicant for an examination or validation under IC 9-24 for a driver's license; and

(B) charges consideration or tuition for the provision of services; or

(2) a driver education program operated under the authority of:

(A) a school corporation (as defined in IC 36-1-2-17);

(B) a **state accredited** nonpublic secondary school that voluntarily becomes accredited under ~~IC 20-19-2-8;~~ **IC 20-31-4.1;**

~~(C) a nonpublic secondary school recognized under IC 20-19-2-10;~~

~~(D)~~ **(C)** a postsecondary proprietary educational institution (as defined in IC 22-4.1-21-9);

~~(E)~~ **(D)** a postsecondary credit bearing proprietary educational institution (as defined in IC 21-18.5-2-12);

~~(F)~~ **(E)** a state educational institution (as defined in IC 21-7-13-32); or

~~(G)~~ **(F)** a nonaccredited nonpublic school.

(b) The term does not include a business enterprise that educates or trains a person or prepares a person for an examination or a validation given by the bureau to operate or drive a motor vehicle as a vocation.

SECTION 7. IC 9-27-6-6, AS AMENDED BY P.L.149-2015, SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. (a) To establish or operate a driver training school, the driver training school must obtain a driver training school license from the bureau in the manner and form prescribed by the bureau.

(b) Subject to subsections (c) and (d), the bureau shall adopt rules under IC 4-22-2 that state the requirements for obtaining a driver training school license.

(c) The rules adopted under subsection (b) must permit a licensed driver training school to provide classroom training during which an instructor is present in a county outside the county where the driver training school is located to the students of:

(1) a school corporation (as defined in IC 36-1-2-17);

(2) a **state accredited** nonpublic secondary school that voluntarily becomes accredited under ~~IC 20-19-2-8;~~ **IC 20-31-4.1;**

~~(3) a nonpublic secondary school recognized under~~

~~IC 20-19-2-10;~~

~~(4)~~ **(3)** a state educational institution; or

~~(5)~~ **(4)** a nonaccredited nonpublic school.

However, the rules must provide that a licensed driver training school may provide classroom training in an entity listed in ~~subdivisions~~ **subdivision** (1) ~~through (3)~~ **or (2)** only if the governing body of the entity approves the delivery of the training to its students.

(d) The rules adopted under subsection (b) must provide that driver education instruction may not be provided to a child less than fifteen (15) years of age.

SECTION 8. IC 10-21-1-1, AS AMENDED BY P.L.50-2019, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. The following definitions apply throughout this chapter:

(1) "Accredited nonpublic school" means a nonpublic school ~~(as described under IC 20-18-2-12)~~ that:

**(A)** has voluntarily become accredited under ~~IC 20-19-2-8.~~ **IC 20-31-4.1; or**

**(B) is accredited by a national or regional accrediting agency that is recognized by the state board of education.**

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

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

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

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

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

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

(8) "School corporation or charter school" refers to an individual school corporation, a school corporation career and technical

education school described in IC 20-37-1-1, or a charter school but also includes:

(A) a coalition of school corporations;

(B) a coalition of charter schools; or

(C) a coalition of both school corporations and charter schools;

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

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

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

SECTION 9. IC 16-35-8-1, AS AMENDED BY P.L.149-2017, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. As used in this chapter, "child" means a child who is:

(1) at least three (3) years of age and less than seven (7) years of age; or

(2) enrolled in a public school, **state** accredited nonpublic school **(as defined in IC 20-18-2-18.7),** or nonaccredited nonpublic school in kindergarten through grade 12.

SECTION 10. IC 16-41-37.5-2, AS AMENDED BY P.L.168-2009, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) The state department shall before July 1, 2010:

(1) adopt rules under IC 4-22-2 to establish an indoor air quality inspection, evaluation, and employee notification program to assist state agencies in improving indoor air quality; and

(2) amend 410 IAC 6-5.1 or adopt new rules under IC 4-22-2 to do the following:

(A) Establish an indoor air quality inspection, evaluation, and parent and employee notification program to assist schools in improving indoor air quality.

(B) Establish best practices to assure healthful indoor air quality in schools.

(b) Subject to subsection (c), the state department shall:

(1) inspect a school or state agency if the state department receives a complaint about the quality of air in the school or state agency;

(2) prepare a report, which may be in letter form, that:

(A) describes the state department's inspection findings;

(B) identifies any conditions that are contributing or could contribute to poor indoor air quality at the school or state agency, including:

(i) carbon dioxide levels;

(ii) humidity;

(iii) evidence of mold or water damage; and

(iv) excess dust;

(C) provides guidance on steps the school or state agency should take to address any issues; and

(D) requests a response from the school or state agency not later than sixty (60) days after the date of the report;

(3) report the results of the inspection to:

(A) the person who complained about the quality of air;

(B) the school's principal or the state agency head;

(C) the superintendent of the school corporation, if the school is part of a school corporation;

(D) the Indiana state board of education, if the school is a public school or ~~an~~ **a state** accredited nonpublic school **(as defined in IC 20-18-2-18.7);**

(E) the Indiana department of administration, if the inspected entity is a state agency; and

(F) the appropriate local or county board of health; and

(4) assist the school or state agency in developing a reasonable plan to improve air quality conditions found in the inspection.

(c) A complaint referred to in subsection (b)(1):

(1) must be in writing; and

(2) may be made by electronic mail.

(d) The state department may release the name of a person who files a complaint referred to in subsection (b)(1) only if the person has authorized the release in writing.

SECTION 11. IC 16-41-37.5-2.5, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2020 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2.5. (a) Before July 31, 2019, the state department shall distribute a manual of best practices for managing indoor air quality at schools as described in this section. The state department may use a manual on indoor air quality in schools developed by a federal health or environmental agency or another state and make additions or revisions to the manual to make the manual most useful to Indiana schools. The manual must include recommendations for radon testing. The state department shall provide the manual:

(1) to:

(A) the legislative council; and

(B) the department of education;

in an electronic format under IC 5-14-6; and

(2) to the facilities manager and superintendent of each school corporation and the chief administrative officer of each **state** accredited nonpublic school **(as defined in IC 20-18-2-18.7).**

(b) At least once every three (3) years the **state** department shall:

(1) review and revise the manual developed under subsection (a) to assure that the manual continues to represent best practices available to schools; and

(2) distribute the manual to individuals listed in subsection (a)(2).

SECTION 12. IC 20-18-2-18.7 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 18.7. "State accredited nonpublic school" means a nonpublic school that has voluntarily become accredited under IC 20-31-4.1.**

SECTION 13. IC 20-18-2-18.8 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 18.8. "State accredited school" means a public or nonpublic school that is accredited under IC 20-31-4.1.**

SECTION 14. IC 20-19-2-8, AS AMENDED BY P.L.242-2017, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. (a) In addition to any other powers and duties prescribed by law, the state board shall adopt rules under IC 4-22-2 concerning, but not limited to, the following matters:

(1) The designation and employment of the employees and consultants necessary for the department. The state board shall fix the compensation of employees of the department, subject to the approval of the budget committee and the governor under IC 4-12-2.

(2) The establishment and maintenance of standards and guidelines for media centers, libraries, instructional materials centers, or any other area or system of areas in a school where a full range of information sources, associated equipment, and services from professional media staff are accessible to the school community. With regard to library automation systems, the state board may only adopt rules that meet the standards established by the state library board for library automation systems under IC 4-23-7.1-11(b).

(3) The establishment and maintenance of standards for student personnel and guidance services.

~~(4) The inspection of all public schools in Indiana to determine the condition of the schools. The state board shall establish standards governing the accreditation of public schools. Observance of:~~

~~(A) IC 20-31-4;~~

~~(B) IC 20-28-5-2;~~

~~(C) IC 20-28-6-3 through IC 20-28-6-7;~~

~~(D) IC 20-28-11.5; and~~

~~(E) IC 20-31-3, IC 20-32-4, IC 20-32-5 (for school years ending before July 1, 2018), IC 20-32-5.1 (for school years beginning after June 30, 2018), and IC 20-32-8;~~

~~is a prerequisite to the accreditation of a school. Local public school officials shall make the reports required of them and otherwise cooperate with the state board regarding required inspections. Nonpublic schools may also request the inspection for classification purposes. Compliance with the building and site guidelines adopted by the state board is not a prerequisite of accreditation.~~

~~(5)~~ **(4)** The distribution of funds and revenues appropriated for the support of schools in the state.

~~(6) The state board may not establish an accreditation system for nonpublic schools that is less stringent than the accreditation system for public schools.~~

~~(7) A separate system for recognizing nonpublic schools under IC 20-19-2-10. Recognition of nonpublic schools under this subdivision constitutes the system of regulatory standards that apply to nonpublic schools that seek to qualify for the system of recognition.~~

~~(8)~~ **(5)** The establishment and enforcement of standards and guidelines concerning the safety of students participating in cheerleading activities.

~~(9)~~ **(6)** Subject to IC 20-28-2, the preparation and licensing of teachers.

(b) Before final adoption of any rule, the state board shall make a finding on the estimated fiscal impact that the rule will have on school corporations.

SECTION 15. IC 20-19-2-10 IS REPEALED [EFFECTIVE UPON PASSAGE]. ~~Sec. 10. (a) It is the policy of the state that the state:~~

~~(1) recognizes that nonpublic schools provide education to children in Indiana;~~

~~(2) has an interest in ensuring that all Indiana children are well educated in both curricular and extracurricular programs; and~~

~~(3) should facilitate the transferability of comparable academic credit between appropriate nonpublic schools and state supported educational institutions.~~

~~(b) The state board shall implement a system of recognition of the educational programs of nonpublic schools to fulfill the policy set forth in subsection (a).~~

~~(c) The system of recognition described under subsection (b) must:~~

~~(1) be voluntary in nature with respect to the nonpublic school;~~

~~(2) recognize the characteristics that distinguish nonpublic schools from public schools; and~~

~~(3) be a recognition system that is separate from the accreditation standards required of public schools and available to nonpublic schools under section 8(a)(4) of this chapter.~~

~~(d) This section does not prohibit a nonpublic school from seeking accreditation under section 8(a)(4) of this chapter.~~

~~(e) The department shall waive accreditation standards for an accredited nonpublic alternative school that enters into a contract with a school corporation to provide alternative education services for students who have:~~

~~(1) dropped out of high school;~~

~~(2) been expelled; or~~

~~(3) been sent to the nonpublic alternative school due to the students' lack of success in the public school environment;~~

~~to accommodate the nonpublic alternative school's program and student population. A nonpublic alternative school to which this subsection applies is not subject to being placed in a category or designation under IC 20-31-8-4. However, the nonpublic alternative school must comply with all state reporting requirements and submit a school improvement growth model on the anniversary date of the nonpublic alternative school's original accreditation.~~

~~(f) The state board may accredit a nonpublic school under this section at the time the nonpublic school begins operation in Indiana.~~

~~(g) The state board shall adopt rules under IC 4-22-2 to implement this section.~~

SECTION 16. IC 20-19-2-11 IS REPEALED [EFFECTIVE UPON PASSAGE]. ~~Sec. 11. (a) As used in this section, "plan" refers to a strategic and continuous school improvement and achievement plan developed under IC 20-31-5.~~

~~(b) A plan must:~~

~~(1) conform to the requirements of IC 20-31-5; and~~

~~(2) include a professional development program.~~

~~(c) The governing body may do the following for a school that~~

~~participates in a plan:~~

~~(1) Invoke a waiver of a rule adopted by the state board under IC 20-31-5-5(b).~~

~~(2) Develop a plan for the admission of students who do not reside in the school's attendance area but have legal settlement in the school corporation.~~

~~(d) In approving a school corporation's actions under this section, the state board shall consider whether the governing body has done the following:~~

~~(1) Approved a school's plan.~~

~~(2) Demonstrated the support of the exclusive representative only for the professional development program component of the plan.~~

~~(e) The state board may waive any statute or rule relating to curriculum in accordance with IC 20-31-5-5.~~

~~(f) As part of the plan, the governing body may develop and implement a policy to do the following:~~

~~(1) Allow the transfer of a student who resides in the school's attendance area but whose parent requests that the student attend another school in the school corporation of legal settlement.~~

~~(2) Inform parents of their rights under this section.~~

~~(g) The state board shall adopt rules under IC 4-22-2 to implement this section.~~

SECTION 17. IC 20-19-8-3, AS ADDED BY P.L.174-2019, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3. (a) The legislative council is urged to assign to the study committee during the 2019, 2020, 2021, and 2022 interims the study of the following:

(1) How to do the following:

(A) Eliminate, reduce, or streamline the number of education mandates placed on schools.

(B) Streamline fiscal and compliance reporting to the general assembly on a sustainable and systematic basis.

(2) During the 2019 interim, the following:

(A) The following provisions:

IC 5-2-10.1-11 (school safety specialist).

IC 5-11-1-27 (local government internal control standards).

IC 20-20-40-13 (restraint and seclusion; notice requirement; training; elements of the restraint and seclusion plan).

IC 20-26-5-34.2 (bullying prevention; training for employees and volunteers).

IC 20-26-13 (graduation rate determination).

IC 20-26-16-4 (school corporation police officer minimum

training requirements).
IC 20-26-18 (criminal gang measures).
IC 20-26-18.2 (school resource officers).
IC 20-28-3-4.5 (training on child abuse and neglect).
IC 20-28-3-6 (youth suicide awareness and prevention training).
IC 20-28-3-7 (training on human trafficking).
~~IC 20-28-5-3(c) (cardiopulmonary resuscitation training).~~
IC 20-34-7 (student athletes: concussions and head injuries).

(B) The relation, if applicable, of any requirements under provisions listed in clause (A) with the following federal provisions, and whether any of the requirements under provisions listed in clause (A) or other state law can be streamlined with the federal provisions to alleviate administrative burdens for schools:
29 CFR 1910.1030 (bloodborne pathogens).
29 CFR 1910.147 (lock out/tag out).

(3) During the 2020 interim, the following:

(A) The following provisions:
IC 5-11-1-27 (local government internal control standards).
IC 5-22-8-2 (purchases below fifty thousand dollars ($50,000)).
IC 20-19-6.2 (Indiana family friendly school designation program).
IC 20-26-3-5 (constitutional or statutory exercise of powers; written policy).
IC 20-26-5-1 (power and purpose to conduct various education programs).
IC 20-26-5-10 (adoption of criminal history background and child protection index check policy; implementation of policy).
IC 20-26-5-34.4 (child suicide awareness and prevention).
IC 20-33-2-14 (compulsory attendance; school corporation policy; exceptions; service as page or honoree of general assembly).
IC 20-33-8-12 (adoption of discipline rules; publicity requirement; discipline policy regulations and guidelines; delegation of authority; rulemaking powers of governing body).
IC 20-33-8-13.5 (discipline rules prohibiting bullying required).
IC 20-33-8-32 (locker searches).

IC 20-43-10-3.5 (teacher appreciation grants).
410 IAC 33-4-3 (vehicles idling).
410 IAC 33-4-7 (policy for animals in the classroom).
410 IAC 33-4-8 (policy to minimize student exposure to chemicals).
511 IAC 6-10-4 (postsecondary enrollment program local policies).
511 IAC 6.1-5-9 (required homework policy).
511 IAC 6.1-5-10 (policy prohibiting retaining students for athletic purposes).
511 IAC 7-36-9 (medication administration).
511 IAC 7-42-10 (least restrictive environment and delivery of special education and related services).

(B) The relation, if applicable, of any requirements under provisions listed in clause (A) with the following federal provisions, and whether any of the requirements under provisions listed in clause (A) or any other state law can be streamlined with the federal provisions to alleviate administrative burdens for schools:

20 U.S.C. 1232h(c) and 34 CFR 98.3 (parental access to instructional materials).
20 U.S.C. 6318(a)(2) (parent and family engagement).
20 U.S.C. 7961(h)(1) (Gun-Free Schools Act).
41 U.S.C. 8103 and 34 CFR 84 (drug-free workplace).
42 U.S.C. 1751 through 42 U.S.C. 1769 (school lunch).
7 CFR 210.31 (local school wellness policy).

(4) During the 2021 interim, the following:

(A) The following provisions:

IC 5-3-1-3(b) through IC 5-3-1-3(e) and IC 5-3-1-3(g) (publication of annual financial report).
IC 20-18-2-2.7 (definition of "curricular material").
IC 20-19-2-8 (adoption of administrative rules by the state board).
IC 20-19-2-16 (federal aid concerning children with disabilities).
IC 20-19-3-9.4 (disclosure of student test number information).
IC 20-20-8-8 (school corporation annual performance report).
IC 20-20-33 (alternative education program grants).
IC 20-26-13 (graduation rate determination).
IC 20-28-5-1 (department's responsibility for licensing

teachers).
IC 20-28-11.5-9 (staff performance evaluation reporting).
IC 20-30-8 (alternative program for certain students).
IC 20-33-2-3.2 (definition of "attend").
IC 20-33-5-7 (public schools; curricular material assistance; state reimbursement).
IC 20-34-6 (student safety reporting).
IC 20-35-5-2 (formation of special education cooperative).
IC 20-36 (high ability students).
IC 20-43-1-3 (definition of "honors designation award").
IC 20-43-4-2 (determination of ADM).
IC 20-43-10-3 (determination of annual performance grant).
IC 21-12-10 (eligibility for Mitch Daniels early graduation scholarship).
511 IAC 6-9.1 (waiver of curriculum and graduation rules for high ability students).
511 IAC 6.2-3.1 (reading plan).
511 IAC 7-46-4 (child count data collection).
511 IAC 10-6-4(a)(1) (staff evaluation measures).
511 IAC 16-2-7 (creditable experience for licensing).

(B) The relation, if applicable, of any requirements under provisions listed in clause (A) with the following federal provisions and whether any of the requirements under provisions listed in clause (A) or other state law can be streamlined with the federal provisions to alleviate administrative burdens for schools:
20 U.S.C. 3413(c)(1) (civil rights data collection).
Individuals with Disabilities Education Act (IDEA), Section 618 Part C (child count reporting requirements).
Elementary and Secondary Education Act of 1965 (ESEA), Section 8303, as amended by the Every Student Succeeds Act (ESSA) (consolidated reporting).
34 CFR 300.601 (state performance plans and data collection).

(5) During the 2022 interim, the following provisions:
IC 20-30-5-5.5 (instruction on bullying prevention).
IC 20-30-5-5.7 (child abuse and child sexual abuse).
IC 20-30-5-7 (required curriculum).
IC 20-30-5-8 (safety instruction).
IC 20-30-5-9 (hygiene instruction).
IC 20-30-5-10 (disease instruction).
IC 20-30-5-11 (drug education).

IC 20-30-5-12 (AIDS education).
IC 20-30-5-13 (human sexuality and sexually transmitted diseases instructional requirements).
IC 20-30-5-14 (career awareness and development).
IC 20-30-5-15 (breast cancer and testicular cancer education).
IC 20-30-5-16 (human organ and blood donor program education).
IC 20-30-5-17 (access to materials; consent for participation).
IC 20-30-5-18 (meningitis information).
IC 20-30-5-19 (personal financial responsibility instruction).
IC 20-30-5-20 (instruction in cardiopulmonary resuscitation).
IC 20-30-5-23 (computer studies).

(b) The study committee shall include in its annual report for each interim the study committee's recommendations, including any recommendations to the general assembly as to whether a provision described in subsection (a)(2)(A), (a)(3)(A), (a)(4)(A), or (a)(5) should repealed or whether the provision may be improved to lessen the administrative burden placed on schools.

(c) This chapter expires January 1, 2023.

SECTION 18. IC 20-20-5.5-3, AS AMENDED BY P.L.286-2013, SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3. (a) The state superintendent shall notify the governing bodies of each school corporation, charter school, and **state** accredited nonpublic school immediately of:

(1) the initial publication and annual update on the department's Internet web site of the report described in section 2(c) of this chapter, including the Internet web site address where the report is published; and

(2) updates of the following types of information in the report described in section 2(c) of this chapter:

(A) The addition of materials.

(B) The removal of materials.

(C) Changes in the per unit price of curricular materials that exceed five percent (5%).

(b) A notification under this section must state that:

(1) the reviews of curricular materials included in the report described in section 2(c) of this chapter are departmental reviews only; and

(2) each governing body has authority to adopt curricular materials for a school corporation.

SECTION 19. IC 20-20-8-3, AS AMENDED BY P.L.233-2015, SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

JULY 1, 2020]: Sec. 3. (a) Not earlier than March 15 or later than March 31 of each year, the governing body of a school corporation shall publish **either:**

**(1)** an annual performance report of the school corporation; **or**

**(2) a summary of the annual performance report with a description of how to find and view the full annual performance report on the Internet. The summary must include the following:**

**(A) Student enrollment.**

**(B) Graduation rate (as defined in IC 20-26-13-6) and the graduation rate excluding students that receive a graduation waiver under IC 20-32-4-4.1 or IC 20-32-4-4.**

**(C) Attendance rate.**

**(D) All state standardized assessment scores, including the number and percentage of students meeting academic standards.**

**(E) The school's performance category or designation of school improvement assigned under IC 20-31-8.**

**(F) The percentage of graduates considered college and career ready in a manner prescribed by the state board.**

**(G) Financial information and various school cost factors required to be provided to the office of management and budget under IC 20-42.5-3-5.**

~~in compliance with the procedures identified in section 7 of this chapter.~~ The report **or summary** must be published one (1) time annually under IC 5-3-1.

(b) The department shall make each school corporation's report available on the department's Internet web site. The annual performance report published on the Internet for a school corporation, including a charter school, must include any additional information submitted by the school corporation under section 6(3)(A) of this chapter. The governing body of a school corporation shall make the school corporation's report available on a prominent page of a school corporation's Internet web site.

(c) The governing body of a school corporation shall provide a copy of the report to a person who requests a copy. The governing body may not charge a fee for providing the copy.

SECTION 20. IC 20-20-40-8, AS ADDED BY P.L.122-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. As used in this chapter, "school employee" means an individual employed by a school corporation or ~~an~~ **a state** accredited nonpublic school.

SECTION 21. IC 20-20-40-11, AS AMENDED BY P.L.191-2018, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. (a) The commission on seclusion and restraint in schools is established.

(b) The commission has the following ten (10) members:

(1) The designee of the state superintendent, who serves at the pleasure of the state superintendent.

(2) A representative of the Autism Society of Indiana, chosen by the organization, who serves a two (2) year term.

(3) A representative of the Arc of Indiana, chosen by the organization, who serves a two (2) year term.

(4) A representative of the Indiana Council of Administrators of Special Education, chosen by the organization, who serves a two (2) year term.

(5) A representative of Mental Health America of Indiana, chosen by the organization, who serves a two (2) year term.

(6) A parent of a student with a disability, nominated by a member described in subdivisions (2), (3), and (5) and approved by a majority of the members described in subdivisions (1) through (5) and (8) through (10), who serves a two (2) year term.

(7) A parent of a student who does not have a disability, nominated by a member described in subdivisions (2), (3), and (5) and approved by a majority of the members described in subdivisions (1) through (5) and (8) through (10), who serves a two (2) year term.

(8) One (1) **state** accredited nonpublic school administrator nominated by the Indiana Non-public Education Association, who serves a two (2) year term.

(9) One (1) public school superintendent nominated by the Indiana Association of Public School Superintendents, who serves a two (2) year term.

(10) One (1) member of the Indiana School Resource Officers Association chosen by the organization, who serves a two (2) year term.

(c) Each member of the commission who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). A member who is not a state employee is also entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency.

SECTION 22. IC 20-20-40-13, AS AMENDED BY P.L.227-2017,

SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 13. (a) The commission has the following duties:

(1) To adopt rules concerning the following:

(A) The use of restraint and seclusion in a school corporation or ~~an~~ **a state** accredited nonpublic school, with an emphasis on eliminating or minimizing the use of restraint and seclusion.

(B) The prevention of the use of types of restraint or seclusion that may harm a student, a school employee, a school volunteer, or the educational environment of the school.

(C) Requirements for notifying parents.

(D) Training regarding the use of restraint and seclusion, including the frequency of training and what employees must be trained.

(E) The distribution of the seclusion and restraint policy to parents and the public.

(F) Requirements for the reporting of incidents of restraint and seclusion in the annual school performance report, including incidents of restraint and seclusion involving school resource officers (as defined in IC 20-26-18.2-1).

(G) Circumstances that may require more timely incident reporting and the requirements for such reporting.

(2) To develop, maintain, and revise a model restraint and seclusion plan for schools that includes the following elements:

(A) A statement on how students will be treated with dignity and respect and how appropriate student behavior will be promoted and taught.

(B) A statement ensuring that the school will use prevention, positive behavior intervention and support, and conflict deescalation to eliminate or minimize the need for use of any of the following:

(i) Seclusion.

(ii) Chemical restraint.

(iii) Mechanical restraint.

(iv) Physical restraint.

(C) A statement ensuring that any behavioral intervention used will be consistent with the student's most current behavioral intervention plan, or individualized education program, if applicable.

(D) Definitions for restraint and seclusion, as defined in this chapter.

(E) A statement ensuring that if a procedure listed in clause

(B) is used, the procedure will be used:

(i) as a last resort safety procedure, employed only after another, less restrictive procedure has been implemented without success; and

(ii) in a situation in which there is an imminent risk of injury to the student, other students, school employees, or visitors to the school.

(F) An indication that restraint or seclusion may be used only for a short time period, or until the imminent risk of injury has passed.

(G) A documentation and recording requirement governing instances in which procedures listed in clause (B) are used, including:

(i) how every incident will be documented and debriefed;

(ii) how responsibilities will be assigned to designated employees for evaluation and oversight; and

(iii) designation of a school employee to be the keeper of such documents.

(H) A requirement that the student's parent must be notified as soon as possible when an incident involving the student occurs that includes use of procedures listed in clause (B).

(I) A requirement that a copy of an incident report must be sent to the student's parent after the student is subject to a procedure listed in clause (B).

(J) Required recurrent training for appropriate school employees on the appropriate use of effective alternatives to physical restraint and seclusion, including the use of positive behavioral intervention and support and conflict deescalation. The training must include the safe use of physical restraint and seclusion in incidents involving imminent danger or serious harm to the student, school employees, or others. Consideration must be given to available school resources and the time commitments of school employees.

(3) To accept and review reports from the public and make nonbinding recommendations to the department of any suggested action to be taken.

(b) The model policy developed by the commission must take into consideration that implementation and reporting requirements for **state** accredited nonpublic schools may vary, and the model plan must provide **state** accredited nonpublic schools flexibility with regards to accountability under and implementation of the plan adopted by ~~an~~ **a state** accredited nonpublic school under section 14 of this chapter.

SECTION 23. IC 20-20-40-14, AS AMENDED BY P.L.227-2017, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 14. (a) A school corporation or **state** accredited nonpublic school shall adopt a restraint and seclusion plan that incorporates, at a minimum, the elements of the model plan developed under section 13 of this chapter. The school corporation's or **state** accredited nonpublic school's plan must become effective not later than July 1, 2014.

(b) The department has the authority to require schools to submit plans developed in accordance with section 13 of this chapter.

SECTION 24. IC 20-20-40-15, AS ADDED BY P.L.122-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 15. (a) Nothing in this chapter may be construed to prevent a school employee from stopping a physical altercation, acting to prevent physical harm to a student or another individual, or acting to address an emergency until the emergency is over, whether or not the school employee has received training under this chapter.

(b) This chapter may not be construed to give rise to a cause of action, either civil or criminal, against the state, the department, a school corporation, ~~an~~ **a state** accredited nonpublic school, the commission, or a member of the commission.

(c) In all matters relating to the plan adopted under section 14 of this chapter, school corporation or **state** accredited nonpublic school personnel have qualified immunity with respect to an action taken to promote student conduct under a plan adopted under section 14 of this chapter if the action is taken in good faith and is reasonable.

SECTION 25. IC 20-25-13-5, AS AMENDED BY P.L.13-2013, SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. Development and implementation of a staff performance evaluation plan for each school is a condition for accreditation for the school under ~~IC 20-19-2-8(a)(4).~~ **IC 20-31-4.1.**

SECTION 26. IC 20-26-5-34.2, AS ADDED BY P.L.285-2013, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 34.2. A school corporation shall provide training to the school corporation's employees and volunteers who have direct, ongoing contact with students concerning the school's bullying prevention and reporting policy adopted under IC 20-33-8-13.5. **The training shall be conducted in a manner prescribed by the state board under IC 20-28-5.5-1.**

SECTION 27. IC 20-26-7.1-3, AS ADDED BY P.L.270-2019, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

UPON PASSAGE]: Sec. 3. (a) Before a governing body may sell or exchange a building described in this section in accordance with IC 20-25-4-14, ~~IC 20-26-5-4(7),~~ **IC 20-26-5-4(a)(7),** or IC 20-26-7-1, and except as provided in this chapter, a governing body shall make available for lease or purchase to any charter school any school building owned by the school corporation or any other entity that is related in any way to, or created by, the school corporation or the governing body, including but not limited to a building corporation, that:

(1) is vacant or unused; and

(2) was previously used for classroom instruction;

in order for the charter school to conduct kindergarten through grade 12 classroom instruction.

(b) The following are not required to comply with the requirements provided in section 4 of this chapter:

(1) A governing body that vacates a school building in order to:

(A) renovate the school building for future use by the school corporation; or

(B) demolish the school building and build a new school building on the same site as the demolished building.

(2) An emergency manager of a distressed school corporation under IC 6-1.1-20.3.

(3) The governing body of the School City of East Chicago school corporation for the Carrie Gosch Elementary School building.

(c) Notwithstanding subsection (a), a lease entered into by a governing body under ~~IC 20-26-5-4(7)~~ **IC 20-26-5-4(a)(7)** prior to July 1, 2019, with ~~an~~ **a state** accredited nonpublic school shall remain in full force and effect. In addition, the governing body may, during or at the expiration of the term of such lease, sell the school building leased under ~~IC 20-26-5-4(7)~~ **IC 20-26-5-4(a)(7)** to the nonpublic school at a purchase price mutually agreed to by the governing body and the nonpublic school.

SECTION 28. IC 20-26-7.1-7, AS ADDED BY P.L.270-2019, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. **(a) As used in this section, "accredited nonpublic school" means a nonpublic school that:**

**(1) has voluntarily become accredited under IC 20-31-4.1; or**

**(2) is accredited by a national or regional accrediting agency that is recognized by the state board.**

~~(a)~~ **(b)** This section applies to a school building with a gross square footage of two hundred thousand (200,000) square feet or less.

~~(b)~~ **(c)** If the school corporation receives notification from the

department that the department has not received any preliminary requests to purchase or lease a vacant or unused school building under section 4(c)(1) of this chapter or a charter school has not met the requirements under section 4(c)(2) or 4(e) of this chapter, the school corporation must sell the school building to an accredited nonpublic school or postsecondary educational institution that sends a letter of intent to the school corporation to purchase the vacant or unused school building for an amount not more than the minimum bid for the vacant or unused school building determined in accordance with IC 36-1-11, or an amount agreed to by both parties.

~~(c)~~ **(d)** The accredited nonpublic school or postsecondary educational institution must submit its letter of intent to purchase the school building within thirty (30) days of the date the school corporation passes a resolution or takes other official action to close, no longer use, or no longer occupy a school building that was previously used for classroom instruction. However, in the event that a charter school has submitted a preliminary request to purchase or lease a school building, the accredited nonpublic school or postsecondary educational institution may send a letter of intent to purchase or lease the school building within ninety (90) days of the date that the school corporation passed a resolution or took official action to close, no longer use, or no longer occupy a school building.

~~(d)~~ **(e)** Within forty-five (45) days of notice of the minimum bid, the accredited nonpublic school or postsecondary educational institution must provide a binding offer to the school corporation to purchase the property in its current condition and provide a nonrefundable down payment equal to five percent (5%) of the minimum bid or an amount agreed to by both parties. In the event that two (2) or more binding offers are submitted to the school corporation under this subsection, the school corporation may select which offer to accept.

~~(e)~~ **(f)** If the sale of the property does not close within one hundred eighty (180) days of the school corporation's receipt of the binding offer, and the delay in closing is not caused by the school corporation or its representatives, the school corporation may refund the down payment and sell or otherwise dispose of the school building under IC 20-25-4-14, ~~IC 20-26-5-4(7),~~ **IC 20-26-5-4(a)(7),** or IC 36-1-11.

SECTION 29. IC 20-26-11-6.7, AS ADDED BY P.L.17-2015, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6.7. (a) This section:

(1) applies to a school corporation that does not have a policy of accepting transfer students having legal settlement outside the attendance area of the transferee school corporation; and

(2) does not apply to a school corporation that has more than one (1) high school.

(b) Notwithstanding this chapter, a school corporation shall accept a transferring student who resides in Indiana and who does not have legal settlement in the school corporation if:

(1) the student attended ~~an~~ **a state** accredited nonpublic elementary school located in the attendance area of the transferee school corporation for at least two (2) school years immediately preceding the school year in which the student transfers to a high school in the transferee school corporation under this section;

(2) the student is transferring because the **state** accredited nonpublic school from which the student is transferring does not offer grades 9 through 12;

(3) the majority of the students in the same grade as the transferring student at the **state** accredited nonpublic school have legal settlement in the transferee school corporation and will attend a school under the authority of the transferee school corporation; and

(4) the transferee school corporation has the capacity to accept students.

(c) If the number of students who request to transfer to a transferee school corporation under this section causes the school corporation to exceed the school corporation's maximum student capacity, the governing body shall determine which students will be admitted as transfer students by a random drawing in a public meeting.

SECTION 30. IC 20-26-11-31, AS AMENDED BY P.L.251-2017, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 31. (a) This section applies to a school corporation that enrolls a student who has legal settlement in another school corporation for the purpose of the student receiving services from ~~an~~ **a state** accredited nonpublic alternative high school described in ~~IC 20-19-2-10(c).~~ **IC 20-31-4.1-2(c).**

(b) A school corporation is entitled to receive state tuition support for a student described in subsection (a) in an amount equal to:

(1) the amount received by the school corporation in which the student is enrolled for ADM purposes; or

(2) the amount received by the school corporation in which the student has legal settlement;

whichever is greater.

SECTION 31. IC 20-26-11-32, AS AMENDED BY P.L.86-2018, SECTION 177, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 32. (a) This section does not

apply to a school corporation if the governing body has adopted a policy of not accepting the transfer of any student who does not have legal settlement within the school corporation.

(b) The governing body of a school corporation shall annually establish:

(1) except as provided in subsection (m), the number of transfer students the school corporation has the capacity to accept in each grade level; and

(2) the date by which requests to transfer into the school corporation must be received by the governing body.

(c) After establishing the date under subsection (b)(2), the governing body shall:

(1) publish the date on the school corporation's Internet web site; and

(2) report the date to the department.

(d) The department shall publish the dates received from school corporations under subsection (c)(2) on the department's Internet web site.

(e) A student to whom this section applies may not request to transfer under this section primarily for athletic reasons to a school corporation in which the student does not have legal settlement.

(f) If the number of requests to transfer into a school corporation received by the date established for the school corporation under subsection (b)(2) exceeds the capacity established for the school corporation under subsection (b)(1), each timely request must be given an equal chance to be accepted, with the exception that a student described in subsection (h) shall be given priority. The governing body must determine which students will be admitted as transfer students to each school building and each grade level within the school corporation by using a publicly verifiable random selection process.

(g) Except as provided in subsections (i), (j), (k), and (m), the governing body of a school corporation may not deny a request for a student to transfer into the school corporation based upon the student's academic record, scores on statewide assessment program tests, disciplinary record, or disability, or upon any other factor not related to the school corporation's capacity.

(h) Except as provided in subsections (i), (j), and (k), the governing body of a school corporation may not deny a request for a student to transfer into the school corporation if the student requesting to transfer:

(1) is a member of a household in which any other member of the household is a student in the transferee school; or

(2) has a parent who is an employee of the school corporation.

(i) A governing body of a school corporation may limit the number of new transfers to a school building or grade level in the school corporation:

(1) to ensure that a student who attends a school within the school corporation as a transfer student during a school year may continue to attend the school in subsequent school years; and

(2) to allow a student described in subsection (h) to attend a school within the school corporation.

(j) Notwithstanding subsections (f), (g), and (h), a governing body of a school corporation may deny a request for a student to transfer to the school corporation or may discontinue enrollment currently or in a subsequent school year, or establish terms or conditions for enrollment or for continued enrollment in a subsequent school year, if:

(1) the student has been suspended (as defined in IC 20-33-8-7) or expelled (as defined in IC 20-33-8-3) during the twelve (12) months preceding the student's request to transfer under this section:

(A) for ten (10) or more school days;

(B) for a violation under IC 20-33-8-16;

(C) for causing physical injury to a student, a school employee, or a visitor to the school; or

(D) for a violation of a school corporation's drug or alcohol rules; or

(2) the student has had a history of unexcused absences and the governing body of the school corporation believes that, based upon the location of the student's residence, attendance would be a problem for the student if the student is enrolled with the school corporation.

For purposes of subdivision (1)(A), student discipline received under IC 20-33-8-25(b)(7) for a violation described in subdivision (1)(B) through (1)(D) shall be included in the calculation of the number of school days that a student has been suspended.

(k) The governing body of a school corporation with a school building that offers a special curriculum may require a student who transfers to the school building to meet the same eligibility criteria required of all students who attend the school building that offers the special curriculum.

(l) The parent of a student for whom a request to transfer is made is responsible for providing the school corporation to which the request is made with records or information necessary for the school corporation to determine whether the request to transfer may be denied under subsection (j).

(m) Notwithstanding this section, the governing body of a school corporation may authorize the school corporation to enter into an agreement with ~~an~~ **a state** accredited nonpublic school or charter school to allow students of the **state** accredited nonpublic school or charter school to transfer to a school within the school corporation.

(n) A school corporation that has adopted a policy to not accept student transfers after June 30, 2013, is not prohibited from enrolling a:

(1) transfer student who attended a school within the school corporation during the 2012-2013 school year; or

(2) member of a household in which any other member of the household was a transfer student who attended a school within the school corporation during the 2012-2013 school year.

However, if a school corporation enrolls a student described in subdivision (1) or (2), the school corporation shall also allow a student or member of the same household of a student who attended ~~an~~ **a state** accredited nonpublic school within the attendance area of the school corporation during the 2012-2013 school year to enroll in a school within the school corporation.

SECTION 32. IC 20-26-13-1, AS ADDED BY P.L.1-2005, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. This chapter applies to:

(1) a public high school; and

(2) ~~an~~ **a state** accredited nonpublic high school.

SECTION 33. IC 20-26-14-9, AS ADDED BY P.L.169-2019, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) Before a school corporation, charter high school, or nonpublic high school with at least one (1) employee hires or allows an individual to coach an association recognized sport, the school corporation, charter high school, or nonpublic high school shall:

(1) ask the individual:

(A) whether the individual is or has been accredited by the association; and

(B) if the individual is or has been accredited by the association, whether the individual's accreditation has ever been suspended or revoked;

(2) request references from the individual;

(3) contact the references that the individual provides to the school corporation, charter school, or **state** accredited nonpublic high school; and

(4) contact the association to determine whether the individual's

accreditation has ever been suspended or revoked.

(b) Before allowing an individual to be a volunteer coach, a school corporation, charter high school, or nonpublic high school with at least one (1) employee shall conduct an expanded criminal history check (as defined in IC 20-26-2-1.5) on the individual.

(c) Without conferring the rights of an employee on a volunteer coach, a school corporation, charter high school, or nonpublic high school with at least one (1) employee is subject to IC 22-5-3-1 regarding a volunteer coach, including the provisions for civil immunity regarding disclosures made about a volunteer coach.

SECTION 34. IC 20-26-15-4, AS ADDED BY P.L.1-2005, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) **Subject to subsection (c),** the state board and the governing body of a school corporation must enter into a contract that complies with this chapter to designate a school corporation as a freeway school corporation or a school within a school corporation as a freeway school if a school corporation:

(1) petitions the state board for designation as a freeway school corporation or to have a school within the school corporation designated as a freeway school; and

(2) agrees to comply with this chapter.

(b) A school corporation becomes a freeway school corporation and a school becomes a freeway school when the contract is signed by:

(1) the state superintendent, acting for the state board after a majority of the members of the state board have voted in a public session to enter into the contract; and

(2) the president of the governing body of the school corporation, acting for the governing body of the school corporation after a majority of the members of the governing body have voted in a public session to enter into the contract.

**(c) The state board and the governing body of a school corporation may not enter into, renew, or otherwise extend a contract under this chapter after June 30, 2020.**

SECTION 35. IC 20-26-15-5, AS AMENDED BY P.L.140-2018, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. Notwithstanding any other law, the operation of the following is suspended for a freeway school corporation or a freeway school if the governing body of the school corporation elects to have the specific statute or rule suspended in the contract:

(1) The following statutes and rules concerning curriculum and instructional time:

IC 20-30-2-7
IC 20-30-5-8
IC 20-30-5-9
IC 20-30-5-11
511 IAC 6-7-6
511 IAC 6.1-5-0.5
511 IAC 6.1-5-1
511 IAC 6.1-5-2.5
511 IAC 6.1-5-3.5
511 IAC 6.1-5-4.

(2) The following rule concerning pupil/teacher ratios:
511 IAC 6.1-4-1.

(3) The following statutes and rules concerning curricular materials:
IC 20-26-12-24
IC 20-26-12-26
IC 20-26-12-1
IC 20-26-12-2
511 IAC 6.1-5-5.

(4) 511 IAC 6-7, concerning graduation requirements.

(5) ~~IC 20-31-4,~~ **IC 20-31-4.1,** concerning the performance based accreditation system.

(6) IC 20-32-5 (before its expiration on July 1, 2018), concerning the ISTEP program established under IC 20-32-5-15, if an alternative locally adopted assessment program is adopted under section 6(4) of this chapter.

SECTION 36. IC 20-26-15-9, AS ADDED BY P.L.1-2005, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. **(a) Subject to subsection (b),** the governing body of a freeway school corporation and the state board acting jointly may amend a contract entered into under this chapter:

(1) to comply with any law enacted subsequent to the formation of the contract;

(2) to alter the educational benefits to a level that is not below the minimum educational benefits listed in section 7 of this chapter; or

(3) for a purpose jointly agreed to by the parties.

**(b) An amendment made under subsection (a) may not extend the term of a contract in effect on June 30, 2020.**

SECTION 37. IC 20-26-15-13, AS AMENDED BY P.L.251-2017, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 13. (a) **Subject to subsection (f),** a nonpublic

school may enter into a contract with the state board to become a freeway school.

(b) The state board and the governing body of a nonpublic school must enter into a contract that complies with this chapter to designate the nonpublic school as a freeway school if the nonpublic school:

(1) petitions the state board for designation as a freeway school; and

(2) agrees to comply with this chapter.

(c) A nonpublic school becomes a freeway school when the contract is signed by:

(1) the state superintendent, acting for the state board after a majority of the members of the board have voted in a public session to enter into the contract; and

(2) the president of the governing body of the nonpublic school, acting for the governing body of the nonpublic school after a majority of the members of the governing body have voted to enter into the contract.

(d) The state board shall accredit a nonpublic school that:

(1) becomes a freeway school under this chapter; and

(2) complies with the terms of the contract.

(e) The state board may accredit a nonpublic school under this section at the time the nonpublic school enters into the contract under subsection (a).

**(f) The state board and the governing body of a nonpublic school may not enter into, renew, or otherwise extend a contract under this chapter after June 30, 2020.**

SECTION 38. IC 20-26-15-16 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 16. This chapter expires July 1, 2025.**

SECTION 39. IC 20-26-18.2-4, AS ADDED BY P.L.227-2017, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. A school corporation, ~~an~~ **a state** accredited nonpublic school, or a charter school shall report all instances of:

(1) seclusion (as defined in IC 20-20-40-9);

(2) chemical restraint (as defined in IC 20-20-40-2);

(3) mechanical restraint (as defined in IC 20-20-40-4); and

(4) physical restraint (as defined in IC 20-20-40-5);

involving a school resource officer in accordance with the restraint and seclusion plan adopted by the school corporation, **state** accredited nonpublic school, or charter school under IC 20-20-40-14.

SECTION 40. IC 20-26.5-1-2, AS ADDED BY P.L.190-2018,

SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. As used in this article, "coalition member" refers to a school corporation, eligible school (as defined in IC 20-51-1-4.7), or **state** accredited nonpublic school that is approved by the state board under IC 20-26.5-2 to become a member of a coalition established under IC 20-26.5-2.

SECTION 41. IC 20-26.5-2-1, AS ADDED BY P.L.190-2018, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) The state board may approve not more than one (1) coalition of continuous improvement school districts under this chapter to offer flexibility and innovation to schools to improve student outcomes.

(b) To establish a coalition under this chapter, at least four (4), but not more than a total of eight (8), of any of the following must jointly submit a plan to the state board in a manner prescribed by the state board:

(1) A school corporation.

(2) An eligible school (as defined in IC 20-51-1-4.7).

(3) ~~An~~ **A state** accredited nonpublic school.

(c) The plan submitted under subsection (b) must include:

(1) a description of the various educational programs that will be offered by members of the proposed coalition;

(2) a description that identifies potential coalition member partnerships with:

(A) business or industry;

(B) postsecondary educational institutions; or

(C) community partners;

(3) the specific goals and the measurable student outcomes to be obtained by the proposed coalition members; and

(4) an explanation of how student performance in achieving the specific outcomes will be measured, evaluated, and reported.

If a plan submitted to the state board includes a request to suspend all or portions of IC 20-30 for a proposed coalition, the plan must include how the specific goal of the proposed coalition will be achieved by suspending all or portions of IC 20-30. The state board may approve a plan that proposes to suspend all or portions of IC 20-30 only if the suspension is related to a specific goal of the proposed coalition.

(d) The state board may approve a coalition under this chapter if the state board determines that the coalition will:

(1) improve student performance and outcomes;

(2) offer coalition members flexibility in the administration of educational programs; and

(3) promote innovative educational approaches to student learning.

(e) The plan approved by the state board under subsection (d) must apply uniformly for each member of the coalition.

(f) Upon approval of the coalition by the state board under subsection (d), the state board shall post the following on the state board's Internet web site:

(1) A copy of the plan approved by the state board under subsection (d).

(2) Information describing how a school corporation, an eligible school (as defined in IC 20-51-1-4.7), or ~~an~~ **a state** accredited nonpublic school may submit an application to become a coalition member to the coalition under section 2(b) of this chapter.

SECTION 42. IC 20-26.5-2-2, AS ADDED BY P.L.190-2018, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) Subject to subsection (b), if the state board approves a coalition under section 1(d) of this chapter, the applicants that jointly submitted an application under section 1 of this chapter become coalition members.

(b) In addition to the coalition members described in subsection (a), a school corporation, an eligible school (as defined in IC 20-51-1-4.7), or ~~an~~ **a state** accredited nonpublic school may become a coalition member by submitting an application to the coalition, in a manner prescribed by the coalition. The coalition may submit a recommendation to the state board that an applicant under this subsection should be approved to participate in the coalition. Subject to subsection (c), the state board shall approve an application submitted under this subsection.

(c) For:

(1) the 2018-2019 school year, not more than a total of eight (8) school corporations, eligible schools (as defined in IC 20-51-1-4.7), or **state** accredited nonpublic schools may participate in the coalition;

(2) the 2019-2020 school year, not more than a total of twelve (12) school corporations, eligible schools (as defined in IC 20-51-1-4.7), or **state** accredited nonpublic schools may participate in the coalition; and

(3) the 2020-2021 school year, not more than a total of sixteen (16) school corporations, eligible schools (as defined in IC 20-51-1-4.7), or **state** accredited nonpublic schools may participate in the coalition.

(d) Beginning in the 2021-2022 school year and each school year

thereafter, the state board shall limit the number of coalition members to thirty (30) school corporations, eligible schools (as defined in IC 20-51-1-4.7), or **state** accredited nonpublic schools.

SECTION 43. IC 20-26.5-2-3, AS AMENDED BY P.L.267-2019, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3. (a) Notwithstanding any other law, the following may be suspended for a coalition member in accordance with the coalition's plan:

(1) Subject to section 1(c) of this chapter, IC 20-30, concerning curriculum.

(2) The following statutes and rules concerning curricular materials:

IC 20-26-12-1.
IC 20-26-12-2.
IC 20-26-12-24.
IC 20-26-12-26.
511 IAC 6.1-5-5.

(3) The following rules concerning teacher licenses:

511 IAC 16.
511 IAC 17.

(4) Subject to subsection (c), IC 20-31-3 (concerning the adoption of academic standards).

(5) ~~IC 20-31-4,~~ **IC 20-31-4.1,** concerning the performance based accreditation system.

(6) Except as provided in subsection (b), any other statute in IC 20 or rule in 511 IAC requested to be suspended as part of the plan that is approved by the state board under section 1 of this chapter.

(b) A coalition member may not suspend under subsection (a)(6) any of the following:

(1) IC 20-26-5-10 (criminal history and child protection index check).

(2) IC 20-28 (school teachers).

(3) IC 20-29 (collective bargaining).

(4) IC 20-31 (accountability for performance and improvement), except for IC 20-31-3 and ~~IC 20-31-4.~~ **IC 20-31-4.1.**

(5) Subject to subsection (c), IC 20-32-4 (graduation requirements).

(6) IC 20-32-5.1 (Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program).

(7) IC 20-33 (students).

(8) IC 20-34 (student health and safety measures).

(9) IC 20-35 (special education).
(10) IC 20-36 (high ability students).
(11) IC 20-39 (accounting and financial reporting procedures).
(12) IC 20-40 (government funds and accounts).
(13) IC 20-41 (extracurricular funds and accounts).
(14) IC 20-42 (fiduciary funds and accounts).
(15) IC 20-42.5 (allocation of expenditures to student instruction and learning).
(16) IC 20-43 (state tuition support).
(17) IC 20-44 (property tax levies).
(18) IC 20-46 (levies other than general fund levies).
(19) IC 20-47 (related entities; holding companies; lease agreements).
(20) IC 20-48 (borrowing and bonds).
(21) IC 20-49 (state management of common school funds; state advances and loans).
(22) IC 20-50 (homeless children and foster care children).

(c) A coalition member must comply with the postsecondary readiness competency requirements under IC 20-32-4-1.5(b)(1). However, notwithstanding any other law, a coalition member may replace high school courses on the high school transcript with 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 the equivalent diploma requirements established by IC 20 and any applicable state board administrative rules or requirements. If the coalition member school offers courses that are not aligned with requirements adopted by the state board under IC 20-30-10, a parent of a student and the student who intends to enroll in a course that is not aligned with requirements adopted by the state board under IC 20-30-10 must provide consent to the coalition member school to enroll in the course. The consent form used by the coalition, which shall be developed in collaboration with the commission for higher education, must notify the parent and the student that enrollment in the course may affect the student's ability to attend a particular postsecondary educational institution or enroll in a particular course at a particular postsecondary educational institution because the course does not align with requirements established by the state board under IC 20-30-10.

SECTION 44. IC 20-27-10-0.5, AS ADDED BY P.L.144-2019, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 0.5. (a) On or before September 1, 2019, and each September 1 thereafter, each school corporation, charter school,

and **state** accredited nonpublic school that provides transportation for students must review the school's school bus routes and school bus safety policies to improve the safety of students and adults.

(b) The state school bus committee, in consultation with the department, shall develop and post on the department's Internet web site school bus safety guidelines or best practices. The guidelines or best practices must include procedures to be taken to ensure that students do not enter a roadway until approaching traffic has come to a complete stop.

(c) In addition to the requirements under subsection (b), the department, in consultation with the department of transportation, shall include on the department's Internet web site information on how an individual or school may petition to reduce maximum speed limits in areas necessary to ensure that students are safely loaded onto or unloaded from a school bus.

SECTION 45. IC 20-28-3-3.5, AS ADDED BY P.L.220-2015, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3.5. The guidelines developed under section 3 of this chapter must incorporate methods that assist individuals in developing competency in employing approaches to create positive classroom and school climates that are culturally responsive, including:

(1) classroom management strategies;

(2) restorative justice;

(3) positive behavioral interventions and supports;

(4) social and emotional training as described in IC 12-21-5-2, ~~IC 20-19-2-10,~~ IC 20-19-3-12, and IC 20-26-5-34.2; and

(5) conflict resolution.

SECTION 46. IC 20-28-3-4.5, AS ADDED BY P.L.183-2017, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 4.5. (a) Each school corporation, charter school, and **state** accredited nonpublic school shall require each school employee likely to have direct, ongoing contact with children within the scope of the employee's employment to attend or participate in training on child abuse and neglect, including:

(1) training on the duty to report suspected child abuse or neglect under IC 31-33-5; and

(2) training on recognizing possible signs of child abuse or neglect;

~~at least once every two (2) years.~~ **in a manner prescribed by the state board under IC 20-28-5.5-1.**

~~(b) The format of training under this section may include:~~

~~(1) an in-person presentation;~~

~~(2) an electronic or technology based medium, including self-review modules available on an online system;~~

~~(3) an individual program of study of designated materials; or~~

~~(4) any other method approved by the governing body that is consistent with current professional development standards.~~

~~(c)~~ **(b)** The training required under this section must count toward the requirements for professional development required by the governing body.

~~(d)~~ **(c) In the event the state board does not require training to be completed as part of a teacher preparation program under IC 20-28-5.5-1,** the training required under this section must be during the school employee's contracted day or at a time chosen by the employee.

SECTION 47. IC 20-28-3-6, AS AMENDED BY P.L.56-2018, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 6. (a) For purposes of this section, "teacher" includes the following:

(1) A superintendent who holds a license under IC 20-28-5.

(2) A principal.

(3) A teacher.

(4) A librarian.

(5) A school counselor.

(6) A school psychologist.

(7) A school nurse.

(8) A school social worker.

(b) Beginning after June 30, 2018, each school corporation, charter school, and **state** accredited nonpublic school:

(1) shall require all teachers; and

(2) may require any other appropriate school employees;

who are employed at schools that provide instruction to students in any combination of grade 5, 6, 7, 8, 9, 10, 11, or 12 to attend or participate in ~~at least two (2) hours of~~ research based inservice youth suicide awareness and prevention training ~~every three (3) school years.~~ **in a manner prescribed by the state board under IC 20-28-5.5-1.** The training required under this subsection must be during the teacher's or school employee's contracted day or at a time chosen by the teacher or employee.

~~(c) Subject to subsection (c), the format of training required under this section may include:~~

~~(1) an in-person presentation;~~

~~(2) an electronic or technology based medium, including self-review modules available on an online system;~~

~~(3) an individual program of study of designated materials; or~~

~~(4) any other method approved by the governing body that is consistent with current professional development standards.~~

~~(d)~~ **(c)** The inservice training required under this section shall count toward the requirements for professional development required by the governing body.

~~(e) The research based youth suicide awareness and prevention training program required under subsection (b) must be:~~

~~(1) demonstrated to be an effective or promising program; and~~

~~(2) recommended by the Indiana Suicide Prevention Network Advisory Council.~~

~~(f)~~ **(d)** A school or school corporation may leverage any:

(1) existing or new state and federal grant funds; or

(2) free or reduced cost evidence based youth suicide awareness and prevention training provided by any state agency or qualified statewide or local organization;

to cover the costs of the training required under this section.

SECTION 48. IC 20-28-3-7, AS ADDED BY P.L.211-2018(ss), SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 7. (a) Each school corporation and **state** accredited nonpublic school shall require all school employees likely to have direct, ongoing contact with children within the scope of the employee's employment to attend or participate in ~~at least one (1) hour of~~ inservice training ~~every two (2) school years~~ pertaining to the identification and reporting of human trafficking. **The training shall be conducted in a manner prescribed by the state board under IC 20-28-5.5-1.**

~~(b) The format of the inservice training required under this section may include:~~

~~(1) an in-person presentation;~~

~~(2) an electronic or technology based medium, including self-review modules available on an online system;~~

~~(3) an individual program of study of designated materials; or~~

~~(4) any other method approved by the governing body, or the equivalent authority for an accredited nonpublic school, that is consistent with current professional development standards.~~

~~(c)~~ **(b)** The inservice training required under this section shall count toward the requirements for professional development required by the governing body or the equivalent authority for ~~an~~ **a state** accredited nonpublic school.

SECTION 49. IC 20-28-4-10, AS AMENDED BY P.L.205-2013, SECTION 251, IS AMENDED TO READ AS FOLLOWS

[EFFECTIVE JULY 1, 2020]: Sec. 10. (a) The state board may adopt rules under IC 4-22-2 to administer this chapter.

(b) Rules adopted under this section must include a requirement that entities approved to offer the program submit an annual report to the department of the number of individuals who:

(1) enroll in; and

(2) complete;

the program.

(c) Rules adopted under this section may not require that there be a shortage of other licensed teachers in order for the governing body of a school corporation, including a charter school, or the appointing authority of ~~an~~ **a state** accredited nonpublic school to employ a program participant.

(d) Rules adopted under this section may not impose program requirements, participant qualification requirements, or licensing requirements that are in addition to the requirements set forth in this chapter.

SECTION 50. IC 20-28-5-3, AS AMENDED BY P.L.85-2017, SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 3. (a) The department shall designate the grade point average required for each type of license.

(b) The department shall determine details of licensing not provided in this chapter, including requirements regarding the following:

(1) The conversion of one (1) type of license into another.

(2) The accreditation of teacher education schools and departments.

(3) The exchange and renewal of licenses.

(4) The endorsement of another state's license.

(5) The acceptance of credentials from teacher education institutions of another state.

(6) The academic and professional preparation for each type of license.

(7) The granting of permission to teach a high school subject area related to the subject area for which the teacher holds a license.

(8) The issuance of licenses on credentials.

(9) The type of license required for each school position.

(10) The size requirements for an elementary school requiring a licensed principal.

(11) Any other related matters.

The department shall establish at least one (1) system for renewing a teaching license that does not require a graduate degree.

~~(c) This subsection does not apply to an applicant for a substitute~~

~~teacher license or to an individual granted a license under section 18 of this chapter. After June 30, 2011, the department may not issue an initial practitioner license at any grade level to an applicant for an initial practitioner license unless the applicant shows evidence that the applicant:~~

~~(1) has successfully completed training approved by the department in:~~

~~(A) cardiopulmonary resuscitation that includes a test demonstration on a mannequin;~~

~~(B) removing a foreign body causing an obstruction in an airway;~~

~~(C) the Heimlich maneuver; and~~

~~(D) the use of an automated external defibrillator;~~

~~(2) holds a valid certification in each of the procedures described in subdivision (1) issued by:~~

~~(A) the American Red Cross;~~

~~(B) the American Heart Association; or~~

~~(C) a comparable organization or institution approved by the state board; or~~

~~(3) has physical limitations that make it impracticable for the applicant to complete a course or certification described in subdivision (1) or (2).~~

~~The training in this subsection applies to a teacher (as defined in IC 20-18-2-22(b)).~~

~~(d) This subsection does not apply to an applicant for a substitute teacher license or to an individual granted a license under section 18 of this chapter. After June 30, 2013, the department may not issue an initial teaching license at any grade level to an applicant for an initial teaching license unless the applicant shows evidence that the applicant has successfully completed education and training on the prevention of child suicide and the recognition of signs that a student may be considering suicide.~~

~~(e) This subsection does not apply to an applicant for a substitute teacher license. After June 30, 2012, the department may not issue a teaching license renewal at any grade level to an applicant unless the applicant shows evidence that the applicant:~~

~~(1) has successfully completed training approved by the department in:~~

~~(A) cardiopulmonary resuscitation that includes a test demonstration on a mannequin;~~

~~(B) removing a foreign body causing an obstruction in an airway;~~

~~(C) the Heimlich maneuver; and~~

~~(D) the use of an automated external defibrillator;~~

~~(2) holds a valid certification in each of the procedures described in subdivision (1) issued by:~~

~~(A) the American Red Cross;~~

~~(B) the American Heart Association; or~~

~~(C) a comparable organization or institution approved by the state board; or~~

~~(3) has physical limitations that make it impracticable for the applicant to complete a course or certification described in subdivision (1) or (2).~~

~~(f)~~ **(c)** The department shall periodically publish bulletins regarding:

(1) the details described in subsection (b);

(2) information on the types of licenses issued;

(3) the rules governing the issuance of each type of license; and

(4) other similar matters.

SECTION 51. IC 20-28-5-15, AS AMENDED BY P.L.121-2009, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 15. (a) Notwithstanding section 3(b)(6) of this chapter, the department shall grant an initial practitioner's license in a specific subject area to an applicant who:

(1) has earned a postgraduate degree from a regionally accredited postsecondary educational institution in the subject area in which the applicant seeks to be licensed;

(2) has at least one (1) academic year of experience teaching students in a middle school, high school, or college classroom setting; and

(3) complies with sections 4 and 12 of this chapter.

(b) An individual who receives an initial practitioner's license under this section may teach in the specific subject for which the individual is licensed only in:

(1) high school; or

(2) middle school;

if the subject area is designated by the state board as having an insufficient supply of licensed teachers.

(c) After receiving an initial practitioner's license under this section, an applicant who seeks to renew the applicant's initial practitioner's license or obtain a proficient practitioner's license must:

(1) demonstrate that the applicant has:

(A) participated in cultural competency professional development activities;

(B) obtained training and information from a special education

teacher concerning exceptional learners; and

(C) received:

(i) training or certification that complies; or

(ii) an exemption from compliance;

with the standards ~~set forth in section 3(c) of this chapter;~~ **prescribed by the state board under IC 20-28-5.5-1(b);** and

(2) meet the same requirements as other candidates.

SECTION 52. IC 20-28-5-18, AS ADDED BY P.L.106-2016, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 18. (a) This section applies to an individual who:

(1) holds a valid teaching license issued by another state (excluding a teaching license equivalent to an Indiana temporary or emergency teaching license) in the same content area or areas for which the individual is applying for a license in Indiana; and

(2) was required to pass a content licensure test to obtain the license described in subdivision (1).

(b) Notwithstanding sections 3 and 12 of this chapter, the department shall grant one (1) of the following licenses to an individual described in subsection (a):

(1) If the individual has less than three (3) years of full-time teaching experience, an initial practitioner's license.

(2) If the individual has at least three (3) years of full-time teaching experience, a practitioner's license.

(c) An individual who is granted a license under this section shall comply with ~~section 3(c) and 3(d) of this chapter not later than twelve (12) months after the date the individual's license is issued.~~ **the training or certification requirements prescribed by the state board under IC 20-28-5.5-1(b).**

SECTION 53. IC 20-28-5.5 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]:

**Chapter 5.5. Training for Teachers**

**Sec. 1. (a) The state board shall determine the timing, frequency, whether training requirements can be combined or merged, and the method of training, including whether the training should be required for purposes of obtaining or renewing a license under IC 20-28-5, or, in consultation with teacher preparation programs (as defined in IC 20-28-3-1(b)), as part of the completion requirements for a teacher preparation program for training required under the following sections:**

**IC 20-26-5-34.2.**

**IC 20-28-3-4.5.**

**IC 20-28-3-6.**
**IC 20-28-3-7.**
**IC 20-34-7-6.**
**IC 20-34-7-7.**

**However, nothing in this subsection shall be construed to authorize the state board to suspend or otherwise eliminate training requirements described in this subsection.**

**(b) In addition to the training described in subsection (a), the department shall, in a manner prescribed by the state board:**

**(1) ensure a teacher has training in:**

**(A) cardiopulmonary resuscitation that includes a test demonstration on a mannequin;**

**(B) removing a foreign body causing an obstruction in an airway;**

**(C) the Heimlich maneuver; and**

**(D) the use of an automated external defibrillator;**

**(2) ensure a teacher holds a valid certification in each of the procedures described in subdivision (1) issued by:**

**(A) the American Red Cross;**

**(B) the American Heart Association; or**

**(C) a comparable organization or institution approved by the state board; or**

**(3) determine if a teacher has physical limitations that make it impracticable to complete a course or certification described in subdivision (1) or (2).**

**The state board shall determine the timing, frequency, whether training requirements can be combined or merged, and the method of training or certification, including whether the training or certification should be required for purposes of obtaining or renewing a license under IC 20-28-5, or, in consultation with teacher preparation programs (as defined in IC 20-28-3-1(b)), as part of the completion requirements for a teacher preparation program. However, the frequency of the training may not be more frequent and the method of training may not be more stringent than required in IC 20-28-5-3(c) through IC 20-28-5-3(e), as in effect on January 1, 2020. Nothing in this subsection shall be construed to authorize the state board to suspend or otherwise eliminate training requirements described in this subsection.**

**(c) The state board may recommend to the general assembly in a report in an electronic format under IC 5-14-6, to eliminate training requirements described in subsection (a) or (b).**

**(d) In determining the training requirements for a school**

**corporation, charter school, or accredited nonpublic school for training required under:**

**(1) IC 20-26-5-34.2;**

**(2) IC 20-28-3-4.5;**

**(3) IC 20-28-3-6; or**

**(4) IC 20-28-3-7;**

**the state board may consider whether a particular teacher received the training described in this subsection as part of the teacher's licensing requirements or at a teacher preparation program when determining whether the particular teacher is required to receive the training by the school corporation, charter school, or accredited nonpublic school.**

**Sec. 2. The department shall:**

**(1) publish the requirements established by the state board under this chapter on the department's Internet web site;**

**(2) notify teacher preparation programs of training required to be completed as part of the teacher preparation program; and**

**(3) notify teachers of training requirements under this chapter that a teacher must complete in order for the teacher to renew the teacher's license under IC 20-28-5.**

**Sec. 3. The state board shall adopt rules under IC 4-22-2 necessary to implement this chapter.**

SECTION 54. IC 20-30-1-1, AS ADDED BY P.L.1-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: 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.~~ **State accredited nonpublic schools.**

SECTION 55. IC 20-30-5-5.7, AS ADDED BY P.L.115-2017, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5.7. (a) Not later than December 15, 2018, and each December 15 thereafter, each public school, including a charter school, and **state** accredited nonpublic school shall provide age appropriate and research and evidence based instruction on child abuse and child sexual abuse to students in kindergarten through grade 12.

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

(c) Instruction on child abuse and child sexual abuse may be delivered by a school safety specialist, school counselor, or any other

person with training and expertise in the area of child abuse and child sexual abuse.

SECTION 56. IC 20-30-5-7, AS AMENDED BY P.L.97-2019, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) 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 an enhanced study of the Holocaust in each high school United States history course. As part of the United States government credit awarded for the general, Core 40, Core 40 with academic honors, and Core 40 with technical honors designation, each high school shall administer the naturalization examination provided by the United States Citizenship and Immigration Services.
(4) Sciences, including, after June 30, 2021, computer science.
(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.

(b) Each:
(1) school corporation;
(2) charter school; and
(3) **state** accredited nonpublic school;
shall offer the study of ethnic and racial groups as a one (1) semester elective course in its high school curriculum at least once every school year.

(c) The course described in subsection (b) may be offered by the school corporation, charter school, or **state** accredited nonpublic school through a course access program administered by the department.

SECTION 57. IC 20-30-5-13, AS ADDED BY P.L.1-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

UPON PASSAGE]: Sec. 13. Throughout instruction on human sexuality or sexually transmitted diseases, ~~an~~ **a state** 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.

SECTION 58. IC 20-30-5-19, AS ADDED BY P.L.154-2009, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 19. (a) Each school corporation, charter school, and **state** 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~~ **a state** 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.

SECTION 59. IC 20-30-5-20, AS AMENDED BY P.L.159-2019, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 20. (a) As used in this section, "charter school" does not include a virtual charter school, as defined in IC 20-24-1-10.

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

(c) Except as provided in subsection (f), each school corporation, charter school, and **state** accredited nonpublic school shall include in the charter school's, school corporation's, or **state** 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.

(d) A school corporation, **a** charter school, or ~~an~~ **a state** accredited nonpublic school may offer the instruction required in subsection (c) 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.

(e) 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, charter school, or **state** 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.

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

SECTION 60. IC 20-30-5-21, AS ADDED BY P.L.219-2015, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 21. ~~An~~ **A state** accredited school may not offer, support, or promote any student program, class, or activity that provides student instruction that is contrary to a curriculum required to be provided to students under this chapter.

SECTION 61. IC 20-30-5-22, AS ADDED BY P.L.162-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 22. (a) Each:

(1) school corporation;

(2) charter school; and

(3) **state** accredited nonpublic school;

shall offer Indiana studies as a one (1) semester elective course in its high school curriculum at least once every school year.

(b) The course described in subsection (a) may be offered by the school corporation, charter school, or **state** accredited nonpublic school through a course access program administered by the department.

SECTION 62. IC 20-30-7-5, AS ADDED BY P.L.1-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. A school corporation may enter into an agreement with:

(1) another school corporation;

(2) ~~an~~ **a state** accredited nonpublic school; or

(3) both entities described in subdivisions (1) and (2);

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

SECTION 63. IC 20-30-14.5-3, AS ADDED BY P.L.226-2015, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3. (a) The state certificate of biliteracy is created to:

(1) encourage students to study languages;

(2) certify the attainment of biliteracy;

(3) provide employers with a method of identifying individuals with language and biliteracy skills;

(4) provide postsecondary educational institutions with an additional method to recognize applicants for admission;

(5) prepare students with twenty-first century skills;

(6) recognize the value of foreign language and native language instruction in public schools; and

(7) strengthen intergroup relationships, affirm the value of diversity, and honor the multiple cultures and languages of a community.

(b) The receipt of the certificate demonstrates the attainment of a high level of proficiency by a graduate of a public or ~~an~~ **a state** accredited nonpublic high school, sufficient for meaningful use in college and a career, in one (1) or more languages in addition to English.

(c) A school corporation, a charter school, or ~~an~~ **a state** accredited nonpublic high school is not required to participate in the certificate program.

SECTION 64. IC 20-30-14.5-4, AS ADDED BY P.L.226-2015, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. The state board shall:

(1) establish the criteria for earning a certificate, including:

(A) the number of credits a student must earn in English and

language arts and in a language other than English; and

(B) assessments of foreign language and English proficiency the state board considers necessary;

(2) direct the department to prepare and deliver to participating school corporations, charter schools, and **state** accredited nonpublic high schools an appropriate mechanism for awarding the certificate and designating on a student's transcript that the student has been awarded a certificate; and

(3) direct the department to provide any other information the state board considers necessary for school corporations, charter schools, and **state** accredited nonpublic high schools to successfully participate in the certificate program.

SECTION 65. IC 20-30-14.5-5, AS ADDED BY P.L.226-2015, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. A participating school corporation, charter school, or **state** accredited nonpublic high school shall:

(1) maintain appropriate records to identify students who have earned a certificate; and

(2) make the appropriate designation on the transcript of each student who earns a certificate.

SECTION 66. IC 20-31-1-1, AS AMENDED BY P.L.169-2016, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. This article applies only to the following:

(1) Except as provided in ~~IC 20-31-4-1.1,~~ **IC 20-31-4.1-3,** public schools.

(2) Except as provided in IC 20-31-7 and IC 20-31-9, ~~nonpublic schools that voluntarily become accredited under IC 20-19-2-8.~~ **state accredited nonpublic schools.**

SECTION 67. IC 20-31-2-8, AS ADDED BY P.L.1-2005, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. "School" refers to a public school or ~~an~~ **a state** accredited nonpublic school.

SECTION 68. IC 20-31-4 IS REPEALED [EFFECTIVE UPON PASSAGE]. (Performance Based Accreditation).

SECTION 69. IC 20-31-4.1 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

**Chapter 4.1. Performance Based Accreditation**

**Sec. 1. As used in this chapter, "legal standards" means Indiana statutes and rules adopted by the state board that apply to each school for accreditation.**

**Sec. 2. (a) A school in Indiana shall be accredited under the**

**system established by this chapter if the school meets legal standards as determined by the state board.**

**(b) The state board shall establish a performance based accreditation system for accrediting schools in Indiana under this chapter.**

**(c) The department shall waive accreditation standards for an accredited nonpublic alternative school that enters into a contract with a school corporation to provide alternative education services for students who have:**

**(1) dropped out of high school;**

**(2) been expelled; or**

**(3) been sent to the nonpublic alternative school due to the students' lack of success in the public school environment;**

**to accommodate the nonpublic alternative school's program and student population. A nonpublic alternative school to which this subsection applies is not subject to being placed in a category or designation under IC 20-31-8-4. However, the nonpublic alternative school must comply with all state reporting requirements and submit a school improvement growth model on the anniversary date of the nonpublic alternative school's original accreditation.**

**(d) The state board may accredit a nonpublic school under this chapter at the time the nonpublic school begins operation in Indiana.**

**(e) A school accredited under IC 20-26-15 shall be accredited under this chapter by the earlier of the following:**

**(1) The date the school's contract under IC 20-26-15 expires.**

**(2) July 1, 2025.**

**Sec. 3. (a) The state board shall accredit a school that:**

**(1) becomes a charter school under IC 20-24; and**

**(2) complies with the requirements under IC 20-24.**

**(b) An authorizer (as defined in IC 20-24-1-2.5) of a charter school is responsible for ensuring that the charter school is in compliance with applicable legal standards as determined by the state board.**

**Sec. 4. (a) Subject to subsection (c) and section 7 of this chapter, a school or group of schools accredited under this chapter may submit an application to the state board, in a manner prescribed by the state board, requesting flexibility and to waive compliance with any provision in this title or 511 IAC in order to do one (1) or more of the following:**

**(1) Improve student performance and outcomes.**

**(2) Offer the applicant flexibility in the administration of educational programs or improve the efficiency of school operations.**

**(3) Promote innovative educational approaches to student learning.**

**(4) Advance the mission or purpose of the school or group of schools.**

**(b) The application submitted under subsection (a) must include the following:**

**(1) A list of the one (1) or more provisions in this title, 511 IAC, or this title and 511 IAC that the school or group of schools is requesting that the state board waive.**

**(2) The following information:**

**(A) The specific goal or outcome or goals or outcomes that the school or group of schools intends to achieve by waiving the provisions described in subdivision (1).**

**(B) How the specific goals or outcomes described in clause (A) are likely to be achieved by waiving compliance with the provisions described in subdivision (1).**

**(3) For an application submitted by:**

**(A) the governing body of a school corporation, a copy of the resolution adopted by the governing body approving the submission of the application;**

**(B) a charter school, written authorization by the charter school organizer approving the submission of the application; or**

**(C) a nonpublic school, written authorization by the person or agency in active charge and management of the nonpublic school approving the submission of the application.**

**Sec. 5. (a) The state board may approve an application to waive compliance with provisions described in section 4 of this chapter only if the waiver request is related to a specific goal or outcome of the school or group of schools.**

**(b) The state board may approve an application under this chapter if the state board determines that approving the application will likely:**

**(1) improve student performance and outcomes;**

**(2) offer the applicant flexibility in the administration of educational programs or improve the efficiency of school operations;**

**(3) promote innovative educational approaches to student**

**learning; or**

**(4) advance the mission or purpose of the school or group of schools.**

**Sec. 6. (a) Notwithstanding any other law and subject to section 7 of this chapter, an applicant whose application is approved by the state board under section 5 of this chapter may waive compliance with any provision in this title or 511 IAC that is approved for waiver by the state board.**

**(b) The flexibility provided under this chapter is separate and distinct from flexibility provided under IC 20-26.5-2.**

**Sec. 7. A school or group of schools that submits an application under section 4 of this chapter may not request to waive any of the following provisions:**

**IC 20-26-5-10 (criminal history and child protection index check).**
**IC 20-27-7 (school bus inspection and registration).**
**IC 20-27-8-1 (school bus drivers and monitors).**
**IC 20-27-8-2 (school bus driver driving summary).**
**IC 20-27-10-3 (capacity of school bus).**
**IC 20-28 (school teachers).**
**IC 20-29 (collective bargaining).**
**IC 20-30-5-0.5 (display of United States flag; Pledge of Allegiance).**
**IC 20-30-5-1 (constitutions).**
**IC 20-30-5-2 (constitutions; interdisciplinary course).**
**IC 20-30-5-3 (protected writings).**
**IC 20-30-5-4 (American history).**
**IC 20-30-5-4.5 (moment of silence).**
**IC 20-30-5-5 (morals instruction).**
**IC 20-30-5-6 (good citizenship instruction).**
**IC 20-30-5-13 (human sexuality instructional requirements).**
**IC 20-30-5-17 (access to materials; consent for participation).**
**IC 20-30-5-21 (contrary student instruction not permitted).**
**IC 20-30-5-22 (Indiana studies).**
**IC 20-31 (accountability for performance and improvement).**
**IC 20-32-4 (graduation requirements).**
**IC 20-32-5.1 (Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program).**
**IC 20-33-1 (equal educational opportunity).**
**IC 20-34 (student health and safety measures).**
**IC 20-35 (special education).**
**IC 20-36 (high ability students).**

**IC 20-39 (accounting and financial reporting procedures).**
**IC 20-40 (government funds and accounts).**
**IC 20-41 (extracurricular funds and accounts).**
**IC 20-42 (fiduciary funds and accounts).**
**IC 20-42.5 (allocation of expenditures to student instruction and learning).**
**IC 20-43 (state tuition support).**
**IC 20-44 (property tax levies).**
**IC 20-46 (levies other than general fund levies).**
**IC 20-47 (related entities; holding companies; lease agreements).**
**IC 20-48 (borrowing and bonds).**
**IC 20-49 (state management of common school funds; state advances and loans).**
**IC 20-50 (homeless children and foster care children).**
**IC 20-51 (school scholarships).**

**Sec. 8. (a) The state board shall periodically review compliance waiver requests that were approved by the state board under this chapter.**

**(b) The state board may:**

**(1) amend, suspend, or revoke a compliance waiver request that was approved by the state board if the state board determines that the school or group of schools is not meeting the goals or outcomes described in the applicable application; and**

**(2) grant approval of a waiver described in section 4 of this chapter as part of a school's application for accreditation under this chapter.**

**Sec. 9. Not later than November 1, 2020, and not later than November 1 each year thereafter, the state board shall do the following:**

**(1) Prepare a report that includes a:**

**(A) summary of the compliance waiver requests received by the state board; and**

**(B) description of compliance waiver requests that were approved and compliance waiver requests that were denied by the state board.**

**(2) Submit the report prepared under subdivision (1) to the general assembly in an electronic format under IC 5-14-6.**

**Sec. 10. The state board shall adopt rules under IC 4-22-2 necessary to implement this chapter.**

SECTION 70. IC 20-32-1-1, AS ADDED BY P.L.1-2005,

SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: 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.~~ **State accredited nonpublic schools.**

SECTION 71. IC 20-32-2-3, AS ADDED BY P.L.1-2005, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3. "Student" means an individual who is enrolled in:

(1) a public school;

(2) ~~an~~ **a state** accredited nonpublic school; or

(3) another nonpublic school that has requested and received from the state board specific approval of the school's educational program.

SECTION 72. IC 20-32-3-2, AS AMENDED BY P.L.233-2015, SECTION 238, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. As used in this chapter, "student" refers to a student who meets the following conditions:

(1) Is enrolled in a public school, ~~an~~ **a state** accredited nonpublic school, or a nonpublic school that has requested and received from the state board specific approval for the school's education program.

(2) Is in at least grade 9.

(3) If the student is a student with a disability (as defined in IC 20-35-1-8), would benefit from the participation under this chapter as determined by the individualized education program for the student.

SECTION 73. IC 20-32-4-1.5, AS AMENDED BY P.L.10-2019, SECTION 84, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1.5. (a) This subsection expires July 1, 2022. Except as provided in subsection (f) and sections 4, 5, 6, 7, 8, 9, and 10 of this chapter, each student is required to meet:

(1) the academic standards tested in the graduation examination;

(2) the Core 40 course and credit requirements adopted by the state board under IC 20-30-10; and

(3) any additional requirements established by the governing body;

to be eligible to graduate.

(b) Except as provided in subsection (f) and sections 4, 4.1, 5, 6, 7, 8, 9, and 10 of this chapter, beginning with the class of students who expect to graduate during the 2022-2023 school year, each student shall:

(1) demonstrate college or career readiness through a pathway established by the state board, in consultation with the department of workforce development and the commission for higher education;

(2) meet the Core 40 course and credit requirements adopted by the state board under IC 20-30-10; and

(3) meet any additional requirements established by the governing body;

to be eligible to graduate.

(c) The state board shall establish graduation pathway requirements under subsection (b)(1) in consultation with the department of workforce development and the commission for higher education. A graduation pathway requirement may include the following postsecondary readiness competencies approved by the state board:

(1) International baccalaureate exams.

(2) Nationally recognized college entrance assessments.

(3) Advanced placement exams.

(4) Assessments necessary to receive college credit for dual credit courses.

(5) Industry recognized certificates.

(6) The Armed Services Vocational Aptitude Battery.

(7) Cambridge International exams.

(8) Any other competency approved by the state board.

(d) If the state board establishes a nationally recognized college entrance exam as a graduation pathway requirement, the nationally recognized college entrance exam must be offered to a student at the school in which the student is enrolled and during the normal school day.

(e) When an apprenticeship is established as a graduation pathway requirement, the state board shall establish as an apprenticeship only an apprenticeship program registered under the federal National Apprenticeship Act (29 U.S.C. 50 et seq.) or another federal apprenticeship program administered by the United States Department of Labor.

(f) Notwithstanding subsection (a), a school corporation, charter school, or **state** accredited nonpublic school may voluntarily elect to use graduation pathways described in subsection (b) in lieu of the graduation examination requirements specified in subsection (a) prior to July 1, 2022.

(g) The state board, in consultation with the department of workforce development and the commission for higher education, shall approve college and career pathways relating to career and technical

education, including sequences of courses leading to student concentrators.

SECTION 74. IC 20-32-4-4.1, AS ADDED BY P.L.192-2018, SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 4.1. (a) Subject to subsection (b), a student may receive a waiver from the postsecondary readiness competency requirements established under section 1.5(c) of this chapter:

(1) if:

(A) the student was unsuccessful in completing a postsecondary readiness competency requirement established by the state board under section 1.5(c) of this chapter by the conclusion of the student's senior year, including a student who was in the process of completing a competency at one (1) school that was not offered by the school to which the student transferred; and

(B) the student attempted to achieve at least three (3) separate postsecondary readiness competencies established by the state board under section 1.5(c) of this chapter; or

(2) if a student transfers to a school subject to the requirements of this chapter during the student's senior year from a nonaccredited nonpublic school **that has less than one (1) employee** or a school out of state and the student:

(A) attempted to achieve at least one (1) postsecondary readiness competency requirement established by the state board under section 1.5(c) of this chapter; and

(B) was unsuccessful in completing the attempted postsecondary readiness competency described in clause (A).

(b) For a student to receive a waiver described in subsection (a), the student must:

(1) maintain at least a "C" average, or its equivalent, throughout the student's high school career in courses comprising credits required for the student to graduate;

(2) maintain a school attendance rate of at least ninety-five percent (95%) with excused absences not counting against the student's attendance;

(3) satisfy all other state and local graduation requirements beyond the postsecondary readiness competency requirements established by the state board under section 1.5(c) of this chapter; and

(4) demonstrate postsecondary planning, including:

(A) college acceptance;

(B) acceptance in an occupational training program;

(C) workforce entry; or

(D) military enlistment;

that is approved by the principal of the student's school.

SECTION 75. IC 20-33-2-10, AS AMENDED BY P.L.144-2012, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 10. (a) Each public school shall and each private school may require a student who initially enrolls in the school to provide:

(1) the name and address of the school the student last attended; and

(2) a certified copy of the student's birth certificate or other reliable proof of the student's date of birth.

(b) Not more than fourteen (14) days after initial enrollment in a school, the school shall request the student's records from the school the student last attended.

(c) If the document described in subsection (a)(2):

(1) is not provided to the school not more than thirty (30) days after the student's enrollment; or

(2) appears to be inaccurate or fraudulent;

the school shall notify the Indiana clearinghouse for information on missing children and missing endangered adults established under IC 10-13-5-5 and determine if the student has been reported missing.

(d) A school in Indiana receiving a request for records shall send the records promptly to the requesting school. However, if a request is received for records to which a notice has been attached under IC 31-36-1-5 (or IC 31-6-13-6 before its repeal), the school:

(1) shall immediately notify the Indiana clearinghouse for information on missing children and missing endangered adults;

(2) may not send the school records without the authorization of the clearinghouse; and

(3) may not inform the requesting school that a notice under IC 31-36-1-5 (or IC 31-6-13-6 before its repeal) has been attached to the records.

(e) Notwithstanding subsection (d), if a parent of a child who has enrolled in ~~an~~ **a state** accredited nonpublic school is in breach of a contract that conditions release of student records on the payment of outstanding tuition and other fees, the **state** accredited nonpublic school shall provide a requesting school sufficient verbal information to permit the requesting school to make an appropriate placement decision regarding the child.

SECTION 76. IC 20-33-2-47, AS ADDED BY P.L.1-2005, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

UPON PASSAGE]: Sec. 47. (a) A school corporation may develop and implement a system of notifying the parent of a student when:

(1) the student fails to attend school; and

(2) the student does not have an excused absence for that day.

(b) A school corporation or ~~an~~ **a state** accredited nonpublic school shall report to the local health department the percentage of student absences above a threshold determined by the department by rule adopted under IC 4-22-2.

(c) If a school corporation implements a notification system under this chapter, the attendance officer or the attendance officer's designee shall make a reasonable effort to contact by telephone the parent of each student who has failed to attend school and does not have an excused absence for that day.

(d) If an attendance officer or an attendance officer's designee has made a reasonable effort to contact a parent under subsection (c), the school corporation is immune from liability for any damages suffered by the parent claimed because of failure to contact the parent.

SECTION 77. IC 20-33-3-7, AS ADDED BY P.L.1-2005, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) This chapter applies to a child less than eighteen (18) years of age who is employed or is seeking employment in Indiana.

(b) A child less than eighteen (18) years of age who is a resident of Indiana and who requires an employment certificate shall obtain the employment certificate from the issuing officer of the:

(1) **state** accredited school ~~(as described in IC 20-19-2-8(a)(5))~~ that the child attends; or

(2) school corporation in which the child resides.

(c) A child less than eighteen (18) years of age who is not a resident of Indiana and who requires an employment certificate to work in Indiana shall obtain the certificate from the issuing officer of the school corporation in which the child is:

(1) employed; or

(2) seeking employment.

The judge of a court with juvenile jurisdiction may suspend the application of this chapter in cases involving juvenile delinquents or incorrigibles whenever, in the opinion of the judge, the welfare of a child warrants this action.

SECTION 78. IC 20-33-3-8, AS AMENDED BY P.L.1-2007, SECTION 147, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. (a) The issuing officer in each **state** accredited school ~~(as described in IC 20-19-2-8(a)(5))~~ shall

be an individual who is:

(1) a guidance counselor;

(2) a school social worker; or

(3) an attendance officer for the school corporation and a teacher licensed by the division of professional standards of the department under IC 20-28-4 or IC 20-28-5;

and designated in writing by the principal.

(b) During the times in which the individual described in subsection (a) is not employed by the school or when school is not in session, there shall be an issuing officer available:

(1) who is a teacher licensed by the division of professional standards of the department under IC 20-28-4 or IC 20-28-5; and

(2) whose identity and hours of work shall be determined by the principal.

SECTION 79. IC 20-33-5-9, AS AMENDED BY P.L.286-2013, SECTION 114, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. **(a) As used in this section, "accredited nonpublic school" means a nonpublic school that:**

**(1) has voluntarily become accredited under IC 20-31-4.1; or**

**(2) is accredited by a national or regional accrediting agency that is recognized by the state board.**

~~(a)~~ **(b)** If a parent of a child or an emancipated minor who is enrolled in an accredited nonpublic school meets the financial eligibility standard under section 2 of this chapter, the parent or the emancipated minor may receive a reimbursement from the department as provided in this chapter for the costs or some of the costs incurred by the parent or emancipated minor in fees that are reimbursable under section 7 of this chapter.

~~(b)~~ **(c)** The department shall provide each accredited nonpublic school with sufficient application forms for assistance, prescribed by the state board of accounts.

~~(c)~~ **(d)** Each accredited nonpublic school shall provide the parents or emancipated minors who wish to apply for assistance with:

(1) the appropriate application forms; and

(2) any assistance needed in completing the application form.

~~(d)~~ **(e)** The parent or emancipated minor shall submit the application to the accredited nonpublic school. The accredited nonpublic school shall make a determination of financial eligibility subject to appeal by the parent or emancipated minor.

~~(e)~~ **(f)** If a determination is made that the applicant is eligible for assistance, subsection ~~(a)~~ **(b)** applies.

~~(f)~~ **(g)** To be guaranteed some level of reimbursement from the

department, the principal or other designee shall submit the reimbursement request before November 1 of a school year.

~~(g)~~ **(h)** In its request, the principal or other designee shall certify to the department:

(1) the number of students who are enrolled in the accredited nonpublic school and who are eligible for assistance under this chapter;

(2) the costs incurred in providing:

(A) curricular materials (including curricular materials used in special education and high ability classes); and

(B) workbooks, digital content, and consumable curricular materials (including workbooks, consumable curricular materials, and other consumable teaching materials that are used in special education and high ability classes) that are used by students for not more than one (1) school year;

(3) that the curricular materials described in subdivision (2)(A) (except any curricular materials used in special education classes and high ability classes) have been adopted by the governing body; and

(4) any other information required by the department.

~~(h)~~ **(i)** The amount of reimbursement that a parent or emancipated minor is entitled to receive shall be determined as provided in section 9.5 of this chapter.

~~(i)~~ **(j)** The accredited nonpublic school shall distribute the money received under this chapter to the appropriate eligible parents or emancipated minors.

~~(j)~~ **(k)** Section 7(f) of this chapter applies to parents or emancipated minors as described in this section.

~~(k)~~ **(l)** The accredited nonpublic school and the department shall maintain complete and accurate information concerning the number of applicants determined to be eligible for assistance under this section.

~~(l)~~ **(m)** The state board shall adopt rules under IC 4-22-2 to implement this section.

SECTION 80. IC 20-33-5-9.5, AS AMENDED BY P.L.205-2013, SECTION 258, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9.5. (a) This section applies to reimbursements made under this chapter in the state fiscal year beginning after June 30, 2013.

(b) The amount of reimbursement that a school corporation or an accredited nonpublic school **(as defined in section 9(a) of this chapter)** is entitled to receive under section 7 of this chapter in a state fiscal year is equal to the amount determined in the following STEPS:

STEP ONE: Determine the amount appropriated to make reimbursements under this chapter for the state fiscal year.

STEP TWO: Determine the total number of eligible students for which reimbursement was requested under either section 7 or 9 of this chapter before November 1 of the previous calendar year by all school corporations and accredited nonpublic schools.

STEP THREE: Divide the result determined in STEP ONE by the number determined in STEP TWO.

STEP FOUR: Multiply:

(A) the STEP THREE result; by

(B) the number of eligible students for which reimbursement was requested under section 7 or 9 of this chapter before November 1 of the state fiscal year by the school corporation or the accredited nonpublic school.

SECTION 81. IC 20-33-9-10.5, AS AMENDED BY P.L.25-2016, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 10.5. (a) This section does not apply to a charter school or ~~an~~ **a state** accredited nonpublic school.

(b) A school employee shall report any incidence of suspected criminal organization activity, criminal organization intimidation, or criminal organization recruitment to the principal and the school safety specialist.

(c) The principal and the school safety specialist may take appropriate action to maintain a safe and secure school environment, including providing appropriate intervention services.

SECTION 82. IC 20-34-3-20, AS AMENDED BY P.L.197-2019, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 20. (a) The governing body of a school corporation shall require each school in the governing body's jurisdiction to conduct periodic emergency preparedness drills during the school year in compliance with rules adopted under IC 4-22-2 by the state board.

(b) Each school and attendance center shall conduct at least:

(1) one (1) tornado preparedness drill; and

(2) one (1) manmade occurrence disaster drill;

during each semester.

(c) At least one (1) manmade occurrence disaster drill required under subsection (b) must be an active shooter drill and must be conducted within ninety (90) calendar days after the beginning of the school year.

(d) Each:

(1) **state** accredited nonpublic school; and

(2) charter school;

must conduct at least one (1) active shooter drill during each school year.

(e) Notwithstanding rules established by the state fire marshal under IC 12-17-12-19, a drill conducted under subsection (b) may be conducted instead of a periodic or monthly fire evacuation drill requirement established by the state fire marshal. However, a drill conducted under subsection (b) may not be made:

(1) instead of more than two (2) periodic or monthly fire evacuation drills in a particular school semester; and

(2) in two (2) consecutive months.

(f) The governing body of a school corporation may direct schools to conduct emergency preparedness drills in addition to those required under subsection (b).

(g) The governing body of a school corporation shall require each principal to file a certified statement that all drills have been conducted as required under this section.

SECTION 83. IC 20-34-3-23, AS ADDED BY P.L.211-2018(ss), SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 23. (a) Each charter school and **state** accredited nonpublic school shall adopt a local school safety and emergency plan that includes:

(1) safety and emergency training and educational opportunities for school employees; and

(2) periodic safety and emergency preparedness and evacuation drills.

(b) Each charter school and **state** accredited nonpublic school shall provide a copy of the floor plans for each building located on the school's property that clearly indicates each exit, the interior rooms and hallways, and the location of any hazardous materials located in the building to the law enforcement agency and the fire department that have jurisdiction over the school.

SECTION 84. IC 20-34-4.5-0.6, AS ADDED BY P.L.117-2017, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 0.6. As used in this chapter, "school" means **a:**

(1) ~~a~~ public school;

(2) ~~a~~ charter school; or

(3) ~~an~~ **state** accredited nonpublic school.

SECTION 85. IC 20-34-5-8, AS ADDED BY P.L.166-2007, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. As used in this chapter, "school employee"

means an individual employed by:

(1) a public school, including a charter school, or ~~an~~ **a state** accredited nonpublic school;

(2) a local health department working with a school under this chapter; or

(3) another entity with which a school has contracted to perform the duties required under this chapter.

SECTION 86. IC 20-34-7-1.6, AS ADDED BY P.L.135-2016, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1.6. As used in this chapter, "school" refers to a public school and ~~an~~ **a state** accredited nonpublic school.

SECTION 87. IC 20-34-7-6, AS AMENDED BY P.L.135-2016, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 6. (a) As used in this section, "football" does not include flag football.

(b) Prior to coaching football to individuals who are less than twenty (20) years of age and are in grades 1 through 12, each head football coach and assistant football coach shall complete a certified coaching education course that:

(1) is sport specific;

(2) contains player safety content, including content on:

(A) concussion awareness;

(B) equipment fitting;

(C) heat emergency preparedness; and

(D) proper technique;

(3) requires a coach to complete a test demonstrating comprehension of the content of the course; and

(4) awards a certificate of completion to a coach who successfully completes the course.

(c) For a coach's completion of a course to satisfy the requirement imposed by subsection (b), the course must have been approved by the department.

(d) A coach shall complete a course ~~not less than once during a two (2) year period. However, if the coach receives notice from the organizing entity that new information has been added to the course before the end of the two (2) year period, the coach must:~~

~~(1) complete instruction; and~~

~~(2) successfully complete a test;~~

~~concerning the new information to satisfy the requirement imposed by subsection (b).~~ **in a manner prescribed by the state board under IC 20-28-5.5-1.**

(e) An organizing entity shall maintain a file of certificates of

completion awarded under subsection (b)(4) to any of the organizing entity's head coaches and assistant coaches.

(f) A coach who complies with this chapter and provides coaching services in good faith is not personally liable for damages in a civil action as a result of a concussion or head injury incurred by an athlete participating in an athletic activity in which the coach provided coaching services, except for an act or omission by the coach that constitutes gross negligence or willful or wanton misconduct.

SECTION 88. IC 20-34-7-7, AS AMENDED BY P.L.19-2018, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 7. (a) Except as provided in subsection (c)(2), this section applies after June 30, 2017.

(b) This section applies to a head coach or assistant coach who:

(1) coaches any:

(A) interscholastic sport; or

(B) intramural sport and elects to comply or as part of the head coach's or assistant coach's coaching certification requirements is required to comply with this chapter; and

(2) is not subject to section 6 of this chapter.

(c) Before coaching a student athlete in any sport, a head coach and every assistant coach described in subsection (b) must complete a certified coaching education course that:

(1) contains player safety content on concussion awareness;

(2) after December 31, 2018, includes content for prevention of or response to heat related medical issues that may arise from a student athlete's training;

(3) requires a head coach or an assistant coach to complete a test demonstrating comprehension of the content of the course; and

(4) awards a certificate of completion to a head coach or an assistant coach who successfully completes the course.

(d) A course described in subsection (c) must be approved by the department, in consultation with a physician licensed under IC 25-22.5. The consulting physician for a course described in subsection (c)(1) must have expertise in the area of concussions and brain injuries. The department may, in addition to consulting with a physician licensed under IC 25-22.5, consult with other persons who have expertise in the area of concussions and brain injuries when developing a course described in subsection (c)(1).

(e) A head coach and every assistant coach described in subsection (b) must complete a course described in subsection (c) ~~at least once each two (2) year period. If a head coach or an assistant coach receives notice from the school that new information has been added to the~~

~~course before the end of the two (2) year period, the head coach or the assistant coach shall:~~

~~(1) complete instruction; and~~

~~(2) successfully complete a test;~~

~~concerning the new information to satisfy subsection (c).~~ **in a manner prescribed by the state board under IC 20-28-5.5-1.**

(f) Each school shall maintain all certificates of completion awarded under subsection (c)(4) to each of the school's head coaches and assistant coaches.

(g) A head coach or an assistant coach described in subsection (b) who complies with this chapter and provides coaching services in good faith is not personally liable for damages in a civil action as a result of a concussion or head injury incurred by a student athlete participating in an athletic activity for which the head coach or the assistant coach provided coaching services, except for an act or omission by the head coach or the assistant coach that constitutes gross negligence or willful or wanton misconduct.

SECTION 89. IC 20-34-8-3, AS ADDED BY P.L.139-2014, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3. As used in this chapter, "school" refers to a public school and ~~an~~ **a state** accredited nonpublic school.

SECTION 90. IC 20-34-8-5, AS ADDED BY P.L.139-2014, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) ~~Before July 1, 2015,~~ The department shall disseminate guidelines, information sheets, and forms to each **state** accredited nonpublic school, charter school, and each school corporation for distribution to schools to inform and educate coaches, student athletes, and parents and legal guardians of student athletes of the nature and risk of sudden cardiac arrest to student athletes.

(b) The department:

(1) may consult with an association, medical professionals, and others with expertise in diagnosing and treating sudden cardiac arrest; and

(2) may request the assistance of an association in disseminating the guidelines, information sheets, and forms required under subsection (a).

(c) The department may disseminate the guidelines, information sheets, and forms required under this section in an electronic format.

SECTION 91. IC 20-34-9-1, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2020 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. This chapter does not apply to a virtual

charter school (as defined in ~~IC 20-24-7-13(a))~~ **IC 20-24-1-10)** or a virtual **state** accredited nonpublic school.

SECTION 92. IC 20-34-9-4, AS ADDED BY P.L.153-2019, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. Beginning after June 30, 2020, and subject to available funding, a school corporation, a charter school, and ~~an~~ **a state** accredited nonpublic school are eligible for a grant under this chapter if the school corporation, charter school, or **state** accredited nonpublic school meets the requirements of this chapter.

SECTION 93. IC 20-34-9-5, AS ADDED BY P.L.153-2019, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) The student and parent support services grant program is established to provide grants to school corporations, charter schools, and **state** accredited nonpublic schools for the development and implementation of student and parent support services plans to support parents caring for at-risk students.

(b) The department, in coordination with the division of mental health and addiction, shall administer the program.

SECTION 94. IC 20-34-9-6, AS ADDED BY P.L.153-2019, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. A school corporation, a charter school, or ~~an~~ **a state** accredited nonpublic school must do the following to participate in the program:

(1) Apply to the department to participate in the program.

(2) Submit to the department a student and parent support services plan that the school corporation, charter school, or **state** accredited nonpublic school intends to implement and that includes the following:

(A) A process for a teacher or school employee to notify a school official to contact a student's parent if the student demonstrates a repeated pattern of aberrant or abnormal behavior. The parental notification process described in this clause must also include that the school will hold a conference with the student and the student's parent.

(B) A requirement that the conference described in clause (A) must address the student's potential need for and benefit from:

(i) school based treatment services; or

(ii) treatment services provided by an outside professional care provider that is contracted and paid for by the school corporation, charter school, or **state** accredited nonpublic school.

(C) A procedure for a parent who chooses to seek services for

the student to follow that includes granting written parental consent for the student to receive services by a service provider described under clause (B).

(D) A requirement to ensure that a school shall maintain the confidentiality of any medical records that result from a student's participation in any treatment described in clause (B). The school must adopt a policy that prohibits the school from:

(i) sharing any reports or notes resulting from the provision of school based treatment services described in clause (B)(i) with other school officials; and

(ii) maintaining any reports, notes, diagnosis, or appointments that result from a student's participation in any treatment described in clause (B)(i) through (B)(ii) in the student's permanent educational file.

SECTION 95. IC 20-34-9-7, AS ADDED BY P.L.153-2019, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) Before June 30, 2020, and before each June 30 thereafter, the department shall evaluate and prepare a report concerning development and implementation of the following:

(1) The program.

(2) The plans submitted and implemented by school corporations, charter schools, and **state** accredited nonpublic schools.

(b) The department shall submit the report described in subsection (a) to the legislative council in an electronic format under IC 5-14-6.

SECTION 96. IC 20-47-6-4, AS ADDED BY P.L.143-2019, SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. As used in this chapter, "school" means a public school, including a charter school, ~~an~~ **a state** accredited nonpublic school, or an eligible school (as defined in IC 20-51-1-4.7).

SECTION 97. IC 21-7-13-4 IS REPEALED [EFFECTIVE UPON PASSAGE]. ~~Sec. 4. "Accredited nonpublic school" means a nonpublic school that has voluntarily become accredited under IC 20-19-2-8.~~

SECTION 98. IC 21-7-13-31.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 31.5. "State accredited nonpublic school" means a nonpublic school that has voluntarily become accredited under IC 20-31-4.1.**

SECTION 99. IC 21-12-6-5, AS AMENDED BY P.L.165-2016, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) Unless a student qualifies under subsection (b), to qualify to participate in the program, a student must meet the following requirements:

(1) Be a resident of Indiana.
(2) Be:
(A) enrolled in grade 7 or 8 at a:
(i) public school; or
(ii) nonpublic school that is accredited either by the state board of education or by a national or regional accrediting agency whose accreditation is accepted as a school improvement plan under ~~IC 20-31-4-2;~~ **IC 20-31-4.1-2;** or
(B) otherwise qualified under the rules of the commission that are adopted under IC 21-18.5-4-9(2) to include students who are in grades other than grade 8 as eligible students.
(3) Be a member of a household with an annual income of not more than the amount required for the individual to qualify for free or reduced priced lunches under the national school lunch program, as determined for the immediately preceding taxable year for the household for which the student was claimed as a dependent.
(4) Agree, in writing, together with the student's custodial parents or guardian, that the student will:
(A) graduate from a secondary school located in Indiana that meets the admission criteria of an eligible institution;
(B) not illegally use controlled substances (as defined in IC 35-48-1-9);
(C) not commit a crime or an infraction described in IC 9-30-5;
(D) not commit any other crime or delinquent act (as described in IC 31-37-1-2 or IC 31-37-2-2 through IC 31-37-2-5 (or IC 31-6-4-1(a)(1) through IC 31-6-4-1(a)(5) before their repeal));
(E) timely apply, when the eligible student is a senior in high school:
(i) for admission to an eligible institution; and
(ii) for any federal and state student financial assistance available to the eligible student to attend an eligible institution;
(F) achieve a cumulative grade point average upon graduation of:
(i) at least 2.0, if the student graduates from high school before July 1, 2014; and
(ii) at least 2.5, if the student graduates from high school after June 30, 2014;
on a 4.0 grading scale (or its equivalent if another grading

scale is used) for courses taken during grades 9, 10, 11, and 12; and

(G) complete an academic success program required under the rules adopted by the commission, if the student initially enrolls in high school after June 30, 2013.

(b) A student qualifies to participate in the program if the student:

(1) before or during grade 7 or grade 8, is placed by or with the consent of the department of child services, by a court order, or by a child placing agency in:

(A) a foster family home;

(B) the home of a relative or other unlicensed caretaker;

(C) a child caring institution; or

(D) a group home;

(2) meets the requirements in subsection (a)(1) through (a)(2); and

(3) agrees in writing, together with the student's caseworker (as defined in IC 31-9-2-11) or legal guardian, to the conditions set forth in subsection (a)(4).

(c) The commission may require that an applicant apply electronically to participate in the program using an online Internet application on the commission's **Internet** web site.

SECTION 100. IC 21-12-8-9, AS AMENDED BY P.L.143-2019, SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) This section applies to an applicant who attends or has attended any of the following:

(1) An approved secondary school.

(2) ~~An~~ **A state** accredited nonpublic school.

(3) A nonaccredited nonpublic school.

(b) An applicant is eligible to receive a high value workforce ready credit-bearing grant if the following conditions are met:

(1) The applicant is domiciled in Indiana, as defined by the commission.

(2) The applicant:

(A) has received a diploma of graduation from a school described in subsection (a);

(B) has been granted a:

(i) high school equivalency certificate before July 1, 1995; or

(ii) state of Indiana general educational development (GED) diploma under IC 20-10.1-12.1 (before its repeal), IC 20-20-6 (before its repeal), or IC 22-4.1-18; or

(C) is a student in good standing who is completing a final

year of study at a school described in subsection (a) and will be eligible upon graduation to attend an approved institution of higher learning.

(3) The applicant is enrolled in an eligible certificate program, as determined under section 2(4) of this chapter, at Ivy Tech Community College, Vincennes University, or a program approved by the commission.

(4) The applicant enrolls at least half-time for purposes of federal financial aid.

(5) The applicant has not received any grant for the maximum number of academic terms specified for the grant in IC 21-12-13-1 or IC 21-12-13-2.

(6) The applicant is not eligible for any state financial aid program described in IC 21-12-13-1(a) or IC 21-12-13-2(a).

(7) The applicant is identified as financially independent from the applicant's parents as determined by the Free Application for Federal Student Aid (FAFSA).

(8) The applicant has correctly filed the FAFSA and, if eligible for aid, accepts all offered federal scholarships and grants.

(9) Except as provided under subsection (c), the applicant maintains satisfactory academic progress, as determined by the eligible institution.

(10) The applicant has not previously received a baccalaureate degree, an associate degree, or an eligible certificate.

(11) The applicant meets any other minimum criteria established by the commission.

(c) This subsection applies to an applicant who does not maintain satisfactory academic progress under subsection (b)(9) but meets all the other conditions required under subsection (b). An applicant is eligible to receive a high value workforce ready credit-bearing grant if the applicant meets one (1) of the following:

(1) The applicant has not attended an eligible institution for the immediately preceding two (2) academic years.

(2) The applicant:

(A) attended an eligible institution at any time during the immediately preceding two (2) academic years; and

(B) maintained satisfactory academic progress, as determined by the eligible institution, during the period described in clause (A) in which the applicant attended the eligible institution.

(d) If an applicant is identified as dependent as determined by the Free Application for Federal Student Aid (FAFSA), the applicant must:

(1) meet the criteria specified in subsection (b), except for subsection (b)(4), (b)(7), and (b)(9);
(2) enroll full time for purposes of federal financial aid;
(3) maintain satisfactory academic progress, as determined by the eligible institution; and
(4) complete a workforce ready grant success program, as determined by the commission, if the applicant graduates from high school after December 31, 2018.

(e) If the demand for high value workforce ready credit-bearing grants exceeds the available appropriation, as determined by the commission, the commission shall prioritize the applicants identified as independent as determined by the Free Application for Federal Student Aid (FAFSA).

SECTION 101. IC 21-12-16-5, AS ADDED BY P.L.105-2016, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) An applicant who is enrolled in an accredited postsecondary educational institution after June 30, 2017, may qualify for a scholarship under this chapter. To qualify for a scholarship, an applicant must:

(1) apply for a scholarship on a form supplied by the commission;
(2) except as provided in subsection (b), have graduated from an Indiana nonaccredited nonpublic or **state** accredited high school **accredited under IC 20-31-4.1** and either:
(A) graduated in the highest twenty percent (20%) of students in the applicant's high school graduating class; or
(B) received a score in the top twentieth percentile on the SAT or ACT examination;
(3) have participated in school activities and community service activities during high school;
(4) have applied to and been accepted for enrollment in an accredited postsecondary educational institution approved by the commission under section 10 of this chapter;
(5) agree in writing to:
(A) obtain a license to teach under IC 20-28-5; and
(B) teach for at least five (5) consecutive years in a public school or an eligible school (as defined in IC 20-51-1-4.7) in Indiana after graduating with a baccalaureate degree from the accredited postsecondary educational institution described in subdivision (4); and
(6) meet any other criteria established by the commission.

(b) A student who graduates from a nonaccredited nonpublic school must meet the requirement described in subsection (a)(2)(B) in order

to meet the eligibility requirement described in subsection (a)(2).

SECTION 102. IC 21-13-2-1, AS AMENDED BY P.L.148-2016, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. The William A. Crawford minority teacher scholarship fund is established:

(1) to encourage and promote qualified minority individuals to pursue a career in teaching in **state** accredited schools **accredited under IC 20-31-4.1** in Indiana;

(2) to enhance the number of individuals who may serve as role models for the minority students in Indiana; and

(3) to rectify the shortage of minority teachers teaching in **state** accredited schools **accredited under IC 20-31-4.1** in Indiana.

SECTION 103. IC 21-13-2-4, AS AMENDED BY P.L.205-2013, SECTION 318, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. An individual qualifies for an initial scholarship from the fund if the individual:

(1) is a minority student;

(2) is admitted to an eligible institution as a full-time student or already attends an eligible institution as a full-time student;

(3) either:

(A) intends to pursue; or

(B) in the case of a student who is already attending an eligible institution, pursues;

a course of study that would enable the student, upon graduation, to teach in ~~an~~ **a state** accredited school **accredited under IC 20-31-4.1** in Indiana;

(4) agrees, in writing, to apply for a teaching position in ~~an~~ **a state** accredited school **accredited under IC 20-31-4.1** in Indiana following that student's certification as a teacher, and, if hired, to teach for at least three (3) years; and

(5) meets any other minimum criteria established by the commission.

SECTION 104. IC 21-13-7-1, AS AMENDED BY P.L.148-2016, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. An individual may apply for a stipend under this chapter if the individual:

(1) is a student who is enrolled in a course of study at an eligible institution that would enable the student, upon graduation, to teach in ~~an~~ **a state** accredited school **accredited under IC 20-31-4.1** in Indiana in:

(A) special education; or

(B) a high-need field;

(2) will participate in student teaching as part of the student's degree requirements;

(3) has earned a cumulative grade point average upon entering student teaching that:

(A) is required by an eligible institution for admission to the eligible institution's school of education; or

(B) is at least a 2.0 on a 4.0 grading scale or its equivalent as determined by the eligible institution, if the eligible institution's school of education does not require a certain minimum cumulative grade point average;

(4) agrees, in writing, to apply for a teaching position at an accredited school in Indiana following the student's certification as a teacher, and, if hired, to teach for at least three (3) years; and

(5) meets any other minimum criteria established by the commission.

SECTION 105. IC 21-13-8-1, AS AMENDED BY P.L.159-2016, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) The Earline S. Rogers student teaching stipend for minority students is established.

(b) An individual may apply for a stipend under this chapter if the individual:

(1) is a minority student enrolled in an eligible institution;

(2) will participate in:

(A) student teaching as part of the student's degree requirements; or

(B) a school administration internship as part of the student's graduate degree program;

(3) has earned a cumulative grade point average:

(A) upon entering student teaching that:

(i) is required by an eligible institution for admission to the eligible institution's school of education; or

(ii) is at least a 2.0 on a 4.0 grading scale or its equivalent as determined by the eligible institution, if the eligible institution's school of education does not require a certain minimum cumulative grade point average; or

(B) upon beginning a school administration internship that is at least 3.0 on a 4.0 scale, or its equivalent as determined by the eligible institution;

(4) agrees, in writing, in the case of an individual entering student teaching, to apply for a teaching position at ~~an~~ **a state** accredited school **accredited under IC 20-31-4.1** in Indiana following the student's certification as a teacher, and, if hired, to teach for at

least three (3) years; and

(5) meets any other minimum criteria established by the commission.

SECTION 106. IC 21-18-12-1, AS ADDED BY P.L.111-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) The Indiana e-transcript program is created to allow students at all **state** accredited high schools **accredited under IC 20-31-4.1** located in Indiana to request that the student's school transcripts be transmitted electronically to state educational institutions, participating Indiana not-for-profit or privately endowed institutions, and participating Indiana institutions authorized by the board for proprietary education established by IC 21-18.5-5-1.

(b) The commission shall administer the program.

(c) Beginning July 1, 2013, the department of education established by IC 20-19-3-1, in collaboration with the state educational institutions and the commission, shall develop a common electronic transcript, using common data fields and formats that are required by state educational institutions.

(d) Not later than July 1, 2015, all public secondary schools shall use the common electronic transcript developed by the department of education.

(e) The governing body of ~~an~~ **a state** accredited nonpublic secondary school may elect to use the common electronic transcript developed by the department of education.

SECTION 107. IC 22-4.1-25-1.5, AS ADDED BY P.L.191-2018, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1.5. As used in this chapter, "school" includes a public school, a charter school, ~~an~~ **a state** accredited nonpublic school **(as defined in IC 20-18-2-18.7),** and a nonaccredited nonpublic school.

SECTION 108. IC 34-30-14-7, AS AMENDED BY P.L.146-2011, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 7. A teacher:

(1) who meets the ~~requirement of IC 20-28-5-3(c);~~ **training or certification requirements prescribed by the state board under IC 20-28-5.5-1(b);** and

(2) who:

(A) performs cardiopulmonary resuscitation on;

(B) performs the Heimlich maneuver on;

(C) removes a foreign body that is obstructing an airway of; or

(D) uses an automated external defibrillator on;

another person, in the course of employment as a teacher;

is not liable in a civil action for damages resulting from an act or omission occurring during the provision of emergency assistance under this section, unless the act or omission constitutes gross negligence or willful and wanton misconduct.

SECTION 109. IC 34-31-10-6, AS ADDED BY P.L.220-2013, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. As used in this chapter, "school" means **a:**

(1) ~~a~~ public school (as defined in IC 20-18-2-15); or

(2) ~~an~~ **state** accredited nonpublic school (as defined in ~~IC 20-18-2-12).~~ **IC 20-18-2-18.7).**

SECTION 110. [EFFECTIVE UPON PASSAGE] **(a) Notwithstanding the repeal of IC 20-31-4 by this act, 511 IAC 6.1 shall remain in effect until the earlier of:**

**(1) the date that administrative rules are adopted under IC 20-31-4.1-10, as added by this act; or**

**(2) July 1, 2021.**

**(b) This SECTION expires December 31, 2021.**

SECTION 111. **An emergency is declared for this act.**

Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____