



January 25, 2019

SENATE BILL No. 338

DIGEST OF SB 338 (Updated January 23, 2019 5:19 pm - DI 110)

Citations Affected: IC 12-17.2.

Synopsis: Prekindergarten pilot program eligibility. Amends requirements for eligibility for the prekindergarten pilot program (program) to include an eligible child who resides with: (1) a parent or guardian who is: (A) disabled and unable, as a result of the disability, to work or attend job training or an educational program; or (B) absent, for a limited period of time, from working or attending a job training or an education program as a result of an illness or caring for a family member; or (2) the eligible child's grandparent or great-grandparent. (Current law requires that, to be eligible for the program, an eligible child reside with a parent or guardian who is working, attending job training or an educational program, or actively seeking employment.) Provides that the office of the secretary of family and social services may not implement or continue to implement these new eligibility requirements if implementing or continuing to implement the provisions would result in the state losing federal funds under the federal Child Care and Development Fund (CCDF) grant program. Removes a provision specifying that priority under the program may be given to an eligible child if a parent or guardian of the eligible child is: (1) involved in activities that improve the parent's or guardian's education; or (2) involved in job training.

Effective: July 1, 2019.

Melton, Raatz, Kruse, Stoops

January 8, 2019, read first time and referred to Committee on Education and Career Development.
January 24, 2019, amended, reported favorably — Do Pass.

SB 338—LS 6662/DI 110



January 25, 2019

First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

SENATE BILL No. 338

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

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

- 1 SECTION 1. IC 12-17.2-7.2-7.2, AS ADDED BY P.L.184-2017,
2 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]: Sec. 7.2. (a) For an eligible child to qualify for a grant
4 under this chapter, the eligible child must reside with:
5 (1) a parent or guardian who is:
6 (†) (A) working or attending a job training or an educational
7 program; ~~or~~
8 (‡) (B) actively seeking employment, subject to the approval
9 by the United States Department of Health and Human
10 Services as provided in 45 CFR 98.21;
11 (C) **disabled and unable, as a result of the disability, to**
12 **work or attend job training or an educational program; or**
13 **(D) absent, for a limited period of time, from working or**
14 **attending a job training or an education program as a**
15 **result of an illness or caring for a family member; or**
16 **(2) the eligible child's grandparent or great-grandparent.**
17 (b) Before the office may award a grant to an eligible child under

SB 338—LS 6662/DI 110



1 this chapter, the office shall require that a parent or guardian of the
2 eligible child agree to the following:

3 (1) The eligible child will attend the prekindergarten program of
4 an eligible provider selected by the parent or guardian for the full
5 duration of the prekindergarten program year.

6 (2) The parent or guardian will not transfer to another
7 prekindergarten program during the prekindergarten program
8 year.

9 (3) The eligible child will attend the prekindergarten program at
10 least eighty-five percent (85%) of the days that the
11 prekindergarten program is provided.

12 (4) The parent or guardian will allow the eligible child to
13 participate in an external evaluation conducted by researchers,
14 including the kindergarten readiness assessment and measuring
15 of developmental and academic progress.

16 (5) The parent or guardian will participate in family engagement
17 and involvement activities offered by the selected prekindergarten
18 program, including meetings with the eligible child's teacher to
19 discuss the eligible child's progress or any other conference
20 concerning the eligible child that is requested by the eligible
21 provider.

22 (6) The parent or guardian will complete the necessary forms for
23 the eligible child to receive a student test number from the
24 department of education.

25 (7) The parent or guardian will send the eligible child to
26 kindergarten.

27 (8) The parent or guardian will read to the eligible child each
28 week.

29 (9) Any other condition the office determines is appropriate.

30 (e) Priority may be given to an eligible child under this section if a
31 parent or guardian of the eligible child is:

32 (1) involved in activities that improve the parent's or guardian's
33 education; or

34 (2) involved in job training.

35 (c) **The office may not implement or continue to implement**
36 **subsection (a)(1)(C), (a)(1)(D), or (a)(2) if implementing or**
37 **continuing to implement subsection (a)(1)(C), (a)(1)(D), or (a)(2)**
38 **would result in the state losing federal funds under the federal**
39 **Child Care and Development Fund (CCDF) grant program.**
40 **However, the office shall apply for any available waivers under the**
41 **federal Child Care and Development Fund (CCDF) grant program**
42 **concerning the implementation of subsection (a)(1)(C), (a)(1)(D),**



1 or (a)(2).



COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 338, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, after line 34, begin a new paragraph and insert:

"(c) The office may not implement or continue to implement subsection (a)(1)(C), (a)(1)(D), or (a)(2) if implementing or continuing to implement subsection (a)(1)(C), (a)(1)(D), or (a)(2) would result in the state losing federal funds under the federal Child Care and Development Fund (CCDF) grant program. However, the office shall apply for any available waivers under the federal Child Care and Development Fund (CCDF) grant program concerning the implementation of subsection (a)(1)(C), (a)(1)(D), or (a)(2)."

and when so amended that said bill do pass.

(Reference is to SB 338 as introduced.)

RAATZ, Chairperson

Committee Vote: Yeas 10, Nays 0.

