



February 21, 2020

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# ENGROSSED

## HOUSE BILL No. 1003

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DIGEST OF HB 1003 (Updated February 19, 2020 6:06 pm - DI 110)

**Citations Affected:** IC 20-19; IC 20-26; IC 20-26.1; IC 20-28; IC 20-30; IC 20-34; IC 34-30.

**Synopsis:** Education matters. Provides that the state board of education (state board) shall determine the timing, frequency, and method of certain teacher training requirements, including whether the training should be required for purposes of obtaining or renewing a license or as part of the completion requirements for a teacher preparation program. Provides that the state board may grant an application by a school or group of schools that request to waive compliance with certain statutes or rules. Requires the state board to annually prepare a report that includes certain information regarding (Continued next page)

**Effective:** July 1, 2020.

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### Jordan, Thompson, Cook, DeLaney

(SENATE SPONSORS — RAATZ, BUCHANAN, ROGERS, MELTON)

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January 6, 2020, read first time and referred to Committee on Education.  
January 23, 2020, amended, reported — Do Pass.  
January 27, 2020, read second time, ordered engrossed.  
January 28, 2020, engrossed. Read third time, passed. Yeas 98, nays 0.

SENATE ACTION

February 5, 2020, read first time and referred to Committee on Education and Career Development.

February 20, 2020, amended, reported favorably — Do Pass; reassigned to Committee on Appropriations.

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EH 1003—LS 7117/DI 116



## Digest Continued

compliance waiver requests and provide the report to the general assembly. Provides that a high school may replace certain high school courses on the high school transcript with alternative courses in science, technology, engineering, or mathematics (STEM) in order to satisfy an Indiana diploma with a Core 40 with academic honors designation or another designation requirement. Provides that if a school offers an alternative course to satisfy the Indiana diploma with Core 40 with academic honors or other designation, the parent of a student and the student who intends to enroll in the course must provide consent to the school to enroll in the course. Makes conforming amendments.

**EH 1003—LS 7117/DI 116**



February 21, 2020

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.

## ENGROSSED HOUSE BILL No. 1003

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

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

- 1 SECTION 1. IC 20-19-8-3, AS ADDED BY P.L.174-2019,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2020]: Sec. 3. (a) The legislative council is urged to assign to  
4 the study committee during the 2019, 2020, 2021, and 2022 interims  
5 the study of the following:  
6 (1) How to do the following:  
7 (A) Eliminate, reduce, or streamline the number of education  
8 mandates placed on schools.  
9 (B) Streamline fiscal and compliance reporting to the general  
10 assembly on a sustainable and systematic basis.  
11 (2) During the 2019 interim, the following:  
12 (A) The following provisions:  
13 IC 5-2-10.1-11 (school safety specialist).  
14 IC 5-11-1-27 (local government internal control standards).  
15 IC 20-20-40-13 (restraint and seclusion; notice requirement;  
16 training; elements of the restraint and seclusion plan).  
17 IC 20-26-5-34.2 (bullying prevention; training for

**EH 1003—LS 7117/DI 116**



- 1 employees and volunteers).  
 2 IC 20-26-13 (graduation rate determination).  
 3 IC 20-26-16-4 (school corporation police officer minimum  
 4 training requirements).  
 5 IC 20-26-18 (criminal gang measures).  
 6 IC 20-26-18.2 (school resource officers).  
 7 IC 20-28-3-4.5 (training on child abuse and neglect).  
 8 IC 20-28-3-6 (youth suicide awareness and prevention  
 9 training).  
 10 IC 20-28-3-7 (training on human trafficking).  
 11 ~~IC 20-28-5-3(e) (cardiopulmonary resuscitation training):~~  
 12 IC 20-34-7 (student athletes: concussions and head injuries).  
 13 (B) The relation, if applicable, of any requirements under  
 14 provisions listed in clause (A) with the following federal  
 15 provisions, and whether any of the requirements under  
 16 provisions listed in clause (A) or other state law can be  
 17 streamlined with the federal provisions to alleviate  
 18 administrative burdens for schools:  
 19 29 CFR 1910.1030 (bloodborne pathogens).  
 20 29 CFR 1910.147 (lock out/tag out).  
 21 (3) During the 2020 interim, the following:  
 22 (A) The following provisions:  
 23 IC 5-11-1-27 (local government internal control standards).  
 24 IC 5-22-8-2 (purchases below fifty thousand dollars  
 25 (\$50,000)).  
 26 IC 20-19-6.2 (Indiana family friendly school designation  
 27 program).  
 28 IC 20-26-3-5 (constitutional or statutory exercise of powers;  
 29 written policy).  
 30 IC 20-26-5-1 (power and purpose to conduct various  
 31 education programs).  
 32 IC 20-26-5-10 (adoption of criminal history background and  
 33 child protection index check policy; implementation of  
 34 policy).  
 35 IC 20-26-5-34.4 (child suicide awareness and prevention).  
 36 IC 20-33-2-14 (compulsory attendance; school corporation  
 37 policy; exceptions; service as page or honoree of general  
 38 assembly).  
 39 IC 20-33-8-12 (adoption of discipline rules; publicity  
 40 requirement; discipline policy regulations and guidelines;  
 41 delegation of authority; rulemaking powers of governing  
 42 body).



- 1 IC 20-33-8-13.5 (discipline rules prohibiting bullying  
2 required).  
3 IC 20-33-8-32 (locker searches).  
4 IC 20-43-10-3.5 (teacher appreciation grants).  
5 410 IAC 33-4-3 (vehicles idling).  
6 410 IAC 33-4-7 (policy for animals in the classroom).  
7 410 IAC 33-4-8 (policy to minimize student exposure to  
8 chemicals).  
9 511 IAC 6-10-4 (postsecondary enrollment program local  
10 policies).  
11 511 IAC 6.1-5-9 (required homework policy).  
12 511 IAC 6.1-5-10 (policy prohibiting retaining students for  
13 athletic purposes).  
14 511 IAC 7-36-9 (medication administration).  
15 511 IAC 7-42-10 (least restrictive environment and delivery  
16 of special education and related services).  
17 (B) The relation, if applicable, of any requirements under  
18 provisions listed in clause (A) with the following federal  
19 provisions, and whether any of the requirements under  
20 provisions listed in clause (A) or any other state law can be  
21 streamlined with the federal provisions to alleviate  
22 administrative burdens for schools:  
23 20 U.S.C. 1232h(c) and 34 CFR 98.3 (parental access to  
24 instructional materials).  
25 20 U.S.C. 6318(a)(2) (parent and family engagement).  
26 20 U.S.C. 7961(h)(1) (Gun-Free Schools Act).  
27 41 U.S.C. 8103 and 34 CFR 84 (drug-free workplace).  
28 42 U.S.C. 1751 through 42 U.S.C. 1769 (school lunch).  
29 7 CFR 210.31 (local school wellness policy).  
30 (4) During the 2021 interim, the following:  
31 (A) The following provisions:  
32 IC 5-3-1-3(b) through IC 5-3-1-3(e) and IC 5-3-1-3(g)  
33 (publication of annual financial report).  
34 IC 20-18-2-2.7 (definition of "curricular material").  
35 IC 20-19-2-8 (adoption of administrative rules by the state  
36 board).  
37 IC 20-19-2-16 (federal aid concerning children with  
38 disabilities).  
39 IC 20-19-3-9.4 (disclosure of student test number  
40 information).  
41 IC 20-20-8-8 (school corporation annual performance  
42 report).



- 1 IC 20-20-33 (alternative education program grants).  
 2 IC 20-26-13 (graduation rate determination).  
 3 IC 20-28-5-1 (department's responsibility for licensing  
 4 teachers).  
 5 IC 20-28-11.5-9 (staff performance evaluation reporting).  
 6 IC 20-30-8 (alternative program for certain students).  
 7 IC 20-33-2-3.2 (definition of "attend").  
 8 IC 20-33-5-7 (public schools; curricular material assistance;  
 9 state reimbursement).  
 10 IC 20-34-6 (student safety reporting).  
 11 IC 20-35-5-2 (formation of special education cooperative).  
 12 IC 20-36 (high ability students).  
 13 IC 20-43-1-3 (definition of "honors designation award").  
 14 IC 20-43-4-2 (determination of ADM).  
 15 IC 20-43-10-3 (determination of annual performance grant).  
 16 IC 21-12-10 (eligibility for Mitch Daniels early graduation  
 17 scholarship).  
 18 511 IAC 6-9.1 (waiver of curriculum and graduation rules  
 19 for high ability students).  
 20 511 IAC 6.2-3.1 (reading plan).  
 21 511 IAC 7-46-4 (child count data collection).  
 22 511 IAC 10-6-4(a)(1) (staff evaluation measures).  
 23 511 IAC 16-2-7 (creditable experience for licensing).  
 24 (B) The relation, if applicable, of any requirements under  
 25 provisions listed in clause (A) with the following federal  
 26 provisions and whether any of the requirements under  
 27 provisions listed in clause (A) or other state law can be  
 28 streamlined with the federal provisions to alleviate  
 29 administrative burdens for schools:  
 30 20 U.S.C. 3413(c)(1) (civil rights data collection).  
 31 Individuals with Disabilities Education Act (IDEA), Section  
 32 618 Part C (child count reporting requirements).  
 33 Elementary and Secondary Education Act of 1965 (ESEA),  
 34 Section 8303, as amended by the Every Student Succeeds  
 35 Act (ESSA) (consolidated reporting).  
 36 34 CFR 300.601 (state performance plans and data  
 37 collection).  
 38 (5) During the 2022 interim, the following provisions:  
 39 IC 20-30-5-5.5 (instruction on bullying prevention).  
 40 IC 20-30-5-5.7 (child abuse and child sexual abuse).  
 41 IC 20-30-5-7 (required curriculum).  
 42 IC 20-30-5-8 (safety instruction).



- 1 IC 20-30-5-9 (hygiene instruction).  
 2 IC 20-30-5-10 (disease instruction).  
 3 IC 20-30-5-11 (drug education).  
 4 IC 20-30-5-12 (AIDS education).  
 5 IC 20-30-5-13 (human sexuality and sexually transmitted  
 6 diseases instructional requirements).  
 7 IC 20-30-5-14 (career awareness and development).  
 8 IC 20-30-5-15 (breast cancer and testicular cancer education).  
 9 IC 20-30-5-16 (human organ and blood donor program  
 10 education).  
 11 IC 20-30-5-17 (access to materials; consent for participation).  
 12 IC 20-30-5-18 (meningitis information).  
 13 IC 20-30-5-19 (personal financial responsibility instruction).  
 14 IC 20-30-5-20 (instruction in cardiopulmonary resuscitation).  
 15 IC 20-30-5-23 (computer studies).

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

22 (c) This chapter expires January 1, 2023.

23 SECTION 2. IC 20-26-5-34.2, AS ADDED BY P.L.285-2013,  
 24 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 25 JULY 1, 2020]: Sec. 34.2. A school corporation shall provide training  
 26 to the school corporation's employees and volunteers who have direct,  
 27 ongoing contact with students concerning the school's bullying  
 28 prevention and reporting policy adopted under IC 20-33-8-13.5. **The**  
 29 **training shall be conducted in a manner prescribed by the state**  
 30 **board under IC 20-28-5.5-1.**

31 SECTION 3. IC 20-26.1 IS ADDED TO THE INDIANA CODE AS  
 32 A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
 33 2020]:

34 **ARTICLE 26.1. SCHOOL FLEXIBILITY**

35 **Chapter 1. School Flexibility**

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

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

42 **(2) Offer the applicant flexibility in the administration of**



- 1 educational programs.
- 2 (3) Promote innovative educational approaches to student
- 3 learning.
- 4 (4) Advance the mission or purpose of the school or group of
- 5 schools.
- 6 (b) The application submitted under subsection (a) must meet
- 7 the following:
- 8 (1) Be approved by the following, as applicable:
- 9 (A) If a school maintained by a school corporation or a
- 10 school corporation is submitting the application, the
- 11 governing body of the school corporation.
- 12 (B) If a charter school is submitting the application, the
- 13 organizer of the charter school.
- 14 (C) If a nonpublic school is submitting the application, the
- 15 person or agency in active charge and management of the
- 16 nonpublic school.
- 17 (D) If a group of schools is submitting the application, the
- 18 persons or entities listed in clauses (A) through (C) that are
- 19 submitting the application jointly.
- 20 (2) Include the following:
- 21 (A) A list of the one (1) or more provisions in this title, 511
- 22 IAC, or this title and 511 IAC that the school or group of
- 23 schools is requesting that the state board waive.
- 24 (B) The following information:
- 25 (i) The specific goal and outcome or goals and outcomes
- 26 that the school or group of schools intends to achieve by
- 27 waiving the provisions described in clause (A).
- 28 (ii) How the specific goals and outcomes described in
- 29 item (i) are likely to be achieved by waiving compliance
- 30 with the provisions described in clause (A).
- 31 (C) For an application submitted by the governing body of
- 32 a school corporation, a copy of the resolution adopted by
- 33 the governing body described in subsection (c).
- 34 (c) A governing body of a school corporation may not approve
- 35 an application under subsection (b)(1) unless the governing body
- 36 has adopted a resolution approving the submission of an
- 37 application.
- 38 Sec. 2. (a) The state board may approve an application to waive
- 39 compliance with provisions described in section 1 of this chapter
- 40 only if the waiver request is related to a specific goal and outcome
- 41 of the school or group of schools.
- 42 (b) The state board may approve an application under this



1 chapter if the state board determines that approving the  
2 application will likely:

- 3 (1) improve student performance and outcomes;  
4 (2) offer the school or group of schools flexibility in the  
5 administration of educational programs;  
6 (3) promote innovative educational approaches to student  
7 learning; or  
8 (4) advance the mission or purpose of the school or group of  
9 schools.

10 Sec. 3. (a) Notwithstanding any other law and subject to section  
11 4 of this chapter, an applicant whose application is approved by the  
12 state board under section 2 of this chapter may waive compliance  
13 with any provision in this title or 511 IAC that is approved for  
14 waiver by the state board.

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

17 Sec. 4. A school or group of schools that submits an application  
18 under section 1 of this chapter may not request to waive any of the  
19 following:

- 20 (1) IC 20-23 (organization of school corporations).  
21 (2) IC 20-26-5-10 (criminal history and child protection index  
22 check).  
23 (3) IC 20-27-7 (school bus inspection and registration).  
24 (4) IC 20-27-8-1 (school bus drivers and monitors).  
25 (5) IC 20-27-8-2 (school bus driver driving summary).  
26 (6) IC 20-27-10-3 (capacity of school bus).  
27 (7) IC 20-28 (school teachers).  
28 (8) IC 20-29 (collective bargaining).  
29 (9) IC 20-30-5-0.5 (display of United States flag; Pledge of  
30 Allegiance).  
31 (10) IC 20-30-5-1 (constitutions).  
32 (11) IC 20-30-5-2 (constitutions; interdisciplinary course).  
33 (12) IC 20-30-5-3 (protected writings).  
34 (13) IC 20-30-5-4 (American history).  
35 (14) IC 20-30-5-4.5 (moment of silence).  
36 (15) IC 20-30-5-5 (morals instruction).  
37 (16) IC 20-30-5-6 (good citizenship instruction).  
38 (17) IC 20-30-5-13 (human sexuality instructional  
39 requirements).  
40 (18) IC 20-30-5-17 (access to materials; consent for  
41 participation).  
42 (19) IC 20-30-5-21 (contrary student instruction not



- 1 permitted).
- 2 (20) IC 20-30-5-22 (Indiana studies).
- 3 (21) IC 20-31 (accountability for performance and
- 4 improvement).
- 5 (22) IC 20-32-4 (graduation requirements).
- 6 (23) IC 20-32-5.1 (Indiana's Learning Evaluation Assessment
- 7 Readiness Network (ILEARN) program).
- 8 (24) IC 20-32-8.5 (reading deficiency remediation).
- 9 (25) IC 20-33-1 (equal education opportunity).
- 10 (26) IC 20-34 (student health and safety measures).
- 11 (27) IC 20-35 (special education).
- 12 (28) IC 20-36 (high ability students).
- 13 (29) IC 20-39 (accounting and financial reporting
- 14 procedures).
- 15 (30) IC 20-40 (government funds and accounts).
- 16 (31) IC 20-41 (extracurricular funds and accounts).
- 17 (32) IC 20-42 (fiduciary funds and accounts).
- 18 (33) IC 20-42.5 (allocation of expenditures to student
- 19 instruction and learning).
- 20 (34) IC 20-43 (state tuition support).
- 21 (35) IC 20-44 (property tax levies).
- 22 (36) IC 20-46 (levies other than general fund levies).
- 23 (37) IC 20-47 (related entities; holding companies; lease
- 24 agreements).
- 25 (38) IC 20-48 (borrowing and bonds).
- 26 (39) IC 20-49 (state management of common school funds;
- 27 state advances and loans).
- 28 (40) IC 20-50 (homeless children and foster care children).
- 29 (41) IC 20-51 (school scholarships).

30 **Sec. 5. The state board:**

- 31 (1) shall periodically review compliance waiver requests that
- 32 were approved by the state board under this chapter; and
- 33 (2) may amend, suspend, or revoke a compliance waiver
- 34 request that was approved by the state board if the state
- 35 board determines that the school or group of schools is not
- 36 meeting the goals or outcomes described in the applicable
- 37 application.

38 **Sec. 6. Not later than November 1, 2020, and not later than**

39 **November 1 each year thereafter, the state board shall do the**

40 **following:**

- 41 (1) Prepare a report that includes a:
- 42 (A) summary of the compliance waiver requests received



- 1           **by the state board; and**  
 2           **(B) description of compliance waiver requests that were**  
 3           **approved and compliance waiver requests that were**  
 4           **denied by the state board.**  
 5           **(2) Submit the report prepared under subdivision (1) to the**  
 6           **general assembly in an electronic format under IC 5-14-6.**  
 7           **Sec. 7. The state board shall adopt rules under IC 4-22-2**  
 8           **necessary to implement this chapter.**  
 9           SECTION 4. IC 20-28-3-4.5, AS ADDED BY P.L.183-2017,  
 10          SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 11          JULY 1, 2020]: Sec. 4.5. (a) Each school corporation, charter school,  
 12          and accredited nonpublic school shall require each school employee  
 13          likely to have direct, ongoing contact with children within the scope of  
 14          the employee's employment to attend or participate in training on child  
 15          abuse and neglect, including:  
 16                  (1) training on the duty to report suspected child abuse or neglect  
 17                  under IC 31-33-5; and  
 18                  (2) training on recognizing possible signs of child abuse or  
 19                  neglect;  
 20          at least once every two (2) years: **in a manner prescribed by the state**  
 21          **board under IC 20-28-5.5-1.**  
 22          (b) The format of training under this section may include:  
 23                  (1) an in-person presentation;  
 24                  (2) an electronic or technology based medium, including  
 25                  self-review modules available on an online system;  
 26                  (3) an individual program of study of designated materials; or  
 27                  (4) any other method approved by the governing body that is  
 28                  consistent with current professional development standards.  
 29          (e) (b) The training required under this section must count toward  
 30          the requirements for professional development required by the  
 31          governing body.  
 32          (ϕ) (c) **In the event the state board does not require training to**  
 33          **be completed as part of a teacher preparation program under**  
 34          **IC 20-28-5.5-1,** the training required under this section must be during  
 35          the school employee's contracted day or at a time chosen by the  
 36          employee.  
 37          SECTION 5. IC 20-28-3-6, AS AMENDED BY P.L.56-2018,  
 38          SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 39          JULY 1, 2020]: Sec. 6. (a) For purposes of this section, "teacher"  
 40          includes the following:  
 41                  (1) A superintendent who holds a license under IC 20-28-5.  
 42                  (2) A principal.



1 (3) A teacher.  
 2 (4) A librarian.  
 3 (5) A school counselor.  
 4 (6) A school psychologist.  
 5 (7) A school nurse.  
 6 (8) A school social worker.  
 7 (b) Beginning after June 30, 2018, each school corporation, charter  
 8 school, and accredited nonpublic school:  
 9 (1) shall require all teachers; and  
 10 (2) may require any other appropriate school employees;  
 11 who are employed at schools that provide instruction to students in any  
 12 combination of grade 5, 6, 7, 8, 9, 10, 11, or 12 to attend or participate  
 13 in ~~at least two (2) hours of~~ research based inservice youth suicide  
 14 awareness and prevention training ~~every three (3) school years~~. **in a**  
 15 **manner prescribed by the state board under IC 20-28-5.5-1.** The  
 16 training required under this subsection must be during the teacher's or  
 17 school employee's contracted day or at a time chosen by the teacher or  
 18 employee.  
 19 (c) Subject to subsection (e), the format of training required under  
 20 this section may include:  
 21 (1) an in-person presentation;  
 22 (2) an electronic or technology based medium, including  
 23 self-review modules available on an online system;  
 24 (3) an individual program of study of designated materials; or  
 25 (4) any other method approved by the governing body that is  
 26 consistent with current professional development standards.  
 27 (d) (c) The inservice training required under this section shall count  
 28 toward the requirements for professional development required by the  
 29 governing body.  
 30 (e) The research based youth suicide awareness and prevention  
 31 training program required under subsection (b) must be:  
 32 (1) demonstrated to be an effective or promising program; and  
 33 (2) recommended by the Indiana Suicide Prevention Network  
 34 Advisory Council.  
 35 (f) (d) A school or school corporation may leverage any:  
 36 (1) existing or new state and federal grant funds; or  
 37 (2) free or reduced cost evidence based youth suicide awareness  
 38 and prevention training provided by any state agency or qualified  
 39 statewide or local organization;  
 40 to cover the costs of the training required under this section.  
 41 SECTION 6. IC 20-28-3-7, AS ADDED BY P.L.211-2018(ss),  
 42 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2020]: Sec. 7. (a) Each school corporation and accredited  
 2 nonpublic school shall require all school employees likely to have  
 3 direct, ongoing contact with children within the scope of the  
 4 employee's employment to attend or participate in **at least one (1) hour**  
 5 **of inservice training every two (2) school years** pertaining to the  
 6 identification and reporting of human trafficking. **The training shall**  
 7 **be conducted in a manner prescribed by the state board under**  
 8 **IC 20-28-5.5-1.**

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

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

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

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

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

18 ~~(b)~~ (b) The inservice training required under this section shall count  
 19 toward the requirements for professional development required by the  
 20 governing body or the equivalent authority for an accredited nonpublic  
 21 school.

22 SECTION 7. IC 20-28-5-3, AS AMENDED BY P.L.85-2017,  
 23 SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 24 JULY 1, 2020]: Sec. 3. (a) The department shall designate the grade  
 25 point average required for each type of license.

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

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

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

31 (3) The exchange and renewal of licenses.

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

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

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

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

39 (8) The issuance of licenses on credentials.

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

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



1 (11) Any other related matters.

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

4 (c) This subsection does not apply to an applicant for a substitute  
5 teacher license or to an individual granted a license under section 18  
6 of this chapter. After June 30, 2011, the department may not issue an  
7 initial practitioner license at any grade level to an applicant for an  
8 initial practitioner license unless the applicant shows evidence that the  
9 applicant:

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

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

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

16 (C) the Heimlich maneuver; and

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

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

20 (A) the American Red Cross;

21 (B) the American Heart Association; or

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

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

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

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

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

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



- 1 (A) cardiopulmonary resuscitation that includes a test  
 2 demonstration on a mannequin;  
 3 (B) removing a foreign body causing an obstruction in an  
 4 airway;  
 5 (C) the Heimlich maneuver; and  
 6 (D) the use of an automated external defibrillator;  
 7 (2) holds a valid certification in each of the procedures described  
 8 in subdivision (1) issued by:  
 9 (A) the American Red Cross;  
 10 (B) the American Heart Association; or  
 11 (C) a comparable organization or institution approved by the  
 12 state board; or  
 13 (3) has physical limitations that make it impracticable for the  
 14 applicant to complete a course or certification described in  
 15 subdivision (1) or (2):  
 16 (f) (c) The department shall periodically publish bulletins regarding:  
 17 (1) the details described in subsection (b);  
 18 (2) information on the types of licenses issued;  
 19 (3) the rules governing the issuance of each type of license; and  
 20 (4) other similar matters.  
 21 SECTION 8. IC 20-28-5-15, AS AMENDED BY P.L.121-2009,  
 22 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 23 JULY 1, 2020]: Sec. 15. (a) Notwithstanding section 3(b)(6) of this  
 24 chapter, the department shall grant an initial practitioner's license in a  
 25 specific subject area to an applicant who:  
 26 (1) has earned a postgraduate degree from a regionally accredited  
 27 postsecondary educational institution in the subject area in which  
 28 the applicant seeks to be licensed;  
 29 (2) has at least one (1) academic year of experience teaching  
 30 students in a middle school, high school, or college classroom  
 31 setting; and  
 32 (3) complies with sections 4 and 12 of this chapter.  
 33 (b) An individual who receives an initial practitioner's license under  
 34 this section may teach in the specific subject for which the individual  
 35 is licensed only in:  
 36 (1) high school; or  
 37 (2) middle school;  
 38 if the subject area is designated by the state board as having a  
 39 insufficient supply of licensed teachers.  
 40 (c) After receiving an initial practitioner's license under this section,  
 41 an applicant who seeks to renew the applicant's initial practitioner's  
 42 license or obtain a proficient practitioner's license must:



- 1 (1) demonstrate that the applicant has:
- 2 (A) participated in cultural competency professional
- 3 development activities;
- 4 (B) obtained training and information from a special education
- 5 teacher concerning exceptional learners; and
- 6 (C) received:
- 7 (i) training or certification that complies; or
- 8 (ii) an exemption from compliance;
- 9 with the standards ~~set forth in section 3(c) of this chapter;~~
- 10 **prescribed by the state board under IC 20-28-5.5-1(b);** and
- 11 (2) meet the same requirements as other candidates.

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

- 15 (1) holds a valid teaching license issued by another state
- 16 (excluding a teaching license equivalent to an Indiana temporary
- 17 or emergency teaching license) in the same content area or areas
- 18 for which the individual is applying for a license in Indiana; and
- 19 (2) was required to pass a content licensure test to obtain the
- 20 license described in subdivision (1).

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

- 24 (1) If the individual has less than three (3) years of full-time
- 25 teaching experience, an initial practitioner's license.
- 26 (2) If the individual has at least three (3) years of full-time
- 27 teaching experience, a practitioner's license.

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

33 SECTION 10. IC 20-28-5.5 IS ADDED TO THE INDIANA CODE  
 34 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
 35 JULY 1, 2020]:

36 **Chapter 5.5. Training for Teachers**

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



1 requirements for a teacher preparation program for training  
2 required under the following sections:

3 IC 20-26-5-34.2.

4 IC 20-28-3-4.5.

5 IC 20-28-3-6.

6 IC 20-28-3-7.

7 IC 20-34-7-6.

8 IC 20-34-7-7.

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

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

14 (1) ensure a teacher has training in:

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

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

19 (C) the Heimlich maneuver; and

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

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

23 (A) the American Red Cross;

24 (B) the American Heart Association; or

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

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

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



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

4 (d) In determining the training requirements for a school  
 5 corporation, charter school, or accredited nonpublic school for  
 6 training required under:

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

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

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

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

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

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

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

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

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

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

28 SECTION 11. IC 20-30-10-5, AS AMENDED BY P.L.143-2019,  
 29 SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 30 JULY 1, 2020]: Sec. 5. (a) Notwithstanding any other law, a high  
 31 school may:

32 (1) replace high school courses on the high school transcript with  
 33 dual credit courses (as defined in IC 21-43-1-2.5), Cambridge  
 34 International courses, international baccalaureate courses, or  
 35 advanced placement courses on the same subject matter with  
 36 equal or greater rigor to the required high school course; and

37 (2) count:

38 (A) a course described in subdivision (1);

39 (B) a work based learning course, program, or experience that  
 40 is approved under subsection (c); or

41 (C) a career and technical education course, program, or  
 42 experience that is approved under subsection (c); or



- 1                   **(D) a course in any combination of:**  
 2                   **(i) science;**  
 3                   **(ii) technology;**  
 4                   **(iii) engineering; or**  
 5                   **(iv) mathematics;**  
 6                   as satisfying an Indiana diploma with a Core 40 with academic  
 7                   honors designation or another designation requirement.
- 8                   (b) A course, program, or experience described in subsection  
 9                   (a)(2)(B), ~~or~~ (a)(2)(C), **or (a)(2)(D):**  
 10                   (1) with:  
 11                   (A) subject matter that is similar to; and  
 12                   (B) rigor that is equal to or greater than;  
 13                   the subject matter and rigor of the required course; but  
 14                   (2) that does not fully align with the required course standards;  
 15                   must be augmented with instruction to include the remaining standards  
 16                   of the required course.
- 17                   (c) If a course, program, or experience provider requests that the  
 18                   state board, a state educational institution (as defined in  
 19                   IC 21-7-13-32), or any other entity designated by the state board  
 20                   approve a course, program, or experience described in subsection  
 21                   (a)(2)(B), ~~or~~ (a)(2)(C), **or (a)(2)(D)**, the state board, state educational  
 22                   institution, or other entity shall approve the course, program, or  
 23                   experience if the provider provides the following:  
 24                   (1) A description of the extent to which the course, program, or  
 25                   experience aligns with the required course that the provider is  
 26                   replacing.  
 27                   (2) An explanation regarding how the remaining standards of the  
 28                   required course, program, or experience will be augmented.
- 29                   (d) If the state board, a state educational institution, or another entity  
 30                   designated by the state board approves a course, program, or  
 31                   experience under subsection (c), the state board, state educational  
 32                   institution, or other entity:  
 33                   (1) ~~shall~~ **may** periodically review the approved course, program,  
 34                   or experience to ensure the course, program, or experience  
 35                   complies with the requirements under ~~subsection (b); this~~  
 36                   **section; and**  
 37                   (2) may revoke approval of the course, program, or experience if,  
 38                   at any time more than one (1) year after the course, program, or  
 39                   experience is offered, the state board, state educational institution,  
 40                   or other entity determines that the course, program, or experience  
 41                   does not comply with the requirements under ~~subsection (b); this~~  
 42                   **section.**



1 (e) A dual credit course described in subsection (a)(1) must be  
 2 authorized by an eligible institution (as described in IC 21-43-4-3.5)  
 3 that is a member of a national dual credit accreditation organization, or  
 4 the eligible institution must make assurances that the final assessment  
 5 for the course given for dual credit under this section is substantially  
 6 equivalent to the final assessment given in the college course in that  
 7 subject.

8 **(f) If a school offers a course described in subsection (a)(2)(B),**  
 9 **(a)(2)(C), or (a)(2)(D), the parent of a student and the student who**  
 10 **intends to enroll in the course must provide consent to the school**  
 11 **to enroll in the course. The consent form used by the school, which**  
 12 **shall be prescribed by the state board in collaboration with the**  
 13 **commission for higher education, must notify the parent and the**  
 14 **student that enrollment in the course may affect the student's**  
 15 **ability to attend a particular postsecondary educational institution**  
 16 **or enroll in a particular course at a particular postsecondary**  
 17 **educational institution because the course does not align with**  
 18 **academic requirements established by the postsecondary**  
 19 **educational institution.**

20 SECTION 12. IC 20-34-7-6, AS AMENDED BY P.L.135-2016,  
 21 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 22 JULY 1, 2020]: Sec. 6. (a) As used in this section, "football" does not  
 23 include flag football.

24 (b) Prior to coaching football to individuals who are less than twenty  
 25 (20) years of age and are in grades 1 through 12, each head football  
 26 coach and assistant football coach shall complete a certified coaching  
 27 education course that:

- 28 (1) is sport specific;
- 29 (2) contains player safety content, including content on:
  - 30 (A) concussion awareness;
  - 31 (B) equipment fitting;
  - 32 (C) heat emergency preparedness; and
  - 33 (D) proper technique;
- 34 (3) requires a coach to complete a test demonstrating  
 35 comprehension of the content of the course; and
- 36 (4) awards a certificate of completion to a coach who successfully  
 37 completes the course.

38 (c) For a coach's completion of a course to satisfy the requirement  
 39 imposed by subsection (b), the course must have been approved by the  
 40 department.

41 (d) A coach shall complete a course ~~not less than once during a two~~  
 42 ~~(2) year period.~~ However, if the coach receives notice from the



1 organizing entity that new information has been added to the course  
2 before the end of the two (2) year period; the coach must:

3 (1) complete instruction; and

4 (2) successfully complete a test;

5 concerning the new information to satisfy the requirement imposed by  
6 subsection (b). **in a manner prescribed by the state board under  
7 IC 20-28-5.5-1.**

8 (e) An organizing entity shall maintain a file of certificates of  
9 completion awarded under subsection (b)(4) to any of the organizing  
10 entity's head coaches and assistant coaches.

11 (f) A coach who complies with this chapter and provides coaching  
12 services in good faith is not personally liable for damages in a civil  
13 action as a result of a concussion or head injury incurred by an athlete  
14 participating in an athletic activity in which the coach provided  
15 coaching services, except for an act or omission by the coach that  
16 constitutes gross negligence or willful or wanton misconduct.

17 SECTION 13. IC 20-34-7-7, AS AMENDED BY P.L.19-2018,  
18 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
19 JULY 1, 2020]: Sec. 7. (a) Except as provided in subsection (c)(2), this  
20 section applies after June 30, 2017.

21 (b) This section applies to a head coach or assistant coach who:

22 (1) coaches any:

23 (A) interscholastic sport; or

24 (B) intramural sport and elects to comply or as part of the head  
25 coach's or assistant coach's coaching certification requirements  
26 is required to comply with this chapter; and

27 (2) is not subject to section 6 of this chapter.

28 (c) Before coaching a student athlete in any sport, a head coach and  
29 every assistant coach described in subsection (b) must complete a  
30 certified coaching education course that:

31 (1) contains player safety content on concussion awareness;

32 (2) after December 31, 2018, includes content for prevention of  
33 or response to heat related medical issues that may arise from a  
34 student athlete's training;

35 (3) requires a head coach or an assistant coach to complete a test  
36 demonstrating comprehension of the content of the course; and

37 (4) awards a certificate of completion to a head coach or an  
38 assistant coach who successfully completes the course.

39 (d) A course described in subsection (c) must be approved by the  
40 department, in consultation with a physician licensed under IC 25-22.5.  
41 The consulting physician for a course described in subsection (c)(1)  
42 must have expertise in the area of concussions and brain injuries. The



1 department may, in addition to consulting with a physician licensed  
 2 under IC 25-22.5, consult with other persons who have expertise in the  
 3 area of concussions and brain injuries when developing a course  
 4 described in subsection (c)(1).

5 (e) A head coach and every assistant coach described in subsection  
 6 (b) must complete a course described in subsection (c) ~~at least once~~  
 7 ~~each two (2) year period. If a head coach or an assistant coach receives~~  
 8 ~~notice from the school that new information has been added to the~~  
 9 ~~course before the end of the two (2) year period, the head coach or the~~  
 10 ~~assistant coach shall:~~

11 ~~(1) complete instruction; and~~

12 ~~(2) successfully complete a test;~~

13 ~~concerning the new information to satisfy subsection (c); in a manner~~  
 14 ~~prescribed by the state board under IC 20-28-5.5-1.~~

15 (f) Each school shall maintain all certificates of completion awarded  
 16 under subsection (c)(4) to each of the school's head coaches and  
 17 assistant coaches.

18 (g) A head coach or an assistant coach described in subsection (b)  
 19 who complies with this chapter and provides coaching services in good  
 20 faith is not personally liable for damages in a civil action as a result of  
 21 a concussion or head injury incurred by a student athlete participating  
 22 in an athletic activity for which the head coach or the assistant coach  
 23 provided coaching services, except for an act or omission by the head  
 24 coach or the assistant coach that constitutes gross negligence or willful  
 25 or wanton misconduct.

26 SECTION 14. IC 34-30-14-7, AS AMENDED BY P.L.146-2011,  
 27 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 28 JULY 1, 2020]: Sec. 7. A teacher:

29 (1) who meets the ~~requirement of IC 20-28-5-3(c);~~ **training or**  
 30 **certification requirements prescribed by the state board**  
 31 **under IC 20-28-5.5-1(b);** and

32 (2) who:

33 (A) performs cardiopulmonary resuscitation on;

34 (B) performs the Heimlich maneuver on;

35 (C) removes a foreign body that is obstructing an airway of; or

36 (D) uses an automated external defibrillator on;

37 another person, in the course of employment as a teacher;

38 is not liable in a civil action for damages resulting from an act or  
 39 omission occurring during the provision of emergency assistance under  
 40 this section, unless the act or omission constitutes gross negligence or  
 41 willful and wanton misconduct.

42 SECTION 15. **An emergency is declared for this act.**



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1003, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 5, delete lines 23 through 42, begin a new paragraph and insert:

"SECTION 2. 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.

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."

Delete pages 6 through 7.

Page 8, delete lines 1 through 17.

Page 9, line 1, delete "suspending all or portions of IC 20-30." and insert "**waiving any provision under this chapter.**"

Page 9, line 2, delete "suspend all or" and insert "**waive any provision under this chapter.**"

Page 9, line 3, delete "portions of IC 20-30 only if the suspension" and insert "**only if the waiver request.**"

Page 9, between lines 23 and 24, begin a new line block indented and insert:

**"(9) IC 20-30-5-0.5 (display of United States flag; Pledge of**



**Allegiance).**

**(10) IC 20-30-5-1 (constitutions).**

**(11) IC 20-30-5-3 (protected writings).**

**(12) IC 20-30-5-4 (American history).**

**(13) IC 20-30-5-4.5 (moment of silence).**

**(14) IC 20-30-5-5 (morals instruction).**

**(15) IC 20-30-5-6 (good citizenship instruction).**

**(16) IC 20-30-5-22 (Indiana studies).**

**(17) IC 20-30-5-21 (contrary student instruction not permitted)."**

Page 9, line 24, delete "(9)" and insert "(18)".

Page 9, line 26, delete "(10)" and insert "(19)".

Page 9, line 27, delete "(11)" and insert "(20)".

Page 9, line 29, delete "(12)" and insert "(21)".

Page 9, line 30, delete "(13)" and insert "(22)".

Page 9, line 31, delete "(14)" and insert "(23)".

Page 9, line 32, delete "(15)" and insert "(24)".

Page 9, line 33, delete "(16)" and insert "(25)".

Page 9, line 34, delete "(17)" and insert "(26)".

Page 9, line 36, delete "(18)" and insert "(27)".

Page 9, line 37, delete "(19)" and insert "(28)".

Page 9, line 38, delete "(20)" and insert "(29)".

Page 9, line 39, delete "(21)" and insert "(30)".

Page 9, line 41, delete "(22)" and insert "(31)".

Page 9, line 42, delete "(23)" and insert "(32)".

Page 10, line 1, delete "(24)" and insert "(33)".

Page 10, line 2, delete "(25)" and insert "(34)".

Page 10, line 4, delete "(26)" and insert "(35)".

Page 10, line 5, delete "(27)" and insert "(36)".

Page 10, line 7, delete "(28)" and insert "(37)".

Page 10, line 8, delete "(29)" and insert "(38)".

Page 10, line 14, after "board." insert **"The report shall describe compliance waiver submissions that were approved as well as compliance waiver submissions that were denied by the state board."**

Page 10, line 40, delete "The" and insert **"(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"**

Page 10, line 40, reset in roman "training required under this section must be during the".

Page 10, reset in roman line 41.

Page 16, line 18, delete "Except as provided in subsection (c), the"



and insert **"The"**.

Page 16, line 22, after "IC 20-28-5, or" insert **", in consultation with teacher preparation programs (as defined in IC 20-28-3-1(b)),"**.

Page 16, between lines 30 and 31, begin a new line blocked left and insert:

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

Page 16, line 31, delete "Except as provided in subsection (c) and in" and insert **"In"**.

Page 17, line 13, after "or" insert **", in consultation with teacher preparation programs (as defined in IC 20-28-3-1(b)),"**.

Page 17, line 15, delete "shorter or" and insert **"more frequent and"**.

Page 17, line 16, after "training" insert **"may not"**.

Page 17, line 16, delete "frequent" and insert **"stringent"**.

Page 17, line 17, after "2020." insert **"Nothing in this subsection shall be construed to authorize the state board to suspend or otherwise eliminate training requirements described in this subsection."**

Page 18, line 26, after "(a)(2)(B)" insert **",**.

Page 18, line 26, strike "or".

Page 18, line 26, delete ":" and insert **", or (a)(2)(D):"**.

Page 19, between lines 24 and 25, begin a new paragraph and insert:

**"(f) If a school offers a course described in subsection (a)(2)(B), (a)(2)(C), or (a)(2)(D), the parent of a student and the student who intends to enroll in the course must provide consent to the school to enroll in the course. The consent form used by the school, which shall be prescribed by the state board 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 academic requirements established by the postsecondary educational institution."**

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1003 as introduced.)

EH 1003—LS 7117/DI 116



Committee Vote: yeas 13, nays 0.

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COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred House Bill No. 1003, 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 5, delete lines 23 through 42.

Page 6, delete lines 1 through 3.

Page 6, delete lines 12 through 42, begin a new paragraph and insert:

"SECTION 3. IC 20-26.1 IS ADDED TO THE INDIANA CODE AS A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]:

**ARTICLE 26.1. SCHOOL FLEXIBILITY**

**Chapter 1. School Flexibility**

**Sec. 1. (a) Subject to subsection (c) and section 4 of this chapter, a school or group of schools 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.**
- (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 meet the following:**

- (1) Be approved by the following, as applicable:**
  - (A) If a school maintained by a school corporation or a school corporation is submitting the application, the governing body of the school corporation.**
  - (B) If a charter school is submitting the application, the organizer of the charter school.**
  - (C) If a nonpublic school is submitting the application, the**



person or agency in active charge and management of the nonpublic school.

(D) If a group of schools is submitting the application, the persons or entities listed in clauses (A) through (C) that are submitting the application jointly.

(2) Include the following:

(A) 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.

(B) The following information:

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

(ii) How the specific goals and outcomes described in item (i) are likely to be achieved by waiving compliance with the provisions described in clause (A).

(C) For an application submitted by the governing body of a school corporation, a copy of the resolution adopted by the governing body described in subsection (c).

(c) A governing body of a school corporation may not approve an application under subsection (b)(1) unless the governing body has adopted a resolution approving the submission of an application.

Sec. 2. (a) The state board may approve an application to waive compliance with provisions described in section 1 of this chapter only if the waiver request is related to a specific goal and 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 school or group of schools flexibility in the administration of educational programs;

(3) promote innovative educational approaches to student learning; or

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

Sec. 3. (a) Notwithstanding any other law and subject to section 4 of this chapter, an applicant whose application is approved by the state board under section 2 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. 4. A school or group of schools that submits an application under section 1 of this chapter may not request to waive any of the following:

- (1) IC 20-23 (organization of school corporations).
- (2) IC 20-26-5-10 (criminal history and child protection index check).
- (3) IC 20-27-7 (school bus inspection and registration).
- (4) IC 20-27-8-1 (school bus drivers and monitors).
- (5) IC 20-27-8-2 (school bus driver driving summary).
- (6) IC 20-27-10-3 (capacity of school bus).
- (7) IC 20-28 (school teachers).
- (8) IC 20-29 (collective bargaining).
- (9) IC 20-30-5-0.5 (display of United States flag; Pledge of Allegiance).
- (10) IC 20-30-5-1 (constitutions).
- (11) IC 20-30-5-2 (constitutions; interdisciplinary course).
- (12) IC 20-30-5-3 (protected writings).
- (13) IC 20-30-5-4 (American history).
- (14) IC 20-30-5-4.5 (moment of silence).
- (15) IC 20-30-5-5 (morals instruction).
- (16) IC 20-30-5-6 (good citizenship instruction).
- (17) IC 20-30-5-13 (human sexuality instructional requirements).
- (18) IC 20-30-5-17 (access to materials; consent for participation).
- (19) IC 20-30-5-21 (contrary student instruction not permitted).
- (20) IC 20-30-5-22 (Indiana studies).
- (21) IC 20-31 (accountability for performance and improvement).
- (22) IC 20-32-4 (graduation requirements).
- (23) IC 20-32-5.1 (Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program).
- (24) IC 20-32-8.5 (reading deficiency remediation).
- (25) IC 20-33-1 (equal education opportunity).
- (26) IC 20-34 (student health and safety measures).
- (27) IC 20-35 (special education).
- (28) IC 20-36 (high ability students).
- (29) IC 20-39 (accounting and financial reporting procedures).



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

**Sec. 5. The state board:**

- (1) shall periodically review compliance waiver requests that were approved by the state board under this chapter; and**
- (2) may 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.**

**Sec. 6. 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. 7. The state board shall adopt rules under IC 4-22-2 necessary to implement this chapter."**

Delete page 7.

Page 8, delete lines 1 through 15.

Page 13, delete lines 40 through 42.

Page 14, delete lines 1 through 15.

Page 14, line 39, delete "or substitute teacher".

Page 15, line 4, delete "or substitute teacher".



Page 15, line 11, delete "or substitute teacher".

Page 15, line 24, after "effect" insert "**on**".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass and be reassigned to the Senate Committee on Appropriations.

(Reference is to HB 1003 as printed January 24, 2020.)

RAATZ, Chairperson

Committee Vote: Yeas 10, Nays 3.

