



March 2, 2018

ENGROSSED HOUSE BILL No. 1426

DIGEST OF HB 1426 (Updated March 1, 2018 11:39 am - DI 84)

Citations Affected: IC 2-5; IC 20-19; IC 20-20; IC 20-24; IC 20-26; IC 20-30; IC 20-31; IC 20-32; IC 20-36; IC 20-43; IC 21-12; IC 21-18.5; IC 21-43.

Synopsis: Education matters. Urges the legislative council during the 2018 through 2020 interims to assign to the education interim study committee the task of studying issues relating to a school corporation's ability to provide adequate career counseling to students. Requires the state board of education (state board) to establish one standard Indiana diploma for individuals who successfully complete high school graduation requirements. (Current law establishes four different diplomas.) Provides that each Indiana diploma must include one of the following designations: (1) General designation. (2) Core 40 designation. (3) Core 40 with academic honors designation. (4) Core (Continued next page)

Effective: Upon passage; July 1, 2018.

Behning, Clere, Cook, Austin

(SENATE SPONSORS — KRUSE, RAATZ, MELTON)

January 16, 2018, read first time and referred to Committee on Education.
January 23, 2018, amended, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 127.
January 30, 2018, amended, reported — Do Pass.
February 1, 2018, read second time, amended, ordered engrossed.
February 2, 2018, engrossed.
February 5, 2018, read third time, passed. Yeas 84, nays 5.
SENATE ACTION
February 7, 2018, read first time and referred to Committee on Education and Career Development.
February 22, 2018, amended, reported favorably — Do Pass; reassigned to Committee on Appropriations.
March 1, 2018, reported favorably — Do Pass.

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Digest Continued

40 with technical honors designation. Requires the state board to create an alternate diploma for students with significant cognitive disabilities. Requires, in adopting Core 40 curriculum models, the state board to consider math course requirements other than Algebra II. Requires the state board to adopt rules to establish: (1) math course requirements; and (2) science course requirements; for the Core 40 curriculum models. Provides that, for each school year beginning after June 30, 2019, a high school shall administer as part of the statewide assessment a nationally recognized college entrance exam. Eliminates the requirement of end of course assessments to be administered as part of the statewide assessment program. Provides that: (1) if a nationally recognized college entrance exam administered by a high school assesses science, the nationally recognized college entrance exam must be used to assess science for the grade level for which the nationally recognized college entrance exam is administered; or (2) if a nationally recognized college entrance exam does not assess science, another examination may be administered to assess science. Resolves a conflict in a provision that requires the state board to develop guidelines to assist secondary schools to identify students likely to require remediation. Eliminates a requirement that a student must take a college and career readiness examination if the student is identified under the guidelines developed by the state board to likely be in need of remediation. Provides that certain statewide assessments must use a scale score that will ensure the statewide assessment scores are comparable to assessment scoring used as part of the ISTEP program, before its expiration. Provides that a student may receive a waiver from the postsecondary readiness competency requirements that are part of the graduation pathway requirements if the student meets certain conditions. Adds a provision to the list of purposes for which a charter school may limit new admissions to the charter school. Repeals provisions that: (1) require the state board to design a high school diploma for the high school fast track program; and (2) establish a subcommittee to make recommendations regarding diplomas and certain course requirements and develop the requirements for a career and technical education diploma. Makes conforming amendments.

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March 2, 2018

Second Regular Session of the 120th General Assembly (2018)

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 2017 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1426

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 2-5-43 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON
3 PASSAGE]:

4 **Chapter 43. Career Counseling in Elementary and High Schools**

5 **Sec. 1. As used in this chapter, "committee" means the**
6 **education interim study committee established by IC 2-5-1.3-4(5).**

7 **Sec. 2. The legislative council is urged to assign to the committee**
8 **the topic of studying the following issues relating to career**
9 **counseling in elementary and high schools during the 2018 through**
10 **2020 interims:**

11 **(1) The adequacy of current state and local funding for a**
12 **school corporation's career counseling of students.**

13 **(2) The current workload of a school corporation's career**
14 **counselors.**

15 **(3) The impact of having multiple graduation pathways on a**

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1 school corporation's career counselor's workload.

2 (4) The fiscal impact of having multiple graduation pathways
3 on a school corporation's ability to provide adequate career
4 counseling to students.

5 **Sec. 3. This chapter expires January 1, 2021.**

6 SECTION 2. IC 20-19-2-20 IS REPEALED [EFFECTIVE JULY 1,
7 2018]. ~~Sec. 20: The state board shall design a high school diploma to
8 be granted to individuals who successfully complete a high school fast
9 track program under IC 21-43-8.~~

10 SECTION 3. IC 20-19-2-21 IS ADDED TO THE INDIANA CODE
11 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
12 UPON PASSAGE]: **Sec. 21. (a) The state board shall establish one
13 (1) standard Indiana diploma for individuals who successfully
14 complete high school graduation requirements.**

15 **(b) Each Indiana diploma must include one (1) of the following
16 designations if an individual meets the criteria established by the
17 state board for the designation:**

18 **(1) General designation.**

19 **(2) Core 40 designation.**

20 **(3) Core 40 with academic honors designation.**

21 **(4) Core 40 with technical honors designation.**

22 SECTION 4. IC 20-19-6-9 IS REPEALED [EFFECTIVE JULY 1,
23 2018]. ~~Sec. 9: (a) As used in this section, "career council" refers to the
24 Indiana career council established by IC 22-4.5-9-3.~~

25 ~~(b) As used in this section, "subcommittee" means the subcommittee
26 appointed under subsection (d).~~

27 ~~(c) The subcommittee shall, before October 1, 2015:~~

28 ~~(1) review the current Core 40 diploma course offerings,
29 including types of courses and diplomas offered;~~

30 ~~(2) make recommendations to the state board concerning:~~

31 ~~(A) changing course requirements for the Core 40 diploma,
32 which may include the total number of academic credits
33 required;~~

34 ~~(B) changing the types of diplomas offered; and~~

35 ~~(C) the need for a career and technical education diploma; and~~

36 ~~(3) examine and make recommendations concerning career and
37 technical education offerings.~~

38 ~~The state board shall take action concerning the recommendations
39 before December 1, 2015.~~

40 ~~(d) The career council shall appoint a subcommittee to develop the
41 requirements for the career and technical education diploma required
42 by subsection (c). The career council shall designate a member to serve~~



1 as chairperson of the subcommittee. The subcommittee is composed of
2 at least fourteen (14) members, including the following:

3 (1) One (1) member from each council.

4 (2) One (1) member who is a director of high school career and
5 technical education programs, who shall serve as vice chairperson
6 of the subcommittee.

7 (3) One (1) member who is employed by the department and
8 whose job duties include career and technical education curricula
9 development.

10 (4) One (1) member representing the state's community college
11 system.

12 (5) One (1) member representing the state's industrial community.

13 (6) One (1) member representing the commission for higher
14 education.

15 (e) In performing its duties under subsection (d), the subcommittee
16 shall obtain, in the manner and to the extent the subcommittee
17 determines appropriate, input from licensed mathematics and
18 English/language arts educators in Indiana.

19 (f) The subcommittee may design new curricula or create new
20 courses in completing the recommendations required by subsection (c).
21 A curriculum or course developed under this subsection must include
22 input from representatives of:

23 (1) high school career and technical education programs;

24 (2) licensed mathematics and English/language arts educators;

25 (3) community colleges; and

26 (4) universities.

27 (g) The requirements for a diploma developed under this section
28 must:

29 (1) require a minimum of forty (40) academic credits or the
30 equivalent for graduation;

31 (2) be designed so that completed courses may be used to fulfill
32 the requirements established for other high school diplomas
33 approved by the state board; and

34 (3) meet the college and career readiness education standards
35 adopted by the state board under IC 20-19-2-14.5(b).

36 (h) Before the state board may take action on the recommendations
37 made under subsection (c), the state board shall consult with and
38 receive recommendations from the career council and the commission
39 for higher education. Based upon the recommendations of the
40 subcommittee, career council, and the commission for higher
41 education, the state board may approve a career and technical
42 education diploma or change the requirements for a Core 40 diploma.



1 SECTION 5. IC 20-20-8-8, AS AMENDED BY P.L.242-2017,
 2 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2018]: Sec. 8. (a) The report must include the following
 4 information:

5 (1) Student enrollment.

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

9 (3) Attendance rate.

10 (4) The following test scores, including the number and
 11 percentage of students meeting academic standards:

12 (A) All state standardized assessment scores.

13 (B) Scores for assessments under IC 20-32-5-21 (before its
 14 expiration on July 1, 2018), if appropriate.

15 (C) For a freeway school, scores on a locally adopted
 16 assessment program, if appropriate.

17 (5) Average class size.

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

20 (7) The number and percentage of students in the following
 21 groups or programs:

22 (A) Alternative education, if offered.

23 (B) Career and technical education.

24 (C) Special education.

25 (D) High ability.

26 (E) Limited English language proficiency.

27 (F) Students receiving free or reduced price lunch under the
 28 national school lunch program.

29 (8) Advanced placement, including the following:

30 (A) For advanced placement tests, the percentage of students:

31 (i) scoring three (3), four (4), and five (5); and

32 (ii) taking the test.

33 (B) For the Scholastic Aptitude Test:

34 (i) the average test scores for all students taking the test;

35 (ii) the average test scores for students completing the

36 **Indiana diploma with a Core 40 with academic honors**
 37 **diploma designation** program; and

38 (iii) the percentage of students taking the test.

39 (9) Course completion, including the number and percentage of
 40 students completing the following programs:

41 (A) Academic honors ~~diploma~~: **curriculum.**

42 (B) Core 40 curriculum.



- 1 (C) Career and technical programs.
 2 (10) The percentage of graduates considered college and career
 3 ready in a manner prescribed by the state board.
 4 (11) School safety, including:
 5 (A) the number of students receiving suspension or expulsion
 6 for the possession of alcohol, drugs, or weapons;
 7 (B) the number of incidents reported under IC 20-33-9; and
 8 (C) the number of bullying incidents reported under
 9 IC 20-34-6 by category.
 10 (12) Financial information and various school cost factors
 11 required to be provided to the office of management and budget
 12 under IC 20-42.5-3-5.
 13 (13) The number and percentage of each of the following within
 14 the school corporation:
 15 (A) Teachers who are certificated employees (as defined in
 16 IC 20-29-2-4).
 17 (B) Teachers who teach the subject area for which the teacher
 18 is certified and holds a license.
 19 (C) Teachers with national board certification.
 20 (14) The percentage of grade 3 students reading at grade 3 level.
 21 (15) The number of students expelled, including the percentage
 22 of students expelled by race, grade, gender, free or reduced price
 23 lunch status, and eligibility for special education.
 24 (16) Chronic absenteeism, which includes the number of students
 25 who have been absent from school for ten percent (10%) or more
 26 of a school year for any reason.
 27 (17) Habitual truancy, which includes the number of students who
 28 have been absent ten (10) days or more from school within a
 29 school year without being excused or without being absent under
 30 a parental request that has been filed with the school.
 31 (18) The number of students who have dropped out of school,
 32 including the reasons for dropping out, including the percentage
 33 of students who have dropped out by race, grade, gender, free or
 34 reduced price lunch status, and eligibility for special education.
 35 (19) The number of out of school suspensions assigned, including
 36 the percentage of students suspended by race, grade, gender, free
 37 or reduced price lunch status, and eligibility for special education.
 38 (20) The number of in school suspensions assigned, including the
 39 percentage of students suspended by race, grade, gender, free or
 40 reduced price lunch status, and eligibility for special education.
 41 (21) The number of student work permits revoked.
 42 (22) The number of students receiving an international



- 1 baccalaureate diploma.
- 2 (b) Section 3(a) of this chapter does not apply to the publication of
- 3 information required under this subsection. This subsection applies to
- 4 schools, including charter schools, located in a county having a
- 5 consolidated city, including schools located in excluded cities (as
- 6 defined in IC 36-3-1-7). A separate report including the information
- 7 reported under subsection (a) must be disaggregated by race, grade,
- 8 gender, free or reduced price lunch status, and eligibility for special
- 9 education and must be made available on the Internet as provided in
- 10 section 3(b) of this chapter.
- 11 SECTION 6. IC 20-24-4-1, AS AMENDED BY THE TECHNICAL
- 12 CORRECTIONS BILL OF THE 2018 GENERAL ASSEMBLY, IS
- 13 AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]:
- 14 Sec. 1. (a) A charter must meet the following requirements:
- 15 (1) Be a written instrument.
- 16 (2) Be executed by an authorizer and an organizer.
- 17 (3) Confer certain rights, franchises, privileges, and obligations
- 18 on a charter school.
- 19 (4) Confirm the status of a charter school as a public school.
- 20 (5) *Subject to subdivision (6)(E)*, be granted for:
- 21 (A) not less than three (3) years or more than seven (7) years;
- 22 and
- 23 (B) a fixed number of years agreed to by the authorizer and the
- 24 organizer.
- 25 (6) Provide for the following:
- 26 (A) A review by the authorizer of the charter school's
- 27 performance, including the progress of the charter school in
- 28 achieving the academic goals set forth in the charter, at least
- 29 one (1) time in each five (5) year period while the charter is in
- 30 effect.
- 31 (B) Renewal, if the authorizer and the organizer agree to renew
- 32 the charter.
- 33 (C) The renewal application must include guidance from the
- 34 authorizer, and the guidance must include the performance
- 35 criteria that will guide the authorizer's renewal decisions.
- 36 (D) The renewal application process must, at a minimum,
- 37 provide an opportunity for the charter school to:
- 38 (i) present additional evidence, beyond the data contained in
- 39 the performance report, supporting its case for charter
- 40 renewal;
- 41 (ii) describe improvements undertaken or planned for the
- 42 charter school; and



- 1 (iii) detail the charter school's plans for the next charter
 2 term.
- 3 (E) Not later than ~~October 1~~ *in the end of the calendar year* in
 4 which the charter school seeks renewal of a charter, the
 5 governing board of a charter school seeking renewal shall
 6 submit a renewal application to the charter authorizer under
 7 the renewal application guidance issued by the authorizer. The
 8 authorizer shall make a final ruling on the renewal application
 9 not later than ~~March 1~~ *April 1* after the filing of the renewal
 10 application. *A renewal granted under this clause is not subject*
 11 *to the three (3) year minimum described in subdivision (5).*
 12 The ~~March 1~~ *April 1* deadline does not apply to any review or
 13 appeal of a final ruling. After the final ruling is issued, the
 14 charter school may obtain further review by the authorizer of
 15 the authorizer's final ruling in accordance with the terms of the
 16 charter school's charter and the protocols of the authorizer.
- 17 (7) Specify the grounds for the authorizer to:
- 18 (A) revoke the charter before the end of the term for which the
 19 charter is granted; or
 20 (B) not renew a charter.
- 21 (8) Set forth the methods by which the charter school will be held
 22 accountable for achieving the educational mission and goals of
 23 the charter school, including the following:
- 24 (A) Evidence of improvement in:
- 25 (i) assessment measures, including the ~~ISTEP and end of~~
 26 ~~course assessments; statewide assessment program~~
 27 ~~measures;~~
 28 (ii) attendance rates;
 29 (iii) graduation rates (if appropriate);
 30 (iv) increased numbers of ~~Core 40~~ **Indiana** diplomas **with**
 31 **a Core 40 designation** and other college and career ready
 32 indicators including advanced placement participation and
 33 passage, dual credit participation and passage, and
 34 International Baccalaureate participation and passage (if
 35 appropriate);
 36 (v) increased numbers of **Indiana diplomas with Core 40**
 37 **with** academic honors and technical honors ~~diplomas~~
 38 **designations** (if appropriate);
 39 (vi) student academic growth;
 40 (vii) financial performance and stability; and
 41 (viii) governing board performance and stewardship,
 42 including compliance with applicable laws, rules and



- 1 regulations, and charter terms.
- 2 (B) Evidence of progress toward reaching the educational
- 3 goals set by the organizer.
- 4 (9) Describe the method to be used to monitor the charter
- 5 school's:
- 6 (A) compliance with applicable law; and
- 7 (B) performance in meeting targeted educational performance.
- 8 (10) Specify that the authorizer and the organizer may amend the
- 9 charter during the term of the charter by mutual consent and
- 10 describe the process for amending the charter.
- 11 (11) Describe specific operating requirements, including all the
- 12 matters set forth in the application for the charter.
- 13 (12) Specify a date when the charter school will:
- 14 (A) begin school operations; and
- 15 (B) have students attending the charter school.
- 16 (13) Specify that records of a charter school relating to the
- 17 school's operation and charter are subject to inspection and
- 18 copying to the same extent that records of a public school are
- 19 subject to inspection and copying under IC 5-14-3.
- 20 (14) Specify that records provided by the charter school to the
- 21 department or authorizer that relate to compliance by the
- 22 organizer with the terms of the charter or applicable state or
- 23 federal laws are subject to inspection and copying in accordance
- 24 with IC 5-14-3.
- 25 (15) Specify that the charter school is subject to the requirements
- 26 of IC 5-14-1.5.
- 27 (16) This subdivision applies to a charter established or renewed
- 28 for an adult high school after June 30, 2014. The charter must
- 29 require:
- 30 (A) that the school will offer flexible scheduling;
- 31 (B) that students will not complete the majority of instruction
- 32 of the school's curriculum online or through remote
- 33 instruction;
- 34 (C) that the school will offer dual credit or industry
- 35 certification course work that aligns with career pathways as
- 36 recommended by the Indiana career council established by
- 37 IC 22-4.5-9-3; and
- 38 (D) a plan:
- 39 (i) to support successful program completion and to assist
- 40 transition of graduates to the workforce or to a
- 41 postsecondary education upon receiving a diploma from the
- 42 adult high school; and



1 (ii) to review individual student accomplishments and
 2 success after a student receives a diploma from the adult
 3 high school.

4 (b) A charter school shall set annual performance targets in
 5 conjunction with the charter school's authorizer. The annual
 6 performance targets shall be designed to help each school meet
 7 applicable federal, state, and authorizer expectations.

8 SECTION 7. IC 20-24-5-5, AS AMENDED BY P.L.250-2017,
 9 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2018]: Sec. 5. (a) Except as provided in subsections (b), (c),
 11 (d), (e), and (f), a charter school must enroll any eligible student who
 12 submits a timely application for enrollment.

13 (b) This subsection applies if the number of applications for a
 14 program, class, grade level, or building exceeds the capacity of the
 15 program, class, grade level, or building. If a charter school receives a
 16 greater number of applications than there are spaces for students, each
 17 timely applicant must be given an equal chance of admission. The
 18 organizer must determine which of the applicants will be admitted to
 19 the charter school or the program, class, grade level, or building by
 20 random drawing in a public meeting, with each timely applicant limited
 21 to one (1) entry in the drawing. However, the organizer of a charter
 22 school located in a county with a consolidated city shall determine
 23 which of the applicants will be admitted to the charter school or the
 24 program, class, grade level, or building by using a publicly verifiable
 25 random selection process.

26 (c) A charter school may limit new admissions to the charter school
 27 to:

- 28 (1) ensure that a student who attends the charter school during a
 29 school year may continue to attend the charter school in
 30 subsequent years;
 31 (2) ensure that a student who attends a charter school during a
 32 school year may continue to attend a different charter school held
 33 by the same organizer in subsequent years;
 34 (3) allow the siblings of a student who attends a charter school or
 35 a charter school held by the same organizer to attend the same
 36 charter school the student is attending; ~~and~~
 37 (4) allow preschool students who attend a Level 3 or Level 4
 38 Paths to QUALITY program (as defined in IC 12-17.2-3.8-1)
 39 preschool to attend kindergarten at a charter school if the charter
 40 school and the preschool provider have entered into an agreement
 41 to share services or facilities; **and**
 42 **(5) allow each student who qualifies for free or reduced price**



1 **lunch under the national school lunch program to receive**
 2 **preference for admission to a charter school if the preference**
 3 **is specifically provided for in the charter school's charter and**
 4 **is approved by the authorizer.**

5 (d) This subsection applies to an existing school that converts to a
 6 charter school under IC 20-24-11. During the school year in which the
 7 existing school converts to a charter school, the charter school may
 8 limit admission to:

9 (1) those students who were enrolled in the charter school on the
 10 date of the conversion; and

11 (2) siblings of students described in subdivision (1).

12 (e) A charter school may give enrollment preference to children of
 13 the charter school's founders, governing body members, and charter
 14 school employees, as long as the enrollment preference under this
 15 subsection is not given to more than ten percent (10%) of the charter
 16 school's total population.

17 (f) A charter school may not suspend or expel a charter school
 18 student or otherwise request a charter school student to transfer to
 19 another school on the basis of the following:

20 (1) Disability.

21 (2) Race.

22 (3) Color.

23 (4) Gender.

24 (5) National origin.

25 (6) Religion.

26 (7) Ancestry.

27 A charter school student may be expelled or suspended only in a
 28 manner consistent with discipline rules established under
 29 IC 20-24-5.5.

30 SECTION 8. IC 20-24-9-2, AS AMENDED BY P.L.233-2015,
 31 SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 32 UPON PASSAGE]: Sec. 2. An annual report under this chapter must
 33 contain the following information:

34 (1) Results of ~~statewide standardized tests and end of course~~
 35 ~~assessments.~~ **statewide assessment program measures.**

36 (2) Student growth and improvement data for each authorized
 37 school.

38 (3) Attendance rates for each authorized school.

39 (4) Graduation rates (if appropriate), including attainment of ~~Core~~
 40 **40 Indiana diplomas with a Core 40 designation and Indiana**
 41 **diplomas with Core 40 with** academic honors ~~diplomas~~
 42 **designations** for each authorized school.



- 1 (5) Student enrollment data for each authorized school, including
- 2 the following:
- 3 (A) The number of students enrolled.
- 4 (B) The number of students expelled.
- 5 (6) Status of the authorizer's charter schools, identifying each of
- 6 the authorizer's charter schools that are in the following
- 7 categories:
- 8 (A) Approved but not yet open.
- 9 (B) Open and operating.
- 10 (C) Closed or having a charter that was not renewed,
- 11 including:
- 12 (i) the year closed or not renewed; and
- 13 (ii) the reason for the closure or nonrenewal.
- 14 (7) Names of the authorizer's board members or ultimate decision
- 15 making body.
- 16 (8) Evidence that the authorizer is in compliance with
- 17 IC 20-24-2.2-1.5.
- 18 (9) A report summarizing the total amount of administrative fees
- 19 collected by the authorizer and how the fees were expended, if
- 20 applicable.
- 21 (10) Total amount of other fees or funds not included in the report
- 22 under subdivision (9) received by the authorizer from a charter
- 23 school and how the fees or funds were expended.
- 24 (11) The most recent audits for each authorized school submitted
- 25 to the authorizer under IC 5-11-1-9.

26 SECTION 9. IC 20-26-5-37, AS AMENDED BY P.L.242-2017,
 27 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 28 JULY 1, 2018]: Sec. 37. (a) A high school operated by a school
 29 corporation shall offer the high school's students the opportunity to
 30 earn any type of state **an Indiana** diploma ~~approved by the state board~~
 31 **with any type of designation established under IC 20-19-2-21.**

32 (b) Notwithstanding ~~IC 20-32-4-1 (before its expiration on July 1,~~
 33 ~~2018); IC 20-32-4-1.5 (after June 30, 2018); IC 20-32-4-4(5); and~~
 34 ~~IC 20-32-4-5(b)(2)(E); IC 20-32-4-1.5, IC 20-32-4-4(b)(5),~~
 35 **IC 20-32-4-4.1(b)(3), and IC 20-32-4-5(b)(2)(D),** a school corporation
 36 shall not require a student with a disability to complete locally required
 37 credits that exceed state credit requirements to receive a diploma
 38 unless otherwise required as part of the student's individualized
 39 education program under IC 20-35.

40 SECTION 10. IC 20-26-13-5, AS AMENDED BY P.L.242-2017,
 41 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 42 JULY 1, 2018]: Sec. 5. (a) As used in this chapter, "graduation" means



1 the successful completion by a student of:

- 2 (1) a sufficient number of academic credits, or the equivalent of
 3 academic credits; and
 4 (2) ~~the graduation examination (before July 1, 2018); graduation~~
 5 ~~pathway requirement (after June 30, 2018); a postsecondary~~
 6 ~~readiness competency established by the state board under~~
 7 ~~IC 20-32-4-1.5(c) or waiver process required under IC 20-32-3~~
 8 ~~through IC 20-32-5.1;~~

9 resulting in the awarding of ~~a high school~~ **an Indiana diploma.** ~~or an~~
 10 ~~academic honors diploma.~~

11 (b) The term does not include the granting of a general educational
 12 development diploma under IC 20-20-6 (before its repeal) or
 13 IC 22-4.1-18.

14 SECTION 11. IC 20-26-15-8, AS ADDED BY P.L.1-2005,
 15 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 16 JULY 1, 2018]: Sec. 8. (a) The contract must contain the following
 17 provisions:

- 18 (1) A list of the statutes and rules that are suspended from
 19 operation in a freeway school corporation or freeway school, as
 20 listed in section 5 of this chapter.
 21 (2) A description of the privileges of a freeway school corporation
 22 or freeway school, as listed in section 6 of this chapter.
 23 (3) A description of the educational benefits listed in section 7 of
 24 this chapter that a freeway school corporation or freeway school
 25 agrees to:
 26 (A) achieve by the end of five (5) complete school years after
 27 the contract is signed; and
 28 (B) maintain at the end of:
 29 (i) the sixth; and
 30 (ii) any subsequent;
 31 complete school year after the contract is signed.
 32 (4) A plan and a schedule for the freeway school corporation or
 33 freeway school to achieve the educational benefits listed in
 34 section 7 of this chapter by the end of five (5) complete school
 35 years after the contract is signed. The schedule must show some
 36 percentage of improvement by the end of the second, third, and
 37 fourth complete school years after the contract is signed.
 38 (5) A school by school strategy, including curriculum, in which
 39 character education is demonstrated to be a priority. The strategy
 40 required under this subdivision must include the following
 41 subjects as integral parts of each school's character education:
 42 (A) Hygiene.



- 1 (B) Alcohol and drugs.
- 2 (C) Diseases transmitted sexually or through drug use,
- 3 including AIDS.
- 4 (D) Honesty.
- 5 (E) Respect.
- 6 (F) Abstinence and restraint.
- 7 (6) A plan under which the freeway school corporation or freeway
- 8 school will offer courses that will allow a student to become
- 9 eligible to receive an **Indiana diploma with a Core 40 with**
- 10 **academic honors diploma: designation.**
- 11 (7) A plan under which the freeway school corporation or freeway
- 12 school will maintain a safe and disciplined learning environment
- 13 for students and teachers.
- 14 (b) In the contract:
- 15 (1) the quantitative measures of benefits may be higher, but not
- 16 lower, than the minimum educational benefits listed in section 7
- 17 of this chapter; and
- 18 (2) educational benefits may be included in addition to the
- 19 minimum educational benefits listed in section 7 of this chapter.
- 20 SECTION 12. IC 20-30-2-2.2, AS AMENDED BY P.L.242-2017,
- 21 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 22 JULY 1, 2018]: Sec. 2.2. (a) As used in this section, "eligible student"
- 23 means a student in grade 11 or 12 who has:
- 24 (1) failed the graduation exam (before July 1, 2018) or an exam
- 25 used to satisfy a graduation pathway requirement (after June 30,
- 26 2018) at least twice;
- 27 (2) been determined to be chronically absent, by missing ten
- 28 percent (10%) or more of a school year for any reason;
- 29 (3) been determined to be a habitual truant, as identified under
- 30 IC 20-33-2-11;
- 31 (4) been significantly behind in credits for graduation, as
- 32 identified by an individual's school principal;
- 33 (5) previously undergone at least a second suspension from school
- 34 for the school year under IC 20-33-8-14 or IC 20-33-8-15;
- 35 (6) previously undergone an expulsion from school under
- 36 IC 20-33-8-14, IC 20-33-8-15, or IC 20-33-8-16; or
- 37 (7) been determined by the individual's principal and the
- 38 individual's parent or guardian to benefit by participating in the
- 39 school flex program.
- 40 (b) An eligible student who participates in a school flex program
- 41 must:
- 42 (1) attend school for at least three (3) hours of instructional time



1 per school day;

2 (2) pursue a timely graduation;

3 (3) provide evidence of college or technical career education
4 enrollment and attendance or proof of employment and labor that
5 is aligned with the student's career academic sequence under rules
6 established by the Indiana bureau of child labor;

7 (4) not be suspended or expelled while participating in a school
8 flex program;

9 (5) pursue course and credit requirements for a ~~general an~~
10 **Indiana diploma with a general designation**; and

11 (6) maintain a ninety-five percent (95%) attendance rate.

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

15 SECTION 13. IC 20-30-4-6, AS AMENDED BY P.L.242-2017,
16 SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2018]: Sec. 6. (a) A student's school counselor shall, in
18 consultation with the student and the student's parent, review annually
19 a student's graduation plan that was developed in grade 9 under section
20 2 of this chapter to determine if the student is progressing toward
21 fulfillment of the graduation plan.

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

26 (c) If a student is not progressing toward fulfillment of the
27 graduation plan due to ~~not achieving a passing score on the graduation~~
28 ~~examination (before July 1, 2018) or failing to meet a graduation~~
29 ~~pathway requirement (after June 30, 2018); postsecondary readiness~~
30 **competency established by the state board under IC 20-32-4-1.5(c)**,
31 the school counselor shall meet with the:

32 (1) teacher assigned to the student for remediation ~~in each subject~~
33 ~~area in which the student has not achieved a passing score on the~~
34 ~~graduation examination; for the particular competency area;~~

35 (2) parents of the student; and

36 (3) student;

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

39 SECTION 14. IC 20-30-5-2, AS AMENDED BY P.L.251-2017,
40 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2018]: Sec. 2. (a) Each public and nonpublic high school shall
42 provide a required course that is:



- 1 (1) not less than one (1) year of school work; and
 2 (2) in the:
 3 (A) historical;
 4 (B) political;
 5 (C) civic;
 6 (D) sociological;
 7 (E) economical; and
 8 (F) philosophical;
 9 aspects of the constitutions of Indiana and the United States.
 10 (b) The state board shall:
 11 (1) prescribe the course described in this section and the course's
 12 appropriate outlines; and
 13 (2) adopt the necessary curricular materials for uniform
 14 instruction.
 15 (c) Except as provided in IC 20-32-4-13, a high school student may
 16 not receive a **an Indiana** diploma unless the student has successfully
 17 completed the interdisciplinary course described in this section.
 18 SECTION 15. IC 20-30-5-4, AS AMENDED BY P.L.251-2017,
 19 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2018]: Sec. 4. (a) Each public school and nonpublic school
 21 shall provide within the two (2) weeks preceding a general election for
 22 all students in grades 6 through 12 five (5) full recitation periods of
 23 class discussion concerning:
 24 (1) the system of government in Indiana and in the United States;
 25 (2) methods of voting;
 26 (3) party structures;
 27 (4) election laws; and
 28 (5) the responsibilities of citizen participation in government and
 29 in elections.
 30 (b) Except as provided in IC 20-32-4-13, a student may not receive
 31 a ~~high school~~ **an Indiana** diploma unless the student has completed a
 32 two (2) semester course in American history.
 33 (c) If a public school superintendent violates this section, the state
 34 superintendent shall receive and record reports of the violations. The
 35 general assembly may examine these reports.
 36 SECTION 16. IC 20-30-10-2.5 IS ADDED TO THE INDIANA
 37 CODE AS A NEW SECTION TO READ AS FOLLOWS
 38 [EFFECTIVE JULY 1, 2018]: **Sec. 2.5. (a) In adopting Core 40**
 39 **curriculum models under this chapter, the state board shall**
 40 **consider math course requirements other than Algebra II. Any**
 41 **math course requirements adopted for the Core 40 curriculum**
 42 **models must be at a level of difficulty that aligns with**



1 **postsecondary preparation.**

2 **(b) The state board shall adopt rules under IC 4-22-2 to**
3 **establish:**

4 **(1) math course requirements; and**

5 **(2) science course requirements;**

6 **for the Core 40 curriculum models adopted under this chapter.**

7 SECTION 17. IC 20-30-10-5, AS ADDED BY P.L.46-2014,
8 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9 JULY 1, 2018]: Sec. 5. Notwithstanding any other law, a high school
10 may replace high school courses on the high school transcript with dual
11 credit courses (as defined in IC 21-43-1-2.5) or advanced placement
12 courses on the same subject matter with equal or greater rigor to the
13 required high school course and may count such a course as satisfying
14 **an Indiana diploma with a Core 40 with** academic honors
15 **designation** or another ~~special diploma~~ **designation** requirement. A
16 dual credit course must be authorized by an eligible institution (as
17 described in IC 21-43-4-3.5) that is a member of a national dual credit
18 accreditation organization, or the eligible institution must make
19 assurances that the final assessment for the course given for dual credit
20 under this section is substantially equivalent to the final assessment
21 given in the college course in that subject.

22 SECTION 18. IC 20-30-16-3, AS ADDED BY P.L.80-2017,
23 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
24 JULY 1, 2018]: Sec. 3. As used in this chapter, "eligible student"
25 means a student pursuing:

26 **(1) any type of an Indiana diploma with any designation**
27 **available for students to receive in Indiana; or**

28 **(2) an industry certification that appears on the state board's**
29 **approved industry certification list.**

30 SECTION 19. IC 20-30-16-9, AS ADDED BY P.L.80-2017,
31 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
32 JULY 1, 2018]: Sec. 9. A school corporation shall:

33 **(1) count successfully completed course access program courses**
34 **toward the requirements of a an Indiana diploma; and**

35 **(2) include credits earned and grades received for any course**
36 **access program courses taken under this chapter on a student's**
37 **transcript.**

38 SECTION 20. IC 20-30-16-10, AS AMENDED BY THE
39 TECHNICAL CORRECTIONS BILL OF THE 2018 GENERAL
40 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 UPON PASSAGE]: Sec. 10. (a) ~~Except as provided in subsection (d)~~
42 ~~and~~ Subject to subsection (c), the department and an authorized course



1 provider shall negotiate a course access program course tuition fee for
 2 an enrolled eligible student for each course offered and all course
 3 materials. The negotiated course access program course tuition fee
 4 must be identical for every enrolled eligible student. Transfers of
 5 tuition payments for enrollment of an eligible student currently enrolled
 6 at an applicable school corporation in a course access program course
 7 shall be made to the authorized course provider by the school
 8 corporation in which the eligible student is enrolled. The amount of the
 9 tuition payment for enrollment of an eligible student in a course access
 10 program course must be paid from the total amount of state tuition
 11 support that would otherwise be received by the school corporation on
 12 account of the student. The state board shall adopt rules under
 13 IC 4-22-2 for payment of tuition payments from a school corporation
 14 to an authorized course provider for a student who is not currently
 15 enrolled in the school but enrolls in a course access program course as
 16 part of the eligible student's special education services provided by the
 17 school corporation. The department may charge the negotiated course
 18 access program course tuition fee to a student who enrolls in a course
 19 access program course from an eligible provider if the student is not
 20 currently enrolled in a school corporation or is otherwise eligible to
 21 enroll in the course access program as part of the student's special
 22 education services by the school corporation.

23 (b) A course provider may not receive any payment from the school
 24 corporation that is in addition to the tuition fee for a course access
 25 program course in which an eligible student is enrolled. Any other
 26 funds related to the student that are due to a school corporation shall be
 27 paid to the school corporation.

28 (c) Payment in full of a tuition fee for a course access program
 29 course must be based in part on student success in the course access
 30 program course. The department may negotiate with the course
 31 provider to determine the manner in which the course provider is paid.
 32 However, the course provider may not receive less than fifty percent
 33 (50%) of the tuition fee upon an eligible student's enrollment in a
 34 course access program course. The course provider shall receive the
 35 remaining amount if the measured student outcomes for the course
 36 access program course meet requirements set by the department.
 37 Measured student outcomes may include:

- 38 (1) course access program course completion by enrolled
- 39 students;
- 40 (2) student growth to proficiency;
- 41 (3) student results from ~~independent end of course assessments~~
- 42 ~~and other~~ state and nationally accepted assessments;



- 1 (4) student receipt of credentials that are recognized in an
- 2 industry;
- 3 (5) postsecondary credits received by a student; and
- 4 (6) other validated measures approved by the state board.

5 SECTION 21. IC 20-31-8-1, AS AMENDED BY P.L.242-2017,
 6 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2018]: Sec. 1. (a) The performance of a school's students on
 8 the statewide assessment program test and other assessments
 9 recommended by the department of education and approved by the
 10 state board are the primary and majority means of assessing a school's
 11 improvement.

12 (b) The department of education shall examine and make
 13 recommendations to the state board concerning:

- 14 (1) performance indicators to be used as a secondary means of
- 15 determining school progress;
- 16 (2) expected progress levels, continuous improvement measures,
- 17 distributional performance levels, and absolute performance
- 18 levels for schools; and
- 19 (3) an orderly transition from the performance based accreditation
- 20 system to the assessment system set forth in this article.

21 (c) The department of education shall consider methods of
 22 measuring improvement and progress used in other states in developing
 23 recommendations under this section.

24 (d) The department of education may consider:

- 25 (1) the likelihood that a student may fail a ~~graduation exam~~
- 26 ~~(before July 1, 2018) or fail to meet a graduation pathway~~
- 27 ~~requirement (after June 30, 2018) postsecondary readiness~~
- 28 ~~competency established by the state board under~~
- 29 ~~IC 20-32-4-1.5(c) and require a graduation waiver under~~
- 30 ~~IC 20-32-4-4, IC 20-32-4-4.1, or IC 20-32-4-5; and~~
- 31 (2) remedial needs of students who are likely to require remedial
- 32 work while the students attend a postsecondary educational
- 33 institution or workforce training program;

34 when making recommendations under this section.

35 SECTION 22. IC 20-32-4-1.5, AS ADDED BY P.L.242-2017,
 36 SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 UPON PASSAGE]: Sec. 1.5. (a) This section applies after June 30,
 38 2018.

39 (b) Except as provided in sections 4, **4.1**, 5, 6, 7, 8, 9, and 10 of this
 40 chapter, each student shall:

- 41 (1) demonstrate college or career readiness through a pathway
- 42 established by the state board, in consultation with the department



- 1 of workforce development and the commission for higher
 2 education;
 3 (2) meet the Core 40 course and credit requirements adopted by
 4 the state board under IC 20-30-10; and
 5 (3) meet any additional requirements established by the governing
 6 body;
 7 to be eligible to graduate.
- 8 (c) The state board shall establish graduation pathway requirements
 9 under subsection (b)(1) in consultation with the department of
 10 workforce development and the commission for higher education. A
 11 graduation pathway requirement may include the following ~~options~~
 12 **postsecondary readiness competencies** approved by the state board:
 13 ~~(1) End of course assessments measuring academic standards in~~
 14 ~~subjects determined by the state board:~~
 15 ~~(2) (1) International baccalaureate exams.~~
 16 ~~(3) (2) Nationally recognized college entrance assessments.~~
 17 ~~(4) (3) Advanced placement exams.~~
 18 ~~(5) (4) Assessments necessary to receive college credit for dual~~
 19 ~~credit courses.~~
 20 ~~(6) (5) Industry recognized certificates.~~
 21 ~~(7) (6) The Armed Services Vocational Aptitude Battery.~~
 22 ~~(8) (7) Any other pathway competency approved by the state~~
 23 ~~board.~~
- 24 (d) If the state board establishes a nationally recognized college
 25 entrance exam as a graduation pathway requirement, the nationally
 26 recognized college entrance exam must be offered to a student at the
 27 school in which the student is enrolled and during the normal school
 28 day.
- 29 SECTION 23. IC 20-32-4-2, AS AMENDED BY P.L.242-2017,
 30 SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 JULY 1, 2018]: Sec. 2. A student who ~~does not meet the academic~~
 32 ~~standards tested in the graduation examination (before July 1, 2018) or~~
 33 ~~fails to meet a graduation pathway requirement (after June 30, 2018)~~
 34 **postsecondary readiness competency established by the state board**
 35 **under section 1.5 of this chapter** shall be given the opportunity to be
 36 ~~tested during~~ **meet a postsecondary readiness competency**
 37 **established by the state board under section 1.5(c) of this chapter**
 38 each semester of each grade following the grade in which the student
 39 is initially ~~tested fails to meet a postsecondary readiness competency~~
 40 **established by the state board under section 1.5(c) of this chapter**
 41 until the student achieves a passing score or, after June 30, 2018, ~~meets~~
 42 **a graduation pathway requirement: meets a postsecondary readiness**



1 **competency established by the state board under section 1.5(c) of**
 2 **this chapter.**

3 SECTION 24. IC 20-32-4-4, AS AMENDED BY P.L.242-2017,
 4 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 5 UPON PASSAGE]: Sec. 4. (a) **This section applies only to a student**
 6 **in a cohort with an expected graduation date of before July 1, 2023.**
 7 **A student described in this subsection may be eligible to receive a**
 8 **graduation waiver under this section or section 4.1 of this chapter.**

9 (b) A student who does not achieve a passing score on the
 10 graduation examination (before July 1, 2018) or fails to meet a
 11 graduation pathway requirement (after June 30, 2018) **postsecondary**
 12 **readiness competency requirement established by the state board**
 13 **under section 1.5 of this chapter** and who does not meet the
 14 requirements of section 1.5 of this chapter may be eligible to graduate
 15 if the student does all the following:

16 (1) Takes the graduation examination in each subject area in
 17 which the student did not achieve a passing score at least one (1)
 18 time every school year after the school year in which the student
 19 first takes the graduation examination. This subsection expires
 20 July 1, 2018.

21 (1) **Attempts to meet a postsecondary readiness competency**
 22 **established by the state board under section 1.5(c) of this**
 23 **chapter at least one (1) time every school year after the school**
 24 **year in which the student first attempted and failed to**
 25 **successfully complete the postsecondary readiness**
 26 **competency.**

27 (2) Completes remediation opportunities provided to the student
 28 by the student's school.

29 (3) Maintains a school attendance rate of at least ninety-five
 30 percent (95%) with excused absences not counting against the
 31 student's attendance.

32 (4) Maintains at least a "C" average or the equivalent in the
 33 courses comprising the credits specifically required for graduation
 34 by rule of the state board.

35 (5) Otherwise satisfies all state and local graduation requirements.

36 (6) Either:

37 (A) completes:

38 (i) the course and credit requirements for a general diploma,
 39 including the career academic sequence;

40 (ii) a workforce readiness assessment; and

41 (iii) at least one (1) industry certification that appears on the
 42 state board's approved industry certification list, which must



1 be updated annually with recommendations from the
 2 department of workforce development established by
 3 IC 22-4.1-2-1; or

4 (B) obtains a written recommendation from a teacher of the
 5 student in each subject area in which the student has not
 6 achieved a passing score on the graduation examination;
 7 **successfully completed a postsecondary readiness**
 8 **competency established by the state board under section**
 9 **1.5(c) of this chapter.** The written recommendation must be
 10 aligned with the governing body's relevant policy and must be
 11 concurred in by the principal of the student's school and be
 12 supported by documentation that the student has attained the
 13 academic standard in the subject area based on:

14 (i) tests **competencies** other than the graduation
 15 examination; **the postsecondary readiness competencies**
 16 **established by the state board under section 1.5(c) of this**
 17 **chapter;** or

18 (ii) classroom work.

19 SECTION 25. IC 20-32-4-4.1 IS ADDED TO THE INDIANA
 20 CODE AS A NEW SECTION TO READ AS FOLLOWS
 21 [EFFECTIVE JULY 1, 2018]: **Sec. 4.1. (a) Subject to subsection (b),**
 22 **a student may receive a waiver from the postsecondary readiness**
 23 **competency requirements established under section 1.5(c) of this**
 24 **chapter:**

25 (1) if:

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

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

36 (2) if a student transfers to a school subject to the
 37 requirements of this chapter during the student's senior year
 38 from a nonaccredited nonpublic school or a school out of state
 39 and the student:

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



- 1 **(B) was unsuccessful in completing the attempted**
 2 **postsecondary readiness competency described in clause**
 3 **(A).**
- 4 **(b) For a student to receive a waiver described in subsection (a),**
 5 **the student must:**
- 6 **(1) maintain at least a "C" average, or its equivalent,**
 7 **throughout the student's high school career in courses**
 8 **comprising credits required for the student to graduate;**
 9 **(2) maintain a school attendance rate of at least ninety-five**
 10 **percent (95%) with excused absences not counting against the**
 11 **student's attendance;**
 12 **(3) satisfy all other state and local graduation requirements**
 13 **beyond the postsecondary readiness competency requirements**
 14 **established by the state board under section 1.5(c) of this**
 15 **chapter; and**
 16 **(4) demonstrate postsecondary planning, including:**
- 17 **(A) college acceptance;**
 18 **(B) acceptance in an occupational training program;**
 19 **(C) workforce entry; or**
 20 **(D) military enlistment;**
- 21 **that is approved by the principal of the student's school.**
- 22 SECTION 26. IC 20-32-4-5, AS AMENDED BY P.L.242-2017,
 23 SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2018]: Sec. 5. (a) This section applies to a student who is a
 25 student with a disability (as defined in IC 20-35-1-8).
- 26 (b) If the student ~~does not achieve a passing score on the graduation~~
 27 ~~examination (before July 1, 2018) or fails to meet a graduation pathway~~
 28 ~~requirement (after June 30, 2018),~~ **postsecondary readiness**
 29 **competency requirement established by the state board under**
 30 **section 1.5(c) of this chapter,** the student's case conference committee
 31 may determine that the student is eligible to graduate if the case
 32 conference committee finds the following:
- 33 (1) The student's teacher of record, in consultation with a teacher
 34 of the student in each subject area in which the student has not
 35 achieved a passing score, **successfully completed a**
 36 **postsecondary readiness competency established by the state**
 37 **board under section 1.5(c) of this chapter,** makes a written
 38 recommendation to the case conference committee. The
 39 recommendation must:
- 40 (A) be aligned with the governing body's relevant policy;
 41 (B) be concurred in by the principal of the student's school;
 42 and



- 1 (C) be supported by documentation that the student has
 2 attained the academic standard in the subject area based on:
 3 (i) ~~tests~~ **competencies** other than the ~~graduation examination~~
 4 **postsecondary readiness competencies established by the**
 5 **state board under section 1.5(c) of this chapter;** or
 6 (ii) classroom work.
- 7 (2) The student meets all the following requirements:
 8 ~~(A) Retakes the graduation examination in each subject area~~
 9 ~~in which the student did not achieve a passing score as often~~
 10 ~~as required by the student's individualized education program.~~
 11 ~~This clause expires July 1, 2018.~~
 12 ~~(B)~~ **(A)** Completes remediation opportunities provided to the
 13 student by the student's school to the extent required by the
 14 student's individualized education program.
 15 ~~(C)~~ **(B)** Maintains a school attendance rate of at least
 16 ninety-five percent (95%) to the extent required by the
 17 student's individualized education program with excused
 18 absences not counting against the student's attendance.
 19 ~~(D)~~ **(C)** Maintains at least a "C" average or the equivalent in
 20 the courses comprising the credits specifically required for
 21 graduation by rule of the state board.
 22 ~~(E)~~ **(D)** Otherwise satisfies all state and local graduation
 23 requirements.

24 SECTION 27. IC 20-32-4-7, AS ADDED BY P.L.105-2005,
 25 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 26 JULY 1, 2018]: Sec. 7. Upon the request of a student's parent, the
 27 student may be exempted from the Core 40 curriculum requirement **for**
 28 **an Indiana diploma with a Core 40 designation** set forth in section
 29 ~~1.5~~ of this chapter and be required to complete the general
 30 curriculum **for an Indiana diploma with a general designation** to be
 31 eligible to graduate. Except as provided in section 10 of this chapter,
 32 the student's parent and the student's counselor (or another staff
 33 member who assists students in course selection) shall meet to discuss
 34 the student's progress. Following the meeting, the student's parent shall
 35 determine whether the student will achieve greater educational benefits
 36 by:

- 37 (1) continuing the general curriculum; or
 38 (2) completing the Core 40 curriculum.

39 SECTION 28. IC 20-32-4-8, AS ADDED BY P.L.105-2005,
 40 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 41 JULY 1, 2018]: Sec. 8. This section applies to a student who does not
 42 pass at least three (3) courses required under the Core 40 curriculum



1 **for an Indiana diploma with a Core 40 designation.** Except as
 2 provided in section 10 of this chapter, the student's parent and the
 3 student's counselor (or another staff member who assists students in
 4 course selection) shall meet to discuss the student's progress. Following
 5 the meeting, the student's parent shall determine whether the student
 6 will achieve greater educational benefits by:

- 7 (1) continuing in the Core 40 curriculum; or
- 8 (2) completing the general curriculum.

9 SECTION 29. IC 20-32-4-9, AS AMENDED BY P.L.242-2017,
 10 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2018]: Sec. 9. This section applies to a student who receives
 12 a score on the ~~graduation examination (before July 1, 2018)~~ or an exam
 13 used to satisfy a ~~graduation pathway requirement (after June 30, 2018)~~
 14 **postsecondary readiness competency established by the state board**
 15 **under section 1.5(c) of this chapter** that is in the twenty-fifth
 16 percentile or lower when the student takes ~~the graduation examination~~
 17 ~~(before July 1, 2018)~~ or an exam used to satisfy a ~~graduation pathway~~
 18 ~~requirement (after June 30, 2018)~~ **postsecondary readiness**
 19 **competency established by the state board under section 1.5(c) of**
 20 **this chapter** for the first time. Except as provided in section 10 of this
 21 chapter, the student's parent and the student's counselor (or another
 22 staff member who assists students in course selection) shall meet to
 23 discuss the student's progress. Following the meeting, the student's
 24 parent shall determine whether the student will achieve greater
 25 educational benefits by:

- 26 (1) continuing in the Core 40 curriculum; or
- 27 (2) completing the general curriculum.

28 SECTION 30. IC 20-32-4-11, AS AMENDED BY P.L.118-2016,
 29 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2018]: Sec. 11. (a) This section applies to a student who is a
 31 student with a disability (as defined in IC 20-35-1-8).

32 (b) During the annual case review held when the student is in grade
 33 8, the case conference committee (as defined in IC 20-35-9-3) shall, as
 34 a part of the annual case review, discuss with the student's parent and
 35 the student, if appropriate:

- 36 (1) the types of ~~diplomas~~ **designations** available for students to
 37 receive ~~in the state of Indiana;~~ **with an Indiana diploma;**
- 38 (2) the course requirements for each type of ~~diploma;~~
 39 **designation;** and
- 40 (3) employment and career options for the student and the type of
 41 academic, technical, and vocational preparation necessary to
 42 achieve the employment or career.



1 The student's individualized education program must include the type
 2 of ~~diploma~~ **designiation** the student will seek and courses that allow the
 3 student to progress toward ~~the an Indiana~~ diploma **with the selected**
 4 **designiation** in a timely manner.

5 (c) Beginning in grade 9 and in addition to the annual case review,
 6 the student's teacher of record shall communicate at least one (1) time
 7 each grading period with the student's parent concerning the student's
 8 progress toward ~~the selected an Indiana~~ diploma **with the selected**
 9 **designiation**. If the parent requests a meeting with the teacher of record
 10 to discuss the student's progress, the teacher must meet with the parent
 11 in a timely manner. A meeting under this subsection does not constitute
 12 a case conference committee meeting, and a request for a meeting
 13 under this subsection does not abrogate a parent's right to call for a
 14 meeting of the case conference committee at any time.

15 SECTION 31. IC 20-32-4-13, AS ADDED BY P.L.251-2017,
 16 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2018]: Sec. 13. (a) The governing body of a school
 18 corporation shall issue ~~a an Indiana~~ diploma for a deceased student at
 19 the request of a parent (as defined in IC 20-18-2-13) of the student if
 20 the student:

- 21 (1) died while enrolled in grade 12 of a school in the school
 22 corporation; and
- 23 (2) was academically eligible or on track to meet the requirements
 24 for the **Indiana** diploma at the time of death.

25 (b) A student described in subsection (a) may not be considered a
 26 graduate for purposes of IC 20-26-13.

27 SECTION 32. IC 20-32-4-14 IS ADDED TO THE INDIANA
 28 CODE AS A **NEW SECTION** TO READ AS FOLLOWS
 29 [EFFECTIVE JULY 1, 2018]: **Sec. 14. (a) The state board shall**
 30 **create an alternate diploma for students with significant cognitive**
 31 **disabilities. The diploma must be:**

- 32 (1) standards-based; and
- 33 (2) aligned with Indiana's requirements for an **Indiana**
 34 **diploma**.

35 (b) **Not more than one percent (1%) of students of a cohort may**
 36 **receive the alternate diploma established by the state board under**
 37 **subsection (a).**

38 (c) **The alternate diploma must comply with the federal Every**
 39 **Student Succeeds Act (ESSA) (20 U.S.C. 6311).**

40 (d) **The state board shall adopt rules under IC 4-22-2 that are**
 41 **necessary to carry out this section.**

42 SECTION 33. IC 20-32-5.1-3, AS ADDED BY P.L.242-2017,



1 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 UPON PASSAGE]: Sec. 3. The Indiana's Learning Evaluation
3 Assessment Readiness Network (ILEARN) program consists of:

- 4 (1) a statewide assessment ~~including an end of course assessment~~;
5 described in section 7 of this chapter;
6 (2) optional benchmark assessments described in section 17 of
7 this chapter;
8 (3) requirements to integrate statewide assessment literacy
9 described in section 18 of this chapter; and
10 (4) any programs or policies approved by the state board that are
11 necessary to carry out this chapter.

12 SECTION 34. IC 20-32-5.1-7, AS ADDED BY P.L.242-2017,
13 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 UPON PASSAGE]: Sec. 7. (a) Except as otherwise provided in this
15 section and in the manner provided in section 6 of this chapter, the
16 state board is responsible for determining the appropriate subjects,
17 grades, and format of a statewide assessment.

18 (b) For each school year beginning after June 30, 2018, and except
19 as provided in section 11 of this chapter, the statewide assessment must
20 be administered to all full-time students attending a school corporation,
21 charter school, state accredited nonpublic school, or eligible school (as
22 defined in IC 20-51-1-4.7) in grades subject to the statewide
23 assessment required by federal law and in a manner prescribed by the
24 state board.

25 (c) Subject matter tested on the statewide assessment as determined
26 by the state board under subsection (a) must, at a minimum, do the
27 following:

- 28 (1) Comply with requirements established under federal law with:
29 (A) math and English/language arts assessed yearly in grades
30 3 through 8, and at least once in grades 9 through 12; and
31 (B) science assessed at least once in grades 3 through 5, grades
32 6 through 9, and grades 10 through 12.
33 (2) Require that United States history or United States
34 government be assessed at least once in grades 5 or 8.

35 (d) ~~For each school year beginning after June 30, 2018, a high~~
36 ~~school shall administer as part of the statewide assessment end of~~
37 ~~course assessments in at least the areas of:~~

- 38 (1) English/language arts;
39 (2) science; and
40 (3) algebra I.

41 (e) ~~Students must be eligible to take the end of course assessments~~
42 ~~described in subsection (d) upon completion of the corresponding~~



1 course regardless of the student's current grade level.

2 **(d) For each school year beginning after June 30, 2019, a high**
 3 **school shall administer as part of the statewide assessment a**
 4 **nationally recognized college entrance exam. The proficiency**
 5 **benchmark must be approved by the commission for higher**
 6 **education, in consultation with the state educational institutions,**
 7 **and may not be lower than the national college ready benchmark**
 8 **established for that particular exam.**

9 **(e) If a nationally recognized college entrance exam**
 10 **administered under subsection (d) assesses science, the nationally**
 11 **recognized college entrance exam must be used to assess science as**
 12 **required under subsection (c)(1)(B) for the grade level for which**
 13 **the nationally recognized college entrance exam is administered. If**
 14 **a nationally recognized college entrance exam does not assess**
 15 **science, another examination may be administered to assess**
 16 **science, including an end of course assessment.**

17 (f) The statewide assessment:

18 (1) may not use technology that may negatively influence the
 19 ability to measure a student's mastery of material or a particular
 20 academic standard being tested; and

21 (2) may use a technology enhanced test question only when the
 22 technology enhanced test question is the best way to measure the
 23 academic standard being tested.

24 **(g) A statewide assessment, other than an assessment**
 25 **administered under subsection (d), must use a scale score that will**
 26 **ensure the statewide assessment scores are comparable to scale**
 27 **scores used as part of the ISTEP program under IC 20-32-5, before**
 28 **its expiration.**

29 SECTION 35. IC 20-32-5.1-8, AS ADDED BY P.L.242-2017,
 30 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 UPON PASSAGE]: Sec. 8. (a) Except as provided in subsection (b),
 32 the statewide assessment must be administered in a single testing
 33 window that must take place at the end of a school year on dates
 34 determined by the state board.

35 **(b) If an end of course assessment is administered, an the end of**
 36 **course assessment may be administered at the end of the course for that**
 37 **particular subject matter.**

38 SECTION 36. IC 20-32-8-4, AS AMENDED BY P.L.242-2017,
 39 SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2018]: Sec. 4. The remediation grant program is established
 41 to provide grants to school corporations for the following:

42 (1) Remediation of students who score below academic standards.



- 1 (2) Preventive remediation for students who are at risk of falling
 2 below academic standards.
- 3 (3) For students in a freeway school or freeway school corporation
 4 who are assessed under a locally adopted assessment program
 5 under IC 20-26-15-6(7):
- 6 (A) remediation of students who score below academic
 7 standards under the locally adopted assessment program; and
 8 (B) preventive remediation for students who are at risk of
 9 falling below academic standards under the locally adopted
 10 assessment program.
- 11 (4) Targeted instruction of students to:
- 12 (A) reduce the likelihood that a student may fail a **graduation**
 13 **exam (before July 1, 2018) or fail to meet a graduation**
 14 **pathway requirement (after June 30, 2018); postsecondary**
 15 **readiness competency established by the state board under**
 16 **IC 20-32-4-1.5(c)** and require a graduation waiver under
 17 IC 20-32-4-4, **IC 20-32-4-4.1**, or IC 20-32-4-5; or
- 18 (B) minimize the necessity of remedial work of students while
 19 the students attend postsecondary educational institutions or
 20 workforce training programs.
- 21 SECTION 37. IC 20-32-9-1, AS AMENDED BY P.L.213-2015,
 22 SECTION 199, AND AS AMENDED BY P.L.222-2015, SECTION
 23 12, IS CORRECTED AND AMENDED TO READ AS FOLLOWS
 24 [EFFECTIVE JULY 1, 2018]: Sec. 1. *Not later than July 1, 2013*, The
 25 state board, in consultation with the:
- 26 ~~(1) education roundtable established under IC 20-19-4-2;~~
 27 ~~(2) (1) commission for higher education established under~~
 28 ~~IC 21-18-2-1;~~
 29 ~~(3) (2) department of workforce development established under~~
 30 ~~IC 22-4.1-2-1; and~~
 31 ~~(4) (3) department;~~
- 32 shall develop guidelines *and thresholds* to assist secondary schools in
 33 identifying a student who is likely to require remedial work at a
 34 postsecondary educational institution or workforce training program if
 35 the student subsequently attends *a an Indiana* postsecondary
 36 educational institution or workforce training program upon graduation.
- 37 SECTION 38. IC 20-32-9-2, AS AMENDED BY P.L.242-2017,
 38 SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 39 JULY 1, 2018]: Sec. 2. The guidelines ~~and thresholds~~ established in
 40 section 1 of this chapter:
- 41 (1) must provide standards and guidelines for secondary school
 42 personnel to determine when a student ~~is required to be assessed~~



1 under section 3 of this chapter, **requires remediation or**
 2 **additional instruction**, including guidelines that include:

3 (A) criteria and thresholds that must be based upon:

4 (i) the student's results or score on a state assessment; and

5 (ii) (i) the student's results or score on a national assessment
 6 of college and career readiness, with thresholds determined
 7 by the commission for higher education and the department
 8 in consultation with the state educational institutions; or

9 (ii) the student's qualifying grades, which for purposes of
 10 this section are a "B" or higher, in advanced placement,
 11 international baccalaureate, or dual credit courses; **and**

12 (B) a description of the school official who may make a
 13 determination based on the criteria to assess **whether** a student
 14 under section 3 of this chapter; **and requires remediation or**
 15 **additional instruction; and**

16 (C) thresholds for determining whether a student who takes an
 17 examination under section 3 of this chapter requires additional
 18 remediation or additional instruction that are determined based
 19 on a common score for placement into an entry level;
 20 transferable course in English or mathematics as determined
 21 by the commission for higher education in consultation with
 22 the state educational institutions; **and**

23 (2) must provide information on strategies and resources that
 24 schools can use to assist a student in achieving the level of
 25 academic performance that is appropriate for the student's grade
 26 level to:

27 (A) reduce the likelihood that a student will ~~fail a graduation~~
 28 ~~exam (before July 1, 2018) or fail to meet a graduation~~
 29 ~~pathway requirement (after June 30, 2018);~~ **postsecondary**
 30 **readiness competency established by the state board under**
 31 **IC 20-32-4-1.5(c)** and require a graduation waiver under
 32 IC 20-32-4-4, **IC 20-32-4-4.1**, or IC 20-32-4-5; or

33 (B) minimize the necessity for postsecondary remedial course
 34 work by the student.

35 SECTION 39. IC 20-32-9-3, AS AMENDED BY P.L.242-2017,
 36 SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JULY 1, 2018]: Sec. 3. (a) If the appropriate secondary school official
 38 determines, using the criteria and thresholds established in section 2 of
 39 this chapter, that a student before the **spring fall** semester, or the
 40 equivalent, in grade 11

41 (+) has failed a graduation exam (before July 1, 2018) or has
 42 failed to meet a graduation pathway requirement (after June 30;



1 2018) and may require a graduation waiver under IC 20-32-4-4 or
 2 IC 20-32-4-5; or

3 (2) will likely require remedial work at a postsecondary
 4 educational institution or workforce training program;

5 the appropriate secondary school official shall require the student to
 6 take a college and career readiness exam approved by the state board
 7 in consultation with the department, the commission for higher
 8 education established under IC 21-18-2-1, and the department of
 9 workforce development under IC 22-4.1-2-1 at least one (1) time before
 10 the student begins the spring semester; or the equivalent; in grade 11.
 11 The cost of the exam shall be paid by the department.

12 (b) If a student is required to take an exam under subsection (a), the
 13 appropriate school official shall make a determination based on the
 14 guidelines and thresholds established in section 2 of this chapter as to
 15 whether the student is in need of additional instruction or remedial
 16 action with respect to a particular subject matter covered in the exam.
 17 If the appropriate school official determines that a student who takes
 18 an exam under subsection (a) is in need of remediation or supplemental
 19 instruction to prevent the need for remediation at a postsecondary
 20 educational institution or workforce development program, the
 21 appropriate school official shall inform the student's parent:

22 (1) of the likelihood that the student will require remedial course
 23 work;

24 (2) of the potential financial impact on the student or the parent
 25 for the additional remedial course work described in subdivision

26 (1), including that the student may not be eligible to receive state
 27 scholarships, grants, or assistance administered by the
 28 commission for higher education; and

29 (3) of the additional time that may be required to earn a degree;
 30 while the student attends a postsecondary educational institution or
 31 workforce development program. The appropriate secondary school
 32 official may establish a remediation or supplemental instruction plan
 33 with the student's parent.

34 (c) (b) Before a student determined to need additional instruction or
 35 remedial action under subsection (b) (a) with respect to a particular
 36 subject matter may enroll in a dual credit course under IC 21-43 in the
 37 same subject matter or a related subject matter, the student may receive
 38 additional instruction or remedial course work and must retake the
 39 examination described in subsection (a) **section 2 of this chapter if it**
 40 **is required in the guidelines established by the state board under**
 41 **section 1 of this chapter.** If the appropriate school official determines
 42 that the student no longer requires additional instruction or remedial



1 action under the guidelines established under section 2 of this chapter,
 2 after retaking the exam under this section, the student may enroll in a
 3 dual credit course under IC 21-43. The cost of the administration of the
 4 **an** exam under this subsection ~~and subsection (d)~~ shall be paid by the
 5 department.

6 (d) ~~A student who takes an exam under subsection (a) and is~~
 7 ~~identified as being in need of remediation or supplemental instruction~~
 8 ~~shall retake the college and career readiness exam during grade 12 after~~
 9 ~~a remediation or supplemental instruction plan is completed.~~

10 (e) ~~Upon implementation of a grade 10 assessment aligned with~~
 11 ~~college and career readiness educational standards adopted by the state~~
 12 ~~board under IC 20-19-2-14.5, the department shall report to the state~~
 13 ~~board and the general assembly in an electronic format under IC 5-14-6~~
 14 ~~as to the feasibility of using the grade 10 assessment as the initial~~
 15 ~~identifier for determining the remediation needs of students. This~~
 16 ~~subsection expires January 1, 2020.~~

17 SECTION 40. IC 20-36-3-6, AS AMENDED BY P.L.91-2010,
 18 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 JULY 1, 2018]: Sec. 6. (a) Each student who enrolls in an advanced
 20 course may take the advanced placement examination to receive high
 21 school credit for the advanced course.

22 (b) Any rule adopted by the department concerning an ~~academic~~
 23 **honors Indiana diploma with a Core 40 with academic honors**
 24 **designation** must provide that a successfully completed mathematics
 25 or science advanced course is credited toward fulfilling the
 26 requirements of an ~~academic honors Indiana diploma with a Core 40~~
 27 **with academic honors designation.**

28 (c) If a student who takes an advanced placement examination
 29 receives a satisfactory score on the examination, the student is entitled
 30 to receive:

- 31 (1) a certificate of achievement; and
 32 (2) postsecondary level academic credit at a state educational
 33 institution that counts toward meeting the student's degree
 34 requirements, if elective credit is part of the student's degree
 35 requirement. The state educational institution may require a score
 36 higher than 3 on an advanced placement test if the credit is to be
 37 used for meeting a course requirement for a particular major at
 38 the state educational institution.

39 SECTION 41. IC 20-36-5-1, AS AMENDED BY P.L.2-2007,
 40 SECTION 238, IS AMENDED TO READ AS FOLLOWS
 41 [EFFECTIVE UPON PASSAGE]: Sec. 1. A student shall receive
 42 credits toward graduation or an **Indiana diploma with a Core 40 with**



1 academic honors ~~diploma~~ **designation** by demonstrating the student's
 2 proficiency in a course or subject area required for graduation or the
 3 **Indiana diploma with a Core 40 with** academic honors ~~diploma~~
 4 **designation**, whether or not the student has completed course work in
 5 the subject area, by any one (1) or more of the following methods:

6 (1) Receiving a score that demonstrates proficiency on a
 7 standardized assessment of academic or subject area competence
 8 that is accepted by accredited postsecondary educational
 9 institutions.

10 (2) ~~Receiving a high proficiency level score on an end of course~~
 11 ~~assessment for a course without taking the course.~~

12 (3) (2) Successfully completing a similar course at an eligible
 13 institution under the postsecondary enrollment program under
 14 IC 21-43-4.

15 (4) (3) Receiving a score of three (3), four (4), or five (5) on an
 16 advanced placement examination for a course or subject area.

17 (5) (4) Other methods approved by the state board.

18 SECTION 42. IC 20-36-5-2, AS ADDED BY P.L.64-2006,
 19 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2018]: Sec. 2. A student who demonstrates proficiency in one
 21 (1) or more courses or subject areas under section 1 of this chapter may
 22 not be required to complete a minimum number of semesters to
 23 graduate or to receive an **Indiana diploma with a Core 40 with**
 24 academic honors ~~diploma~~ **designation**.

25 SECTION 43. IC 20-43-1-3, AS AMENDED BY P.L.229-2011,
 26 SECTION 200, IS AMENDED TO READ AS FOLLOWS
 27 [EFFECTIVE JULY 1, 2018]: Sec. 3. "Honors ~~diploma~~ **designation**
 28 award" refers to the amount determined under IC 20-43-10-2.

29 SECTION 44. IC 20-43-2-3, AS AMENDED BY P.L.213-2015,
 30 SECTION 208, IS AMENDED TO READ AS FOLLOWS
 31 [EFFECTIVE JULY 1, 2018]: Sec. 3. If the total amount to be
 32 distributed:

33 (1) as basic tuition support;

34 (2) for honors ~~diploma~~ **designation** awards;

35 (3) for complexity grants;

36 (4) for special education grants;

37 (5) for career and technical education grants;

38 (6) for choice scholarships; and

39 (7) for Mitch Daniels early graduation scholarships;

40 for a particular state fiscal year exceeds the amounts appropriated by
 41 the general assembly for those purposes for the state fiscal year, the
 42 total amount to be distributed for those purposes to each recipient



1 during the remaining months of the state fiscal year shall be
 2 proportionately reduced so that the total reductions equal the amount
 3 of the excess.

4 SECTION 45. IC 20-43-10-2, AS AMENDED BY P.L.217-2017,
 5 SECTION 131, IS AMENDED TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2018]: Sec. 2. (a) A school corporation's honors
 7 **diploma designation** award for a state fiscal year is the amount
 8 determined using the following formula:

9 STEP ONE: Determine the number of the school corporation's
 10 eligible pupils who:

11 (A) successfully completed an **Indiana diploma with a Core**
 12 **40 with** academic honors **diploma designation** program; and

13 (B) were receiving Supplemental Nutrition Assistance
 14 Program (SNAP) benefits, Temporary Assistance for Needy
 15 Families (TANF) benefits, or foster care services;

16 in the school year ending in the previous state fiscal year.

17 STEP TWO: Determine the result of:

18 (A) the number of the school corporation's eligible pupils who:

19 (i) successfully completed ~~a~~ **an Indiana diploma with a**
 20 **Core 40 diploma** with technical honors **designation**
 21 program; and

22 (ii) were receiving Supplemental Nutrition Assistance
 23 Program (SNAP) benefits, Temporary Assistance for Needy
 24 Families (TANF) benefits, or foster care services;

25 in the school year ending in the previous state fiscal year;
 26 minus

27 (B) the number of eligible pupils who would otherwise be
 28 double counted under both clause (A) and STEP ONE.

29 STEP THREE: Determine the sum of the number of eligible
 30 students determined under STEP ONE and the number of eligible
 31 students determined under STEP TWO.

32 STEP FOUR: Multiply the STEP THREE amount by one
 33 thousand five hundred dollars (\$1,500).

34 STEP FIVE: Determine the result of:

35 (A) the number of the school corporation's eligible pupils who
 36 successfully completed an **Indiana diploma with a Core 40**
 37 **with** academic honors **diploma designation** program in the
 38 school year ending in the previous state fiscal year; minus

39 (B) the STEP ONE amount.

40 STEP SIX: Determine the result of:

41 (A) the number of the school corporation's eligible pupils who
 42 successfully completed ~~a~~ **an Indiana diploma with a Core 40**



- 1 ~~diploma~~ with technical honors **designation** program in the
 2 school year ending in the previous state fiscal year; minus
 3 (B) the number of the school corporation's eligible pupils who
 4 are counted under both clause (A) and STEP FIVE (A).
 5 STEP SEVEN: Determine the result of the STEP SIX amount
 6 minus the STEP TWO amount.
 7 STEP EIGHT: Determine the result of:
 8 (A) the STEP FIVE amount; plus
 9 (B) the STEP SEVEN amount.
 10 STEP NINE: Determine the result of:
 11 (A) the STEP EIGHT amount; multiplied by
 12 (B) one thousand one hundred dollars (\$1,100).
 13 STEP TEN: Determine the sum of:
 14 (A) the STEP FOUR amount; plus
 15 (B) the STEP NINE amount.
- 16 (b) An amount received by a school corporation as an honors
 17 ~~diploma~~ **designation** award may be used only for:
 18 (1) any:
 19 (A) staff training;
 20 (B) program development;
 21 (C) equipment and supply expenditures; or
 22 (D) other expenses;
 23 directly related to the school corporation's honors ~~diploma~~
 24 **designation** program; and
 25 (2) the school corporation's program for high ability students.
- 26 (c) A governing body that does not comply with this section for a
 27 school year is not eligible to receive an honors ~~diploma~~ **designation**
 28 award for the following school year.
- 29 SECTION 46. IC 20-43-10-3, AS AMENDED BY P.L.242-2017,
 30 SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 JULY 1, 2018]: Sec. 3. (a) As used in this section, "achievement test"
 32 means a test required by the statewide assessment program.
- 33 (b) As used in this section, "graduation rate" means the percentage
 34 graduation rate for a high school in a school corporation as determined
 35 under IC 20-26-13-10 but adjusted to reflect the pupils who meet the
 36 requirements of graduation under subsection (d).
- 37 (c) As used in this section, "test" means a test required by the
 38 statewide assessment program.
- 39 (d) A pupil meets the requirements of graduation for purposes of
 40 this section if the pupil successfully completed:
 41 (1) a sufficient number of academic credits, or the equivalent of
 42 academic credits; and



1 (2) the graduation examination required under IC 20-32-3 through
 2 IC 20-32-5 (before July 1, 2018) or a graduation pathway
 3 requirement (after June 30, 2018);

4 (2) a postsecondary readiness competency established by the
 5 state board under IC 20-32-4-1.5(c);

6 that resulted in the awarding of a high school **an Indiana** diploma or
 7 an **academic honors diploma** to the pupil for the school year ending in
 8 the immediately preceding state fiscal year.

9 (e) Determinations for a school for a state fiscal year must be made
 10 using:

11 (1) the count of tests passed compared to the count of tests taken
 12 throughout the school;

13 (2) the graduation rate in the high school; and

14 (3) the count of pupils graduating in the high school.

15 (f) In determining grants under this section, a school corporation
 16 may qualify for the following two (2) grants each year:

17 (1) One (1) grant under subsection (h), (i), or (j).

18 (2) One (1) grant under subsection (k), (l), or (m).

19 (g) The sum of the two (2) grant amounts described in subsection
 20 (f), as determined for a school corporation under this section,
 21 constitutes an annual performance grant that is in addition to state
 22 tuition support. After review by the budget committee, the annual
 23 performance grant for a state fiscal year shall be distributed to the
 24 school corporation before December 5 of that state fiscal year, unless
 25 an extension of the December 5 deadline is approved for that state
 26 fiscal year under subsection (o). If the:

27 (1) total amount to be distributed as performance grants for a
 28 particular state fiscal year exceeds the amount appropriated by the
 29 general assembly for performance grants for that state fiscal year,
 30 the total amount to be distributed as performance grants to school
 31 corporations shall be proportionately reduced so that the total
 32 reduction equals the amount of the excess. The amount of the
 33 reduction for a particular school corporation is equal to the total
 34 amount of the excess multiplied by a fraction. The numerator of
 35 the fraction is the amount of the performance grant that the school
 36 corporation would have received if a reduction were not made
 37 under this section. The denominator of the fraction is the total
 38 amount that would be distributed as performance grants to all
 39 school corporations if a reduction were not made under this
 40 section; and

41 (2) total amount to be distributed as performance grants for a
 42 particular state fiscal year is less than the amount appropriated by



1 the general assembly for performance grants for that state fiscal
2 year, the total amount to be distributed as performance grants to
3 school corporations for that particular state fiscal year shall be
4 proportionately increased so that the total amount to be
5 distributed equals the amount of the appropriation for that
6 particular state fiscal year.

7 The performance grant received by a school corporation shall be
8 allocated among and used only to pay cash stipends to all teachers who
9 are rated as effective or as highly effective and employed by the school
10 corporation as of December 1. The lead school corporation or interlocal
11 cooperative administering a cooperative or other special education
12 program or administering a career and technical education program,
13 including programs managed under IC 20-26-10, IC 20-35-5, IC 20-37,
14 or IC 36-1-7, shall award performance stipends to and carry out the
15 other responsibilities of an employing school corporation under this
16 section for the teachers in the special education program or career and
17 technical education program. The amount of the distribution from an
18 annual performance grant to an individual teacher is determined at the
19 discretion of the governing body of the school corporation. The
20 governing body shall differentiate between the amount of the stipend
21 awarded to a teacher rated as a highly effective teacher and a teacher
22 rated as an effective teacher and may differentiate between school
23 buildings. A stipend to an individual teacher in a particular year is not
24 subject to collective bargaining and is in addition to the minimum
25 salary or increases in salary set under IC 20-28-9-1.5. In addition, an
26 amount determined under the policies adopted by the governing body
27 but not exceeding fifty percent (50%) of the amount of a stipend to an
28 individual teacher in a particular state fiscal year beginning after June
29 30, 2015, becomes a permanent part of and increases the base salary of
30 the teacher receiving the stipend for school years beginning after the
31 state fiscal year in which the stipend is received. The addition to base
32 salary under this section is not subject to collective bargaining, is
33 payable from funds other than the performance grant, and is in addition
34 to the minimum salary and increases in salary set under IC 20-28-9-1.5.
35 The school corporation shall distribute all stipends from a performance
36 grant to individual teachers within twenty (20) business days of the
37 date the department distributes the performance grant to the school
38 corporation. Any part of the performance grant not distributed as
39 stipends to teachers before February must be returned to the
40 department on the earlier of the date set by the department or June 30
41 of that state fiscal year.

42 (h) Except as provided in subsection (n), a school qualifies for a



1 grant under this subsection if the school has more than seventy-two and
 2 five-tenths percent (72.5%) but less than ninety percent (90%) of the
 3 tests taken in the school year ending in the immediately preceding state
 4 fiscal year that receive passing scores. The grant amount for the state
 5 fiscal year is:

6 (1) the count of the school's passing scores on tests in the school
 7 year ending in the immediately preceding state fiscal year;
 8 multiplied by

9 (2) twenty-three dollars and fifty cents (\$23.50).

10 (i) Except as provided in subsection (n), a school qualifies for a
 11 grant under this subsection if the school has at least ninety percent
 12 (90%) of the tests taken in the school year ending in the immediately
 13 preceding state fiscal year that receive passing scores. The grant
 14 amount for the state fiscal year is:

15 (1) the count of the school's passing scores on tests in the school
 16 year ending in the immediately preceding state fiscal year;
 17 multiplied by

18 (2) forty-seven dollars (\$47).

19 (j) This subsection does not apply to a school corporation in its first
 20 year of operation or to a school corporation that is entitled to a
 21 distribution under subsection (h) or (i). Except as provided in
 22 subsection (n), a school qualifies for a grant under this subsection if the
 23 school's school year over school year percentage growth rate of
 24 achievement tests receiving passing scores was at least five percent
 25 (5%), comparing the school year ending in the immediately preceding
 26 state fiscal year to the school year immediately preceding that school
 27 year. The grant amount for the state fiscal year is:

28 (1) the count of the school corporation's pupils who had a passing
 29 score on their achievement test in the school year ending in the
 30 immediately preceding state fiscal year; multiplied by

31 (2) forty-seven dollars (\$47).

32 (k) A school qualifies for a grant under this subsection if the school
 33 had a graduation rate of ninety percent (90%) or more for the school
 34 year ending in the immediately preceding state fiscal year. The grant
 35 amount for the state fiscal year is:

36 (1) the count of the school corporation's pupils who met the
 37 requirements for graduation for the school year ending in the
 38 immediately preceding state fiscal year; multiplied by

39 (2) one hundred seventy-six dollars (\$176).

40 (l) A school qualifies for a grant under this subsection if the school
 41 had a graduation rate greater than seventy-five percent (75%) but less
 42 than ninety percent (90%) for the school year ending in the



1 immediately preceding state fiscal year. The grant amount for the state
2 fiscal year is:

- 3 (1) the count of the school corporation's pupils who met the
4 requirements for graduation for the school year ending in the
5 immediately preceding state fiscal year; multiplied by
6 (2) eighty-eight dollars (\$88).

7 (m) This subsection does not apply to a school in its first year of
8 operation or to a school corporation that is entitled to a distribution
9 under subsection (k) or (l). A school qualifies for a grant under this
10 subsection if the school's school year over school year percentage
11 growth in its graduation rate is at least five percent (5%), comparing
12 the graduation rate for the school year ending in the immediately
13 preceding state fiscal year to the graduation rate for the school year
14 immediately preceding that school year. The grant amount for the state
15 fiscal year is:

- 16 (1) the count of the school corporation's pupils who met the
17 requirements for graduation in the school year ending in the
18 immediately preceding state fiscal year; multiplied by
19 (2) one hundred seventy-six dollars (\$176).

20 (n) This subsection applies to the state fiscal year beginning July 1,
21 2015, and ending June 30, 2016. Notwithstanding subsection (h), (i),
22 or (j), the amount of the grant described in subsection (h), (i), or (j)
23 shall be calculated using the higher of:

- 24 (1) the percentage of passing scores on ISTEP program tests for
25 the school for the 2013-2014 school year; or
26 (2) the percentage of passing scores on ISTEP program tests for
27 the school for the 2014-2015 school year.

28 If a grant amount for a school is calculated using the percentage
29 described in subdivision (1), the ISTEP data from the 2013-2014
30 school year shall be used in the calculation of the grant amount, and the
31 grant amount may not exceed the grant amount that the school received
32 for the state fiscal year beginning July 1, 2014, and ending June 30,
33 2015, or in the case of a currently eligible school that was ineligible for
34 a grant in the state fiscal year beginning July 1, 2014, and ending June
35 30, 2015, because the school had not completed the required teacher
36 evaluations, the grant amount that the school would have been entitled
37 to receive for the state fiscal year beginning July 1, 2014, and ending
38 June 30, 2015, if the school had been eligible. The school corporation
39 shall distribute all stipends from a performance grant to individual
40 teachers within twenty (20) business days of the date the department
41 distributes the performance grant to the school corporation.

42 (o) The department, after review by the budget committee, may



1 waive the December 5 deadline to distribute an annual performance
 2 grant to the school corporation under subsection (g) for that state fiscal
 3 year and approve an extension of that deadline to a later date within
 4 that state fiscal year, if the department determines that a waiver and
 5 extension of the deadline is in the public interest.

6 (p) This section expires June 30, 2019.

7 SECTION 47. IC 21-12-1.5-1, AS ADDED BY P.L.169-2011,
 8 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2018]: Sec. 1. This chapter applies to an individual who:

- 10 (1) did not graduate from high school with an **Indiana diploma**
 11 **with a Core 40 with** academic honors ~~diploma~~; **designation**;
 12 (2) has received an associate degree;
 13 (3) after receiving the associate degree, enrolls in a baccalaureate
 14 degree program; and
 15 (4) otherwise qualifies for an award.

16 SECTION 48. IC 21-12-1.5-4, AS ADDED BY P.L.169-2011,
 17 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2018]: Sec. 4. An eligible student is eligible for the same
 19 maximum award as a similarly situated individual who graduates from
 20 high school with an **Indiana diploma with a Core 40 with** academic
 21 honors ~~diploma~~; **designation**.

22 SECTION 49. IC 21-12-1.7-1, AS ADDED BY P.L.281-2013,
 23 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2018]: Sec. 1. For purposes of this chapter, "academic honors
 25 student" refers to a student who:

- 26 (1) for the student's first academic year, graduated from high
 27 school with an **Indiana diploma with a Core 40 with** academic
 28 honors ~~diploma~~ **designation** or technical honors ~~diploma~~;
 29 **designation**; or
 30 (2) for a student's most recently concluded academic year that is
 31 after the student's first academic year, maintained a cumulative
 32 grade point average of at least 3.0 on a 4.0 grading scale or its
 33 equivalent as established by the eligible institution.

34 SECTION 50. IC 21-12-10-3, AS AMENDED BY P.L.165-2016,
 35 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 36 JULY 1, 2018]: Sec. 3. An individual is eligible for a Mitch Daniels
 37 early graduation scholarship if the individual:

- 38 (1) is a resident of Indiana, as defined by the commission;
 39 (2) attended a publicly supported school on a full-time
 40 equivalency basis for at least the last two (2) semesters before the
 41 individual graduated from high school;
 42 (3) had legal settlement (as defined in IC 20-18-2-11) in Indiana



1 for at least the last two (2) semesters before the individual
2 graduated from high school;

3 (4) received ~~a~~ **an Indiana diploma with a Core 40 high school**
4 **diploma designation** by the end of grade 11 (including any
5 summer school courses completed before July 1 of a year) after
6 December 31, 2010, from the publicly supported school that the
7 individual last attended for course credits;

8 (5) was not enrolled in a publicly supported school for any part of
9 grade 12;

10 (6) applies to the commission for a Mitch Daniels early
11 graduation scholarship in the manner specified by the
12 commission; and

13 (7) enrolls as a full-time student at an eligible institution not later
14 than the fall semester (or its equivalent, as determined by the
15 commission) in the academic year immediately following the year
16 in which the student graduates from high school.

17 SECTION 51. IC 21-12-10-4, AS ADDED BY P.L.229-2011,
18 SECTION 231, IS AMENDED TO READ AS FOLLOWS
19 [EFFECTIVE JULY 1, 2018]: Sec. 4. Graduation from a nonstandard
20 course and curriculum program or a program for high ability students
21 that has been granted a waiver by the Indiana state board of education
22 shall be treated as meeting the minimum requirements set by the state
23 board of education for granting ~~a high school~~ **an Indiana** diploma.

24 SECTION 52. IC 21-18.5-4-8.5, AS AMENDED BY P.L.233-2015,
25 SECTION 315, IS AMENDED TO READ AS FOLLOWS
26 [EFFECTIVE JULY 1, 2018]: Sec. 8.5. (a) This section does not apply
27 to a student who:

28 (1) receives a graduation waiver under IC 20-32-4-4 ~~or~~
29 **IC 20-32-4-4.1**; and

30 (2) receives ~~a general~~ **an Indiana diploma with a general**
31 **designation** by satisfying the conditions set forth in IC 20-32-4-4
32 ~~including, with respect to IC 20-32-4-4(6), the condition set forth~~
33 ~~in IC 20-32-4-4(6)(B) or IC 20-32-4-4.1~~;

34 if the student has an individualized education program.

35 (b) Except as provided in subsection (a), this section applies to a
36 student who receives a graduation waiver under IC 20-32-4-4 after
37 June 30, 2014.

38 (c) Notwithstanding any other law, and except as provided in
39 subsection (e), a student who:

40 (1) receives a graduation waiver under IC 20-32-4-4 ~~or~~
41 **IC 20-32-4-4.1**; and

42 (2) receives ~~a general~~ **an Indiana diploma with a general**



1 **designation** by satisfying the conditions set forth in IC 20-32-4-4
 2 including, with respect to ~~IC 20-32-4-4(6)~~, the condition set forth
 3 in ~~IC 20-32-4-4(6)(B)~~; or **IC 20-32-4-4.1**;

4 is disqualified from receiving state scholarships, grants, or assistance
 5 administered by the commission unless the student ~~passes a college and~~
 6 **career readiness exam satisfies the requirements of the state board**
 7 **of education established under** described in IC 20-32-9-3.

8 (d) ~~The college and career readiness exam taken by a student under~~
 9 **subsection (e) Any exam used under subsection (c) to meet the**
 10 **requirements of the state board of education established under**
 11 **IC 20-32-9-3** shall be administered by the secondary school that
 12 granted the student the graduation waiver. The cost of the exam shall
 13 be paid by the department.

14 (e) A student described in subsection (c) is not disqualified from
 15 receiving state scholarships, grants, or assistance administered by the
 16 commission for credit bearing degree seeking courses, as mutually
 17 defined by the commission and the postsecondary educational
 18 institution offering the course.

19 SECTION 53. IC 21-43-1-2.7, AS ADDED BY P.L.125-2013,
 20 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2018]: Sec. 2.7. "Early college" means an academic program
 22 consisting of a series of dual credit courses or concurrent enrollment
 23 courses, or both, which allow high school students to earn both a ~~high~~
 24 **school an Indiana** diploma and:

- 25 (1) an associate degree that has been approved by the commission
 26 for higher education; or
 27 (2) up to two (2) years of academic credit toward a baccalaureate
 28 degree.

29 SECTION 54. IC 21-43-1-4, AS AMENDED BY P.L.125-2013,
 30 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 JULY 1, 2018]: Sec. 4. As used in this chapter, "high school diploma",
 32 for purposes of IC 21-43-8, refers to a ~~high school~~ **an Indiana** diploma
 33 earned under IC 21-43-8.

34 SECTION 55. IC 21-43-8-3, AS AMENDED BY P.L.3-2008,
 35 SECTION 153, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. To complete the requirements for
 36 a high school diploma, an individual participating in the program
 37 established under this chapter must have:

- 39 (+) **passed**
 40 (A) ~~the graduation examination given under IC 20-32-4;~~
 41 (B) an examination for a general educational development
 42 diploma;



- 1 (~~C~~) an examination equivalent to the graduation examination:
 2 (i) administered by the state educational institution; and
 3 (ii) approved by the department of education; or
 4 (~~D~~) an examination that demonstrates the student is ready for
 5 college level work:
 6 (i) administered by the state educational institution; and
 7 (ii) approved by the department of education; and
 8 (~~2~~) **(1)** completed the course work necessary to meet:
 9 (A) the minimum high school course requirements established
 10 by the Indiana state board of education; and
 11 (B) the requirements of the state educational institution; **and**
 12 **(2) met at least one (1) of the following:**
 13 **(A) Passed an examination for a general educational**
 14 **development diploma.**
 15 **(B) Passed an examination that demonstrates the student**
 16 **is ready for college level work:**
 17 **(i) administered by the state educational institution; and**
 18 **(ii) approved by the department of education.**
 19 **(C) Successfully completed a postsecondary readiness**
 20 **competency established by the state board under**
 21 **IC 20-32-4-1.5(c).**
 22 **SECTION 56. An emergency is declared for this act.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1426, 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 3, line 30, strike "IC 20-32-4-4." and insert "**IC 20-32-4-4.1**".

Page 9, line 32, strike "IC 20-32-4-1 (before its expiration on July 1,".

Page 9, strike line 33, and insert "**IC 20-32-4-1.5, IC 20-32-4-4.1(b)(3), and**".

Page 10, line 2, strike "the graduation examination (before July 1, 2018), graduation".

Page 10, line 3, strike "pathway requirement (after June 30, 2018)," and insert "**postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c)**".

Page 12, between lines 10 and 11, begin a new paragraph and insert:

"SECTION 11. IC 20-30-4-6, AS AMENDED BY P.L.242-2017, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. (a) A student's school counselor shall, in consultation with the student and the student's parent, review annually a student's graduation plan that was developed in grade 9 under section 2 of this chapter to determine if the student is progressing toward fulfillment of the graduation plan.

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

(c) If a student is not progressing toward fulfillment of the graduation plan due to ~~not achieving a passing score on the graduation examination (before July 1, 2018) or failing to meet a graduation pathway requirement (after June 30, 2018);~~ **postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c)**, the school counselor shall meet with the:

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

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

Page 15, between lines 18 and 19, begin a new paragraph and insert:



"SECTION 18. IC 20-31-8-1, AS AMENDED BY P.L.242-2017, SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. (a) The performance of a school's students on the statewide assessment program test and other assessments recommended by the department of education and approved by the state board are the primary and majority means of assessing a school's improvement.

(b) The department of education shall examine and make recommendations to the state board concerning:

- (1) performance indicators to be used as a secondary means of determining school progress;
- (2) expected progress levels, continuous improvement measures, distributional performance levels, and absolute performance levels for schools; and
- (3) an orderly transition from the performance based accreditation system to the assessment system set forth in this article.

(c) The department of education shall consider methods of measuring improvement and progress used in other states in developing recommendations under this section.

(d) The department of education may consider:

- (1) the likelihood that a student may fail a ~~graduation exam (before July 1, 2018) or fail to meet a graduation pathway requirement (after June 30, 2018)~~ **a postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c)** and require a graduation waiver under ~~IC 20-32-4-4~~ **IC 20-32-4-4.1** or IC 20-32-4-5; and
- (2) remedial needs of students who are likely to require remedial work while the students attend a postsecondary educational institution or workforce training program;

when making recommendations under this section."

Page 15, delete lines 19 through 42, begin a new paragraph and insert:

"SECTION 18. IC 20-32-4-1.5, AS ADDED BY P.L.242-2017, SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1.5. (a) ~~This section applies after June 30, 2018. Notwithstanding the expiration of section 1 of this chapter on July 1, 2018, the state board may authorize the use of the graduation examination as required in section 1 of this chapter, before its expiration on July 1, 2018, as a graduation requirement for cohorts that graduate before July 1, 2023.~~

(b) Except as provided in sections ~~4~~, 5, 6, 7, 8, 9, and 10 of this chapter, 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 ~~options~~ **postsecondary readiness competencies** approved by the state board:

- ~~(1) End of course assessments measuring academic standards in subjects determined by the state board.~~
- ~~(2) (1) International baccalaureate exams.~~
- ~~(3) (2) Nationally recognized college entrance assessments.~~
- ~~(4) (3) Advanced placement exams.~~
- ~~(5) (4) Assessments necessary to receive college credit for dual credit courses.~~
- ~~(6) (5) Industry recognized certificates.~~
- ~~(7) (6) The Armed Services Vocational Aptitude Battery.~~
- ~~(8) (7) Any other pathway 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.

SECTION 19. IC 20-32-4-2, AS AMENDED BY P.L.242-2017, SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. A student who ~~does not meet the academic standards tested in the graduation examination (before July 1, 2018) or fails to meet a graduation pathway requirement (after June 30, 2018)~~ **postsecondary readiness competency established by the state board under section 1.5 of this chapter** shall be given the opportunity to be tested ~~during~~ **meet a postsecondary readiness competency established by the state board under section 1.5(c) of this chapter** each semester of each grade following the grade in which the student is initially tested ~~fails to meet a postsecondary readiness competency established by the state board under section 1.5(c) of this chapter~~ until the student achieves a passing score or, after June 30, 2018, meets



a graduation pathway requirement: meets a postsecondary readiness competency established by the state board under section 1.5(c) of this chapter.

SECTION 20. IC 20-32-4-4 IS REPEALED [EFFECTIVE JULY 1, 2018]. Sec. 4: A student who does not achieve a passing score on the graduation examination (before July 1, 2018) or fails to meet a graduation pathway requirement (after June 30, 2018) and who does not meet the requirements of section 1 of this chapter may be eligible to graduate if the student does all the following:

- (1) Takes the graduation examination in each subject area in which the student did not achieve a passing score at least one (1) time every school year after the school year in which the student first takes the graduation examination. This subsection expires July 1, 2018.
- (2) Completes remediation opportunities provided to the student by the student's school.
- (3) Maintains a school attendance rate of at least ninety-five percent (95%) with excused absences not counting against the student's attendance.
- (4) Maintains at least a "C" average or the equivalent in the courses comprising the credits specifically required for graduation by rule of the state board.
- (5) Otherwise satisfies all state and local graduation requirements.
- (6) Either:
 - (A) completes:
 - (i) the course and credit requirements for a general diploma, including the career academic sequence;
 - (ii) a workforce readiness assessment; and
 - (iii) at least one (1) industry certification that appears on the state board's approved industry certification list, which must be updated annually with recommendations from the department of workforce development established by IC 22-4.1-2-1; or
 - (B) obtains a written recommendation from a teacher of the student in each subject area in which the student has not achieved a passing score on the graduation examination. The written recommendation must be aligned with the governing body's relevant policy and must be concurred in by the principal of the student's school and be supported by documentation that the student has attained the academic standard in the subject area based on:
 - (i) tests other than the graduation examination; or



(ii) classroom work.

SECTION 21. IC 20-32-4-4.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **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 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 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 readiness through alternative means, including:



- (A) college admission;
- (B) acceptance in an occupational training program, workforce entry; or
- (C) military enlistment;

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

SECTION 22. IC 20-32-4-5, AS AMENDED BY P.L.242-2017, SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. (a) This section applies to a student who is a student with a disability (as defined in IC 20-35-1-8).

(b) If the student does not achieve a passing score on the graduation examination ~~(before July 1, 2018)~~ or fails to meet a graduation pathway requirement ~~(after June 30, 2018)~~; **postsecondary readiness competency requirement established by the state board under section 1.5(c)**, the student's case conference committee may determine that the student is eligible to graduate if the case conference committee finds the following:

(1) The student's teacher of record, in consultation with a teacher of the student in each subject area in which the student has not achieved a passing score, makes a written recommendation to the case conference committee. The recommendation must:

- (A) be aligned with the governing body's relevant policy;
- (B) be concurred in by the principal of the student's school; and
- (C) be supported by documentation that the student has attained the academic standard in the subject area based on:
 - (i) tests other than the ~~graduation examination~~ **postsecondary readiness competency requirement established by the state board under section 1.5(c) of this chapter**; or
 - (ii) classroom work.

(2) The student meets all the following requirements:

- ~~(A)~~ Retakes the graduation examination in each subject area in which the student did not achieve a passing score as often as required by the student's individualized education program. This clause expires July 1, 2018.
- ~~(B)~~ (A) Completes remediation opportunities provided to the student by the student's school to the extent required by the student's individualized education program.
- ~~(C)~~ (B) Maintains a school attendance rate of at least ninety-five percent (95%) to the extent required by the student's individualized education program with excused absences not counting against the student's attendance.



~~(D)~~ (C) Maintains at least a "C" average or the equivalent in the courses comprising the credits specifically required for graduation by rule of the state board.

~~(E)~~ (D) Otherwise satisfies all state and local graduation requirements."

Delete page 16.

Page 17, delete lines 1 through 11.

Page 17, between lines 37 and 38, begin a new paragraph and insert:
 "SECTION 21. IC 20-32-4-9, AS AMENDED BY P.L.242-2017, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 9. This section applies to a student who receives a score on the ~~graduation examination (before July 1, 2018)~~ or an exam used to satisfy a ~~graduation pathway requirement (after June 30, 2018)~~ **postsecondary readiness competency established by the state board under section 1.5(c) of this chapter** that is in the twenty-fifth percentile or lower when the student takes ~~the graduation examination (before July 1, 2018)~~ or an exam used to satisfy a ~~graduation pathway requirement (after June 30, 2018)~~ **postsecondary readiness competency established by the state board under section 1.5(c) of this chapter** for the first time. Except as provided in section 10 of this chapter, the student's parent and the student's counselor (or another staff member who assists students in course selection) shall meet to discuss the student's progress. Following the meeting, the student's parent shall determine whether the student will achieve greater educational benefits by:

(1) continuing in the Core 40 curriculum; or

(2) completing the general curriculum."

Page 19, line 7, delete "board" and insert "**board, in consultation with the department,**".

Page 19, line 8, delete "entity evaluator" and insert "**collaborator to build partnerships between schools, employers, and higher education**".

Page 19, line 18, delete "evaluator" and insert "**collaborator**".

Page 19, line 31, delete "evaluator" and insert "**collaborator**".

Page 20, line 22, delete "evaluator" and insert "**collaborator**".

Page 22, line 38, delete "education" and insert "**education, in consultation with the state educational institutions,**".

Page 23, line 11, delete "assessment scoring" and insert "**scale scores**".

Page 23, between lines 20 and 21, begin a new paragraph and insert:
 "SECTION 32. IC 20-32-8-4, AS AMENDED BY P.L.242-2017, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2018]: Sec. 4. The remediation grant program is established to provide grants to school corporations for the following:

- (1) Remediation of students who score below academic standards.
- (2) Preventive remediation for students who are at risk of falling below academic standards.
- (3) For students in a freeway school or freeway school corporation who are assessed under a locally adopted assessment program under IC 20-26-15-6(7):
 - (A) remediation of students who score below academic standards under the locally adopted assessment program; and
 - (B) preventive remediation for students who are at risk of falling below academic standards under the locally adopted assessment program.
- (4) Targeted instruction of students to:
 - (A) reduce the likelihood that a student may fail a ~~graduation exam (before July 1, 2018) or fail to meet a graduation pathway requirement (after June 30, 2018)~~, **postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c)** and require a graduation waiver under ~~IC 20-32-4-4~~ **IC 20-32-4-4.1** or IC 20-32-4-5; or
 - (B) minimize the necessity of remedial work of students while the students attend postsecondary educational institutions or workforce training programs."

Page 23, delete lines 37 through 42, begin a new paragraph and insert:

"SECTION 35. IC 20-32-9-2, AS AMENDED BY P.L.242-2017, SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. The guidelines ~~and thresholds~~ established in section 1 of this chapter:

- (1) must provide standards and guidelines for secondary school personnel to determine when a student is ~~required to be assessed under section 3 of this chapter~~, **requires remediation or additional instruction**, including guidelines that include:
 - (A) criteria and thresholds that must be based upon:
 - ~~(i) the student's results or score on a state assessment; and~~
 - ~~(ii) (i) the student's results or score on a national assessment of college and career readiness, with thresholds determined by the commission for higher education and the department in consultation with the state educational institutions; or~~
 - (ii) the student's qualifying grades, which for purposes of this section are a "B" or higher, in advanced placement, international baccalaureate, or dual credit courses; and**



- (B) a description of the school official who may make a determination based on the criteria to assess **whether** a student ~~under section 3 of this chapter; and requires remediation or additional instruction; and~~
- (~~C~~) ~~thresholds for determining whether a student who takes an examination under section 3 of this chapter requires additional remediation or additional instruction that are determined based on a common score for placement into an entry level, transferable course in English or mathematics as determined by the commission for higher education in consultation with the state educational institutions; and~~
- (2) must provide information on strategies and resources that schools can use to assist a student in achieving the level of academic performance that is appropriate for the student's grade level to:
- (A) reduce the likelihood that a student will ~~fail a graduation exam (before July 1, 2018) or fail to meet a graduation pathway requirement (after June 30, 2018); postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c) and require a graduation waiver under~~ ~~IC 20-32-4-4~~ **IC 20-32-4-4.1** or IC 20-32-4-5; or
- (B) minimize the necessity for postsecondary remedial course work by the student."

Page 24, delete lines 1 through 32.

Page 25, line 36, reset in roman "the".

Page 25, line 36, after "the" delete "an".

Page 25, line 42, reset in roman, "after retaking the exam under this section,".

Page 29, strike lines 39 through 41.

Page 29, between lines 41 and 42, begin a new line block indented and insert:

"(2) a postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c);"

Page 35, delete lines 18 through 42, begin a new paragraph and insert:

"SECTION 44. IC 21-18.5-4-8.5, AS AMENDED BY P.L.233-2015, SECTION 315, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8.5. (a) This section does not apply to a student who:

- (1) receives a graduation waiver under ~~IC 20-32-4-4;~~ **IC 20-32-4-4.1;** and
- (2) receives a ~~general~~ **an Indiana diploma with a general**



designation by satisfying the conditions set forth in ~~IC 20-32-4-4;~~
IC 20-32-4-4.1; including, with respect to ~~IC 20-32-4-4(6);~~ the
 condition set forth in ~~IC 20-32-4-4(6)(B);~~

if the student has an individualized education program.

~~(b)~~ Except as provided in subsection (a); this section applies to a student who receives a graduation waiver under ~~IC 20-32-4-4~~ after June 30, 2014.

~~(c)~~ **(b)** Notwithstanding any other law, and except as provided in subsection ~~(c);~~ **(d)**, a student who:

(1) receives a graduation waiver under ~~IC 20-32-4-4;~~
IC 20-32-4-4.1; and

(2) receives a ~~general an Indiana~~ diploma **with a general designation** by satisfying the conditions set forth in ~~IC 20-32-4-4;~~ including, with respect to ~~IC 20-32-4-4(6);~~ the condition set forth in ~~IC 20-32-4-4(6)(B);~~ **IC 20-32-4-4.1;**

is disqualified from receiving state scholarships, grants, or assistance administered by the commission unless the student ~~passes a college and career readiness exam~~ **satisfies the requirements of the state board of education established under described in IC 20-32-9-3.**

~~(d)~~ The college and career readiness exam taken by a student under subsection ~~(c)~~ **(c)** Any exam used under subsection **(b)** to meet the requirements of the state board of education established under **IC 20-32-9-3** shall be administered by the secondary school that granted the student the graduation waiver. The cost of the exam shall be paid by the department.

~~(e)~~ **(d)** A student described in subsection ~~(c)~~ **(b)** is not disqualified from receiving state scholarships, grants, or assistance administered by the commission for credit bearing degree seeking courses, as mutually defined by the commission and the postsecondary educational institution offering the course."

Page 36, delete lines 1 through 8.

Page 36, between lines 23 and 24, begin a new paragraph and insert:
 "SECTION 44. IC 21-43-8-3, AS AMENDED BY P.L.3-2008, SECTION 153, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. To complete the requirements for a high school diploma, an individual participating in the program established under this chapter must have:

(1) passed:

~~(A)~~ the graduation examination given under ~~IC 20-32-4;~~

~~(B)~~ **(A)** an examination for a general educational development diploma; or

~~(C)~~ an examination equivalent to the graduation examination:



(i) administered by the state educational institution; and
 (ii) approved by the department of education; or
 (D) (B) an examination that demonstrates the student is ready
 for college level work:

- (i) administered by the state educational institution; and
 (ii) approved by the department of education; and
 (2) completed the course work necessary to meet:
 (A) the minimum high school course requirements established
 by the Indiana state board of education; and
 (B) the requirements of the state educational institution."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1426 as introduced.)

BEHNING

Committee Vote: yeas 10, nays 1.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1426, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 2-5-41 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 41. Career Counseling in Elementary and High Schools

Sec. 1. As used in this chapter, "committee" means the education interim study committee established by IC 2-5-1.3-4(5).

Sec. 2. The legislative council is urged to assign to the committee the topic of studying the following issues relating to career counseling in elementary and high schools during the 2018 through 2020 interims:

- (1) The adequacy of current state and local funding for a school corporation's career counseling of students.
 (2) The current workload of a school corporation's career counselors.

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(3) The impact of having multiple graduation pathways on a school corporation's career counselor's workload.

(4) The fiscal impact of having multiple graduation pathways on a school corporation's ability to provide adequate career counseling to students.

Sec. 3. This chapter expires January 1, 2021."

Page 16, line 26, delete "a".

Page 23, line 12, delete "and Grants".

Page 23, line 16, delete "an evaluator" and insert "**a collaborator**".

Page 23, line 34, delete "an" and insert "**a**".

Page 24, delete lines 1 through 4.

Page 24, line 5, delete "(c) An" and insert "**(b) A**".

Page 24, line 30, delete "(d)" and insert "**(c)**".

Page 24, delete lines 36 through 42.

Delete page 25.

Page 26, delete lines 1 through 9.

Page 26, line 10, delete "6." and insert "**4**".

Page 27, line 5, after "administer" insert "**science**".

Page 27, line 5, after "assessment" insert ".".

Page 27, delete lines 10 through 14, begin a new paragraph and insert:

"(e) For each school year beginning after June 30, 2019, a high school shall administer as part of the statewide assessment a nationally recognized college entrance exam. The levels of proficiency must be approved by the commission for higher education, in consultation with the state educational institutions, and may not be lower than the national college ready benchmark established for that particular exam."

Page 27, line 18, reset in roman "(f)".

Page 27, line 18, delete "(e)".

Page 27, line 25, delete "(f)" and insert "**(g)**".

Page 27, line 26, delete "(d)," and insert "**(e)**".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1426 as printed January 23, 2018.)

BROWN T

Committee Vote: yeas 20, nays 1.



HOUSE MOTION

Mr. Speaker: I move that House Bill 1426 be amended to read as follows:

Replace the effective date in SECTION 3 with "[EFFECTIVE UPON PASSAGE]".

Page 23, between lines 28 and 29, begin a new paragraph and insert:

"SECTION 31. IC 20-32-4-14 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 14. (a) The state board shall create an alternate diploma for students with significant cognitive disabilities. The diploma must be:**

(1) standards-based; and

(2) aligned with Indiana's requirements for an Indiana diploma.

(b) Not more than one percent (1%) of students of a cohort may receive the alternate diploma established by the state board under subsection (a).

(c) The alternate diploma must comply with the federal Every Student Succeeds Act (ESSA) (20 U.S.C. 6311).

(d) The state board shall adopt rules under IC 4-22-2 that are necessary to carry out this section."

Renumber all SECTIONS consecutively.

(Reference is to HB 1426 as printed January 30, 2018.)

BEHNING



HOUSE MOTION

Mr. Speaker: I move that House Bill 1426 be amended to read as follows:

Page 23, delete lines 29 through 42.

Delete page 24.

Page 25, delete lines 1 through 10.

Page 26, line 12, delete "levels of".

Page 26, line 13, after "proficiency" insert "**benchmark**".

Renumber all SECTIONS consecutively.

(Reference is to HB 1426 as printed January 30, 2018.)

BROWN T

 HOUSE MOTION

Mr. Speaker: I move that House Bill 1426 be amended to read as follows:

Page 9, between lines 7 and 8, begin a new paragraph and insert:

"SECTION 7. IC 20-24-5-5, AS AMENDED BY P.L.250-2017, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. (a) Except as provided in subsections (b), (c), (d), (e), and (f), a charter school must enroll any eligible student who submits a timely application for enrollment.

(b) This subsection applies if the number of applications for a program, class, grade level, or building exceeds the capacity of the program, class, grade level, or building. If a charter school receives a greater number of applications than there are spaces for students, each timely applicant must be given an equal chance of admission. The organizer must determine which of the applicants will be admitted to the charter school or the program, class, grade level, or building by random drawing in a public meeting, with each timely applicant limited to one (1) entry in the drawing. However, the organizer of a charter school located in a county with a consolidated city shall determine which of the applicants will be admitted to the charter school or the program, class, grade level, or building by using a publicly verifiable random selection process.

(c) A charter school may limit new admissions to the charter school to:

(1) ensure that a student who attends the charter school during a

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school year may continue to attend the charter school in subsequent years;

(2) ensure that a student who attends a charter school during a school year may continue to attend a different charter school held by the same organizer in subsequent years;

(3) allow the siblings of a student who attends a charter school or a charter school held by the same organizer to attend the same charter school the student is attending; **and**

(4) allow preschool students who attend a Level 3 or Level 4 Paths to QUALITY program (as defined in IC 12-17.2-3.8-1) preschool to attend kindergarten at a charter school if the charter school and the preschool provider have entered into an agreement to share services or facilities; **and**

(5) allow each student who qualifies for free or reduced price lunch under the national school LUNCH program to receive preference for admission to a charter school if the preference is specifically provided for in the charter school's charter and is approved by the authorizer.

(d) This subsection applies to an existing school that converts to a charter school under IC 20-24-11. During the school year in which the existing school converts to a charter school, the charter school may limit admission to:

(1) those students who were enrolled in the charter school on the date of the conversion; and

(2) siblings of students described in subdivision (1).

(e) A charter school may give enrollment preference to children of the charter school's founders, governing body members, and charter school employees, as long as the enrollment preference under this subsection is not given to more than ten percent (10%) of the charter school's total population.

(f) A charter school may not suspend or expel a charter school student or otherwise request a charter school student to transfer to another school on the basis of the following:

(1) Disability.

(2) Race.

(3) Color.

(4) Gender.

(5) National origin.

(6) Religion.

(7) Ancestry.

A charter school student may be expelled or suspended only in a



manner consistent with discipline rules established under IC 20-24-5.5."

Renumber all SECTIONS consecutively.

(Reference is to HB 1426 as printed January 30, 2018.)

DEVON

COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred House Bill No. 1426, 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 1, line 1, delete "IC 2-5-41" and insert "IC 2-5-43".

Page 1, line 4, delete "41." and insert "**43.**".

Page 2, line 13, after "(1)" insert "**standard**".

Page 4, line 8, delete "IC 20-32-4-4." and insert "IC 20-32-4-4 **or**".

Page 4, line 36, after "diploma with" insert "**a Core 40 with**".

Page 7, line 36, after "diplomas with" insert "**Core 40 with**".

Page 10, line 41, after "diplomas with" insert "**Core 40 with**".

Page 11, delete lines 26 through 38, begin a new paragraph and insert:

"SECTION 9. IC 20-26-5-37, AS AMENDED BY P.L.242-2017, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 37. (a) A high school operated by a school corporation shall offer the high school's students the opportunity to earn **any type of state an Indiana diploma approved by the state board with any type of designation established under IC 20-19-2-21.**

(b) Notwithstanding ~~IC 20-32-4-1~~ (before its expiration on July 1, 2018), ~~IC 20-32-4-1.5~~ (after June 30, 2018), ~~IC 20-32-4-4(5)~~, and ~~IC 20-32-4-5(b)(2)(E)~~, **IC 20-32-4-1.5, IC 20-32-4-4(b)(5), IC 20-32-4-4.1(b)(3), and IC 20-32-4-5(b)(2)(D)**, a school corporation shall not require a student with a disability to complete locally required credits that exceed state credit requirements to receive a diploma unless otherwise required as part of the student's individualized education program under IC 20-35."

Page 12, line 4, before "postsecondary" insert "**a**".

Page 13, line 8, delete "with an" and insert "**with a Core 40 with**".

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Page 16, line 1, delete "may" and insert "**shall**".

Page 16, line 13, delete "with an" and insert "**with a Core 40 with**".

Page 18, line 29, delete "IC 20-32-4-4 IC 20-32-4-4.1" and insert "IC 20-32-4-4, **IC 20-32-4-4.1**".

Page 18, line 36, reset in roman "This section applies after June 30,".

Page 18, line 37, reset in roman "2018.".

Page 18, line 37, delete "Notwithstanding the expiration of section 1 of this chapter on".

Page 18, delete lines 38 through 41.

Page 18, line 42, reset in roman "4,".

Page 18, line 42, after "4," insert "**4.1**,".

Page 19, line 25, strike "pathway" and insert "**competency**".

Page 20, delete lines 5 through 42, begin a new paragraph and insert:

"SECTION 24. IC 20-32-4-4, AS AMENDED BY P.L.242-2017, SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. **(a) This section applies only to a student in a cohort with an expected graduation date of before July 1, 2023. A student described in this subsection may be eligible to receive a graduation waiver under this section or section 4.1 of this chapter.**

(b) A student who does not achieve a passing score on the graduation examination (before July 1, 2018) or fails to meet a graduation pathway requirement (after June 30, 2018) postsecondary readiness competency requirement established by the state board under section 1.5 of this chapter and who does not meet the requirements of section 1.5 of this chapter may be eligible to graduate if the student does all the following:

(1) Takes the graduation examination in each subject area in which the student did not achieve a passing score at least one (1) time every school year after the school year in which the student first takes the graduation examination. This subsection expires July 1, 2018.

(1) Attempts to meet a postsecondary readiness competency established by the state board under section 1.5(c) of this chapter at least one (1) time every school year after the school year in which the student first attempted and failed to successfully complete the postsecondary readiness competency.

(2) Completes remediation opportunities provided to the student by the student's school.

(3) Maintains a school attendance rate of at least ninety-five



percent (95%) with excused absences not counting against the student's attendance.

(4) Maintains at least a "C" average or the equivalent in the courses comprising the credits specifically required for graduation by rule of the state board.

(5) Otherwise satisfies all state and local graduation requirements.

(6) Either:

(A) completes:

(i) the course and credit requirements for a general diploma, including the career academic sequence;

(ii) a workforce readiness assessment; and

(iii) at least one (1) industry certification that appears on the state board's approved industry certification list, which must be updated annually with recommendations from the department of workforce development established by IC 22-4.1-2-1; or

(B) obtains a written recommendation from a teacher of the student in each subject area in which the student has not achieved a passing score on the graduation examination: **successfully completed a postsecondary readiness competency established by the state board under section 1.5(c) of this chapter.** The written recommendation must be aligned with the governing body's relevant policy and must be concurred in by the principal of the student's school and be supported by documentation that the student has attained the academic standard in the subject area based on:

(i) ~~tests competencies other than the graduation examination; the postsecondary readiness competencies established by the state board under section 1.5(c) of this chapter;~~ or

(ii) classroom work."

Page 21, delete lines 1 through 2.

Page 21, line 15, after "one" and insert "(1)".

Page 21, line 42, delete "readiness through alternative" and insert **"planning,"**.

Page 22, line 1, delete "means,".

Page 22, delete lines 2 through 5, begin a new line double block indented and insert:

"(A) college acceptance;

(B) acceptance in an occupational training program;

(C) workforce entry; or

(D) military enlistment;".



Page 22, delete lines 7 through 42.

Page 23, delete lines 1 through 6, begin a new paragraph and insert:

"SECTION 26. IC 20-32-4-5, AS AMENDED BY P.L.242-2017, SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. (a) This section applies to a student who is a student with a disability (as defined in IC 20-35-1-8).

(b) If the student ~~does not achieve a passing score on the graduation examination (before July 1, 2018) or fails to meet a graduation pathway requirement (after June 30, 2018);~~ **postsecondary readiness competency requirement established by the state board under section 1.5(c) of this chapter**, the student's case conference committee may determine that the student is eligible to graduate if the case conference committee finds the following:

(1) The student's teacher of record, in consultation with a teacher of the student in each subject area in which the student has not ~~achieved a passing score;~~ **successfully completed a postsecondary readiness competency established by the state board under section 1.5(c) of this chapter**, makes a written recommendation to the case conference committee. The recommendation must:

(A) be aligned with the governing body's relevant policy;

(B) be concurred in by the principal of the student's school; and

(C) be supported by documentation that the student has attained the academic standard in the subject area based on:

(i) ~~tests competencies~~ other than the ~~graduation examination~~ **postsecondary readiness competencies established by the state board under section 1.5(c) of this chapter**; or

(ii) classroom work.

(2) The student meets all the following requirements:

~~(A)~~ **(A)** Retakes the ~~graduation examination in each subject area in which the student did not achieve a passing score as often as required by the student's individualized education program.~~ This clause expires July 1, 2018.

~~(B)~~ **(A)** Completes remediation opportunities provided to the student by the student's school to the extent required by the student's individualized education program.

~~(C)~~ **(B)** Maintains a school attendance rate of at least ninety-five percent (95%) to the extent required by the student's individualized education program with excused absences not counting against the student's attendance.

~~(D)~~ **(C)** Maintains at least a "C" average or the equivalent in



the courses comprising the credits specifically required for graduation by rule of the state board.

~~(E)~~ **(D)** Otherwise satisfies all state and local graduation requirements."

Page 23, line 12, strike "1" and insert "1.5".

Page 25, delete lines 36 through 42.

Delete page 26.

Page 27, delete lines 1 through 10, begin a new paragraph and insert:

"SECTION 34. IC 20-32-5.1-7, AS ADDED BY P.L.242-2017, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) Except as otherwise provided in this section and in the manner provided in section 6 of this chapter, the state board is responsible for determining the appropriate subjects, grades, and format of a statewide assessment.

(b) For each school year beginning after June 30, 2018, and except as provided in section 11 of this chapter, the statewide assessment must be administered to all full-time students attending a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) in grades subject to the statewide assessment required by federal law and in a manner prescribed by the state board.

(c) Subject matter tested on the statewide assessment as determined by the state board under subsection (a) must, at a minimum, do the following:

- (1) Comply with requirements established under federal law with:
 - (A) math and English/language arts assessed yearly in grades 3 through 8, and at least once in grades 9 through 12; and
 - (B) science assessed at least once in grades 3 through 5, grades 6 through 9, and grades 10 through 12.
- (2) Require that United States history or United States government be assessed at least once in grades 5 or 8.

~~(d) For each school year beginning after June 30, 2018, a high school shall administer as part of the statewide assessment end of course assessments in at least the areas of:~~

- ~~(1) English/language arts;~~
- ~~(2) science; and~~
- ~~(3) algebra I.~~

~~(e) Students must be eligible to take the end of course assessments described in subsection (d) upon completion of the corresponding course regardless of the student's current grade level.~~

(d) For each school year beginning after June 30, 2019, a high



school shall administer as part of the statewide assessment a nationally recognized college entrance exam. The proficiency benchmark must be approved by the commission for higher education, in consultation with the state educational institutions, and may not be lower than the national college ready benchmark established for that particular exam.

(e) If a nationally recognized college entrance exam administered under subsection (d) assesses science, the nationally recognized college entrance exam must be used to assess science as required under subsection (c)(1)(B) for the grade level for which the nationally recognized college entrance exam is administered. If a nationally recognized college entrance exam does not assess science, another examination may be administered to assess science, including an end of course assessment.

(f) The statewide assessment:

(1) may not use technology that may negatively influence the ability to measure a student's mastery of material or a particular academic standard being tested; and

(2) may use a technology enhanced test question only when the technology enhanced test question is the best way to measure the academic standard being tested.

(g) A statewide assessment, other than an assessment administered under subsection (d), must use a scale score that will ensure the statewide assessment scores are comparable to scale scores used as part of the ISTEP program under IC 20-32-5, before its expiration.

SECTION 35. IC 20-32-5.1-8, AS ADDED BY P.L.242-2017, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. (a) Except as provided in subsection (b), the statewide assessment must be administered in a single testing window that must take place at the end of a school year on dates determined by the state board.

(b) If an end of course assessment is administered, an the end of course assessment may be administered at the end of the course for that particular subject matter."

Page 27, line 32, delete "IC 20-32-4-4 IC 20-32-4-4.1" and insert "IC 20-32-4-4, **IC 20-32-4-4.1**,".

Page 29, line 5, delete "IC 20-32-4-4 IC 20-32-4-4.1" and insert "IC 20-32-4-4, **IC 20-32-4-4.1**,".

Page 30, line 38, delete "with an" and insert "**with a Core 40 with**".

Page 30, line 41, delete "with an" and insert "**with a Core 40 with**".

Page 31, line 14, delete "with an" and insert "**with a Core 40 with**".



Page 31, line 17, delete "with an" and insert "**with a Core 40 with**".
 Page 31, line 37, delete "with an" and insert "**with a Core 40 with**".
 Page 32, line 25, delete "with an" and insert "**with a Core 40 with**".
 Page 32, line 33, after "diploma" insert "**with a**".
 Page 32, line 33, reset in roman "Core 40".
 Page 33, line 7, after "diploma with" insert "**a Core 40 with**".
 Page 33, line 13, after "diploma" insert "**with a**".
 Page 33, line 13, reset in roman "Core 40".
 Page 38, line 24, delete "with an" and insert "**with a Core 40 with**".
 Page 38, line 33, after "diploma" delete "with an" and insert "**with a Core 40 with**".

Page 38, line 40, after "diploma" delete "with an" and insert "**with a Core 40 with**".

Page 39, delete lines 37 through 42.

Page 40, delete lines 1 through 31, begin a new paragraph and insert:

"SECTION 52. IC 21-18.5-4-8.5, AS AMENDED BY P.L.233-2015, SECTION 315, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8.5. (a) This section does not apply to a student who:

- (1) receives a graduation waiver under IC 20-32-4-4 or **IC 20-32-4-4.1**; and
- (2) receives a ~~general~~ **an Indiana diploma with a general designation** by satisfying the conditions set forth in IC 20-32-4-4 including, with respect to IC 20-32-4-4(6), the condition set forth in ~~IC 20-32-4-4(6)(B)~~ **or IC 20-32-4-4.1**;

if the student has an individualized education program.

(b) Except as provided in subsection (a), this section applies to a student who receives a graduation waiver under IC 20-32-4-4 after June 30, 2014.

(c) Notwithstanding any other law, and except as provided in subsection (e), a student who:

- (1) receives a graduation waiver under IC 20-32-4-4 or **IC 20-32-4-4.1**; and
- (2) receives a ~~general~~ **an Indiana diploma with a general designation** by satisfying the conditions set forth in IC 20-32-4-4 including, with respect to IC 20-32-4-4(6), the condition set forth in ~~IC 20-32-4-4(6)(B)~~ **or IC 20-32-4-4.1**;

is disqualified from receiving state scholarships, grants, or assistance administered by the commission unless the student ~~passes a college and career readiness exam~~ **satisfies the requirements of the state board of education established under** described in IC 20-32-9-3.



(d) ~~The college and career readiness exam taken by a student under subsection (e)~~ **Any exam used under subsection (c) to meet the requirements of the state board of education established under IC 20-32-9-3** shall be administered by the secondary school that granted the student the graduation waiver. The cost of the exam shall be paid by the department.

(e) A student described in subsection (c) is not disqualified from receiving state scholarships, grants, or assistance administered by the commission for credit bearing degree seeking courses, as mutually defined by the commission and the postsecondary educational institution offering the course."

Page 41, delete lines 5 through 24, begin a new paragraph and insert:

"SECTION 55. IC 21-43-8-3, AS AMENDED BY P.L.3-2008, SECTION 153, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. To complete the requirements for a high school diploma, an individual participating in the program established under this chapter must have:

- (+) passed
 - (A) ~~the graduation examination given under IC 20-32-4;~~
 - (B) ~~an examination for a general educational development diploma;~~
 - (C) ~~an examination equivalent to the graduation examination:~~
 - (i) ~~administered by the state educational institution; and~~
 - (ii) ~~approved by the department of education; or~~
 - (D) ~~an examination that demonstrates the student is ready for college level work:~~
 - (i) ~~administered by the state educational institution; and~~
 - (ii) ~~approved by the department of education; and~~
- (±) (1) completed the course work necessary to meet:
 - (A) the minimum high school course requirements established by the Indiana state board of education; and
 - (B) the requirements of the state educational institution; **and**
- (2) **met at least one (1) of the following:**
 - (A) **Passed an examination for a general educational development diploma.**
 - (B) **Passed an examination that demonstrates the student is ready for college level work:**
 - (i) **administered by the state educational institution; and**
 - (ii) **approved by the department of education.**
 - (C) **Successfully completed a postsecondary readiness competency established by the state board under**



IC 20-32-4-1.5(c)."

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 1426 as reprinted February 2, 2018.)

KRUSE, Chairperson

Committee Vote: Yeas 9, Nays 0.

COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Engrossed House Bill No. 1426, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to EHB 1426 as printed February 23, 2018.)

MISHLER, Chairperson

Committee Vote: Yeas 13, Nays 0

