

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

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

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

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular and Special Session of the General Assembly.

SENATE ENROLLED ACT No. 325

AN ACT to amend the Indiana Code concerning health.

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

SECTION 1. IC 10-21-1-2, AS ADDED BY P.L.172-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) The Indiana secured school fund is established to provide matching grants to enable school corporations and charter schools to establish programs under which a school corporation or charter school (or a coalition of schools) may:

(1) employ a school resource officer or enter into a contract or a memorandum of understanding with a:

- (A) local law enforcement agency;
- (B) private entity; or
- (C) nonprofit corporation;

to employ a school resource officer;

(2) conduct a threat assessment of the buildings within a school corporation or operated by a charter school; ~~or~~

(3) purchase equipment and technology to:

- (A) restrict access to school property; or
- (B) expedite notification of first responders; **or**

(4) implement a student and parent support services plan as described in section 4(a)(5) of this chapter.

(b) The fund shall be administered by the department of homeland security.

(c) The fund consists of:

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- (1) appropriations from the general assembly;
- (2) grants from the Indiana safe schools fund established by IC 5-2-10.1-2;
- (3) federal grants; and
- (4) amounts deposited from any other public or private source.

(d) The expenses of administering the fund shall be paid from money in the fund.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the fund.

(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

SECTION 2. IC 10-21-1-4, AS AMENDED BY P.L.30-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) The board may award a matching grant to enable a school corporation or charter school (or a coalition of schools applying jointly) to:

- (1) establish a program to employ a school resource officer;
- (2) provide school resource officer training described in IC 20-26-18.2-1(b)(2);
- (3) conduct a threat assessment; ~~or~~
- (4) purchase equipment to restrict access to the school or expedite the notification of first responders; ~~in accordance with section 2(a) of this chapter; or~~
- (5) implement a student and parent support services plan in the manner set forth in IC 20-34-9;**

in accordance with section 2(a) of this chapter.

(b) A matching grant awarded to a school corporation or charter school (or a coalition of schools applying jointly) may not exceed the lesser of the following during a two (2) year period beginning on or after May 1, 2013:

- (1) The total cost of the program established by the school corporation or charter school (or the coalition of schools applying jointly).
- (2) The following amounts:
 - (A) Fifty thousand dollars (\$50,000) per year, in the case of a school corporation or charter school that:
 - (i) has an ADM of at least one thousand (1,000); and
 - (ii) is not applying jointly with any other school corporation or charter school.
 - (B) Thirty-five thousand dollars (\$35,000) per year, in the case



of a school corporation or charter school that:

- (i) has an ADM of less than one thousand (1,000); and
- (ii) is not applying jointly with any other school corporation or charter school.

(C) Fifty thousand dollars (\$50,000) per year, in the case of a coalition of schools applying jointly.

(c) A school corporation or charter school may receive only one (1) matching grant under this section each year.

(d) The board may not award a grant to a school corporation or charter school under this chapter unless the school corporation or charter school is in a county that has a county school safety commission, as described in IC 5-2-10.1-10.

SECTION 3. IC 20-34-9 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 9. Student and Parent Support Services Grant Program

Sec. 1. This chapter does not apply to a virtual charter school (as defined in IC 20-24-7-13(a)) or a virtual accredited nonpublic school.

Sec. 2. As used in this chapter, "plan" refers to a student and parent support services plan described in section 6(2) of this chapter.

Sec. 3. As used in this chapter, "program" refers to the student and parent support services grant program established by section 5 of this chapter.

Sec. 4. Beginning after June 30, 2020, and subject to available funding, a school corporation, a charter school, and an accredited nonpublic school are eligible for a grant under this chapter if the school corporation, charter school, or accredited nonpublic school meets the requirements of this chapter.

Sec. 5. (a) The student and parent support services grant program is established to provide grants to school corporations, charter schools, and accredited nonpublic schools for the development and implementation of student and parent support services plans to support parents caring for at-risk students.

(b) The department, in coordination with the division of mental health and addiction, shall administer the program.

Sec. 6. A school corporation, a charter school, or an accredited nonpublic school must do the following to participate in the program:

- (1) Apply to the department to participate in the program.**



(2) Submit to the department a student and parent support services plan that the school corporation, charter school, or accredited nonpublic school intends to implement and that includes the following:

(A) A process for a teacher or school employee to notify a school official to contact a student's parent if the student demonstrates a repeated pattern of aberrant or abnormal behavior. The parental notification process described in this clause must also include that the school will hold a conference with the student and the student's parent.

(B) A requirement that the conference described in clause (A) must address the student's potential need for and benefit from:

- (i) school based treatment services; or**
- (ii) treatment services provided by an outside professional care provider that is contracted and paid for by the school corporation, charter school, or accredited nonpublic school.**

(C) A procedure for a parent who chooses to seek services for the student to follow that includes granting written parental consent for the student to receive services by a service provider described under clause (B).

(D) A requirement to ensure that a school shall maintain the confidentiality of any medical records that result from a student's participation in any treatment described in clause (B). The school must adopt a policy that prohibits the school from:

- (i) sharing any reports or notes resulting from the provision of school based treatment services described in clause (B)(i) with other school officials; and**
- (ii) maintaining any reports, notes, diagnosis, or appointments that result from a student's participation in any treatment described in clause (B)(i) through (B)(ii) in the student's permanent educational file.**

Sec. 7. (a) Before June 30, 2020, and before each June 30 thereafter, the department shall evaluate and prepare a report concerning development and implementation of the following:

- (1) The program.**
- (2) The plans submitted and implemented by school corporations, charter schools, and accredited nonpublic schools.**

(b) The department shall submit the report described in



subsection (a) to the legislative council in an electronic format under IC 5-14-6.

SECTION 4. [EFFECTIVE UPON PASSAGE] (a) The legislative council is urged to assign to an appropriate interim study committee the task of studying school districts, within and outside of Indiana, that have:

- (1) implemented trauma informed approaches in the school districts; and
- (2) worked with community partners to provide systems of care for students.

(b) This SECTION expires January 1, 2020.

SECTION 5. An emergency is declared for this act.



President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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