

# HOUSE BILL No. 1406

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 20-32-4-1.

**Synopsis:** High school diploma. Allows beginning with the 2006-2007 school year, a student to graduate from high school without passing the graduation examination, subject to certain requirements.

**Effective:** July 1, 2006.

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January 12, 2006, read first time and referred to Committee on Education.

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Second Regular Session 114th General Assembly (2006)

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 2005 Regular Session of the General Assembly.

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# HOUSE BILL No. 1406



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

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

1 SECTION 1. IC 20-32-4-1, AS ADDED BY P.L.105-2005,  
 2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 3 JULY 1, 2006]: Sec. 1. (a) Except as provided in **this subsection and**  
 4 subsection (b), a student must meet  
 5 (†) the academic standards tested in the graduation examination  
 6 and  
 7 (‡) any additional requirements established by the governing body  
 8 of the student's school corporation  
 9 to be eligible to graduate. **However, the following apply:**  
 10 **(1) A student who does not meet the academic standards**  
 11 **tested in the graduation examination shall be given the**  
 12 **opportunity to be tested during each semester of each grade**  
 13 **following the grade in which the student is initially tested until**  
 14 **the student achieves a passing score.**  
 15 **(2) A student who does not achieve a passing score on the**  
 16 **graduation examination may be eligible to graduate if all the**  
 17 **following occur:**



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- (A) The principal of the school the student attends certifies that the student will within one (1) month of the student's scheduled graduation date successfully complete all components of the Core 40 curriculum as established by the state board under IC 20-30-10.
- (B) The student otherwise satisfies all state and local graduation requirements.
- (3) A student who does not achieve a passing score on the graduation examination and who does not meet the requirements of subdivision (2) may be eligible to graduate if the student does all the following:
  - (A) 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.
  - (B) Completes remediation opportunities provided to the student by the student's school.
  - (C) Maintains a school attendance rate of at least ninety-five percent (95%) with excused absences not counting against the student's attendance.
  - (D) Maintains at least a "C" average or the equivalent in the courses comprising the credits specifically required for graduation by rule of the board.
  - (E) Obtains a written recommendation from a teacher of the student in each subject area in which the student has not achieved a passing score. The recommendation must:
    - (i) be concurred in by the principal of the student's school; and
    - (ii) be supported by documentation that indicates the student has attained the academic standard in the subject area based upon tests other than the graduation examination or classroom work.
  - (F) Otherwise satisfies all state and local graduation requirements.
- (4) This subdivision applies to a student who is a child with a disability (as defined in IC 20-35-1-2). If the student does not achieve a passing score on the graduation examination, the student's case conference committee may determine that the student is eligible to graduate if the case conference committee finds the following:
  - (A) The student's teacher of record, in consultation with a teacher of the student in each subject area in which the

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student has not achieved a passing score, makes a written recommendation to the case conference committee. The recommendation must:

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

(ii) be supported by documentation indicating that the student has attained the academic standard in the subject area based upon tests other than the graduation examination or classroom work.

**(B) The student meets all the following requirements:**

(i) 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.

(ii) Completes remediation opportunities provided to the student by the student's school to the extent required by the student's individualized education program.

(iii) 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.

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

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

(b) Except as provided in sections 4, 5, 6, 7, 8, 9, and 10 of this chapter, beginning with the class of students who expect to graduate during the 2010-2011 school year, each student is required to meet:

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

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

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

to be eligible to graduate.

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