



February 24, 2012

ENGROSSED
SENATE BILL No. 267

DIGEST OF SB 267 (Updated February 22, 2012 3:22 pm - DI 107)

Citations Affected: IC 20-19.

Synopsis: Education concerning child abuse. Requires the department of education, in collaboration with the department of child services and organizations that have expertise in child abuse, including child sexual abuse, to identify or develop model education materials, response policies, and reporting procedures on child abuse, including child sexual abuse, for use by schools for grade 2 through grade 5.

Effective: July 1, 2012.

Rogers, Kruse, Randolph
(HOUSE SPONSORS — BEHNING, LAWSON L, PORTER)

January 4, 2012, read first time and referred to Committee on Education and Career Development.

January 26, 2012, amended, reported favorably — Do Pass.

January 30, 2012, read second time, ordered engrossed. Engrossed.

January 31, 2012, read third time, passed. Yeas 50, nays 0.

HOUSE ACTION

February 9, 2012, read first time and referred to Committee on Family, Children and Human Affairs.

February 23, 2012, amended, reported — Do Pass.

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February 24, 2012

Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 267

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

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

- 1 SECTION 1. IC 20-19-3-11 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2012]: **Sec. 11. (a) The department, in collaboration with the
4 department of child services and organizations that have expertise
5 in child abuse, including child sexual abuse, shall identify or
6 develop:**
7 **(1) research and evidence based model educational materials
8 on child abuse and child sexual abuse; and**
9 **(2) a model for child abuse and child sexual abuse response
10 policies and reporting procedures.**
11 **To identify or develop models under this subsection, the
12 department may not hire additional staff members or expend funds
13 not already included in the department's budget.**
14 **(b) Not later than July 1, 2013, the department shall make the
15 models developed or identified under this section available to assist
16 schools with the implementation of:**
17 **(1) child abuse and child sexual abuse education programs in**

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- 1 **grade 2 through grade 5; and**
2 **(2) child abuse and child sexual abuse response and reporting**
3 **policies.**
4 **(c) The model educational materials on child abuse and child**
5 **sexual abuse identified or developed under subsection (a) may**
6 **include the following topics:**
7 **(1) Warning signs of a child who is being abused or sexually**
8 **abused.**
9 **(2) The basic principles of child abuse and child sexual abuse**
10 **prevention.**
11 **(3) Methods of student, teacher, and parental education and**
12 **outreach.**
13 **(d) The model child abuse and child sexual abuse response and**
14 **reporting policies referred to in subsection (b) may include the**
15 **following topics:**
16 **(1) Actions that a child who is a victim of abuse or sexual**
17 **abuse may take to obtain assistance.**
18 **(2) Interventions.**
19 **(3) Counseling options.**
20 **(4) Educational support available for a child who is a victim**
21 **of abuse or sexual abuse to continue to be successful in school.**
22 **(5) Reporting procedures.**
23 **(e) A school that chooses to use the model educational materials**
24 **developed under subsection (a) shall inform the parents of students**
25 **in the grade levels in which the materials could be used, in writing**
26 **and by posting on the school's Internet web site, that a parent may:**
27 **(1) examine and review the model educational materials**
28 **before the materials are taught; and**
29 **(2) decide if the parent's child will be instructed with the**
30 **model educational materials.**
31 **(f) If a parent decides that the parent's child may be taught**
32 **using the model educational materials, the parent shall notify the**
33 **school of the parent's decision in writing or electronically.**

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COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 267, 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 3, after "with" insert "**the department of child services and**".

Page 1, line 4, after "in" insert "**child abuse, including**".

Page 1, line 6, after "(1)" insert "**research and evidence based**".

Page 1, line 6, after "child" insert "**abuse and child**".

Page 1, line 7, after "child" insert "**abuse and child**".

Page 1, between lines 8 and 9, begin a new line blocked left and insert:

"To identify or develop models under this subsection, the department may not hire additional staff members or expend funds not already included in the department's budget."

Page 1, line 12, after "child" insert "**abuse and child**".

Page 1, line 12, delete "prekindergarten" and insert "**grade 2**".

Page 1, line 14, after "child" insert "**abuse and child**".

Page 1, line 15, after "child" insert "**abuse and child**".

Page 2, line 1, after "being" insert "**abused or**".

Page 2, line 2, after "child" insert "**abuse and child**".

Page 2, line 5, after "child" insert "**abuse and child**".

Page 2, line 7, after "of" insert "**abuse or**".

Page 2, line 12, after "of" insert "**abuse or**".

Page 2, after line 13, begin a new paragraph and insert:

"(e) A school that chooses to use the model educational materials developed under subsection (a) shall inform the parents of students in the grade levels in which the materials will be used, in writing and by posting on the school's Internet web site, that a parent may:

(1) examine and review the model educational materials before the materials are taught; and

(2) choose to remove the parent's child from a class in which the model educational materials are taught."

and when so amended that said bill do pass.

(Reference is to SB 267 as introduced.)

YODER, Acting Chairperson

Committee Vote: Yeas 9, Nays 1.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Family, Children and Human Affairs, to which was referred Senate Bill 267, 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 2, line 25, delete "will" and insert "**could**".

Page 2, line 29, delete "choose to remove the parent's child from a class in which" and insert "**decide if the parent's child will be instructed with the model educational materials.**".

Page 2, delete line 30, begin a new paragraph and insert:

"(f) If a parent decides that the parent's child may be taught using the model educational materials, the parent shall notify the school of the parent's decision in writing or electronically."

and when so amended that said bill do pass.

(Reference is to SB 267 as printed January 27, 2012.)

NOE, Chair

Committee Vote: yeas 11, nays 0.

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