

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 384 be amended to read as follows:

- 1 Page 5, between lines 9 and 10, begin a new paragraph and insert:
2 "SECTION 5. IC 20-28-11.5-8, AS ADDED BY P.L.90-2011,
3 SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2012]: Sec. 8. (a) To implement this chapter, the state board
5 shall do the following:
6 (1) Before January 31, 2012, adopt rules under IC 4-22-2 that
7 establish:
8 (A) the criteria that define each of the four categories of
9 teacher ratings under section ~~4(b)(3)~~ **4(c)(4)** of this chapter;
10 (B) the measures to be used to determine student academic
11 achievement and growth under section ~~4(b)(2)~~ **4(c)(2)** of this
12 chapter;
13 (C) standards that define actions that constitute a negative
14 impact on student achievement; and
15 (D) an acceptable standard for training evaluators.
16 (2) Before January 31, 2012, work with the department to develop
17 a model plan and release it to school corporations. Subsequent
18 versions of the model plan that contain substantive changes must
19 be provided to school corporations.
20 (3) Work with the department to ensure the availability of
21 ongoing training on the use of the performance evaluation to
22 ensure that all evaluators and certificated employees have access
23 to information on the plan, the plan's implementation, and this
24 chapter.

1 (b) A school corporation may adopt the **department's** model plan,
 2 **or any other model plan approved by the department**, without the
 3 state board's approval.

4 (c) A school corporation may **substantially** modify the model plan
 5 or develop the school corporation's own plan, if the **substantially**
 6 modified or developed plan meets the criteria established under this
 7 chapter. If a school corporation **substantially** modifies the model plan
 8 or develops its own plan, the department may request that the school
 9 corporation submit the plan to the department to ensure the plan meets
 10 the criteria developed under this chapter. **If the department makes**
 11 **such a request, before submitting a substantially modified or new**
 12 **staff performance evaluation plan to the department, the governing**
 13 **body shall submit the staff performance evaluation plan to the**
 14 **teachers employed by the school corporation for a vote. If at least**
 15 **seventy-five percent (75%) of the teachers vote in favor of adopting**
 16 **the staff performance evaluation plan, the governing body may**
 17 **submit the staff performance evaluation plan to the department.**

18 (d) Each school corporation shall submit its staff performance
 19 evaluation plan to the department. The department shall publish the
 20 staff performance evaluation plans on the department's Internet web
 21 site. A school corporation must submit its staff performance evaluation
 22 plan to the department for approval in order to qualify for any grant
 23 funding related to this chapter.

24 (e) ~~This subsection applies to a school corporation that has not~~
 25 ~~adopted a staff performance evaluation plan that complies with this~~
 26 ~~chapter before July 1, 2011. Before submitting a staff performance~~
 27 ~~evaluation plan to the department under subsection (b), the governing~~
 28 ~~body shall submit the staff performance evaluation plan to the teachers~~
 29 ~~employed by the school corporation for a vote. If at least seventy-five~~
 30 ~~percent (75%) of the teachers voting vote in favor of adopting the staff~~
 31 ~~performance evaluation plan, the governing body may submit the staff~~
 32 ~~performance evaluation plan to the department under subsection (b).".~~

33 Renumber all SECTIONS consecutively.

(Reference is to ESB 384 as printed February 27, 2012.)

Representative Behning