

Adopted	Rejected
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## COMMITTEE REPORT

YES:	6
NO:	2

### MR. SPEAKER:

*Your Committee on Education, to which was referred Senate Bill 338, 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:*

- 1           Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3           "SECTION 1. IC 2-5-37.3 IS ADDED TO THE INDIANA CODE
- 4 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 5 UPON PASSAGE]:
- 6           **Chapter 37.3. Commission on Education Study Committee**
- 7           **Sec. 1. As used in this chapter "commission" refers to the**
- 8 **commission on education established by section 2 of this chapter.**
- 9           **Sec. 2. The commission on education is established to study the**
- 10 **following:**
- 11           **(1) The development of definitions of excused and unexcused**
- 12 **absences from school.**
- 13           **(2) The effectiveness of voluntary agreements between school**
- 14 **corporations and courts having juvenile jurisdiction in**
- 15 **providing court supervised educational programs, alternative**
- 16 **programs, or diversion programs for students who are**

- 1           **habitually truant, suspended, or expelled from school,**  
2           **including:**
- 3           **(A) the number and types of agreements and programs in**  
4           **Indiana;**
  - 5           **(B) the effects of the programs on families and students;**  
6           **and**
  - 7           **(C) the success of the programs in reintegrating students**  
8           **into the classroom.**
- 9           **(3) Evidence based practices and model programs for**  
10           **reducing absenteeism and supporting student engagement and**  
11           **achievement.**
- 12           **(4) The feasibility of modifying Temporary Assistance for**  
13           **Needy Families (TANF) program eligibility for households to**  
14           **include school attendance requirements for students.**
- 15           **(5) Any other issue related to student absenteeism.**
- 16           **Sec. 3. (a) The commission consists of the following voting**  
17           **members:**
- 18           **(1) The members of the senate education and career**  
19           **development committee.**
  - 20           **(2) The members of the house of representatives education**  
21           **committee.**
- 22           **(b) The chairperson of the senate education and career**  
23           **development committee and the chairperson of the house of**  
24           **representatives education committee shall serve as co-chairpersons**  
25           **of the commission.**
- 26           **Sec. 4. The commission shall annually submit the commission's**  
27           **final report to the legislative council in an electronic format under**  
28           **IC 5-14-6 not later than December 1.**
- 29           **Sec. 5. The affirmative votes of a majority of the voting**  
30           **members of the commission are required for the commission to**  
31           **take action on any measure, including final reports.**
- 32           **Sec. 6. Each member of the commission who is a member of the**  
33           **general assembly is entitled to receive the same per diem, mileage,**  
34           **and travel allowances paid to legislative members of interim study**  
35           **committees established by the legislative council. Per diem,**  
36           **mileage, and travel allowances paid under this section shall be paid**  
37           **from appropriations made to the legislative council or the**  
38           **legislative services agency.**

1           **Sec. 7. The commission shall operate under the policies**  
 2 **governing study committees adopted by the legislative council.**

3           **Sec. 8. The legislative services agency shall staff the committee.**

4           **Sec. 9. This chapter expires January 1, 2015."**

5           Page 1, line 1, delete "IC 20-18-2-2.7" and insert "IC 20-18-2-2.6".

6           Page 1, line 3, delete "2.7." and insert "**2.6.**".

7           Page 1, line 9, delete "IC 20-19-3-12" and insert "IC 20-19-3-12.2".

8           Page 1, line 11, delete "12." and insert "**12.2.**".

9           Page 4, between lines 5 and 6, begin a new paragraph and insert:

10          "SECTION 5. IC 20-24-4-1.5 IS ADDED TO THE INDIANA  
 11 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
 12 [EFFECTIVE UPON PASSAGE]: **Sec. 1.5. (a) Before an authorizer**  
 13 **may issue a charter to an organizer that has had its charter**  
 14 **terminated or has been informed that its charter will not be**  
 15 **renewed by the organizer's current authorizer, the authorizer must**  
 16 **request to have the proposal reviewed by the state board at a**  
 17 **hearing. The state board shall conduct a hearing in which the**  
 18 **authorizer must present information indicating that the organizer's**  
 19 **proposal is substantively different from the organizer's current**  
 20 **proposal with its current authorizer.**

21          **(b) After the state board conducts a hearing under subsection**  
 22 **(a), the state board shall either approve or deny the proposal. If the**  
 23 **proposal is denied by the state board, the authorizer may not issue**  
 24 **a charter to the organizer."**

25          Page 5, delete lines 4 through 42, begin a new paragraph and insert:

26          "SECTION 6. IC 20-31-5-4, AS ADDED BY P.L. 1-2005, SECTION  
 27 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
 28 2013]: Sec. 4. (a) A plan must:

29           (1) state objectives for a three (3) year period; and

30           (2) be annually reviewed and revised to accomplish the  
 31 achievement objectives of the school.

32          (b) A plan must establish objectives for the school to achieve.

33          **(c) This subsection does not apply to a school that is designated**  
 34 **in the top two (2) categories or designations of school improvement**  
 35 **under IC 20-31-8-4 in the year immediately preceding the year in**  
 36 **which the school's initial plan is implemented. These achievement**  
 37 **objectives must be consistent with academic standards and include**  
 38 **improvement in at least the following areas:**

- 1           (1) Attendance rate, as set forth in the plan developed under  
2           **IC 20-19-3-12.2.**
- 3           (2) **The educational needs of students who have been**  
4           **identified to be chronically absent or habitually truant from**  
5           **school.**
- 6           ~~(2)~~ (3) The percentage of students meeting academic standards  
7           under the ISTEP program (IC 20-31-3 and IC 20-32-5).
- 8           ~~(3)~~ (4) For a secondary school, graduation rate.
- 9           ~~(e)~~ (d) A plan must address the learning needs of all students,  
10          including programs and services for exceptional learners.
- 11          ~~(d)~~ (e) A plan must specify how and to what extent the school  
12          expects to make continuous improvement in all areas of the education  
13          system where results are measured by setting benchmarks for progress  
14          on an individual school basis.
- 15          ~~(e)~~ (f) A plan must note specific areas where improvement is needed  
16          immediately.
- 17          SECTION 7. IC 20-31-5-6, AS AMENDED BY P.L.66-2009,  
18          SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
19          JULY 1, 2013]: Sec. 6. (a) **This section does not apply to a school**  
20          **that is designated in the top two (2) categories or designations of**  
21          **school improvement under IC 20-31-8-4 in the year immediately**  
22          **preceding the year in which the school's initial plan is**  
23          **implemented.** A plan must contain the following components for the  
24          school:
- 25               (1) A list of the statutes and rules that the school wishes to have  
26               suspended from operation for the school.
- 27               (2) A description of the curriculum and information concerning  
28               the location of a copy of the curriculum that is available for  
29               inspection by members of the public.
- 30               (3) A description and name of the assessments that will be used  
31               in the school in addition to ISTEP program assessments.
- 32               (4) A plan to be submitted to the governing body and made  
33               available to all interested members of the public in an easily  
34               understood format.
- 35               (5) A provision to maximize parental participation in the school,  
36               which may include providing parents with:
- 37                       (A) access to learning aids to assist students with school work  
38                       at home;

- 1 (B) information on home study techniques; and
  - 2 (C) access to school resources.
  - 3 (6) For a secondary school, a provision to do the following:
  - 4 (A) Offer courses that allow all students to become eligible to
  - 5 receive an academic honors diploma.
  - 6 (B) Encourage all students to earn an academic honors
  - 7 diploma or complete the Core 40 curriculum.
  - 8 (7) A provision to maintain a safe and disciplined learning
  - 9 environment for students and teachers that complies with the
  - 10 governing body's plan for improving student behavior and
  - 11 discipline developed under IC 20-26-5-32.
  - 12 (8) A provision for the coordination of technology initiatives and
  - 13 ongoing professional development activities.
  - 14 (b) If, for a purpose other than a plan under this chapter, a school
  - 15 has developed materials that are substantially similar to a component
  - 16 listed in subsection (a), the school may substitute those materials for
  - 17 the component listed in subsection (a)."
  - 18 Page 6, delete lines 1 through 9.
  - 19 Renumber all SECTIONS consecutively.
- (Reference is to SB 338 as printed February 22, 2013.)

**and when so amended that said bill do pass.**

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Representative Behning