



Episode 1: Effective Upon Passage

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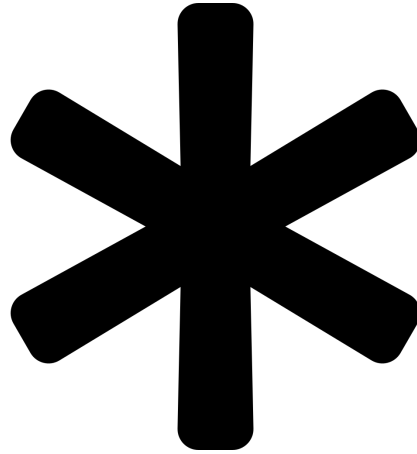


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Episode 1: Effective Upon Passage



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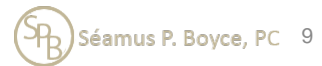
Disclaimer

- The audience for this is broad, including both education leaders and attorneys.
- Focuses on practical guidance pursuant to current standards.
- Does NOT provide comprehensive review.
- Does NOT cover local regulation.
- Does NOT cover your internal policy, procedure, guidelines.
- You should ensure compliance with ALL standards.

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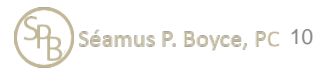
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|---------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> SEA 2 - School Accountability a/k/a Hold Harmless (retroactive) | <input type="checkbox"/> SEA 346 - Students With Disabilities a/k/a State Assessment Accommodations |
| <input type="checkbox"/> SEA 273 - Indiana Behavioral Health Commission | <input type="checkbox"/> SEA 398 - Various Education Matters a/k/a Raatz Various with Member Youth Organization Mandate |
| <input type="checkbox"/> SEA 319 - Practitioner or Accomplished Practitioner License a/k/a PGP externship fix | <input type="checkbox"/> SEA 409 - Employment Of Minors (some effective April 1) |



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| <input type="checkbox"/> HEA 1002 - Teacher Evaluations a/k/a Decoupling (for emergency rule) | <input type="checkbox"/> HEA 1113 - Local Government Finance a/k/a DLGF (just City of Wabash) |
| <input type="checkbox"/> HEA 1003 - Education Matters a/k/a Freedom or Deregulation | <input type="checkbox"/> HEA 1153 - Governor's Workforce Cabinet a/k/a CTE |
| <input type="checkbox"/> HEA 1065 - Various Tax Matters a/k/a Various Thompson Tax | <input type="checkbox"/> HEA 1244 - Unemployment Hearing And Appeals |
| <input type="checkbox"/> HEA 1066 - Various Education a/k/a Various Thompson Education | <input type="checkbox"/> HEA 1341 - Students With Disabilities |
| <input type="checkbox"/> HEA 1082 - Various Higher Education Matters | <input type="checkbox"/> HEA 1372 - Various Insurance Matters (Just summer study language is effective upon passage) |



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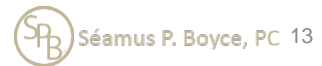
SEA 2 – SCHOOL ACCOUNTABILITY (Raatz)

- Provides that a school's or school corporation's category or designation of school or school corporation performance assigned by the state board of education for the 2018-2019 school year may not be lower than the school's or school corporation's category or designation of school or school corporation performance for the 2017-2018 school year.
- Provides that a school's or school corporation's category or designation of school or school corporation performance assigned by the state board of education for the 2019-2020 school year is the higher of the school's or school corporation's: (1) category or designation of school or school corporation performance assigned for the 2018-2019 school year; or (2) category or designation of school or school corporation performance for the 2019-2020 school year.
- Provides that consequences for school improvement do not apply for the 2018-2019 or 2019-2020 school years.
- Provides that ILEARN program test scores or a school's category or designation of school improvement for the 2018-2019 or 2019-2020 school year may not be used by a school corporation as part of an annual performance evaluation of a particular certificated employee unless the use of the ILEARN program test scores or a school's category or designation of school improvement would improve the particular certificated employee's annual performance rating.

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SEA 2 – However...

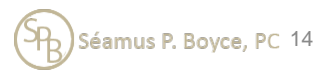
- However, a school may petition the state board, and the state board shall grant the school's petition to use the grade assigned to the school under subsection (b) or (c) for purposes of applying IC 20-31-9.
- However, an eligible school may petition the state board, and the state board shall grant the eligible school's petition to use the eligible school's category or designation of school performance assigned under subsection (b) or (c) for purposes of applying IC 20-51-4-9.
- However, a charter school may petition the state board, and the state board shall grant the charter school's petition to use the charter school's category or designation of school performance assigned under subsection (b) or (c) for purposes of applying IC 20-24-2.2-2(a).



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SEA 2 – Proportionate Increase

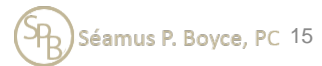
- If ILEARN program test scores or a school's category or designation of school improvement are not used in a particular certificated employee's annual performance evaluation, the weight of all other measures used in the certificated employee's annual performance evaluation must be proportionately increased to replace measures based on the ILEARN program test or the school's category or designation of school improvement.



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SEA 319 - PRACTITIONER OR ACCOMPLISHED PRACTITIONER LICENSE (Rogers)

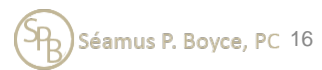
- Provides that 15 of the professional growth experience points required to renew a practitioner license or accomplished practitioner license may be obtained through one or more of certain professional development experiences.
- (Current law provides that 15 of the professional growth experience points required to renew a practitioner license or an accomplished practitioner license must be obtained through one or more of certain professional development experiences.)
- Amends the list of professional development experiences.



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SEA 319 – No More “Externships”

~~An externship with a company.~~ Working for or with a local company in a capacity that includes an understanding of the current and future economic needs of the company and community and a process to disseminate that information to students.

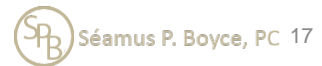


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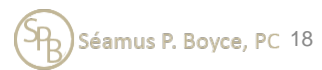
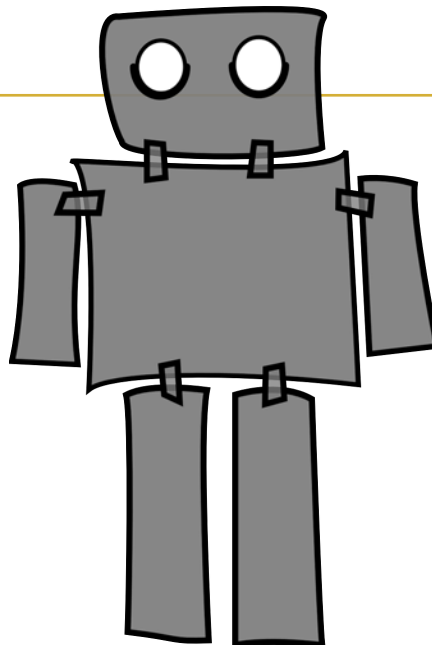
SEA 319 – Mentoring/Coaching

Participation in mentoring or coaching students who are involved in, working with students who are involved in, and exposing students to real world competitions or any other types of programs that provide career skills, including competitions or programs involving or provided by the following:

- (A) Robotics.
- (B) Tests of Engineering Aptitude, Mathematics and Science (TEAMS).
- (C) Technology Student Association (TSA).
- (D) Future Health Professionals (HOSA).
- (E) Distributive Education Clubs of America (DECA).
- (F) Future Farmers of America (FFA).



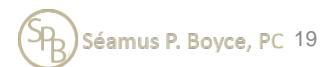
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SEA 346 - STUDENTS WITH DISABILITIES (Houchin, E)

- Effective Upon Passage:
- Provides that at least one member of the state board shall be a practicing licensed special education teacher or special education director at the time the member is appointed.
- Establishes the Indiana standards and assessment accommodation task force to review: (1) the accommodations provided for by Indiana's statewide assessment to determine if appropriate accommodations are available to accurately measure a student's learning; and (2) the possibility of separating the academic standard of reading comprehension into a separate reading academic standard and a comprehension academic standard....On or before November 1, 2020, the task force shall issue a final report and shall make recommendations to the general assembly in an electronic format under IC 5-14-6.



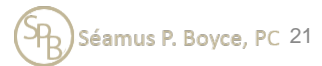
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HEA 1002 - TEACHER EVALUATIONS (Cook, A)

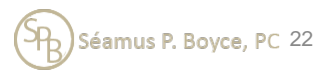
- Removes the requirement that a school corporation's annual performance evaluation plan must be based, in part, on objective measures of student achievement.
- Authorizes the state board of education to adopt emergency rules.
- Makes conforming amendments. Makes technical corrections.



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HEA 1002 – SBOE Emergency Rules

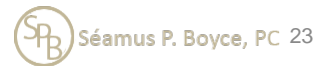
The state board may adopt emergency rules under IC 4-22-2-37.1, to amend 511 IAC 10-6-4 limited to changes made to IC 20-28-11.5-4, as amended by this act.



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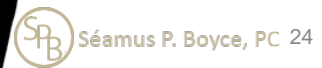
HEA 1003 - EDUCATION MATTERS (Jordan, J)

- HEA 1003 will be covered in a stand-alone episode. In the meantime:
- Provides that the state board of education shall determine the timing, frequency, and method of certain teacher training requirements, including whether the training should be required for purposes of obtaining or renewing a license or as part of the completion requirements for a teacher preparation program. (Effective 7/1/20)
- Provides that the state board may grant an application by a school or group of schools that requests to waive compliance with certain statutes or rules.



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Freedom



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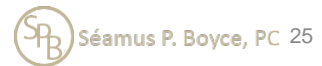
HEA 1003 – Performance Based Accreditation

Subject to subsection (c) and section 7 of this chapter, a school or group of schools accredited under this chapter may submit an application to the state board, in a manner prescribed by the state board, requesting flexibility and to waive compliance with any provision in this title or 511 IAC in order to do one (1) or more of the following:

- (1) Improve student performance and outcomes.
- (2) Offer the applicant flexibility in the administration of educational programs or improve the efficiency of school operations.
- (3) Promote innovative educational approaches to student learning.
- (4) Advance the mission or purpose of the school or group of schools.

...

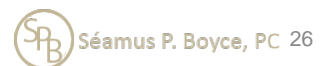
The state board shall adopt rules under IC 4-22-2 necessary to implement this chapter.



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HEA 1065 – VARIOUS TAX MATTERS (Thompson, J)

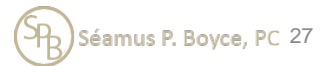
- Adds provisions concerning a school corporation's establishment of a school improvement fund if payments for loans or advances from the common school fund are suspended and related provisions.
- Amends the definition of "qualified higher education expenses" for the purpose of the 529 college savings contribution tax credit to exclude qualified education loan repayments.
- Amends the definition of "taxpayer" for the purpose of the 529 college savings contribution tax credit to include a married individual filing a separate return. ...
- Provides that a local income tax council (LIT council) for a county with a single voting bloc must vote as a whole in order to exercise its authority to increase (but not decrease) a local income tax rate in the county. Defines a "county with a single voting bloc" as a county in which one city or one town that is a member of the LIT council is allocated more than 50% of the total votes allocated to the members of the LIT council. Sunsets this provision on May 31, 2021. Provides that actions taken by a member of a LIT council, or a LIT council, for a county with a single voting bloc after December 31, 2019, and before April 1, 2020, on a resolution or proposed ordinance to increase a local income tax in the county are void. ...



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HEA 1065 – CTE Program Cap Removed

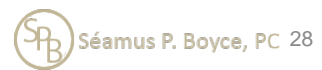
~~The amount distributed under subsection (b) may not exceed one hundred thirty million dollars (\$130,000,000) for a state fiscal year. If the amount determined under subsection (b) will exceed one hundred thirty million dollars (\$130,000,000) for a state fiscal year, the amount distributed to each recipient during the remaining months of the state fiscal year shall be proportionately reduced so that the total reductions equal the amount of the excess for the state fiscal year.~~



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HEA 1065 Revenue Sharing

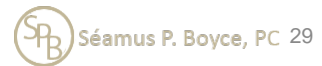
- Provides that a charter school may elect to distribute a proportionate share of the charter school's operations fund to the school corporation in whose district the charter school is located.
- Provides that a school corporation may distribute money that is received as part of a referendum tax levy to a charter school, excluding a virtual charter school, that is located in the attendance area of the school corporation.



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HEA 1065 – Referenda Resolutions

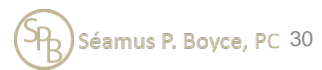
- The resolution described in subsection (a) must indicate whether proceeds in the school corporation's education fund collected from a tax levy under this chapter will be used to provide a distribution to a charter school or charter schools, excluding a virtual charter school...as well as the amount that will be distributed to the particular charter school or charter schools.
- A school corporation may request from the designated charter school or charter schools any financial documentation necessary to demonstrate the financial need of the charter school or charter schools.



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HEA 1065 – Residential TIF

Makes certain changes to provisions that permit a redevelopment commission to establish a program for residential housing development and a tax increment funding allocation area for the program, including the following: (1) Provides that the threshold condition for establishing a residential housing development program (program) does not apply for purposes of establishing a program in an economic development target area. (2) Requires the department of redevelopment to consult with officials of all school corporations within the proposed allocation area before formal submission of the program. (3) Requires the department of redevelopment to provide notice of the public hearing on the program to all affected taxing units and officials of all school corporations within the proposed allocation area.



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HEA 1066 - VARIOUS EDUCATION MATTERS (Thompson, J)

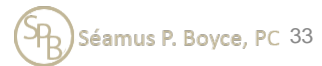
- Other provisions will be addressed in future episodes. Effective Upon Passage:
- ... Provides that a student who: (1) qualifies for free or reduced price lunch under the national school lunch program; or (2) attended a turnaround academy under IC 20-31-9.5 or attends a school that is located in the same school building as the participating innovation network charter school, may receive preference for admission to a participating innovation network charter school if the preference is specifically provided for in the charter and is approved by the authorizer. ...
- Provides that a teacher who: (1) is employed in a school corporation; (2) loses his or her job in the school corporation because of a reorganization; and (3) has received a rating of effective or highly effective on his or her most recent performance evaluation; shall receive an employment preference over other candidates for the same vacant teaching position, for a period of not more than one year after the teacher loses his or her job. Provides that a teacher who: (1) is employed in a school corporation; (2) loses his or her job in a school corporation because of a reorganization; and (3) is subsequently employed by a community school corporation created by a reorganization; retains certain rights and privileges that the teacher held at the time the teacher lost his or her job in the original school corporation. ...
- Provides that the provisions of SEA 2-2020 apply to an adult high school.

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SEA 273 - INDIANA BEHAVIORAL HEALTH COMMISSION (Crider, M)

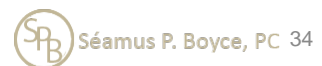
- Establishes the Indiana behavioral health commission (commission). Specifies the membership of the commission.
- Requires the commission to prepare: (1) an interim report not later than October 1, 2020; and (2) a final report not later than October 1, 2022. Specifies the issues and topics to be discussed in the commission reports. Requires commission reports to be issued to the following parties: (1) The governor. (2) The legislative council. (3) Any other party specified by the commission chairperson.
- Requires commission reports to be issued in an electronic format. Abolishes the commission on December 31, 2022. Defines certain terms. Makes conforming amendments.



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SEA 273 – Some IBHC Members

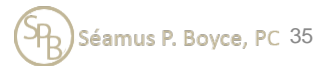
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| (8) <u>The director</u> of the department of education or the director's designee. | (17) The mayor of an Indiana city with an existing mental health initiative. |
| (10) A representative from the Indiana school resource officers association. | (18) A representative from a local public safety agency. |
| (12) A school based mental health coordinator. | (20) A licensed psychiatrist. |
| (13) A representative from a local law enforcement agency. | (21) A psychologist licensed under IC 25-33. |
| (15) A parent of a student who: | (22) An addictionologist. |
| • (A) is currently using; or | (23) A representative affiliated with an emergency medical services provider. |
| • (B) has used:
school based mental health | (24) One (1) licensed clinical social worker. |



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SEA 398 - VARIOUS EDUCATION MATTERS (Raatz, J)

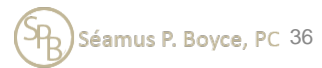
- Other provisions will be covered in future episodes. Effective Upon Passage:
- Urges the legislative council to assign to an appropriate study committee for study during the 2020 interim the topic of whether, and in what form, the state should encourage robotics classes and clubs for students in kindergarten through grade 12.



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HEA 1082 – VARIOUS HIGHER EDUCATION MATTERS (Heaton, R)

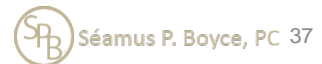
- Makes changes to the: (1) definition of "eligible secondary school student"; and (2) requirements regarding agreements between the commission for higher education (commission) and eligible employers; for purposes of the employment aid readiness network (EARN) Indiana program.
- Makes changes to the name of the "return and complete" project.
- Makes changes to the definitions regarding the project, including repealing definitions regarding the return and complete project.
- Requires the commission to: (1) collect and maintain certain information regarding the project; and (2) submit a report to the general assembly and governor regarding the information.
- Provides that money in the graduate medical education fund does not revert to any other fund. (Current law provides that money in the graduate medical education fund does not revert to the state general fund.)
- Repeals provisions that do the following: (1) Require state educational institutions to report annually to the commission regarding return and complete students. (2) Expire the return and complete project provisions.



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HEA 1153 - GOVERNOR'S WORKFORCE CABINET (Goodrich, C)

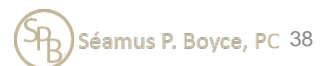
- Provides that the governor's workforce cabinet (cabinet) shall, on or before December 1, 2020, create a comprehensive strategic plan to ensure alignment of Indiana's primary, secondary, and postsecondary education systems with Indiana's workforce training programs and employer needs.
- Requires the cabinet to include early childhood education in the cabinet's: (1) systematic and comprehensive review to determine whether Indiana's educational system is aligned with employer needs; and (2) comprehensive strategic plan to ensure alignment of Indiana's educational system with employer needs.



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HEA 1244 - UNEMPLOYMENT HEARINGS AND APPEALS (Vermilion, A)

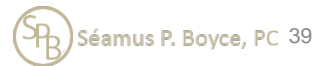
- Provides that, in unemployment appeals, the proceedings before an administrative law judge are de novo.
- Provides that an administrative law judge, review board member, or other individual who adjudicates claims can consider as evidence and include in the record those records of the department of workforce development (department) that are material to the issues being considered in the hearing if the records are made available to the interested parties prior to the hearing through (1) the United States mail or (2) the department's electronic portal.
- Removes the provision that provides that the department shall define the term "effort to secure full-time work". Provides that an individual has made an effort to secure full-time work with respect to any week in which the individual has completed certain activities directed by the department and affirmed that the individual has made an effort to secure full-time work.
- Requires the department, not later than December 31, 2021, to adopt rules to define (1) the acceptable types of work search activities, (2) the number of work search activities required to be completed in any week, (3) the requirements for producing documentation, and (4) the requirement to apply to, and accept if offered, suitable jobs referred by the department.
- Provides that 646 IAC 5-9-3 is void and directs the publisher of the Indiana Administrative Code and the Indiana Register to remove the section from the Indiana Administrative Code.



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HEA 1341 - STUDENTS WITH DISABILITIES (Pfaff, T)

- Requires the state advisory council on the education of children with disabilities (council) to develop a plan to inform: (1) certain former students who received a certificate of completion or another nondiploma certificate of recognition; and (2) certain former students who had an individualized education program, plan developed under Section 504 of the federal Rehabilitation Act, service plan, or choice scholarship education plan and who withdrew from school; of certain resources and opportunities.
- Requires the council to submit, not later than October 1, 2020, a copy of the plan to the general assembly.



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“Effective Upon Passage” Checklist

- Complete survey if you haven't already
- Come up with your plan of distributing and processing material
- Schedule the e-office hours and participate with your questions
- SEA 2 - Waiver from hold harmless?
- SEA 2 – Evaluation Proportionate Increases
- SEA 319 – Communicate that no more extern mandate
- SEA 346 – Special ed educator that wants to be on the SBOE?
- HEA 1003 – Start thinking about training deregulation and Performance Accreditation waivers
- HEA 1065 – Proceed with CTE planning knowing no more cap
- HEA 1065 – Add to your referenda resolution template
- SEA 273 – Know anyone for the Indiana Behavioral Health Commission?
- HEA 1244 – Get ready for a brave new world of Unemployment
- Pay attention and engage with the SBOE
- Have a great rest of your day/week/weekend!

