



Reprinted
January 30, 2024

SENATE BILL No. 1

DIGEST OF SB 1 (Updated January 29, 2024 2:45 pm - DI 92)

Citations Affected: IC 20-24; IC 20-24.2; IC 20-26.5; IC 20-30; IC 20-31; IC 20-32.

Synopsis: Reading skills. Requires certain schools to offer summer school courses for students who are not reading proficient or are at risk of not being reading proficient as indicated on the determinant evaluation of reading skills approved by the state board of education
(Continued next page)

Effective: July 1, 2024.

**Rogers, Raatz, Buchanan, Garten,
Donato, Crane, Deery, Johnson T,
Holdman, Doriot, Brown L, Gaskill,
Carrasco, Alexander, Charbonneau,
Messmer, Walker K, Glick, Byrne,
Niemeyer, Maxwell, Buck, Koch,
Busch, Leising, Dernulc, Crider,
Freeman, Becker, Goode, Baldwin,
Randolph Lonnie M**

January 16, 2024, read first time and referred to Committee on Education and Career Development.
January 18, 2024, amended, reported favorably — Do Pass; reassigned to Committee on Appropriations.
January 25, 2024, amended, reported favorably — Do Pass.
January 29, 2024, read second time, amended, ordered engrossed.

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(evaluation). Expands eligibility for funding for summer school courses. Requires certain summer school courses to be taught by a teacher who is trained in the science of reading. Provides that if a student does not achieve a 90% attendance rate in a summer reading course, the student is required to participate in an individual reading plan in the following school year. Requires the department of education (department) to procure a universal screening assessment (assessment) that meets certain criteria. Requires certain schools to administer the assessment to students in kindergarten through grade 2 who are not on track for reading proficiency by grade 3 as determined by the department. Provides that a vendor must supply a student's assessment results to the student and the student's parents. Applies the reading deficiency remediation plan (plan) to public schools, charter schools, state accredited nonpublic schools, and eligible schools. Makes the following changes to the plan: (1) Beginning with evaluations administered in the 2024-2025 school year, requires retention of a student in grade 3 in addition to remediation if the student has not achieved a passing score on the evaluation. (2) Requires schools to notify a student's parent of certain assessment results, interventions, or remedial actions provided to the student. (3) Requires schools to monitor the progress of students who have failed to achieve a passing score on the evaluation or the statewide assessment program test. (4) Requires schools to provide reading instruction aligned with the science of reading to all students in kindergarten through grade 8. (5) Requires schools to administer the evaluation to students who are in grade 2. (6) Requires a student to take the evaluation until certain conditions are met. (7) Requires school reporting on interventions for certain students at risk of not being reading proficient and for certain students who do not achieve a valid passing score on the determinant evaluation of reading skills. Creates exceptions to the grade 3 retention requirement for a student who meets certain criteria. Requires the governing body of a school to establish a procedure allowing a parent or guardian of a student to appeal the student's retention under the plan. Requires the department to notify the parent or guardian of a child enrolled in kindergarten of the retention requirements under the plan.



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January 30, 2024

Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

SENATE BILL No. 1

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 20-24-8-5, AS AMENDED BY P.L.201-2023,
2 SECTION 157, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2024]: Sec. 5. The following statutes and rules
4 and guidelines adopted under the following statutes apply to a charter
5 school:
6 (1) IC 5-11-1-9 (required audits by the state board of accounts).
7 (2) IC 20-39-1-1 (unified accounting system).
8 (3) IC 20-35 (special education).
9 (4) IC 20-26-5-10 (criminal history).
10 (5) IC 20-26-5-6 (subject to laws requiring regulation by state
11 agencies).
12 (6) IC 20-28-10-12 (nondiscrimination for teacher marital status).
13 (7) IC 20-28-10-14 (teacher freedom of association).
14 (8) IC 20-28-10-17 (school counselor immunity).
15 (9) For conversion charter schools only if the conversion charter
16 school elects to collectively bargain under IC 20-24-6-3(b),
17 IC 20-28-6, IC 20-28-7.5, IC 20-28-8, IC 20-28-9, and

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IC 20-28-10.

(10) IC 20-33-2 (compulsory school attendance).

(11) IC 20-33-8-19, IC 20-33-8-21, and IC 20-33-8-22 (student due process and judicial review).

(12) IC 20-33-8-16 (firearms and deadly weapons).

(13) IC 20-34-3 (health and safety measures).

(14) IC 20-33-9 (reporting of student violations of law).

(15) IC 20-30-3-2 and IC 20-30-3-4 (patriotic commemorative observances).

(16) IC 20-31-3, IC 20-32-4, IC 20-32-5 (for a school year ending before July 1, 2018), IC 20-32-5.1 (for a school year beginning after June 30, 2018), IC 20-32-8, and IC 20-32-8.5, as provided in ~~IC 20-32-8.5-2(b)~~ **IC 20-32-8.5-2** (academic standards, accreditation, assessment, and remediation).

(17) IC 20-33-7 (parental access to education records).

(18) IC 20-31 (accountability for school performance and improvement).

(19) IC 20-30-5-19 (personal financial responsibility instruction).

(20) IC 20-26-5-37.3, before its expiration (career and technical education reporting).

(21) IC 20-35.5 (dyslexia screening and intervention).

(22) IC 22-2-18, before its expiration on June 30, 2021 (limitations on employment of minors).

(23) IC 20-26-12-1 (curricular material purchase and provision; public school students).

(24) IC 20-26-12-2 (curricular material purchase and rental).

SECTION 2. IC 20-24.2-4-3, AS AMENDED BY P.L.250-2023, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) Except as specifically provided in this article and section 4 of this chapter, the following provisions of this title and a rule or guideline adopted by the state board under one (1) of the following provisions of this title do not apply to a qualified district or qualified high school:

(1) Provisions that do not apply to school corporations in general.

(2) IC 20-20 (programs administered by the state), except for IC 20-20-1 (educational service centers).

(3) IC 20-28 (school teachers), except for IC 20-28-3-4 (teacher continuing education), IC 20-28-4-8 (hiring of transition to teaching participants; restrictions), IC 20-28-4-11 (transition to teaching participants; school corporation or subject area; transition to teaching permit), IC 20-28-5-8 (conviction of certain felonies or misdemeanors; notice and hearing; permanent



1 revocation of license; data base of school employees who have
 2 been reported), IC 20-28-6 (teacher contracts), IC 20-28-7.5
 3 (cancellation of teacher contracts), IC 20-28-8 (contracts with
 4 school administrators), IC 20-28-9 (teacher salary and related
 5 payments), IC 20-28-10 (conditions of employment), and
 6 IC 20-28-11.5 (staff performance evaluations).

7 (4) IC 20-30 (curriculum), except for IC 20-30-3-2 and
 8 IC 20-30-3-4 (patriotic commemorative observances),
 9 IC 20-30-5-13 (human sexuality instructional requirements), and
 10 IC 20-30-5-19 (personal financial responsibility instruction).

11 (5) IC 20-32 (student standards, assessments, and performance),
 12 except for IC 20-32-4 (graduation requirements), IC 20-32-5
 13 (Indiana statewide testing for educational progress for a school
 14 year ending before July 1, 2018), IC 20-32-5.1 (statewide
 15 assessment program for a school year beginning after June 30,
 16 2018), ~~and~~ IC 20-32-8 (remediation), **and IC 20-32-8.5 (reading**
 17 **improvement and remediation plans).**

18 (6) IC 20-37 (career and technical education).

19 (b) Notwithstanding any other law, a school corporation may not
 20 receive a decrease in state funding based upon the school corporation's
 21 status as a qualified district or the status of a high school within the
 22 school corporation as a qualified high school, or because of the
 23 implementation of a waiver of a statute or rule that is allowed to be
 24 waived by a qualified district or qualified high school.

25 SECTION 3. IC 20-24.2-4-4, AS AMENDED BY P.L.250-2023,
 26 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2024]: Sec. 4. The following provisions of this title and rules
 28 and guidelines adopted under the following provisions of this title
 29 apply to a qualified district or qualified high school:

30 IC 20-20-1 (educational service centers).

31 IC 20-23 (organization of school corporations).

32 IC 20-26 (school corporation general administrative provisions).

33 IC 20-27 (school transportation).

34 IC 20-28-3-4 (teacher continuing education).

35 IC 20-28-4-8 (hiring of transition to teaching participants;
 36 restrictions).

37 IC 20-28-4-11 (transition to teaching participants; school
 38 corporation or subject area; transition to teaching permit).

39 IC 20-28-5-8 (conviction of certain felonies or misdemeanors;
 40 notice and hearing; permanent revocation of license; data base of
 41 school employees who have been reported).

42 IC 20-28-6 (teacher contracts).



- 1 IC 20-28-7.5 (cancellation of teacher contracts).
- 2 IC 20-28-8 (contracts with school administrators).
- 3 IC 20-28-9 (teacher salary and related payments).
- 4 IC 20-28-10 (conditions of employment).
- 5 IC 20-28-11.5 (staff performance evaluations).
- 6 IC 20-29 (collective bargaining for teachers).
- 7 IC 20-30-3-2 and IC 20-30-3-4 (patriotic commemorative
- 8 observances).
- 9 IC 20-30-5-13 (human sexuality instructional requirements).
- 10 IC 20-30-5-19 (personal financial responsibility instruction).
- 11 IC 20-31 (accountability for school performance and
- 12 improvement).
- 13 IC 20-32-4, IC 20-32-5 (for a school year beginning before July
- 14 1, 2018), IC 20-32-5.1 (for a school year ending after June 30,
- 15 2018), and IC 20-32-8 (accreditation, assessment, and
- 16 remediation), or any other statute, rule, or guideline related to
- 17 standardized assessments.
- 18 **IC 20-32-8.5 (reading improvement and remediation plans).**
- 19 IC 20-33 (students: general provisions).
- 20 IC 20-34-3 (health and safety measures).
- 21 IC 20-35 (special education).
- 22 IC 20-35.5 (dyslexia screening and intervention).
- 23 IC 20-36 (high ability students).
- 24 IC 20-39 (accounting and financial reporting procedures).
- 25 IC 20-40 (government funds and accounts).
- 26 IC 20-41 (extracurricular funds and accounts).
- 27 IC 20-42.5 (allocation of expenditures to student instruction and
- 28 learning).
- 29 IC 20-43 (state tuition support).
- 30 IC 20-44 (property tax levies).
- 31 IC 20-46 (levies other than general fund levies).
- 32 IC 20-47 (related entities; holding companies; lease agreements).
- 33 IC 20-48 (borrowing and bonds).
- 34 IC 20-49 (state management of common school funds; state
- 35 advances and loans).
- 36 IC 20-50 (homeless children and foster care children).
- 37 SECTION 4. IC 20-26.5-2-3, AS AMENDED BY P.L.201-2023,
- 38 SECTION 167, IS AMENDED TO READ AS FOLLOWS
- 39 [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) Notwithstanding any other
- 40 law, the following may be suspended for a coalition member in
- 41 accordance with the coalition's plan:
- 42 (1) Subject to section 1(c) of this chapter, IC 20-30, concerning



- 1 curriculum.
- 2 (2) The following statutes and rules concerning curricular
- 3 materials:
- 4 IC 20-26-12-1, except for the provision of curricular materials
- 5 at no cost to a student in a public school.
- 6 IC 20-26-12-2, except for the prohibition of renting curricular
- 7 materials to students enrolled in a public school.
- 8 IC 20-26-12-24.
- 9 511 IAC 6.1-5-5.
- 10 (3) The following rules concerning teacher licenses:
- 11 511 IAC 16.
- 12 511 IAC 17.
- 13 (4) Subject to subsection (c), IC 20-31-3 (concerning the adoption
- 14 of academic standards).
- 15 (5) IC 20-31-4.1, concerning the performance based accreditation
- 16 system.
- 17 (6) Except as provided in subsection (b), any other statute in
- 18 IC 20 or rule in 511 IAC requested to be suspended as part of the
- 19 plan that is approved by the state board under section 1 of this
- 20 chapter.
- 21 (b) A coalition member may not suspend under subsection (a)(6)
- 22 any of the following:
- 23 (1) IC 20-26-5-10 (criminal history and child protection index
- 24 check).
- 25 (2) IC 20-28 (school teachers).
- 26 (3) IC 20-29 (collective bargaining).
- 27 (4) IC 20-31 (accountability for performance and improvement),
- 28 except for IC 20-31-3 and IC 20-31-4.1.
- 29 (5) Subject to subsection (c), IC 20-32-4 (graduation
- 30 requirements).
- 31 (6) IC 20-32-5.1 (Indiana's Learning Evaluation Assessment
- 32 Readiness Network (ILEARN) program).
- 33 **(7) IC 20-32-8.5 (reading improvement and remediation**
- 34 **plans).**
- 35 ~~(7)~~ **(8)** IC 20-33 (students).
- 36 ~~(8)~~ **(9)** IC 20-34 (student health and safety measures).
- 37 ~~(9)~~ **(10)** IC 20-35 (special education).
- 38 ~~(10)~~ **(11)** IC 20-35.5 (dyslexia screening and intervention).
- 39 ~~(11)~~ **(12)** IC 20-36 (high ability students).
- 40 ~~(12)~~ **(13)** IC 20-39 (accounting and financial reporting
- 41 procedures).
- 42 ~~(13)~~ **(14)** IC 20-40 (government funds and accounts).



~~(14)~~ **(15)** IC 20-41 (extracurricular funds and accounts).
~~(15)~~ **(16)** IC 20-42 (fiduciary funds and accounts).
~~(16)~~ **(17)** IC 20-42.5 (allocation of expenditures to student instruction and learning).
~~(17)~~ **(18)** IC 20-43 (state tuition support).
~~(18)~~ **(19)** IC 20-44 (property tax levies).
~~(19)~~ **(20)** IC 20-46 (levies other than general fund levies).
~~(20)~~ **(21)** IC 20-47 (related entities; holding companies; lease agreements).
~~(21)~~ **(22)** IC 20-48 (borrowing and bonds).
~~(22)~~ **(23)** IC 20-49 (state management of common school funds; state advances and loans).
~~(23)~~ **(24)** IC 20-50 (homeless children and foster care children).

(c) A coalition member must comply with the postsecondary readiness competency requirements under IC 20-32-4-1.5(b)(1). However, notwithstanding any other law, a coalition member may replace high school courses on the high school transcript with courses on the same subject matter with equal or greater rigor to the required high school course and may count such a course as satisfying the equivalent diploma requirements established by IC 20 and any applicable state board administrative rules or requirements. If the coalition member school offers courses that are not aligned with requirements adopted by the state board under IC 20-30-10, a parent of a student and the student who intends to enroll in a course that is not aligned with requirements adopted by the state board under IC 20-30-10 must provide consent to the coalition member school to enroll in the course. The consent form used by the coalition, which shall be developed in collaboration with the commission for higher education, must notify the parent and the student that enrollment in the course may affect the student's ability to attend a particular postsecondary educational institution or enroll in a particular course at a particular postsecondary educational institution because the course does not align with requirements established by the state board under IC 20-30-10.

SECTION 5. IC 20-30-7-1, AS AMENDED BY P.L.167-2018, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. **(a) Except as provided in subsection (c),** the state board may prescribe a program of summer school education for public schools. **Subject to subsection (b),** the state board shall adopt rules under IC 4-22-2 to provide for:

- (1) summer school programs; and
- (2) the state distribution formula for any money appropriated by



the general assembly for summer school education to allow for the reimbursement for:

(A) instructional costs; and

(B) costs of tuition for an applicable online summer school course.

(b) The state board shall give priority reimbursement, which must be exempt from the distribution formula adopted by the state board under subsection (a), for all eligible costs for summer school courses that include curriculum aligned with the science of reading designated by the department to support students in:

(1) grade 2 who are at risk of not being reading proficient; and

(2) grade 3 who are not reading proficient; as indicated on the determinant evaluation of reading skills approved by the state board under IC 20-32-8.5-2.

(c) A state accredited nonpublic school and an eligible school (as defined in IC 20-51-1-4.7) shall be eligible for summer school funding for courses that include curriculum aligned with the science of reading designated by the department to support students in:

(1) grade 2 who are at risk of not being reading proficient; and

(2) grade 3 who are not reading proficient; as indicated on the determinant evaluation of reading skills approved by the state board under IC 20-32-8.5-2.

SECTION 6. IC 20-30-7-13 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 13. (a) This section applies to:**

(1) a public school, including a charter school;

(2) a state accredited nonpublic school; and

(3) an eligible school (as defined in IC 20-51-1-4.7).

(b) A school shall offer summer school courses designated by the department to support students in:

(1) grade 2 who are at risk of not being reading proficient; and

(2) grade 3 who are not reading proficient; as indicated on the determinant evaluation of reading skills approved by the state board under IC 20-32-8.5-2.

(c) A summer school course described in subsection (b) must:

(1) be taught by a teacher who is trained in the science of reading as determined by the department; and

(2) use curriculum aligned with the science of reading.



(d) If a student described in subsection (b) does not achieve at least a ninety percent (90%) attendance rate in a summer reading course described in subsection (b), the student shall participate in an individual reading plan aligned with the science of reading in the following school year.

SECTION 7. IC 20-31-4.1-7, AS AMENDED BY P.L.201-2023, SECTION 169, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 7. A school or group of schools that submits an application under section 4 of this chapter may not request to waive any of the following provisions:

- IC 20-24-8-2 (prohibited acts).
- IC 20-26-5-10 (criminal history and child protection index check).
- IC 20-26-12-1 (curricular material purchase and provision; public school students).
- IC 20-26-12-2 (curricular material purchase and rental).
- IC 20-27-7 (school bus inspection and registration).
- IC 20-27-8-1 (school bus drivers and monitors).
- IC 20-27-8-2 (school bus driver driving summary).
- IC 20-27-10-3 (capacity of school bus).
- IC 20-28 (school teachers).
- IC 20-29 (collective bargaining).
- IC 20-30-5-0.5 (display of United States flag; Pledge of Allegiance).
- IC 20-30-5-1 (constitutions).
- IC 20-30-5-2 (constitutions; interdisciplinary course).
- IC 20-30-5-3 (protected writings).
- IC 20-30-5-4 (American history).
- IC 20-30-5-4.5 (moment of silence).
- IC 20-30-5-5 (morals instruction).
- IC 20-30-5-6 (good citizenship instruction).
- IC 20-30-5-13 (human sexuality instructional requirements).
- IC 20-30-5-17 (access to materials; consent for participation).
- IC 20-30-5-21 (contrary student instruction not permitted).
- IC 20-30-5-22 (Indiana studies).
- IC 20-31 (accountability for performance and improvement).
- IC 20-32-4 (graduation requirements).
- IC 20-32-5.1 (Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program).
- IC 20-32-8.5 (reading improvement and remediation plans).**
- IC 20-33-1 (equal educational opportunity).
- IC 20-34 (student health and safety measures).
- IC 20-35 (special education).



1 IC 20-35.5 (dyslexia screening and intervention).
 2 IC 20-36 (high ability students).
 3 IC 20-39 (accounting and financial reporting procedures).
 4 IC 20-40 (government funds and accounts).
 5 IC 20-41 (extracurricular funds and accounts).
 6 IC 20-42 (fiduciary funds and accounts).
 7 IC 20-42.5 (allocation of expenditures to student instruction and
 8 learning).
 9 IC 20-43 (state tuition support).
 10 IC 20-44 (property tax levies).
 11 IC 20-46 (levies other than general fund levies).
 12 IC 20-47 (related entities; holding companies; lease agreements).
 13 IC 20-48 (borrowing and bonds).
 14 IC 20-49 (state management of common school funds; state
 15 advances and loans).
 16 IC 20-50 (homeless children and foster care children).
 17 IC 20-51 (school scholarships).

18 SECTION 8. IC 20-32-1-1, AS AMENDED BY P.L.92-2020,
 19 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2024]: Sec. 1. **Except as provided in IC 20-32-8.5**, this
 21 article applies only to the following:

- 22 (1) Public schools.
- 23 (2) State accredited nonpublic schools.

24 SECTION 9. IC 20-32-2-2.1 IS ADDED TO THE INDIANA CODE
 25 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 26 1, 2024]: **Sec. 2.1. "Retention" means an individual repeating the**
 27 **same grade level in a subsequent school year that the individual**
 28 **participated in during the immediately preceding school year.**

29 SECTION 10. IC 20-32-2-3, AS AMENDED BY P.L.92-2020,
 30 SECTION 71, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 JULY 1, 2024]: Sec. 3. **Except as provided in IC 20-32-8.5-0.7**,
 32 "student" means an individual who is enrolled in:

- 33 (1) a public school;
- 34 (2) a state accredited nonpublic school; or
- 35 (3) another nonpublic school that has requested and received from
 36 the state board specific approval of the school's educational
 37 program.

38 SECTION 11. IC 20-32-5.1-17, AS AMENDED BY P.L.245-2023,
 39 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2024]: Sec. 17. (a) The state board shall approve two (2) or
 41 more benchmark, formative, interim, or similar assessments to identify
 42 students that require remediation and provide individualized instruction



in which a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) may receive a grant under subsection (g).

(b) For a benchmark, formative, interim, or similar assessment described in subsection (a) that is administered to students in kindergarten through grade 2, the assessment must meet one (1) or more of the following:

(1) The assessment:

(A) focuses on English/language arts; and

(B) shows alignment, verified by a third party, to Indiana's academic standards for English/language arts domains, specifically foundational reading skills.

(2) The assessment is a universal screener that:

(A) meets the screening requirements listed in IC 20-35.5-2-2;

(B) measures foundational reading skills; and

(C) received a convincing or partially convincing rating for accuracy, reliability, and validity by the National Center on Intensive Intervention or a nationally recognized dyslexia assessment expert.

(3) The assessment focuses on numeracy and shows alignment, verified by a third party, to Indiana's academic standards for mathematical domains, specifically:

(A) number sense;

(B) computation and algebraic thinking; and

(C) measurement.

(c) For a benchmark, formative, interim, or similar assessment described in subsection (a) that is administered to students in grades 3 through 7, the assessment must show alignment, verified by a third party, to Indiana's academic standards.

(d) For a benchmark, formative, interim, or similar assessment described in subsection (a) that is administered to students in grades 8 through 10, the assessment must show alignment, verified by a third party, to:

(1) Indiana's academic standards; or

(2) the nationally recognized college entrance exam required to be administered under section 7 of this chapter.

(e) This subsection does not apply to an assessment that is a universal screener described in subsection (b)(2). The majority of the benchmark, formative, interim, or similar assessment reporting must indicate the degree to which students are on track for grade level proficiency and college and career readiness. Approved assessments must also provide predictive study results for student performance on



the statewide assessment under section 7 of this chapter, not later than two (2) years after the summative assessment has been first administered.

(f) This subsection does not apply to an assessment that is a universal screener described in subsection (b)(2). A school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) may elect to administer a benchmark, formative, interim, or similar assessment described in subsection (a). If a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) administers an assessment described in subsection (a), the school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) may prescribe the time and the manner in which the assessment is administered.

(g) If a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) elects to administer a benchmark, formative, interim, or similar assessment described in subsection (a), the school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) is entitled to receive a grant or reimbursement from the department in an amount not to exceed the cost of the assessment. The department shall provide grants and reimbursements to a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) under this section from money appropriated to the department for the purpose of carrying out this section.

(h) **Except as provided in subsection (j),** the state board and the department may not contract with, approve, or endorse the use of a single vendor to provide benchmark, formative, interim, or similar assessments for any grade level or levels of kindergarten through grade 7.

(i) Before the state board may approve a benchmark, formative, interim, or similar assessment described in subsection (a), the assessment vendor must enter into a data share agreement with the department in the manner prescribed by the department. **A vendor providing an assessment described in subsection (b)(2) shall provide a summary of a student's assessment results to the student and the student's parents. The summary of the results must be in an understandable format for parents that is easy to read.**

(j) The department shall procure a preferred assessment that meets the requirements specified in subsection (b)(2). The department shall provide technical assistance for the preferred



assessment selected under this subsection.

(k) This subsection applies to:

- (1) a public school, including a charter school;
- (2) a state accredited nonpublic school; and
- (3) an eligible school (as defined in IC 20-51-1-4.7).

An elementary school shall administer an assessment described in subsection (b)(2) to students in kindergarten through grade 2 who are not on track for reading proficiency by grade 3 as determined by the department. The department shall provide guidance as to the number of times the assessment is required and when the administrations of the assessment should occur.

SECTION 12. IC 20-32-8.5-0.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 0.5. This chapter applies to:**

- (1) a public school, including a charter school;
- (2) a state accredited nonpublic school; and
- (3) an eligible school (as defined in IC 20-51-1-4.7).

SECTION 13. IC 20-32-8.5-0.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 0.7. As used in this chapter, "student" means an individual who is enrolled in a school described in section 0.5 of this chapter.**

SECTION 14. IC 20-32-8.5-2, AS AMENDED BY P.L.245-2023, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 2. (a) Except as provided in subsection (b), ~~or (c)~~, the plan required by this chapter must include the following:**

- (1) Reading skill standards for grade 1 through grade 3.
- (2) ~~An emphasis on~~ A method for making determinant evaluations by grade 3 that ~~might require~~ remedial action **is required** for the a student, including:

- (A) beginning with evaluations administered during the 2024-2025 school year, and except as provided in subsection (c), retention of the student in grade 3 if the student has not achieved a passing score on the determinant evaluation of reading skills approved by the state board after the student has had an opportunity to retake the determinant evaluation in the summer; and
- (B) the use of curricular materials and supplemental materials aligned to the science of reading that are designed to address deficiencies in reading;

~~retention as a last resort~~; after other methods of remediation have been evaluated or used, or both, if reading skills are below the



standard. Appropriate consultation with parents or guardians must be part of the plan.

(3) A requirement that schools notify a student's parent of the following:

(A) The student's assessment results regarding skill level in:

- (i) phonemic awareness;**
- (ii) phonics;**
- (iii) fluency;**
- (iv) vocabulary; and**
- (v) comprehension.**

(B) The student's assessment results on the determinant evaluation of reading skills approved by the state board.

(C) Any intervention provided to the student or any remedial action taken.

(4) A requirement that schools monitor the progress of students who failed to achieve a valid passing score on the:

(A) determinant evaluation of reading skills approved by the state board; or

(B) statewide assessment program test.

(5) A requirement that schools provide reading instruction that includes a core reading program aligned with the science of reading to all students in kindergarten through grade 8.

(6) A requirement for the administration of the determinant evaluation of reading skills approved by the state board to students in grade 2.

(7) A requirement that all students take the determinant evaluation of reading skills approved by the state board until the student:

(A) receives a passing score, regardless of the student's grade level; or

(B) enters grade 7.

(8) A requirement that a school report the following to the department:

(A) The literacy interventions that will be used for students in grade 2 who are at risk of not being reading proficient and students in grade 3 who do not achieve a valid passing score on the determinant evaluation of reading skills approved by the state board.

(B) The literacy interventions in use before the adoption of the plan for students in grade 2 who are at risk of not being reading proficient and students in grade 3 who do not



1 achieve a valid passing score on the determinant
2 evaluation of reading skills approved by the state board.

3 (C) The literacy interventions in use before the adoption of
4 the plan for students who do not achieve a valid passing
5 score on the determinant evaluation of reading skills
6 approved by the state board.

7 (D) The number of students being served by the
8 interventions described in clauses (B) and (C).

9 (E) The cost of providing the interventions described in
10 clauses (B) and (C).

11 (F) Any other information requested by the department.

12 ~~(3)~~ (9) Requirements for a public school maintained by a school
13 corporation in which fewer than seventy percent (70%) of
14 students of the school achieved a valid passing score on the
15 determinant evaluation of reading skills approved by the state
16 board. The requirements for the public schools described in this
17 subdivision that must include the following:

18 (A) Use of curriculum that is:

- 19 (i) based on the science of reading; and
- 20 (ii) approved by the department.

21 (B) Employment of the following:

22 (i) Before July 1, 2025, an instructional coach who is
23 trained in the science of reading, as determined by the
24 department. This item expires January 1, 2026.

25 (ii) After June 30, 2025, an instructional coach with a
26 literacy related endorsement who is trained in the science
27 of reading.

28 ~~(C)~~ Administration of the determinant evaluation of reading
29 skills approved by the state board to students in grade 2:

30 ~~(D)~~ (C) Use of only benchmark, formative, interim, or similar
31 assessments that:

- 32 (i) show alignment with Indiana's academic standards; and
- 33 (ii) are approved by the department.

34 ~~(4)~~ (10) The fiscal impact of each component of the plan, if any.
35 In determining whether a component has a fiscal impact,
36 consideration shall be given to whether the component will
37 increase costs to the state or a school corporation or require the
38 state or school corporation to reallocate resources.

39 ~~(b)~~ For a charter school, as defined in IC 20-24-1-4, a plan may
40 include only the following:

41 ~~(1)~~ A method for making determinant evaluations of reading skills
42 by grade 3:



(2) Retention as a last resort for students reading below grade level as measured by the evaluation or assessment.

~~(c) (b) This subsection applies to a public school that is not a charter school. A school corporation may receive a waiver of the requirements provided in 511 IAC 6.2-3.1-4(a)(2) if the state board approves an alternative reading plan provided by the school. corporation.~~

(c) A student who would otherwise be subject to retention in grade 3 under the plan is not subject to the retention requirement only if the student meets one (1) of the following criteria:

(1) The student was subject to retention and has been retained in grade 3 for one (1) school year.

(2) The student has an intellectual disability or the student's individualized education program specifies that retention is not appropriate, and the student's case conference committee has determined that promotion to another grade is appropriate.

(3) The student is an English learner who has received services for fewer than two (2) years and a committee consisting of:

(A) the student's parent;

(B) a building level administrator or designee;

(C) a classroom teacher of service;

(D) an English learner teacher of record, if one exists; and

(E) an English learner district administrator, if one exists;

determines that promotion is appropriate based on the implementation of research based instructional practices outlined in the student's individual learning plan.

(4) The student received a score of proficient or above proficient in grade 3 math on the statewide summative assessment.

(5) The student:

(A) has received intensive intervention as determined by the department in reading for two (2) or more years; and

(B) was retained in kindergarten, grade 1, or grade 2 and was enrolled in any of the earlier grades for two (2) years.

(d) A student who is not subject to the retention requirement as provided under (c) must be provided with additional reading instruction that is aligned with the science of reading until the student achieves a passing score on the determinant evaluation of reading skills approved by the state board.

(e) This subsection applies after June 30, 2024. Before October 1 of each school year the department shall:



- (1) identify each incoming student (as defined in section 0.7 of this chapter) enrolled in kindergarten in a school in Indiana; and
- (2) notify the parent or guardian of the student of the retention requirement under this chapter for grade 3 students who do not achieve a passing score on the Indiana reading evaluation and determination (IRead3).

SECTION 15. IC 20-32-8.5-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 2.5.** The governing body of a school or the equivalent authority of a charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) shall establish a procedure that allows a parent of a student who:

- (1) has been retained in grade 3 under the plan; and
 - (2) would not be subject to retention for other reasons;
- to appeal the student's retention if the parent believes the student meets an exception under section 2(c) of this chapter.



COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 1, 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 2, between lines 26 and 27, begin a new paragraph and insert:
 "SECTION 2. IC 20-24.2-4-3, AS AMENDED BY P.L.250-2023, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) Except as specifically provided in this article and section 4 of this chapter, the following provisions of this title and a rule or guideline adopted by the state board under one (1) of the following provisions of this title do not apply to a qualified district or qualified high school:

- (1) Provisions that do not apply to school corporations in general.
- (2) IC 20-20 (programs administered by the state), except for IC 20-20-1 (educational service centers).
- (3) IC 20-28 (school teachers), except for IC 20-28-3-4 (teacher continuing education), IC 20-28-4-8 (hiring of transition to teaching participants; restrictions), IC 20-28-4-11 (transition to teaching participants; school corporation or subject area; transition to teaching permit), IC 20-28-5-8 (conviction of certain felonies or misdemeanors; notice and hearing; permanent revocation of license; data base of school employees who have been reported), IC 20-28-6 (teacher contracts), IC 20-28-7.5 (cancellation of teacher contracts), IC 20-28-8 (contracts with school administrators), IC 20-28-9 (teacher salary and related payments), IC 20-28-10 (conditions of employment), and IC 20-28-11.5 (staff performance evaluations).
- (4) IC 20-30 (curriculum), except for IC 20-30-3-2 and IC 20-30-3-4 (patriotic commemorative observances), IC 20-30-5-13 (human sexuality instructional requirements), and IC 20-30-5-19 (personal financial responsibility instruction).
- (5) IC 20-32 (student standards, assessments, and performance), except for IC 20-32-4 (graduation requirements), IC 20-32-5 (Indiana statewide testing for educational progress for a school year ending before July 1, 2018), IC 20-32-5.1 (statewide assessment program for a school year beginning after June 30, 2018), **and IC 20-32-8 (remediation), and IC 20-32-8.5 (reading improvement and remediation plans).**
- (6) IC 20-37 (career and technical education).



(b) Notwithstanding any other law, a school corporation may not receive a decrease in state funding based upon the school corporation's status as a qualified district or the status of a high school within the school corporation as a qualified high school, or because of the implementation of a waiver of a statute or rule that is allowed to be waived by a qualified district or qualified high school.

SECTION 3. IC 20-24.2-4-4, AS AMENDED BY P.L.250-2023, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 4. The following provisions of this title and rules and guidelines adopted under the following provisions of this title apply to a qualified district or qualified high school:

IC 20-20-1 (educational service centers).

IC 20-23 (organization of school corporations).

IC 20-26 (school corporation general administrative provisions).

IC 20-27 (school transportation).

IC 20-28-3-4 (teacher continuing education).

IC 20-28-4-8 (hiring of transition to teaching participants; restrictions).

IC 20-28-4-11 (transition to teaching participants; school corporation or subject area; transition to teaching permit).

IC 20-28-5-8 (conviction of certain felonies or misdemeanors; notice and hearing; permanent revocation of license; data base of school employees who have been reported).

IC 20-28-6 (teacher contracts).

IC 20-28-7.5 (cancellation of teacher contracts).

IC 20-28-8 (contracts with school administrators).

IC 20-28-9 (teacher salary and related payments).

IC 20-28-10 (conditions of employment).

IC 20-28-11.5 (staff performance evaluations).

IC 20-29 (collective bargaining for teachers).

IC 20-30-3-2 and IC 20-30-3-4 (patriotic commemorative observances).

IC 20-30-5-13 (human sexuality instructional requirements).

IC 20-30-5-19 (personal financial responsibility instruction).

IC 20-31 (accountability for school performance and improvement).

IC 20-32-4, IC 20-32-5 (for a school year beginning before July 1, 2018), IC 20-32-5.1 (for a school year ending after June 30, 2018), and IC 20-32-8 (accreditation, assessment, and remediation), or any other statute, rule, or guideline related to standardized assessments.

IC 20-32-8.5 (reading improvement and remediation plans).



IC 20-33 (students: general provisions).
 IC 20-34-3 (health and safety measures).
 IC 20-35 (special education).
 IC 20-35.5 (dyslexia screening and intervention).
 IC 20-36 (high ability students).
 IC 20-39 (accounting and financial reporting procedures).
 IC 20-40 (government funds and accounts).
 IC 20-41 (extracurricular funds and accounts).
 IC 20-42.5 (allocation of expenditures to student instruction and learning).
 IC 20-43 (state tuition support).
 IC 20-44 (property tax levies).
 IC 20-46 (levies other than general fund levies).
 IC 20-47 (related entities; holding companies; lease agreements).
 IC 20-48 (borrowing and bonds).
 IC 20-49 (state management of common school funds; state advances and loans).
 IC 20-50 (homeless children and foster care children).

SECTION 4. IC 20-26.5-2-3, AS AMENDED BY P.L.201-2023, SECTION 167, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) Notwithstanding any other law, the following may be suspended for a coalition member in accordance with the coalition's plan:

- (1) Subject to section 1(c) of this chapter, IC 20-30, concerning curriculum.
- (2) The following statutes and rules concerning curricular materials:
 - IC 20-26-12-1, except for the provision of curricular materials at no cost to a student in a public school.
 - IC 20-26-12-2, except for the prohibition of renting curricular materials to students enrolled in a public school.
 - IC 20-26-12-24.
 - 511 IAC 6.1-5-5.
- (3) The following rules concerning teacher licenses:
 - 511 IAC 16.
 - 511 IAC 17.
- (4) Subject to subsection (c), IC 20-31-3 (concerning the adoption of academic standards).
- (5) IC 20-31-4.1, concerning the performance based accreditation system.
- (6) Except as provided in subsection (b), any other statute in IC 20 or rule in 511 IAC requested to be suspended as part of the



plan that is approved by the state board under section 1 of this chapter.

(b) A coalition member may not suspend under subsection (a)(6) any of the following:

(1) IC 20-26-5-10 (criminal history and child protection index check).

(2) IC 20-28 (school teachers).

(3) IC 20-29 (collective bargaining).

(4) IC 20-31 (accountability for performance and improvement), except for IC 20-31-3 and IC 20-31-4.1.

(5) Subject to subsection (c), IC 20-32-4 (graduation requirements).

(6) IC 20-32-5.1 (Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program).

(7) IC 20-32-8.5 (reading improvement and remediation plans).

~~(7)~~ **(8)** IC 20-33 (students).

~~(8)~~ **(9)** IC 20-34 (student health and safety measures).

~~(9)~~ **(10)** IC 20-35 (special education).

~~(10)~~ **(11)** IC 20-35.5 (dyslexia screening and intervention).

~~(11)~~ **(12)** IC 20-36 (high ability students).

~~(12)~~ **(13)** IC 20-39 (accounting and financial reporting procedures).

~~(13)~~ **(14)** IC 20-40 (government funds and accounts).

~~(14)~~ **(15)** IC 20-41 (extracurricular funds and accounts).

~~(15)~~ **(16)** IC 20-42 (fiduciary funds and accounts).

~~(16)~~ **(17)** IC 20-42.5 (allocation of expenditures to student instruction and learning).

~~(17)~~ **(18)** IC 20-43 (state tuition support).

~~(18)~~ **(19)** IC 20-44 (property tax levies).

~~(19)~~ **(20)** IC 20-46 (levies other than general fund levies).

~~(20)~~ **(21)** IC 20-47 (related entities; holding companies; lease agreements).

~~(21)~~ **(22)** IC 20-48 (borrowing and bonds).

~~(22)~~ **(23)** IC 20-49 (state management of common school funds; state advances and loans).

~~(23)~~ **(24)** IC 20-50 (homeless children and foster care children).

(c) A coalition member must comply with the postsecondary readiness competency requirements under IC 20-32-4-1.5(b)(1). However, notwithstanding any other law, a coalition member may replace high school courses on the high school transcript with courses on the same subject matter with equal or greater rigor to the required



high school course and may count such a course as satisfying the equivalent diploma requirements established by IC 20 and any applicable state board administrative rules or requirements. If the coalition member school offers courses that are not aligned with requirements adopted by the state board under IC 20-30-10, a parent of a student and the student who intends to enroll in a course that is not aligned with requirements adopted by the state board under IC 20-30-10 must provide consent to the coalition member school to enroll in the course. The consent form used by the coalition, which shall be developed in collaboration with the commission for higher education, must notify the parent and the student that enrollment in the course may affect the student's ability to attend a particular postsecondary educational institution or enroll in a particular course at a particular postsecondary educational institution because the course does not align with requirements established by the state board under IC 20-30-10."

Page 2, line 31, delete "The state" and insert "**Subject to subsection (b), the state**".

Page 3, line 5, delete "board." and insert "**board under IC 20-32-8.5-2.**".

Page 3, line 14, delete "board." and insert "**board under IC 20-32-8.5-2.**".

Page 3, line 27, delete "board." and insert "**board under IC 20-32-8.5-2.**".

(c) A summer school course described in subsection (b) must be taught by a teacher who is trained in the science of reading as determined by the department.

SECTION 7. IC 20-31-4.1-7, AS AMENDED BY P.L.201-2023, SECTION 169, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 7. A school or group of schools that submits an application under section 4 of this chapter may not request to waive any of the following provisions:

IC 20-24-8-2 (prohibited acts).

IC 20-26-5-10 (criminal history and child protection index check).

IC 20-26-12-1 (curricular material purchase and provision; public school students).

IC 20-26-12-2 (curricular material purchase and rental).

IC 20-27-7 (school bus inspection and registration).

IC 20-27-8-1 (school bus drivers and monitors).

IC 20-27-8-2 (school bus driver driving summary).

IC 20-27-10-3 (capacity of school bus).

IC 20-28 (school teachers).



IC 20-29 (collective bargaining).
 IC 20-30-5-0.5 (display of United States flag; Pledge of Allegiance).
 IC 20-30-5-1 (constitutions).
 IC 20-30-5-2 (constitutions; interdisciplinary course).
 IC 20-30-5-3 (protected writings).
 IC 20-30-5-4 (American history).
 IC 20-30-5-4.5 (moment of silence).
 IC 20-30-5-5 (morals instruction).
 IC 20-30-5-6 (good citizenship instruction).
 IC 20-30-5-13 (human sexuality instructional requirements).
 IC 20-30-5-17 (access to materials; consent for participation).
 IC 20-30-5-21 (contrary student instruction not permitted).
 IC 20-30-5-22 (Indiana studies).
 IC 20-31 (accountability for performance and improvement).
 IC 20-32-4 (graduation requirements).
 IC 20-32-5.1 (Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program).
IC 20-32-8.5 (reading improvement and remediation plans).
 IC 20-33-1 (equal educational opportunity).
 IC 20-34 (student health and safety measures).
 IC 20-35 (special education).
 IC 20-35.5 (dyslexia screening and intervention).
 IC 20-36 (high ability students).
 IC 20-39 (accounting and financial reporting procedures).
 IC 20-40 (government funds and accounts).
 IC 20-41 (extracurricular funds and accounts).
 IC 20-42 (fiduciary funds and accounts).
 IC 20-42.5 (allocation of expenditures to student instruction and learning).
 IC 20-43 (state tuition support).
 IC 20-44 (property tax levies).
 IC 20-46 (levies other than general fund levies).
 IC 20-47 (related entities; holding companies; lease agreements).
 IC 20-48 (borrowing and bonds).
 IC 20-49 (state management of common school funds; state advances and loans).
 IC 20-50 (homeless children and foster care children).
 IC 20-51 (school scholarships)".

Page 6, delete lines 12 through 19, begin a new paragraph and insert:

"(k) This subsection applies to:

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- (1) a public school, including a charter school;
- (2) a state accredited nonpublic school; and
- (3) an eligible school (as defined in IC 20-51-1-4.7).

An elementary school shall administer an assessment described in subsection (b)(2) to students in kindergarten through grade 2 who are not on track for reading proficiency by grade 3 as determined by the department. The department shall provide guidance as to the number of times the assessment is required and when the administrations of the assessment should occur."

Page 6, line 37, strike "require".

Page 6, line 37, after "action" insert "**is required**".

Page 6, line 37, after "for" strike "the" and insert "a".

Page 7, line 2, delete "board;" and insert "**board after the student has had an opportunity to retake the determinant evaluation in the summer;**".

Page 7, line 10, delete "or".

Page 7, line 11, delete "guardian".

Page 8, delete lines 7 through 8, begin a new line double block indented and insert:

"(B) Employment of the following:

(i) Before July 1, 2025, an instructional coach who is trained in the science of reading, as determined by the department. This item expires January 1, 2026.

(ii) After June 30, 2025, an instructional coach with a literacy related endorsement who is trained in the science of reading."

Page 9, line 10, after "statewide" insert "**summative**".

Page 9, line 11, delete "retained under subsection (c)(4)" and insert "**subject to the retention requirement as provided under (c)**".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass and be reassigned to the Senate Committee on Appropriations.

(Reference is to SB 1 as introduced.)

RAATZ, Chairperson

Committee Vote: Yeas 9, Nays 4.



COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill No. 1, 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 7, line 7, after "courses" insert **"that include curriculum aligned with the science of reading"**.

Page 7, line 16, after "courses" insert **"that include curriculum aligned with the science of reading"**.

Page 7, delete lines 36 through 38, begin a new paragraph and insert:

"(c) A summer school course described in subsection (b) must:

(1) be taught by a teacher who is trained in the science of reading as determined by the department; and

(2) use curriculum aligned with the science of reading."

Page 15, line 3, after "instruction" insert **"that is aligned with the science of reading"**.

and when so amended that said bill do pass.

(Reference is to SB 1 as printed January 19, 2024.)

MISHLER, Chairperson

Committee Vote: Yeas 8, Nays 3.

 SENATE MOTION

Madam President: I move that Senate Bill 1 be amended to read as follows:

Page 7, line 6, delete "distribution formula shall ensure" and insert **"board shall give"**.

Page 7, line 7, after "reimbursement" insert **", which must be exempt from the distribution formula adopted by the state board under subsection (a),"**

Page 7, between lines 41 and 42, begin a new paragraph and insert:

"(d) If a student described in subsection (b) does not achieve at least a ninety percent (90%) attendance rate in a summer reading course described in subsection (b), the student shall participate in an individual reading plan aligned with the science of reading in the following school year."

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Page 13, between lines 26 and 27, begin a new line block indented and insert:

"(8) A requirement that a school report the following to the department:

(A) The literacy interventions that will be used for students in grade 2 who are at risk of not being reading proficient and students in grade 3 who do not achieve a valid passing score on the determinant evaluation of reading skills approved by the state board.

(B) The literacy interventions in use before the adoption of the plan for students in grade 2 who are at risk of not being reading proficient and students in grade 3 who do not achieve a valid passing score on the determinant evaluation of reading skills approved by the state board.

(C) The literacy interventions in use before the adoption of the plan for students who do not achieve a valid passing score on the determinant evaluation of reading skills approved by the state board.

(D) The number of students being served by the interventions described in clauses (B) and (C).

(E) The cost of providing the interventions described in clauses (B) and (C).

(F) Any other information requested by the department."

Page 13, line 27, delete "(8)" and insert "(9)".

Page 14, line 7, delete "(9)" and insert "(10)".

Page 15, between lines 3 and 4, begin a new line block indented and insert:

"(5) The student:

(A) has received intensive intervention as determined by the department in reading for two (2) or more years; and

(B) was retained in kindergarten, grade 1, or grade 2 and was enrolled in any of the earlier grades for two (2) years."

(Reference is to SB 1 as printed January 26, 2024.)

ROGERS



SENATE MOTION

Madam President: I move that Senate Bill 1 be amended to read as follows:

Page 15, after line 8, begin a new paragraph and insert:

"SECTION 15. IC 20-32-8.5-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 2.5. The governing body of a school or the equivalent authority of a charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) shall establish a procedure that allows a parent of a student who:**

(1) has been retained in grade 3 under the plan; and
(2) would not be subject to retention for other reasons;
to appeal the student's retention if the parent believes the student meets an exception under section 2(c) of this chapter."

Renumber all SECTIONS consecutively.

(Reference is to SB 1 as printed January 26, 2024.)

FORD J.D.

SENATE MOTION

Madam President: I move that Senate Bill 1 be amended to read as follows:

Page 15, after line 8, begin a new paragraph and insert:

"(e) This subsection applies after June 30, 2024. Before October 1 of each school year the department shall:

(1) identify each incoming student (as defined in section 0.7 of this chapter) enrolled in kindergarten in a school in Indiana; and
(2) notify the parent or guardian of the student of the retention requirement under this chapter for grade 3 students who do not achieve a passing score on the Indiana reading evaluation and determination (IRead3)."

(Reference is to SB 1 as printed January 26, 2024.)

YODER

