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HOUSE BILL No. 1558

Proposed Changes to January 26, 2023 printing by AM155802

DIGEST OF PROPOSED AMENDMENT

Science of reading grant fund. Removes the science of reading grant fund and the accompanying \$20,000,000 appropriation to the fund.

A BILL FOR AN ACT to amend the Indiana Code concerning education <and to make an appropriation>.

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

- 1 SECTION 1. IC 20-18-2-17.5 IS ADDED TO THE INDIANA
- 2 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 3 [EFFECTIVE JULY 1, 2023]: **Sec. 17.5. "Science of reading" means**
- 4 **a scientifically based reading program that provides a scope and**
- 5 **sequence that scaffolds instruction in the following:**
- 6 (1) **Phonics.**
- 7 (2) **Phonemic awareness.**
- 8 (3) **Fluency.**
- 9 (4) **Vocabulary.**
- 10 (5) **Comprehension.**
- 11 SECTION 2. IC 20-19-3-29 IS ADDED TO THE INDIANA
- 12 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 13 [EFFECTIVE JULY 1, 2023]: **Sec. 29. (a) Not later than August 15,**
- 14 **2023, the state board, in collaboration with the department, shall**
- 15 **prepare a report and, as applicable, recommendations regarding**
- 16 **the current use of science of reading concepts in IREAD.**
- 17 (b) **Not later than October 1, 2023, the department shall**
- 18 **submit the report and any recommendations prepared under**
- 19 **subsection (a) to the legislative council in an electronic format**
- 20 **under IC 5-14-6.**

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1 (c) This section expires July 1, 2024.

2 ~~SECTION 3. IC 20-20-47 IS ADDED TO THE INDIANA CODE~~
 3 ~~AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE~~
 4 ~~JULY 1, 2023]:~~

5 ~~Chapter 47. Science of Reading Grant Fund~~

6 ~~Sec. 1. As used in this chapter, "elementary school" means a~~
 7 ~~public elementary school:~~

8 ~~Sec. 2. As used in this chapter, "fund" refers to the science of~~
 9 ~~reading grant fund established by section 4 of this chapter:~~

10 ~~Sec. 3. As used in this chapter, "grant" refers to a grant from~~
 11 ~~the fund:~~

12 ~~Sec. 4. (a) The science of reading grant fund is established:~~

13 ~~(b) Money in the fund shall be used to assist:~~

14 ~~(1) school corporations in placing literacy instructional~~
 15 ~~coaches in elementary schools;~~

16 ~~(2) teachers in obtaining additional science of reading~~
 17 ~~training; and~~

18 ~~(3) school corporations in complying with the requirements~~
 19 ~~of IC 20-26-12-24.5;~~

20 ~~through grants awarded as determined by the department under~~
 21 ~~this chapter:~~

22 ~~(c) The department shall administer the fund:~~

23 ~~(d) The fund consists of:~~

24 ~~(1) gifts to the fund;~~

25 ~~(2) appropriations from the general assembly; and~~

26 ~~(3) grants, including grants from private entities:~~

27 ~~(e) The expenses of administering the fund shall be paid from~~
 28 ~~money in the fund:~~

29 ~~(f) The treasurer of state shall invest the money in the fund not~~
 30 ~~currently needed to meet the obligations of the fund in the same~~
 31 ~~manner as other public funds may be invested. Interest that~~
 32 ~~accrues from these investments shall be deposited in the fund:~~

33 ~~(g) Money in the fund at the end of a state fiscal year does not~~
 34 ~~revert to the state general fund:~~

35 ~~Sec. 5. Subject to section 6 of this chapter, for a school~~
 36 ~~corporation to be eligible to receive a grant under this chapter, the~~
 37 ~~following must occur:~~

38 ~~(1) The superintendent of the school corporation must apply~~
 39 ~~to the department for a grant on a form provided by the~~
 40 ~~department:~~

41 ~~(2) The application for a grant must include the following~~
 42 ~~information:~~

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- 1 ~~———— (A) A detailed description of a proposal for:~~
- 2 ~~———— (i) placing literacy instructional coaches in~~
- 3 ~~elementary schools to provide support to teachers;~~
- 4 ~~———— (ii) acquiring additional science of reading training~~
- 5 ~~for teachers employed by the school corporation; or~~
- 6 ~~———— (iii) assistance in complying with the requirements~~
- 7 ~~of IC 20-26-12-24.5.~~
- 8 ~~———— (B) Evidence supporting the school corporation's~~
- 9 ~~proposal in clause (A).~~
- 10 ~~———— (C) The number of elementary school teachers and~~
- 11 ~~literacy instructional coaches employed by the school~~
- 12 ~~corporation.~~
- 13 ~~———— (D) Any other pertinent information required by the~~
- 14 ~~department.~~
- 15 ~~———— Sec. 6. Upon review of applications received under section 5 of~~
- 16 ~~this chapter, the department may award grants to school~~
- 17 ~~corporations subject to available money and in accordance with~~
- 18 ~~the following priorities:~~
- 19 ~~———— (1) To the extent possible, to achieve geographic balance~~
- 20 ~~throughout Indiana and to include urban, suburban, and~~
- 21 ~~rural school corporations.~~
- 22 ~~———— (2) To address a documented need for literacy instructional~~
- 23 ~~coaches, additional science of reading training, or~~
- 24 ~~compliance with IC 20-26-12-24.5.~~
- 25 ~~———— (3) To provide targeted support for Indiana students~~
- 26 ~~experiencing the greatest reading challenges.~~
- 27 ~~———— Sec. 7. Beginning July 1, 2024, an eligible school corporation~~
- 28 ~~may apply to the department to receive a grant from the fund on~~
- 29 ~~a form provided by the department.~~
- 30 ~~———— Sec. 8. The department may adopt rules under IC 4-22-2 to~~
- 31 ~~implement this chapter.~~
- 32 ~~———— Sec. 9. There is annually appropriated to the fund twenty~~
- 33 ~~million dollars (\$20,000,000) from the state general fund for the~~
- 34 ~~purpose of providing grants under this chapter.~~
- 35 ~~> SECTION <4>[3]. IC 20-26-12-24, AS AMENDED BY~~
- 36 ~~P.L.216-2021, SECTION 16, IS AMENDED TO READ AS~~
- 37 ~~FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 24. (a) **Except as**~~
- 38 ~~**provided in section 24.5 of this chapter,** the superintendent, after~~
- 39 ~~approval from the governing body, shall establish procedures for~~
- 40 ~~adoption of curricular materials.~~
- 41 ~~(b) **Except as provided in section 24.5 of this chapter,** the~~
- 42 ~~governing body, after reviewing any recommendations from the~~

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1 superintendent, shall adopt curricular materials for use in teaching each
2 subject in the school corporation.

3 (c) A special committee of teachers and parents may also be
4 appointed to review books, magazines, and audiovisual material used
5 or proposed for use in the classroom to supplement state adopted
6 curricular materials and may make recommendations to the
7 superintendent and the governing body concerning the use of these
8 materials.

9 (d) The governing body may, if the governing body considers it
10 appropriate, retain curricular materials adopted under this section and
11 authorize the purchase of supplemental materials to ensure continued
12 alignment with academic standards adopted by the state board.

13 (e) The superintendent, advisory committee, and governing body
14 may consider using the list of curricular materials provided by the
15 department under IC 20-20-5.5.

16 (f) A governing body may not purchase curricular materials from
17 a publisher unless the publisher agrees, in accordance with Sections
18 612(a)(23)(A) and 674(e)(4) of the Individuals with Disabilities
19 Education Improvement Act 2004 (20 U.S.C. 1400 et seq.), to provide
20 or grant a license to the school corporation to allow for the
21 reproduction of adopted curricular materials in:

- 22 (1) large type;
- 23 (2) Braille; and
- 24 (3) audio format.

25 SECTION ~~4~~[4]. IC 20-26-12-24.5 IS ADDED TO THE
26 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS
27 [EFFECTIVE JULY 1, 2023]: **Sec. 24.5. Beginning with the**
28 **2024-2025 school year, a superintendent or a governing body, in**
29 **adopting curriculum for kindergarten through grade 8 reading**
30 **under section 24 of this chapter, must adopt curriculum for**
31 **reading aligned with the science of reading.**

32 SECTION ~~6~~[5]. IC 20-28-3-1, AS AMENDED BY
33 P.L.41-2022, SECTION 1, IS AMENDED TO READ AS FOLLOWS
34 [EFFECTIVE JULY 1, 2023]: Sec. 1. (a) As used in this section,
35 "teacher candidate" means an individual recommended for an initial
36 teaching license from a teacher preparation program located in Indiana.

37 (b) As used in this section, "teacher preparation program"
38 includes, but is not limited to, the following:

- 39 (1) A teacher education school or department.
- 40 (2) A transition to teaching program under IC 20-28-4.
- 41 (3) Any other entity approved by the department to offer a course
42 of study leading to an initial teaching license.

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- 1 (c) The department shall:
 2 (1) arrange a statewide system of professional instruction for
 3 teacher education;
 4 (2) accredit and review teacher preparation programs that
 5 comply with the rules of the department;
 6 (3) approve content area licensure programs for particular kinds
 7 of teachers in accredited teacher preparation programs; and
 8 (4) specify the types of licenses for individuals who complete
 9 programs of approved courses.
- 10 (d) The department shall work with teacher preparation programs
 11 to develop a system of teacher education that ensures individuals who
 12 complete teacher preparation programs are able to meet the highest
 13 professional standards.
- 14 (e) Before July 1, 2015, the department shall establish standards
 15 for the continuous improvement of program processes and the
 16 performance of individuals who complete teacher preparation
 17 programs. The state board shall adopt rules containing the standards
 18 not later than two hundred seventy (270) days after the department
 19 finishes the standards.
- 20 (f) The standards established under subsection (e) must include
 21 benchmarks for performance, including test score data for each teacher
 22 preparation entity on content area licensure tests and test score data for
 23 each teacher preparation entity on pedagogy licensure tests.
- 24 (g) Each teacher preparation program shall annually report the
 25 program's performance on the standards and benchmarks established
 26 under this section to the department. The department shall make the
 27 information reported under this subsection available to the public on
 28 the department's ~~Internet web site:~~ **website**. Each teacher preparation
 29 program shall make the information reported under this subsection
 30 available to the public on the teacher preparation program's ~~Internet~~
 31 ~~web site:~~ **website**. In addition to reporting performance, each teacher
 32 preparation program must report to the department the following:
- 33 (1) The attrition, retention, and completion rates of teacher
 34 candidates for the previous three (3) calendar years. The teacher
 35 preparation program must also provide underlying data, as
 36 determined by the department, used as part of calculating the
 37 teacher preparation program's retention rates.
- 38 (2) The number of teacher candidates in each content area who
 39 complete the teacher preparation program during the year,
 40 disaggregated by ranges of cumulative grade point averages.
- 41 (3) The number of teacher candidates in each content area who,
 42 during the year:

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- 1 (A) do not pass a content area licensure examination; and
 2 (B) do not retake the content area licensure examination.
- 3 (h) In making information available to the public on the
 4 department's ~~Internet web site~~, **website**, the department shall include
 5 in the report under subsection (g), in addition to the matrix ratings
 6 described in subsection (i), the following information:
- 7 (1) Average scaled or standard scores of teacher candidates who
 8 complete teacher preparation programs on basic skills, content
 9 area, and pedagogy licensure examinations.
- 10 (2) The average number of times teacher candidates who
 11 complete a teacher preparation program take each licensing test
 12 before receiving a passing score and the percentage of teacher
 13 candidates who receive a passing score on each licensing test on
 14 the teacher candidates' first attempts.
- 15 (i) Not later than July 30, 2016, the department and the
 16 commission for higher education, in conjunction with the state board,
 17 the Independent Colleges of Indiana, Inc., and teacher preparation
 18 programs, shall establish a matrix rating system for teacher preparation
 19 programs based on the performance of the programs as demonstrated
 20 by the data collected under subsections (g) and (h) and information
 21 reported to the department under IC 20-28-11.5-9. The matrix rating
 22 system may not rank or compare teacher preparation programs. The
 23 matrix rating system must be based on data collected for teachers who
 24 initially receive their teaching license during the previous three (3)
 25 years. The department shall make the matrix ratings available to the
 26 public on the department's ~~Internet web site~~: **website**.
- 27 (j) Each teacher preparation program shall report to the
 28 department, in a manner prescribed by the department, the teacher
 29 preparation program's admission practices, in accordance with:
- 30 (1) the Council for the Accreditation of Educator Preparation
 31 standards, for teacher preparation programs accredited by the
 32 Council for the Accreditation of Educator Preparation;
- 33 (2) rigorous academic entry requirements for admission into a
 34 teacher preparatory program that are equivalent to the minimum
 35 academic requirements determined by the Council for the
 36 Accreditation of Educator Preparation, for teacher preparation
 37 programs that are not accredited by the Council for the
 38 Accreditation of Educator Preparation; or
- 39 (3) the Association for Advancing Quality in Educator
 40 Preparation standards, for teacher preparation programs
 41 accredited by the Association for Advancing Quality in Educator
 42 Preparation.

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1 The department shall include information reported to the department
2 on the department's ~~Internet web site.~~ **website.**

3 (k) Not later than July 30, 2016, the department and the
4 commission for higher education, in conjunction with the state board,
5 the Independent Colleges of Indiana, Inc., and teacher preparation
6 programs, shall establish a minimum rating under the matrix rating
7 system established under subsection (i) that teacher preparation
8 programs must achieve to avoid referral under subsection (l).

9 (l) Beginning July 1, 2017, and not later than each July 1
10 thereafter, the department shall submit a list of teacher preparation
11 programs that do not meet the minimum rating established under
12 subsection (k) **or the requirements of section 3.1 of this chapter** to
13 the commission for higher education and the Independent Colleges of
14 Indiana, Inc. for one (1) of the following actions:

15 (1) In the case of a state educational institution, the commission
16 for higher education shall place the teacher preparation program
17 on an improvement plan with clear performance goals and a
18 designated period in which the performance goals must be
19 achieved.

20 (2) In the case of a proprietary postsecondary educational
21 institution, the commission for higher education shall
22 recommend to the teacher preparation program an improvement
23 plan with clear performance goals and a designated period in
24 which the performance goals should be achieved.

25 (3) In the case of a nonprofit college or university, the
26 Independent Colleges of Indiana, Inc., shall coordinate a peer
27 review process to make recommendations to the peer institution
28 in achieving the department's performance metrics.

29 (m) The department shall approve at least two (2) accreditors that:

30 (1) accredit teacher preparation programs; and

31 (2) are recognized by the Council for Higher Education
32 Accreditation;

33 to accredit teacher preparation programs for use in Indiana.

34 SECTION ~~↔~~ [6]. IC 20-28-3-3.1 IS ADDED TO THE INDIANA
35 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
36 [EFFECTIVE JULY 1, 2023]: **Sec. 3.1. (a) As used in this section,**
37 **"teacher candidate" means an individual recommended for an**
38 **initial teaching license from a teacher preparation program located**
39 **in Indiana.**

40 **(b) As used in this section, "teacher preparation program"**
41 **includes the following:**

42 **(1) A teacher education school or department.**

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- 1 (2) A transition to teaching program under IC 20-28-4.
 2 (3) Any other entity approved by the department to offer a
 3 course of study leading to an initial teaching license.
 4 (c) The department shall develop guidelines requiring
 5 accredited teacher preparation programs to use curriculum or
 6 content that instructs teacher candidates on the science of reading.
 7 (d) Beginning July 1, 2024, the department shall conduct a
 8 review of accredited teacher preparation programs for alignment
 9 with the requirements of subsection (c).
 10 (e) Upon review by the department under subsection (d), an
 11 accredited teacher preparation program that is not in alignment
 12 with the requirements of subsection (c) shall be submitted for a
 13 referral under section 1(l) of this chapter.
 14 (f) If an accredited teacher preparation program:
 15 (1) has been submitted for a referral under subsection (e);
 16 and
 17 (2) fails to meet the criteria of the improvement plan
 18 developed under section 1(l) of this chapter;
 19 the department shall revoke the teacher preparation program's
 20 right to use the word "accredited".
 21 SECTION ~~8~~[7]. IC 20-28-5-12, AS AMENDED BY
 22 P.L.96-2021, SECTION 1, IS AMENDED TO READ AS FOLLOWS
 23 [EFFECTIVE JULY 1, 2023]: Sec. 12. (a) Subsection (b) does not
 24 apply to an individual who:
 25 (1) held an Indiana limited, reciprocal, or standard teaching
 26 license on June 30, 1985; or
 27 (2) is granted a license under section 12.5 or 18 of this chapter.
 28 (b) Except as provided in section 12.5 of this chapter, the
 29 department may not grant an initial practitioner license to an individual
 30 unless the individual has demonstrated proficiency in the following
 31 areas on a written examination or through other procedures prescribed
 32 by the department:
 33 (1) Pedagogy.
 34 (2) Knowledge of the areas in which the individual is required to
 35 have a license to teach.
 36 (3) If the individual is seeking to be licensed as an elementary
 37 school teacher, comprehensive ~~scientifically based science of~~
 38 reading instruction. ~~skills, including:~~
 39 (A) phonemic awareness;
 40 (B) phonics instruction;
 41 (C) fluency;
 42 (D) vocabulary; and

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1 (E) **comprehension.**
 2 (c) An individual's license examination score may not be disclosed
 3 by the department without the individual's consent unless specifically
 4 required by state or federal statute or court order.
 5 (d) Subject to section 22 of this chapter, the state board shall adopt
 6 rules under IC 4-22-2 to do the following:
 7 (1) Adopt, validate, and implement the examination or other
 8 procedures required by subsection (b).
 9 (2) Establish examination scores indicating proficiency.
 10 (3) Otherwise carry out the purposes of this section.
 11 (e) Subject to section 18 of this chapter, the state board shall adopt
 12 rules under IC 4-22-2 establishing the conditions under which the
 13 requirements of this section may be waived for an individual holding
 14 a valid teacher's license issued by another state.
 15 (f) **The state board shall adopt rules under IC 4-22-2**
 16 **establishing that, after July 1, 2024, an individual must**
 17 **demonstrate proficiency in science of reading instruction, as**
 18 **required under subsection (b)(3), by successfully completing a**
 19 **science of reading certification.**
 20 SECTION ~~9~~ [8]. IC 20-31-3-1, AS AMENDED BY
 21 P.L.168-2022, SECTION 18, IS AMENDED TO READ AS
 22 FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 1. (a) The state board
 23 shall adopt clear, concise, and jargon free state academic standards that
 24 are comparable to national and international academic standards and
 25 the college and career readiness educational standards adopted under
 26 IC 20-19-2-14.5. These academic standards must be adopted for each
 27 grade level from kindergarten through grade 12 for the following
 28 subjects:
 29 (1) English/language arts.
 30 (2) Mathematics.
 31 (3) Social studies.
 32 (4) Science.
 33 (b) For grade levels tested under the statewide assessment
 34 program, the academic standards must be based in part on the results
 35 of the statewide assessment program.
 36 (c) The state board shall, in consultation with postsecondary
 37 educational institutions and various businesses and industries, identify
 38 what skills or traits students need to be successful upon completion of
 39 high school. The department must conduct a research study to define
 40 essential postsecondary skills to promote enlistment, enrollment, and
 41 employment. The study must inform a reduction in high school
 42 standards to align to essential skills needed for postsecondary success.

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1 The study must be submitted to the state board and to the general
 2 assembly in an electronic format under IC 5-14-6 on or before
 3 December 1, 2022. Not later than June 1, 2023, the department must
 4 provide recommended reductions to the Indiana academic standards
 5 with a goal of defining no more than thirty-three percent (33%) of the
 6 number of academic standards in effect on July 1, 2022, as essential for
 7 grades 9 through 12 to the state board. Additional standards may be
 8 included for vertical articulation to ensure academic and postsecondary
 9 success, not to exceed seventy-five percent (75%) of the academic
 10 standards in effect on July 1, 2022. Not later than June 1, 2024, the
 11 department must provide recommended reductions to the Indiana
 12 academic standards with a goal of defining no more than thirty-three
 13 percent (33%) of the number of academic standards in effect on July 1,
 14 2022, as essential for kindergarten through grade 8 to the state board.
 15 Additional standards may be included for vertical articulation to ensure
 16 academic and postsecondary success, not to exceed seventy-five
 17 percent (75%) of the academic standards in effect on July 1, 2022. A
 18 realignment of the ILEARN assessment reflecting the reduction must
 19 be completed not later than March 1, 2025.

20 (d) Upon receipt and review of the information received under
 21 subsection (c), the state board shall adopt Indiana academic standards
 22 for grades 9 through 12 and subsequently for kindergarten through
 23 grade 8 relating to academic standards needed to meet the skills or
 24 traits identified by the study. The academic standards developed under
 25 this subsection must be included within the reduced number of
 26 academic standards required by subsection (c). The department shall
 27 submit the academic standards to the state board for approval in a
 28 manner prescribed by the state board and the state board shall approve
 29 academic standards in accordance with the requirements described in
 30 this subsection not later than June 1, 2024.

31 **(e) Beginning with the 2024-2025 school year, the state board,**
 32 **in developing academic standards for kindergarten through grade**
 33 **8 reading, must implement an academic standard aligned with the**
 34 **science of reading.**

35 SECTION ~~15~~[9]. IC 20-31-3-2, AS ADDED BY P.L.1-2005,
 36 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JULY 1, 2023]: Sec. 2. (a) The department shall develop academic
 38 standards for the following subject areas for each grade level from
 39 kindergarten through grade 12:

- 40 (1) English/language arts.
- 41 (2) Mathematics.
- 42 (3) Social studies.

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- 1 (4) Science.
- 2 (5) Other subject areas as determined by the department.
- 3 **(b) Beginning with the 2024-2025 school year, the department,**
- 4 **in developing academic standards for kindergarten through grade**
- 5 **8 reading, must implement an academic standard aligned with the**
- 6 **science of reading. The department must publish an advisory list**
- 7 **of science of reading curricula on the department's website.**

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