
HOUSE BILL No. 1635

AM163511 has been incorporated into February 14, 2023 printing.

Synopsis: Various education matters.

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HB 1635—LS 7285/DI 147



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Reprinted
February 14, 2023

First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

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HOUSE BILL No. 1635

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 20-26-5-43 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2023]: **Sec. 43. Each school corporation shall**
4 **publish on the school corporation's website the graduation rate for**
5 **each high school in the school corporation.**
6 SECTION 2. IC 20-26-13-5, AS AMENDED BY P.L.192-2018,
7 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2023]: Sec. 5. (a) As used in this chapter, "graduation" means
9 the successful completion by a student of:
10 (1) a sufficient number of academic credits, or the equivalent of
11 academic credits; and
12 (2) the graduation examination (before July 1, 2022), a
13 postsecondary readiness competency established by the state
14 board under IC 20-32-4-1.5(c), or a waiver process required
15 under IC 20-32-3 through IC 20-32-5.1;
16 resulting in the awarding of an Indiana diploma **or an alternative**
17 **diploma described in IC 20-32-4-14.**

HB 1635—LS 7285/DI 147



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1 (b) The term does not include the granting of a general educational
2 development diploma under IC 20-20-6 (before its repeal) or
3 IC 22-4.1-18.

4 SECTION 3. IC 20-28-5-27, AS ADDED BY P.L.168-2022,
5 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
6 JULY 1, 2023]: Sec. 27. (a) In an effort to fill a vacant teaching
7 position, offer a new program or class, or supplement a program
8 currently being offered, the governing body of a school corporation **or**
9 **the equivalent authority for a nonpublic school** may issue an adjunct
10 teacher permit to an individual if the following minimum requirements
11 are met:

12 (1) The individual has at least four (4) years of experience in the
13 content area in which the individual intends to teach.

14 (2) The school corporation **or nonpublic school** conducts an
15 expanded criminal history check and expanded child protection
16 index check concerning the individual as required under
17 IC 20-26-5-10.

18 (3) The individual has not been convicted of a felony listed in
19 section 8(c) of this chapter or described in section 8(d) of this
20 chapter or the individual's conviction has been reversed, vacated,
21 or set aside on appeal.

22 However, the governing body **or equivalent authority** may establish
23 stricter requirements than the requirements prescribed by this
24 subsection.

25 (b) If a governing body of a school corporation **or the equivalent**
26 **authority for a nonpublic school** issues an adjunct teacher permit to
27 an individual under subsection (a):

28 (1) the school corporation **or nonpublic school** may enter into
29 an employment agreement for employment with the individual
30 as a part-time or full-time teacher of the school corporation **or**
31 **nonpublic school;**

32 (2) the individual who holds the adjunct permit may teach in any
33 content area, **including a career and technical education**
34 **content area**, in which the school corporation **or nonpublic**
35 **school** allows the individual to teach based on the individual's
36 experience described in subsection (a);

37 (3) the individual must be assigned a teacher mentor for support
38 in pedagogy; and

39 (4) the individual must complete the following training within
40 the first ninety (90) days of employment:

41 (A) IC 20-26-5-34.2 (bullying prevention).

42 (B) IC 20-28-3-4.5 (training on child abuse and neglect).

HB 1635—LS 7285/DI 147



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- 1 (C) IC 20-28-3-6 (youth suicide awareness and prevention
- 2 training).
- 3 (D) IC 20-28-3-7 (training on human trafficking).
- 4 (c) An adjunct teacher may not provide special education
- 5 instruction.
- 6 (d) The salary of an adjunct teacher under an employment
- 7 agreement described in IC 20-28-6-7.3 is not subject to the
- 8 requirements under IC 20-28-9-1.5 or a local compensation plan
- 9 established by a school corporation as described in IC 20-28-9-1.5.
- 10 (e) Except as otherwise provided in a collective bargaining
- 11 agreement entered into or renewed before July 1, 2022, an employment
- 12 agreement entered into under this section is not subject to a collective
- 13 bargaining agreement entered into under IC 20-29.
- 14 (f) It is not an unfair practice for a school corporation to enter into
- 15 an employment agreement under this section.
- 16 (g) Each school corporation that hires an adjunct teacher under
- 17 this section shall report to the department the following information:
- 18 (1) The number of adjunct teachers who hold a permit issued
- 19 under this section that the school corporation has hired each
- 20 school year, disaggregated by the grade level and subject area
- 21 taught by the adjunct teacher.
- 22 (2) The following information for each adjunct teacher described
- 23 in subdivision (1):
- 24 (A) The name of the adjunct teacher.
- 25 (B) The subject matter the adjunct teacher is permitted to
- 26 teach.
- 27 (C) A description of the adjunct teacher's experience
- 28 described in subsection (a)(1).
- 29 (D) The adjunct teacher's total salary and any other
- 30 compensation paid to the adjunct teacher during the school
- 31 year.
- 32 (E) The number of previous adjunct teaching employment
- 33 agreements the adjunct teacher has entered into with the
- 34 school corporation or any other school corporation.
- 35 (h) A school corporation shall post a vacant adjunct teacher
- 36 position on the department's online adjunct teacher portal established
- 37 under IC 20-19-3-25.
- 38 (i) A school corporation may notify the parents of students
- 39 enrolled in the school corporation of a vacant adjunct teacher position.
- 40 (j) The governing body of a school corporation shall announce any
- 41 vacant adjunct teacher positions at meetings of the governing body.
- 42 SECTION 4. IC 20-28-6-4, AS AMENDED BY P.L.168-2022,

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HB 1635—LS 7285/DI 147



1 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2023]: Sec. 4. (a) This section does not apply to:

- 3 (1) a teacher employed as a substitute teacher; or
4 (2) an individual who holds an adjunct teacher permit issued by
5 the governing body of a school corporation **or the equivalent**
6 **authority for a nonpublic school** under IC 20-28-5-27.

7 (b) A teacher employed in a public school must be employed on
8 a uniform teacher's contract or a supplemental service teacher's
9 contract.

10 SECTION 5. IC 20-28-6-7.3, AS ADDED BY P.L.168-2022,
11 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2023]: Sec. 7.3. (a) An employment agreement entered into
13 between a school corporation **or nonpublic school** and an individual
14 who holds an adjunct teacher permit issued by the governing body of
15 a school corporation **or the equivalent authority for a nonpublic**
16 **school** under IC 20-28-5-27 must:

- 17 (1) be in writing;
18 (2) be signed by both parties; and
19 (3) contain the following:
20 (A) The total salary and any other compensation to be paid
21 to the adjunct teacher during the school year.
22 (B) The method and frequency of salary payments.
23 (C) The number of classes the adjunct teacher is to teach.
24 (D) The classes and subject matter areas that the adjunct
25 teacher will be teaching.
26 (E) An expiration date that is not later than the end of the
27 school year.

28 (b) An employment agreement under this section is a public record
29 open to inspection.

30 (c) An adjunct teacher may enter into employment agreements
31 with more than one (1) school corporation **or nonpublic school**.

32 SECTION 6. IC 20-30-10-2, AS AMENDED BY P.L.286-2013,
33 SECTION 98, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2023]: Sec. 2. (a) **Subject to section 2.7 of this chapter**, the
35 state board shall adopt the following:

- 36 (1) College/technology preparation curriculum models that may
37 include all or part of the college preparation curriculum models
38 developed by the department under section 1 of this chapter.
39 (2) Teacher and staff training to implement the
40 college/technology preparation curriculum models.

41 (b) The college/technology preparation curriculum models that the
42 state board adopts under subsection (a) must meet the conditions listed

HB 1635—LS 7285/DI 147



1 in section 3 of this chapter.

2 SECTION 7. IC 20-30-10-2.5, AS ADDED BY P.L.192-2018,
3 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2023]: Sec. 2.5. (a) In adopting Core 40 curriculum models
5 under this chapter, the state board shall consider math course
6 requirements other than Algebra II. Any math course requirements
7 adopted for the Core 40 curriculum models must be at a level of
8 difficulty that aligns with postsecondary preparation.

9 (b) If a school offers a math course developed under subsection
10 (a), a parent of a student and the student who intends to enroll in the
11 course must provide consent to the school to enroll in the course. The
12 consent form used by the school, which shall be developed by the state
13 board in collaboration with the commission for higher education, must
14 notify the parent and the student that enrollment in the course may
15 affect the student's ability to attend a particular postsecondary
16 educational institution or enroll in a particular course at a particular
17 postsecondary educational institution because the course does not align
18 with academic requirements established by the postsecondary
19 educational institution.

20 (c) **Subject to section 2.7 of this chapter**, the state board shall
21 adopt rules under IC 4-22-2 to establish:

- 22 (1) math course requirements; and
23 (2) science course requirements;

24 for the Core 40 curriculum models adopted under this chapter.

25 SECTION 8. IC 20-30-10-2.7 IS ADDED TO THE INDIANA
26 CODE AS A **NEW SECTION TO READ AS FOLLOWS**
27 [EFFECTIVE JULY 1, 2023]: **Sec. 2.7. (a) The state board shall:**

28 **(1) develop algebra I, algebra II, and geometry courses that**
29 **include:**

30 **(A) real world application; and**

31 **(B) project based and inquiry based learning; and**

32 **(2) implement the courses described in subdivision (1) not**
33 **later than the 2025-2026 school year.**

34 **(b) The state board may adopt rules under IC 4-22-2 to**
35 **implement this section.**

36 **(c) This section expires July 1, 2027.**

37 SECTION 9. IC 20-32-4-1.5, AS AMENDED BY P.L.216-2021,
38 SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
39 JULY 1, 2023]: Sec. 1.5. (a) This subsection expires July 1, 2022.
40 Except as provided in subsection (f) and sections 4, 5, 6, 7, 8, 9, and 10
41 of this chapter, each student is required to meet:

- 42 (1) the academic standards tested in the graduation examination;

HB 1635—LS 7285/DI 147



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1 (2) the Core 40 course and credit requirements adopted by the
2 state board under IC 20-30-10; and

3 (3) any additional requirements established by the governing
4 body;

5 to be eligible to graduate.

6 (b) Except as provided in subsection (f) and sections 4, 4.1, 5, 6,
7 7, 8, 9, and 10 of this chapter, beginning with the class of students who
8 expect to graduate during the 2022-2023 school year, each student
9 shall:

10 (1) demonstrate college or career readiness through a pathway
11 established by the state board, in consultation with the
12 department of workforce development and the commission for
13 higher education;

14 (2) meet the Core 40 course and credit requirements adopted by
15 the state board under IC 20-30-10; and

16 (3) meet any additional requirements established by the
17 governing body;

18 to be eligible to graduate.

19 (c) The state board shall establish graduation pathway
20 requirements under subsection (b)(1) in consultation with the
21 department of workforce development and the commission for higher
22 education. A graduation pathway requirement may include the
23 following postsecondary readiness competencies approved by the state
24 board:

25 (1) International baccalaureate exams.

26 (2) Nationally recognized college entrance assessments.

27 (3) Advanced placement exams.

28 (4) Assessments necessary to receive college credit for dual
29 credit courses.

30 (5) Industry recognized certificates.

31 (6) The Armed Services Vocational Aptitude Battery.

32 (7) Cambridge International exams.

33 (8) Any other competency approved by the state board.

34 (d) If the state board establishes a nationally recognized college
35 entrance exam as a graduation pathway requirement, the nationally
36 recognized college entrance exam must be offered to a student at the
37 school in which the student is enrolled and during the normal school
38 day.

39 (e) When an apprenticeship is established as a graduation pathway
40 requirement, the state board shall establish as an apprenticeship only
41 an apprenticeship program registered under the federal National
42 Apprenticeship Act (29 U.S.C. 50 et seq.) or another federal

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HB 1635—LS 7285/DI 147



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1 apprenticeship program administered by the United States Department
2 of Labor.

3 (f) Notwithstanding subsection (a), a school corporation, charter
4 school, or state accredited nonpublic school may voluntarily elect to
5 use graduation pathways described in subsection (b) in lieu of the
6 graduation examination requirements specified in subsection (a) prior
7 to July 1, 2022.

8 (g) The state board, in consultation with the department of
9 workforce development and the commission for higher education, shall
10 approve college and career pathways relating to career and technical
11 education, including sequences of courses leading to student
12 concentrators.

13 (h) After June 30, 2021, the department may provide funding for
14 students of accredited schools to take not more than three (3)
15 Cambridge International exams per student. The department is also
16 authorized to use funds to provide professional development training
17 for teachers who teach Cambridge International courses.

18 **(i) If the state board establishes an Armed Services Vocational**
19 **Aptitude Battery as a graduation pathway, the state board shall**
20 **require a student who elects the pathway to enlist in the military as**
21 **a condition of meeting the pathway requirements.**

22 SECTION 10. IC 20-32-4-14, AS AMENDED BY P.L.113-2021,
23 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
24 JULY 1, 2023]: Sec. 14. (a) The state board shall create an alternate
25 diploma for students with significant cognitive disabilities. The
26 diploma must be:

27 (1) standards-based; and

28 (2) aligned with Indiana's requirements for an Indiana diploma.

29 ~~(b) Not more than one percent (1%) of students of a cohort may~~
30 ~~receive the alternate diploma established by the state board under~~
31 ~~subsection (a):~~

32 ~~(e) (b)~~ The alternate diploma must comply with the federal Every
33 Student Succeeds Act (ESSA) (20 U.S.C. 6311).

34 ~~(d) (c)~~ Not later than December 1, 2021, the state board shall
35 adopt rules under IC 4-22-2 that are necessary to carry out this section.

36 SECTION 11. IC 20-33-2-13, AS AMENDED BY P.L.242-2017,
37 SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
38 JULY 1, 2023]: Sec. 13. (a) A school corporation shall record or
39 include the following information in the official high school transcript
40 for a student in high school:

41 (1) Attendance records.

42 (2) The student's latest statewide assessment program test

HB 1635—LS 7285/DI 147



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- 1 results.
- 2 (3) Any secondary level and postsecondary level certificates of
- 3 achievement earned by the student.
- 4 ~~(4) Immunization information from the immunization record the~~
- 5 ~~student's school keeps under IC 20-34-4-1.~~
- 6 ~~(5) (4) Any dual credit courses taken that are included in the~~
- 7 ~~core transfer library under IC 21-42-5-4.~~
- 8 (b) A school corporation may include information on a student's
- 9 high school transcript that is in addition to the requirements of
- 10 subsection (a).
- 11 SECTION 12. [EFFECTIVE JULY 1, 2022 (RETROACTIVE)]
- 12 **(a) The definitions in IC 20 apply throughout this SECTION.**
- 13 **(b) Notwithstanding IC 20-31-8 and 511 IAC 6.2-10, the state**
- 14 **board shall assign to a school or school corporation a "null" or "no**
- 15 **letter grade" for the 2022-2023 school year. However, the most**
- 16 **recent results of the school's ILEARN assessment must be included**
- 17 **on the school's website.**
- 18 **(c) Notwithstanding IC 20-31-8 and 511 IAC 6.3-1, the state**
- 19 **board shall assign an adult high school a "null" or "no letter**
- 20 **grade" category for the 2022-2023 school year.**
- 21 **(d) This SECTION expires January 1, 2026.**
- 22 SECTION 13. [EFFECTIVE JULY 1, 2024] **(a) The definitions**
- 23 **in IC 20 apply throughout this SECTION.**
- 24 **(b) The department shall develop a proposal for a revised**
- 25 **school performance designation utilizing an "A" through "F"**
- 26 **grading scale that is based on data contained in the Indiana**
- 27 **Graduates Prepared to Succeed (GPS) dashboard described in**
- 28 **IC 20-31-8-5.5.**
- 29 **(c) Not later than December 1, 2024, the department shall**
- 30 **submit the proposal developed under subsection (b) to the general**
- 31 **assembly in an electronic format under IC 5-14-6.**
- 32 **(d) This SECTION expires July 1, 2024.**
- 33 SECTION 14. [EFFECTIVE UPON PASSAGE] **(a) The**
- 34 **legislative council is urged to assign to the appropriate interim**
- 35 **study committee, during the 2023 legislative interim, the task of**
- 36 **studying high school graduation waivers.**
- 37 **(b) This SECTION expires July 1, 2024.**
- 38 SECTION 15. **An emergency is declared for this act.**

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