

# Capitol Insider

February 5, 2016

## Kids First Legislative Agenda

This week marks the mid-point of this year's short legislative session. Bills introduced into the first chamber must have been acted upon and passed 3<sup>rd</sup> reading to continue to the next chamber. Beginning Monday, surviving House bills go to the Senate and vice versa. In thinking about current legislation, and the Republican mantra that "it's for the students," I decided to take a closer look at the surviving bills to determine how many are "for the students." The immediate following piece (**Part I**) will be an extremely brief line-up of all bills and their focus. After that, I have included a comprehensive report (**Part II**) with more information about each bill.

If you are in a hurry, just look at Part I. See Part II at your leisure. In the end, you can tally for yourself. As I see it, of the surviving 25 bills, there are 5 bills for students, 5 for or against teachers, and 4 that are specifically union busting bills. Some "Kids First" legislative agenda.

### Part I – for a quick overview

<b>HB1002</b>	<b>NEXT GENERATION HOOSIER EDUCATORS SCHOLARSHIP</b> (BOSMA B) Higher ed
<b>HB1003</b>	<b>TEACHER EVALUATIONS</b> (BEHNING R) Teachers & politicians in an election year
<b>HB1004</b>	<b>SCHOOL PENSION PLANS</b> (BEHNING R) Teachers & Union Busting
<b>HB1005</b>	<b>CAREER PATHWAYS PROGRAM</b> (DEVON D) Teachers/administrators & Union Busting
<b>HB1032</b>	<b>VARIOUS PENSION MATTERS</b> (CARBAUGH M) Retirement plans
<b>HB1034</b>	<b>TEACHER SCHOLARSHIPS AND STIPENDS</b> (PRYOR C) Higher Ed
<b>HB1109</b>	<b>SCHOOL FUNDING</b> (HUSTON T) School budgets
<b>HB1161</b>	<b>PENSION THIRTEENTH CHECKS</b> (GUTWEIN D) Retired teachers
<b>HB1219</b>	<b>HIGH SCHOOL DIPLOMAS</b> (CLERE E) Students
<b>HB1330</b>	<b>EDUCATION MATTERS</b> (BEHNING R) Schools & IEERB
<b>HB1370</b>	<b>DUAL CREDIT TEACHERS</b> (MCNAMARA W) Teachers & Students

- HB1394**     **VARIOUS EDUCATION MATTERS** (BEHNING R) Union busting & expansion of charter-like schools
- HB1395**     **ISTEP MATTERS** (BEHNING R) **Students** & political pressure
- SB9**         **CHARTER SCHOOL DATA COLLECTION** (RAATZ J) Charter school admin.
- SB10**       **TEACHER SALARY SUPPLEMENTAL PAYMENTS** (RAATZ J) Administrators & union busting
- SB73**       **SCHOOL CURRICULUM** (LEISING J) **Students**
- SB93**       **VARIOUS EDUCATION MATTERS** (KRUSE D) All kinds of things; mostly administrative issues
- SB147**      **SCHOOL EMERGENCY RESPONSE SYSTEMS** (BOOTS P) School corporations
- SB200**      **MEASURING SCHOOL AND CORPORATION PERFORMANCE** (KRUSE D) Teachers & politicians in an election year
- SB268**      **STUDY OF ETHNIC HISTORY IN HIGH SCHOOLS** (TAYLOR G) **Students**
- SB307**      **CONSOLIDATION OF SCHOOL ADMINISTRATIVE FUNCTIONS** (KENLEY L) Administrative
- SB328**      **TEACHER ASSISTANCE** (ROGERS E) Higher Ed
- SB329**      **ALLOCATION OF CIRCUIT BREAKER CREDITS BY SCHOOLS** (MISHLER R) School budgets
- SB330**      **TUITION RESERVE TRANSFERS** (MISHLER R) School budgets
- SB334**      **CHOICE SCHOLARSHIPS** (YODER C) Expansion of Vouchers

Part II – For bill explanation

- HB1002**     **NEXT GENERATION HOOSIER EDUCATORS SCHOLARSHIP** (BOSMA B) Establishes the next generation Hoosier educators' scholarship program. CHE may approve awarding a scholarship to an eligible applicant in an amount of \$7,500 each academic year for not more than four academic years. Higher Ed  
                  *Current Status:* 2/3/2016 - Referred to Senate Appropriations
- HB1003**     **TEACHER EVALUATIONS** (BEHNING R) This is the teacher "hold harmless" bill rushed through early in the session. Provides that ISTEP program test scores or a school's

category or designation may not be used by a school corporation as part of an annual performance evaluation of a particular certificated employee unless they would improve the particular teacher's annual performance rating. **Teachers and Politicians in an election year.**

**Current Status:** 1/21/2016 - **SIGNED BY GOVERNOR**

**HB1004 SCHOOL PENSION PLANS** (BEHNING R) 1) Establishes the teacher's defined contribution plan as an account within the Indiana state teachers' retirement fund (fund). 2) Provides a school corporation may hire an individual to teach if the individual...if he/she has a valid teaching license in another state; not through IDOE. 3) Provides that a school corporation may provide a supplemental payment in excess BARGAINED compensation plan to a teacher who is, or will be, employed in a position that is difficult to fill by the school corporation. Decided by the administration and NOT to be bargained. **Teachers/Union Busting**

**Current Status:** 2/3/2016 - Referred to Senate

**HB1005 CAREER PATHWAYS PROGRAM** (DEVON D) Establishes the career pathways and mentorship program to provide supplemental pay for only those classroom teachers who are part of the career pathways program. NOT to be bargained. Provides only for teachers in career pathways program that, for the first two full school years that a teacher provides instruction to students in elementary school or high school, the teacher is not prohibited from receiving a raise or increment that CANNOT be bargained for the following year if the teacher receives a rating of ineffective or improvement necessary. **Teachers/Union Busting**

**Current Status:** 2/3/2016 - Referred to Senate Education & Career Development

**HB1032 VARIOUS PENSION MATTERS** (CARBAUGH M) Provides that the assets of certain retirement plans may be commingled for investment purposes with the assets of other funds administered by the board of INPRS. Eliminates the guaranteed fund investment option after December 31, 2016, for members of the public employees' retirement fund (PERF) and the teachers' retirement fund (TRF) and replaces the guaranteed fund with an unguaranteed stable value fund investment option.

**Current Status:** 2/10/2016 - Senate Pensions & Labor, (Bill Scheduled for Hearing) **retirement plans**

**HB1034 TEACHER SCHOLARSHIPS AND STIPENDS** (PRYOR C) Changes the name of the minority teacher scholarship to the William A. Crawford minority teacher scholarship. Provides that if the total of all scholarships awarded exceeds the amount available for distribution in a state fiscal year, the amount to be distributed to each applicant shall be proportionately reduced. **Higher Ed**

**Current Status:** 2/3/2016 - Referred to Senate Education & Career Development

**HB1109 SCHOOL FUNDING** (HUSTON T) Extends through 2019 the eligibility of school corporations to allocate circuit breaker credits proportionately. **School Budget**

**Current Status:** 2/3/2016 - Referred to Senate Appropriations

**HB1161 PENSION THIRTEENTH CHECKS** (GUTWEIN D) Provides for a thirteenth check in 2016 for certain members of the: (1) Indiana state teachers' retirement fund; (2) public employees' retirement fund.... Remember this is not a 13<sup>th</sup> check in full; it is a partial stipend. **Retired teachers**

**Current Status:** 2/3/2016 - Referred to Senate Pensions & Labor

- HB1219 HIGH SCHOOL DIPLOMAS** (CLERE E) Requires a high school operated by a school corporation to offer the high school's students the opportunity to earn any type of state diploma approved by the state board of education. Provides that a student with a disability shall not be required to complete local requirements that exceed state requirements to receive a diploma. **Students**  
*Current Status:* 2/2/2016 - Referred to Senate
- HB1330 EDUCATION MATTERS** (BEHNING R) Makes changes to the definition of "eligible provider" for purposes of the early education grant pilot program. Provides that the IDOE shall make timely application for any federal funds made available for schools and school corporations.... Changes the composition of IEERB. Provides that the board shall appoint an executive director. **Schools and IEERB**  
*Current Status:* 2/2/2016 - Referred to Senate
- HB1370 DUAL CREDIT TEACHERS** (MCNAMARA W) Requires a state educational institution to develop a teacher education plan to ensure that teachers who currently teach high school dual credit courses on behalf of or under an agreement with the state educational institution meet accreditation requirements established by the state educational institution's regional accrediting agency or association recognized by the United States Department of Education. **Teachers and Students**  
*Current Status:* 2/2/2016 - Referred to Senate
- HB1394 VARIOUS EDUCATION MATTERS** (BEHNING R) Provides that when a school is reconstituted as an innovation network charter school, the innovation network charter school shall give preferential enrollment to students who live in the attendance area. Authorizes a governing body to enter into an agreement with a charter school to reconstitute a traditional school as an innovation network charter school. Provides that an innovation network school may use student growth to determine its category or designation of school improvement for a period of three years. **Union busting – expansion of charter-like schools**  
*Current Status:* 2/2/2016 - Referred to Senate
- HB1395 ISTEP MATTERS** (BEHNING R) Provides that provisions relating to high ability students apply to performance qualified school districts. Requires that scores of student responses under an ISTEP program test must be reported to the state board of education not later than July 1 of the year in which the ISTEP program test is administered. Provides that the IDOE shall release sample essay responses to an ISTEP program test.... Provides that the state board of education may require the IDOE to pay \$8- \$10 million to rescore the ISTEP program test results of the ISTEP 2015. **Students and political pressure**  
*Current Status:* 2/3/2016 - Referred to Senate
- SB9 CHARTER SCHOOL DATA COLLECTION** (RAATZ J) Removes the requirement that charter schools report certain data to the department of education. (Because the same data is collected in another way). **Charter schools**  
*Current Status:* 1/21/2016 - Senator Rogers added as coauthor
- SB10 TEACHER SALARY SUPPLEMENTAL PAYMENTS** (RAATZ J) Adds factors for which a teacher may receive supplemental payments – NOT BARGAINED. Provides that not more than 50% of a supplemental payment may be added to the teacher's base salary USING

EXISTING FUNDS; NO INCREASE IN FUNDING, to be decided by the administration exclusive of BARGAINING. **Administrators and Union Busting**

**Current Status:** 2/2/2016 - Referred to House

**SB73 SCHOOL CURRICULUM (LEISING J)** Requires each school corporation and accredited nonpublic elementary school to include cursive writing in its curriculum. Requires each school corporation and accredited nonpublic school to include reading in its curriculum. **Students**

**Current Status:** 1/21/2016 - Senator Delph added as coauthor

**SB93 VARIOUS EDUCATION MATTERS (KRUSE D)** Provides that the financial specialist appointed for the Gary Community School Corporation. Amends the definition of "secondary school" to include certain elementary grades for purposes of a federal student loan forgiveness program. Makes certain provision for transfer of student grades, etc., if a charter school closes. Establishes procedures regarding non-payment of taxes by charters and traditional schools. Adds an additional measure by which the depth perception of a school bus driver may be determined. Provides for the revocation of a school bus driver's certificate of completion of school bus driver safety education under certain circumstances. Provides that an individual may enroll in a transition to teaching program and receive a transition to teaching license without passing a content area examination before admission to the program. Provides that the IDOE may not add additional requirements to obtain a teacher's license for an individual who is a graduate of an accredited teacher training program located outside of Indiana or for a teacher who holds a teaching license issued by another jurisdiction if the individual or teacher otherwise meets the requirements for a license or is a national board certified teacher. Other ISTEP language similar to HB 1395. Requests the legislative council to assign several topics to summer study committees. **All kinds of things – mostly Administrative issues**

**Current Status:** 2/2/2016 - Representatives Rhoads and Smith, V. added as cosponsors

**SB147 SCHOOL EMERGENCY RESPONSE SYSTEMS (BOOTS P)** Requires the department of homeland security (department) to establish minimum standards and approve best practices not later than July 1, 2017, for a school emergency response system. **School corporations**

**Current Status:** 2/2/2016 - Referred to House

**SB200 MEASURING SCHOOL AND SCHOOL CORPORATION PERFORMANCE (KRUSE D)** Provides that a school's or school corporation's category or designation of performance for the 2014-2015 school year may not be lower than the grade assigned to the school or school corporation by the state board of education for the 2013-2014 school year. This is the Hold Harmless for schools that passed fast track this year. **Teachers and politicians in an election year**

**Current Status:** 1/21/2016 - **SIGNED BY GOVERNOR**

**SB268 STUDY OF ETHNIC HISTORY IN HIGH SCHOOLS (TAYLOR G)** Requires the study of ethnic and racial groups to be included as part of each school corporation's high school United States history course. **Students**

**Current Status:** 2/2/2016 - Representatives Smith, V. and Porter added as cosponsors

- SB307      CONSOLIDATION OF SCHOOL ADMINISTRATIVE FUNCTIONS** (KENLEY L) Provides that the governing body of each school corporation situated in the same county may consolidate administrative functions. **Administrative**  
**Current Status:** 2/2/2016 - Senator Hershman added as coauthor
- SB328      TEACHER ASSISTANCE** (ROGERS E) Provides that individuals in a higher ed speech-language program are eligible to receive grants. Provides that grants are made subject to available resources. **Higher Ed**  
**Current Status:** 2/3/2016 - Senator Raatz added as coauthor
- SB329      ALLOCATION OF CIRCUIT BREAKER CREDITS BY SCHOOLS** (MISHLER R) Extends for three additional years the statute allowing a school corporation to allocate circuit breaker credits proportionately under certain circumstances. Similar to HB 1109. 1109 has a broader group this affects and therefore is preferred.  
**Current Status:** 2/2/2016 - Referred to House **School budgets**
- SB330      TUITION RESERVE TRANSFERS** (MISHLER R) Amends the statute allowing transfers from the state tuition reserve account to the state general fund to be made during the state fiscal year beginning in 2015 and in the state fiscal year beginning in 2016 if distributions for vouchers cause a reduction in state tuition support. **School budgets**  
**Current Status:** 2/2/2016 - Referred to House
- SB334      CHOICE SCHOLARSHIPS [a.k.a. VOUCHERS]**(YODER C) Specifies that if a voucher student changes schools during the school year after the December 1 count of special education pupils, any voucher amounts paid to the voucher student for the remainder of the school year after the voucher student enrolls in a different eligible school shall not include amounts that a school corporation would receive as a special education grant for the voucher student. Essentially provides for enrollment first and second semester; repeals refunding voucher money when students leave a private voucher school. Last year some \$400,000 was returned to state. **Voucher expansion**  
**Current Status:** 2/3/2016 - Senators Alting and Banks added as coauthors

## **AFT Celebrates 100 Years**

In 1916 eight local teacher unions came together to establish the American Federation of Teachers. One of those unions was our own Gary, AFT Local #4. This year we are coming together in a big way to honor those courageous leaders from the past and ensure we support those of today while preparing those of the future. *(As a side note, AFT Indiana was chartered in 1938 then as The Indiana Federation of Teachers.)*

President Muir appointed staffer Justin Oakley as the Affiliate Network Engagement Coordinator (ANEC) from Indiana serving as activist and liaison to AFT's Member Engagement Program. Our local presidents are encouraged to become a part of the celebration and appoint your own Local Engagement Liaison (LEL) to work with Justin.

More information will be on the agenda for the Presidents' Council, March 12. Because we want all presidents and the Local Engagement Liaison from every local to come to this, we may need to move from our 9<sup>th</sup> floor conference room. Presidents, let us know if you are coming, how many you'll be bringing, and we'll let you know where we will meet.

Happy Birthday, AFT – Let's start now for 200!

### **CALENDAR**

Mar. 3 – 3<sup>rd</sup> reading for 2<sup>nd</sup> chamber; bills to conference committees

Mar. 12 – Presidents' Council; AFT Indiana Exec Bd meeting

Mar. 14 – Legislature must adjourn by statute; special sessions can be called

May 6-7 – AFT Indiana annual convention; Anderson, IN

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