

IC 20-43-9

Chapter 9. Primetime Program

IC 20-43-9-0.3

Status of rules relating to primetime program adopted before January 1, 1994

Sec. 0.3. A rule adopted by the state board before January 1, 1994, concerning the primetime program under IC 21-1-29 (before its repeal by P.L.278-1993(ss), SECTION 16), after December 31, 1993, is valid, effective, and considered to be a rule of the state board concerning the primetime program under IC 21-1-30 (as added by P.L.38-1994 and before its repeal, now codified at IC 20-43-9), until the state board adopts a rule under IC 4-22-2 that:

- (1) supersedes in whole or in part the rule adopted under IC 21-1-29; or
- (2) repeals the rule adopted under IC 21-1-29.

As added by P.L.220-2011, SEC.338.

IC 20-43-9-0.5

Application; exception

Sec. 0.5. This chapter does not apply to a virtual charter school.
As added by P.L.229-2011, SEC.216.

IC 20-43-9-1

Purpose

Sec. 1. The primetime program is established to provide money to encourage school corporations to lower the pupil/teacher ratio in kindergarten through grade 3.

As added by P.L.2-2006, SEC.166.

IC 20-43-9-2

Restriction of use of grant

Sec. 2. The amount received under this chapter shall be devoted to reducing class size in kindergarten through grade 3.

As added by P.L.2-2006, SEC.166.

IC 20-43-9-3

Administration

Sec. 3. The primetime program shall be administered by the state board.

As added by P.L.2-2006, SEC.166.

IC 20-43-9-4

Staff cost; guaranteed primetime amount; count; licensed teachers; instructional aides

Sec. 4. For purposes of computation under this chapter, the following shall be used:

- (1) The staff cost amount for a school corporation is

seventy-four thousand five hundred dollars (\$74,500).

(2) The guaranteed primetime amount for a school corporation is the primetime allocation, before any penalty is assessed under this chapter, that the school corporation would have received under this chapter for the 1999 calendar year or the first year of participation in the program, whichever is later.

(3) The following apply to determine whether amounts received under this chapter have been devoted to reducing class size in kindergarten through grade 3 as required by section 2 of this chapter:

(A) Except as permitted under section 8 of this chapter, only a licensed teacher who is an actual classroom teacher in a regular instructional program is counted as a teacher.

(B) If a school corporation is granted approval under section 8 of this chapter, the school corporation may include as one-third (1/3) of a teacher each classroom instructional aide who meets qualifications and performs duties prescribed by the state board.

As added by P.L.2-2006, SEC.166. Amended by P.L.234-2007, SEC.253; P.L.182-2009(ss), SEC.341.

IC 20-43-9-5

Eligibility; implementation of primetime program

Sec. 5. In order to receive a distribution under this chapter, a school corporation must implement the primetime program in the following order:

(1) Grade 1.

(2) Grade 2.

(3) Grade 3 or kindergarten.

(4) The grade not chosen under subdivision (3).

As added by P.L.2-2006, SEC.166.

IC 20-43-9-6

Repealed

(As added by P.L.2-2006, SEC.166. Amended by P.L.234-2007, SEC.254; P.L.182-2009(ss), SEC.342; P.L.229-2011, SEC.217. Repealed by P.L.205-2013, SEC.296.)

IC 20-43-9-7

Repealed

(As added by P.L.2-2006, SEC.166. Repealed by P.L.286-2013, SEC.127.)

IC 20-43-9-8

Conditions; counting instructional aides

Sec. 8. (a) The state board shall approve the counting of classroom instructional aides as teachers under this chapter if the school corporation can substantiate each year that providing adequate

classroom space for the attainment of the school corporation's target pupil/teacher ratio creates an unreasonable hardship for that school corporation.

(b) If a school corporation qualifies under subsection (a) for classroom instructional aides, the school corporation shall present to the state board a plan concerning that school corporation's instructional aides program.

As added by P.L.2-2006, SEC.166.

IC 20-43-9-9

Application

Sec. 9. School corporations shall apply for money under this chapter:

- (1) on a form prescribed; and
- (2) on or before the date designated;

by the state board.

As added by P.L.2-2006, SEC.166.

IC 20-43-9-10

Evaluation of program

Sec. 10. The state board shall evaluate the effectiveness of the primetime program and shall monitor compliance by school corporations with this chapter.

As added by P.L.2-2006, SEC.166.

IC 20-43-9-11

Rules

Sec. 11. The state board shall adopt rules under IC 4-22-2 to implement this chapter.

As added by P.L.2-2006, SEC.166.

IC 20-43-9-12

Repealed

(As added by P.L.220-2011, SEC.339. Repealed by P.L.205-2013, SEC.297.)