



SCHOOL CHOICE MATTERS

# Indiana Policy Report

# Introduction

## PURPOSE

A combination of well-designed policies give all students access to the broadest range of educational opportunities, including key core policies and helpful policy enhancers. The purpose of this document is to provide insight to how well your state is doing at implementing the Ecosystem of School Choice Policies. This state report summarizes evidence across the seven policy buckets, with each policy component detailed in individual cells.

## CORE POLICIES

Key policies expand student opportunities.



[Open Enrollment](#)



[Charter Schools](#)



[Private School Choice](#)



[Homeschooling](#)

## POLICY ENHANCERS

Supporting policies enhance those opportunities.



[Part-time Enrollment/Course Access](#)



[Learn Everywhere](#)



[Transportation](#)

CORE POLICIES



## Open Enrollment in Indiana

| POLICY                             | RATING   | POLICY OVERVIEW  |
|------------------------------------|--|--|
| <p>Transfers Between Districts</p> | <p><b>LIMITED</b></p> <p>Sending and/or receiving districts have discretion over transfers</p> | <p><b>Transfer Request</b><br/>                     Indiana Code provides that parents may request a transfer from a school corporation in which the student has a legal settlement to a transferee school corporation in Indiana (or another state) if the student may be better accommodated by the public schools of the transferee corporation.</p> <p>This depends on whether capacity exists and whether the curriculum offerings at the high school level are important to the vocational or academic aspirations of the student.</p> <p>Both the transferee and transferor corporation must approve the transfer – this must occur not more than 30 days after the request is made. If the transferor school corporation fails to respond within 30 days, the transfer is considered approved.</p> <p><a href="#">(Indiana Code 20-26-11-5 Transfer at request of parent or student; approval; appeal)</a></p> <ul style="list-style-type: none"> <li>• Indiana Code 20-26-11-5 requires the State Board to promulgate rules to implement these laws.</li> </ul> <p><b>Mandatory Transfers</b><br/>                     Indiana Code provides that school corporations are required to accept transferring students who reside in Indiana and who do not have legal settlement in the school corporation in certain enumerated circumstances, including:</p> <p>(1) the student attended a state accredited nonpublic elementary school located in the attendance area of the transferee school corporation for at least two (2) school years immediately preceding the school year in which the student transfers to a high school in the transferee school corporation under this section;</p> |

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|                              |   | <p>(2) the student is transferring because the state accredited nonpublic school from which the student is transferring does not offer grades 9 through 12;</p> <p>(3) the majority of the students in the same grade as the transferring student at the state accredited nonpublic school have legal settlement in the transferee school corporation and will attend a school under the authority of the transferee school corporation; and</p> <p>(4) the transferee school corporation has the capacity to accept students.</p> <p><a href="#">(Indiana Code 20-26-11-6.7 Transfer agreements; school corporation and nonpublic school)</a></p> |
| Transfers Within Districts   | <p><b>NO</b></p> <p>No policy</p>   | <p>Indiana does not have a mandatory intradistrict open enrollment policy.</p> <p>The state has enacted a statute that allows parents in Indianapolis the opportunity to choose the school in the school city that the parent’s will attend.</p> <p><a href="#">(Indiana Code 20-25-7-1 Parental choice program)</a></p>   |
| Year-round Transfer Window   | <p><b>LIMITED</b></p> <p>Restricted transfer window</p>                           | <p>Indiana school transfer requests must be submitted with the receiving school corporation on or before April 1 of the school year prior to the year for which the transfer would take effect. A transfer request is valid for 1 school year only – parents must submit new transfer requests for each school year for which the transfer is sought.</p> <p><a href="#">(Indiana Department of Education, Transfer Request Application Instructions for School Corporations and Parents)</a></p>  |
| Tuition-Free Public Schools  | <p><b>YES</b></p> <p>Prohibition on parent tuition</p>                            | <p>According to Indiana Code, as of 2024, transferee schools may not charge transfer tuition.</p> <p><a href="#">(Indiana Code 20-26-11-6 Transfer tuition)</a></p>  |
| School Capacity Transparency | <p><b>YES</b></p> <p>Districts must report capacity by school and grade level</p> | <p>Indiana Code requires school corporations to collect information on the number of transfer students the corporation has the capacity to accept in each grade level and the date by which requests to transfer must be received.</p> <p>After this is established, the governing body must publish the date on the school corporation’s website and report the date to the department.</p>   |

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|                                   |   | <p><a href="#">(Indiana Code 20-26-11-32 Capacity; deadline; publication; grounds and prohibited grounds for denial of transfer request)</a></p>   |
| <p>Transfer Data Transparency</p> | <p><b>LIMITED</b></p> <p>Information only collected and/or some data not reported</p> | <p>Districts are required to report transfer data to the Indiana Department of Education; however, the state does not report numbers of applications accepted and rejected, rather the state only reports the date by which requests to transfer must be received.</p> <p><a href="#">(Indiana Code 20-26-11-32 Capacity; deadline; publication; grounds and prohibited grounds for denial of transfer request; see also Indiana Department of Education, Public School Transfers)</a></p> |
| <p>Transparent Appeal Process</p> | <p><b>YES</b></p>   | <p>Indiana Code provides that an appeal may be taken to the State Board by parents or the student where a request for transfer is denied.</p> <p><a href="#">(Indiana Code 20-26-11-5 Transfer at request of parent or student; approval; appeal; see also Indiana Code 20-26-11-15 Determination by state board)</a></p> <ul style="list-style-type: none"> <li>• Indiana Code 20-26-11-5 requires the State Board to promulgate rules to implement these laws.</li> </ul>                |

SOURCE CITATIONS

**Statutes**

[Indiana Code 20-25-7-1 Parental choice program](#)

[Indiana Code 20-26-11-5 Transfer at request of parent or student; approval; appeal](#)

[Indiana Code 20-26-11-6 Transfer tuition](#)

[Indiana Code 20-26-11-6.7 Transfer agreements; school corporation and nonpublic school](#)

[Indiana Code 20-26-11-15 Determination by state board](#)

[Indiana Code 20-26-11-32 Capacity; deadline; publication; grounds and prohibited grounds for denial of transfer request](#)

**State Department of Education**

[Indiana Department of Education, Public School Transfers](#)

[Indiana Department of Education, Transfer Request Application Instructions for School Corporations and Parents](#)

**Other Resources**

[Indiana Attorney General, Liberty in Education: School Choice](#)



## Charter Schools in Indiana

| POLICY                         | RATING   | POLICY OVERVIEW  |
|--------------------------------|--|--|
| Multiple Charter Authorizers   | <p><b>YES</b></p> <p>Multiple authorizers</p>      | <p>Indiana Code provides several options for authorizers, including the following:</p> <ul style="list-style-type: none"> <li>• a governing body;</li> <li>• a state educational institution that offers a 4-year baccalaureate degree;</li> <li>• the executive of a consolidated city;</li> <li>• the charter board;</li> <li>• a governing board of a nonprofit college or university that provides a 4-year educational program for which it awards a baccalaureate or more advanced degree (including certain enumerated colleges and universities)</li> </ul> <p><a href="#">(Indiana Code 20-24-1-.25 “Authorizer”)</a></p>             |
| Charter Appeal Process         | <p><b>NO</b></p> <p>No appeals process</p>         | <p>Indiana Code explains that if an authorizer rejects a charter school proposal, the organizer may either:</p> <ul style="list-style-type: none"> <li>• amend the charter school proposal and resubmit the proposal to the same authorizer; or</li> <li>• submit a charter school proposal to another authorizer.</li> </ul> <p><a href="#">(Indiana Code 20-24-3-11 Rejection of proposal; amendment or submission to another authorizer; appeal)</a></p>  |
| Charter Regulatory Flexibility | <p><b>LIMITED</b></p> <p>Some or no exemptions</p> | <p>Indiana Code provides for flexibility from state regulations for charter schools. Charter schools are not subject to the following:</p> <ul style="list-style-type: none"> <li>• an Indiana statute applicable to a governing body or school corporation;</li> <li>• a rule or guideline adopted by the state board;</li> <li>• a rule or guideline adopted by the state board concerning teachers, except for those rules that assist a teacher in gaining or renewing a standard or advanced license;</li> <li>• a local regulation or policy adopted by a school corporation unless specifically incorporated in the charter.</li> </ul> |

[\(Indiana Code 20-24-8-4 Statutes, rules, and regulations not applicable\)](#)

Indiana Code does, however, require charters to be subject to the following statutes and rules and guidelines adopted under the following statutes:

- (1) [IC 5-11-1-9](#) (required audits by the state board of accounts).
- (2) [IC 20-39-1-1](#) (unified accounting system).
- (3) [IC 20-35](#) (special education).
- (4) [IC 20-26-5-10](#) (criminal history).
- (5) [IC 20-26-5-6](#) (subject to laws requiring regulation by state agencies).
- (6) [IC 20-28-10-12](#) (nondiscrimination for teacher marital status).
- (7) [IC 20-28-10-14](#) (teacher freedom of association).
- (8) [IC 20-28-10-17](#) (school counselor immunity).
- (9) For conversion charter schools only if the conversion charter school elects to collectively bargain under [IC 20-24-6-3\(b\)](#), [IC 20-28-6](#), [IC 20-28-7.5](#), [IC 20-28-8](#), [IC 20-28-9](#), and [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\(b\)](#) (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).

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|  |  | <p>(24) <a href="#">IC 20-26-12-2</a> (curricular material purchase and rental).</p> <p>(<a href="#">Indiana Code 20-24-8-5 Applicable statutes, rules, and guidelines</a>)</p> <p>Per <a href="#">IC 20-24-6-5</a>: “At least ninety percent (90%) of the individuals who teach full time in a charter school must either” have a teacher license or be in the process of obtaining one.</p>   |
| <p><b>Equitable Charter Funding</b></p>  | <p><b>LIMITED</b></p> <p>Disparities exist</p>             | <p>The Department is required to distribute state tuition support distributions to the organizer. The Department must then make the distribution at the same time and in the same manner as is distributed to other school corporations.</p> <p>(<a href="#">Indiana Code 20-24-7-2 Distribution of state funds</a>)</p> <p>Indiana Code creates an advance program for charter schools that do not receive a pro rata share of local property tax revenue. Charter schools must meet certain requirements in order to apply for an advance and statute provides for certain terms and limitations.</p> <p>(<a href="#">Indiana Code 20-49-9 Charter and Innovation School Advance Program</a>)</p> <p><b>Note:</b> The Indiana Charter School Board confirms that charter schools receive state funding on a per-pupil basis – they receive basic tuition support from the state but do not have the authority to levy local taxes.</p> <p>(<a href="#">Indiana Charter School Board, FAQ</a>)</p> <p>For further information on differences in charter operations funding, please see the ExcelinEd <a href="#">charter facilities index study</a>.</p> |
| <p><b>Charter Facilities Funding</b></p> | <p><b>LIMITED</b></p> <p>Some or no facilities funding</p> | <p>Indiana has created a charter school facilities assistance program to make grants and loans to charter school for constructing, purchasing, renovating, maintaining, paying first semester costs for new, and reducing common school fund debt for charter schools.</p> <p>Indiana Code allows for federal charter school facilities incentive program grants proceeds to be used for the facilities assistance program.</p> <p>Charter schools are required to apply for these funds and the department may consider the following, in deciding to approve or disapprove a grant or loan application:</p> <p>(1) The soundness of the financial business plans of the applicant charter school.</p>   |

- (2) The availability to the charter school of other sources of funding.
- (3) The geographic distribution of grants or loans made from the fund.
- (4) The impact that grants or loans received under this chapter will have on the charter school's receipt of other private and public financing.
- (5) Plans for innovatively enhancing or leveraging funds received under this chapter, such as loan guarantees or other types of credit enhancements.
- (6) The financial needs of the charter school.

[\(Indiana Code 20-24-12 Charter School Facilities Assistance Program\)](#)

Indiana Code also creates a Charter and Innovation Network School Grant Program which provides funding to charter schools that do not receive a pro rata share of local property tax revenue. These grants may be used for capital improvements for the school, including the renovation or expansion of a facility, or for debt or lease payments owed on a facility, including advances from the common school fund.

The following charter schools are eligible for this grant program:

- (1) A charter school in its first or second year of operation.
- (2) A charter school that was placed in the "A", "B", or "C" category or designation of performance established under [IC 20-31-8-3](#) for the most recently completed school year.
- (3) A charter school that does not receive a category or designation of performance established under [IC 20-31-8-3](#) for the most recently completed school year.
- (4) A school that has a majority of students with developmental, intellectual, or behavioral challenges.
- (5) An innovation network school described in section 1(a)(2) of this chapter.

[\(Indiana Code 20-24-13 Charter and Innovation Network School Grant Program\)](#)

Indiana created the Charter School Facility Grant Program through statute, as well. Statute provides that eligibility and grant award amounts are as follows:

“The state board may award grants under this chapter, subject to appropriations by the general assembly for this purpose, to a charter school that:

- (1) applies on a form and in a manner established by the state board;
- (2) submits with the application a budget plan to the state board detailing the expenses for which money from a grant awarded under this chapter would be used;

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|   |   | <ul style="list-style-type: none"> <li>(3) submits with the application a facilities master plan and the associated facilities budget plan; and</li> <li>(4) submits any other information prescribed by the state board.</li> </ul> <p>(b) The amount of a grant awarded under this chapter to each charter school may not exceed an amount equal to STEP TWO in the following formula:</p> <ul style="list-style-type: none"> <li>• STEP ONE: Determine the result of:             <ul style="list-style-type: none"> <li>(A) the total amount of funds appropriated by the general assembly in a state fiscal year for grants under the program; divided by</li> <li>(B) the sum total of current ADM for all charter schools, not including students for whom, of the instructional services that the students receive from the charter schools, more than fifty percent (50%) is virtual instruction.</li> </ul> </li> <li>• STEP TWO: Determine the result of:             <ul style="list-style-type: none"> <li>(A) the STEP ONE result; multiplied by</li> <li>(B) the applicable charter school's current ADM, not including a student for whom, of the instructional services that the student receives from the charter school, more than fifty percent (50%) is virtual instruction."</li> </ul> </li> </ul> <p><a href="#">(Indiana Code 20-24-14 Charter School Facility Grant Program)</a></p> <p>Indiana School Districts are now required to share referendum dollars with Charter School Students, so long as they contributed to passing the referendum.</p> <p><a href="#">IGA   2024 Indiana Code</a></p> <p>For further information on differences in charter facilities funding, please see the ExcelinEd <a href="#">charter facilities index study</a>.</p> |
| <p>Options for High-Performing Charters</p> | <p><b>LIMITED</b></p> <p>No opportunities for high-performing charter schools</p> | <p>Indiana Code allows those schools that place in the “A”, “B”, or “C” category or designation of performance established under statute to be eligible to receive, without applying, certain grant funds that may be used for capital improvements, and other uses, provided certain requirements are met.</p> <p>Note that these grants are also available to other charter schools, however, other schools must submit applications.</p> <p><a href="#">(Indiana Code 20-24-13 Charter and Innovation Network School Grant Program)</a></p>  |

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| <p><b>Charter Zoning Exemptions</b></p>                                      | <p><b>LIMITED</b><br/>Less than full protections</p>  | <p>It is not clear that Indiana provides charter schools with the same exemptions from local zoning and ordinances that may be available to traditional public schools.</p> |
| <p><b>SOURCE CITATIONS</b></p>   |   |   |
| <p><b>Statutes</b><br/><a href="#">Indiana Code 2-24 Charter Schools</a></p> | <p><b>State Department of Education</b><br/><a href="#">Indiana Department of Education, Charter School Program</a></p> | <p><b>Other Resources</b><br/><a href="#">Indiana Charter School Board</a></p>  |



## Private School Choice in Indiana

| POLICY                              | OVERALL RATING   | PROGRAM OVERVIEW  |
|-------------------------------------|--|---|
| <p><b>Universal Eligibility</b></p> | <p><b>YES</b></p> <p>Eligibility less than 100%</p> <p><i>Scoring is calculated based off % of all students served</i></p> | <p><b>YES</b></p> <p><b>School Scholarship Tax Credit</b><br/>Indiana Code creates the School Scholarship Tax Credit.</p> <p><a href="#">(Indiana Code 6-3.1-30.5 School Scholarship Tax Credit)</a></p> <ul style="list-style-type: none"> <li>• Indiana Code 6-3.1-30.5-15 requires the Department to adopt rules to implement the chapter.</li> </ul> <p>An “eligible student” is defined in Indiana Code to be an individual who:</p> <ul style="list-style-type: none"> <li>• has legal settlement in Indiana;</li> <li>• is between the ages of 4 and 22;</li> <li>• either has been or is currently enrolled in a participating school; and</li> <li>• is a member of a household with an annual income of not more than 400% of the amount required for the individual to qualify for the federal free or reduced price lunch program.</li> </ul> <p><a href="#">(Indiana Code 20-51-1-5 “Eligible student”)</a></p> <ul style="list-style-type: none"> <li>• Indiana has adopted Administrative Rules to implement this program.</li> </ul> <p>Indiana Administrative Rules confirm the eligibility requirements of students.<br/><a href="#">(512 IAC 3 School Scholarship Program)</a></p> |
|                                     |  | <p><b>LIMITED</b></p> <p><b>Education Scholarship Account Program</b><br/>Indiana Code creates the Education Scholarship Account Program.</p> <p><a href="#">(Indiana Code 20-51.4 Indiana Education Scholarship Account Program)</a></p>   |

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|  |  |                   | <p>Indiana Code defines “eligible student” to be an individual who:</p> <ul style="list-style-type: none"> <li>• has legal settlement in Indiana;</li> <li>• is between the ages of 5 and 22;</li> <li>• is a student with a disability at the time the account is established who requires special education and who has one of the following that has been development: (1) an individualized education program; (2) a service plan developed under statute; or (3) a choice special education plan developed under statute; and</li> <li>• meets the annual income qualification requirement for a choice scholarship student under Indiana Code 20-51-1.</li> </ul> <p><a href="#">(Indiana Code 20-51.4-2-4 “Eligible student”)</a></p> <ul style="list-style-type: none"> <li>• Indiana Code 20-51.4-6-1 requires the state treasurer and state board to adopt rules to implement the law.</li> </ul>  |
|  |  | <p><b>YES</b></p> | <p><b>Choice Scholarship Program (Voucher)</b></p> <p>Indiana Code defines “eligible choice scholarship students” to include students who:</p> <ul style="list-style-type: none"> <li>• has legal settlement in Indiana; and</li> <li>• is between the ages of 5-22;</li> </ul> <p>The 2025 budget appropriated up to an extra \$90 million to fund Choice Scholarship students of all income levels.</p> <p><a href="#">(House Bill 2025-1001)</a></p> <p>Indiana Code provides that eligible choice scholarship students are entitled to a choice scholarship for each school year that the eligible choice scholarship student enrolls in an eligible school; however, a student is not eligible if the student receives an annual grant under the Indiana education scholarship account program for the same school year.</p> <p><a href="#">(Indiana Code 20-51-4-2 Eligibility for scholarships; limitations)</a></p> <ul style="list-style-type: none"> <li>• Indiana Code 20-51-4-4.6 requires the state board to adopt rules for providing special education or related services to an eligible scholarship student.</li> </ul> |

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|  |  |                       | <p>Indiana Rules address eligible choice scholarship student requirements – choice scholarship students must satisfy all of the requirements in the law, as well as some other enumerated requirements in rules.</p> <p><a href="#">(512 IAC 4-1-3 Eligible choice scholarship student requirements)</a></p>   |
| <p><b>Comparable Student Funding</b></p> | <p><b>YES</b></p> <p><i>Scoring is calculated based off program with largest number of students (Choice Scholarship Program (Voucher))</i></p> | <p><b>LIMITED</b></p> | <p><b>School Scholarship Tax Credit</b><br/>EdChoice notes the following:</p> <p>18% value as a percentage of public school per-student total spending.</p> <p><a href="#">(EdChoice, The ABCs of School Choice: Indiana (2024 Edition))</a></p>   |
|  |  | <p><b>LIMITED</b></p> | <p><b>Education Scholarship Account Program</b><br/>Indiana Code provides for the following formula to calculate how much students will receive:</p> <p>The eligible student will receive an amount equal to 90% of the amount determined in the last STEP of the formula:</p> <ul style="list-style-type: none"> <li>STEP ONE: Determine the school corporation in which the eligible student has legal settlement.</li> <li>STEP TWO: Determine the amount of state tuition support that the school corporation identified under STEP ONE is eligible to receive under <a href="#">IC 20-43-6</a> for the state fiscal year in which the immediately preceding school year begins. The amount does not include amounts provided for special education grants under <a href="#">IC 20-43-7</a>, career and technical education grants under <a href="#">IC 20-43-8</a>, grants under <a href="#">IC 20-43-10</a>, or an academic performance grant under <a href="#">IC 20-43-10.5</a>.</li> <li>STEP THREE: Determine the result of:             <ul style="list-style-type: none"> <li>(A) the STEP TWO amount; divided by</li> <li>(B) the current ADM (as defined in <a href="#">IC 20-43-1-10</a>) for the school corporation identified under STEP ONE for the state fiscal year used in STEP TWO.</li> </ul> </li> </ul> <p><a href="#">(Indiana Code 20-51.4-4-4 Calculation of annual grant amount)</a></p> <ul style="list-style-type: none"> <li>Indiana Code 20-51.4-6-1 requires the state treasurer and state board to adopt rules to implement the law.</li> </ul> |

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|                                       |   | <p><b>YES</b></p> | <p><b>Choice Scholarship Program (Voucher)</b><br/>                 Indiana Code provides for the following state tuition support:</p> <ul style="list-style-type: none"> <li>• “STEP ONE: Determine the school corporation in which the eligible choice scholarship student has legal settlement.</li> <li>• STEP TWO: Determine the amount of state tuition support that the school corporation identified under STEP ONE is eligible to receive under IC 20-43 for the state fiscal year in which the current school year begins, including the basic tuition support amount made under IC 20-43-6 and grants made under IC 20-43-10-2. However, the amount does not include amounts provided for special education grants under IC 20-43-7 and career and technical education grants under IC 20-43-8.</li> <li>• STEP THREE: Determine the result of:                         <ul style="list-style-type: none"> <li>(A) the STEP TWO amount; divided by</li> <li>(B) the current ADM (as defined in IC 20-43-1-10) for the school corporation identified under STEP ONE for the state fiscal year used in STEP TWO.”</li> </ul> </li> </ul> <p><a href="#">(Indiana Code 20-51-4-5 Determination of state tuition support)</a></p> <ul style="list-style-type: none"> <li>• Indiana Code 20-51-4-4.6 requires the state board to adopt rules for providing special education or related services to an eligible scholarship student.</li> </ul> <p>Indiana Administrative Rules are silent on funding.</p> |
| <p><b>Uncapped Student Access</b></p> | <p><b>YES</b></p> <p><i>Scoring is calculated based off program with largest number of students<br/>                 (Choice Scholarship Program (Voucher))</i></p> | <p><b>YES</b></p> | <p><b>School Scholarship Tax Credit</b><br/>                 Indiana Code does not provide for an enrollment cap or a funding cap. An FAQ document by the Indiana Department of Education explains that the law “does not place a minimum or maximum award amount on SGO Scholarships. SGOs determine their policies on the amounts of awards granted.”</p> <p><a href="#">(See Indiana Department of Education, Indiana School Scholarship Tax Credit, Scholarship Granting Organization (SGO) Program, Frequently Asked Questions 2024-2025 School Year)</a></p>   |
|                                       |   | <p><b>YES</b></p> | <p><b>Education Scholarship Account Program</b><br/>                 Indiana Code does not provide for an enrollment or funding cap. Indiana Code does provide, however, that the state treasurer must determine, based on the amount of funds available for the program, the number of grants that can be awarded under the program.</p>  |

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|   |   |                       | <p><a href="#">(Indiana Code 20-51.4-3-7 Determination of the number of grant awards)</a></p> <ul style="list-style-type: none"> <li>Indiana Code 20-51.4-6-1 requires the state treasurer and state board to adopt rules to implement the law.</li> </ul>   |
|   |   | <p><b>YES</b></p>     | <p><b>Choice Scholarship Program (Voucher)</b><br/>                 Indiana does provide for a funding formula to determine the amount an eligible choice scholarship student is entitled to receive, including the lesser of the following:</p> <p>(A) “The sum of the tuition or transfer tuition and fees required for enrollment or attendance of the eligible choice scholarship student at the eligible school selected by the eligible choice scholarship student for a school year that the eligible choice scholarship student (or the parent of the eligible choice scholarship student) would otherwise be obligated to pay to the eligible school.</p> <p>(B) For the state fiscal year beginning July 1, 2021, and each state fiscal year thereafter, an amount equal to ninety percent (90%) of the state tuition support amount determined under section 5 of this chapter.”</p> <p><a href="#">(Indiana Code 20-51-4-4 Maximum amount of scholarship)</a></p> <ul style="list-style-type: none"> <li>Indiana Code 20-51-4-4.6 requires the state board to adopt rules for providing special education or related services to an eligible scholarship student.</li> </ul> |
| <p><b>Extended Application Window</b></p> | <p><b>LIMITED</b></p> <p>Application period or periods</p> <p><i>Scoring is calculated based off program with largest number of students (Choice Scholarship Program (Voucher))</i></p> | <p><b>YES</b></p>     | <p><b>School Scholarship Tax Credit</b><br/>                 To apply for an award, the parents must work with the participating school in which they intend to enroll their student and the school will work with the parent to complete the SGO application.</p> <p><a href="#">(See Indiana Department of Education, Indiana School Scholarship Tax Credit, Scholarship Granting Organization (SGO) Program, Frequently Asked Questions 2024-2025 School Year)</a></p>  |
|   |   | <p><b>LIMITED</b></p> | <p><b>Education Scholarship Account Program</b><br/>                 Indiana Code requires the state treasurer to provide online services, including a method for parents to submit an application agreement.</p> <p><a href="#">(Indiana Code 20-51.4-3-5 Online services for parents)</a></p>  |

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|                                       |   |                | <p>The state treasurer is required to establish a date by which an application to establish an account for the upcoming school years must be submitted.</p> <p><a href="#">(Indiana Code 20-51.4-4-1 Establishment of accounts; application process; agreement)</a></p> <ul style="list-style-type: none"> <li>Indiana Code 20-51.4-6-1 requires the state treasurer and state board to adopt rules to implement the law.</li> </ul> <p>The Indiana Treasurer of State website for the <a href="#">Indiana Scholarship Account Program</a> notes that applications are available March 1, 2024 and are open until September 1, 2024.</p>  |
|                                       |   | <b>LIMITED</b> | <p><b>Choice Scholarship Program (Voucher)</b></p> <p>Indiana Code requires the department to approve an application for a choice scholarship student within 15 days after the date the student requests to participate in the choice scholarship program.</p> <p>Indiana Code requires the Department to accept applications for March 1 through September 1 for eligible schools for the upcoming school year.</p> <p><a href="#">(Indiana Code 20-51-4-7 Department to administer program; rulemaking; application period)</a></p> <ul style="list-style-type: none"> <li>Indiana Code 20-51-4-4.6 requires the state board to adopt rules for providing special education or related services to an eligible scholarship student.</li> </ul> <p>Indiana Administrative Rules require students to submit applications in accordance with any procedures established and published by the Department.</p> <p><a href="#">(512 IAC 4-1-3 Eligible choice scholarship student requirements)</a></p> |
| <p><b>Student Testing Options</b></p> | <p style="text-align: center;"><b>LIMITED</b></p> <p>Rigid mandates, multiple tests, or no accountability</p> <p><i>Scoring is calculated based off program with largest number of students</i></p> | <b>YES</b>     | <p><b>School Scholarship Tax Credit</b></p> <p>Indiana statute explains that “participating schools” must administer the tests under the statewide assessment program or administer another nationally recognized and norm-referenced assessment of the school’s students.</p> <p><a href="#">(Indiana Code 20-51-1-6 “Participating school”)</a></p> <ul style="list-style-type: none"> <li>Indiana Code 6-3.1-30.5-15 requires the Department to adopt rules to implement the chapter.</li> </ul>   |

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|                    |     | (Choice Scholarship Program (Voucher))                                  |         | <p>Indiana Administrative Rules confirm the assessment requirements. (<a href="#">512 IAC 3 School Scholarship Program</a>)</p>   |
|                    |     |   | LIMITED | <p><b>Education Scholarship Account Program</b><br/>                 Indiana Code requires each qualified school that accepts payments for tuition and fees as an ESA participating entity to administer the statewide assessment, unless otherwise prescribed in the student’s individualized education program, the service plan developed under the law, choice special education plan developed under the law; or the plan developed under Section 504 of the federal Rehabilitation Act of 1973.</p> <p>(<a href="#">Indiana Code 20-51.4-5-3 Statewide assessment</a>)</p> <ul style="list-style-type: none"> <li>Indiana Code 20-51.4-6-1 requires the state treasurer and state board to adopt rules to implement the law.</li> </ul>   |
|                    |     |   | LIMITED | <p><b>Choice Scholarship Program (Voucher)</b><br/>                 Indiana Code defines “eligible schools” to be public or nonpublic elementary schools or high schools that administer the statewide assessment program.</p> <p>(<a href="#">Indiana Code 20-51-1-4.7 “Eligible school”</a>)</p> <p>Indiana Code defines “participating schools” to be public or nonpublic schools that administer the tests under the statewide assessment program or administers another nationally recognized and norm-referenced assessment of the school’s students.</p> <p>(<a href="#">Indiana Code 20-51-1-6 “Participating school”</a>)</p> <ul style="list-style-type: none"> <li>Indiana Code 20-51-4-4.6 requires the state board to adopt rules for providing special education or related services to an eligible scholarship student.</li> </ul> |
| School<br>Autonomy | YES | Scoring is calculated based off program with largest number of students | LIMITED | <p><b>School Scholarship Tax Credit</b><br/>                 Indiana Code is silent on private school autonomy over admissions, hiring, and others.</p>   |
|                    |     |   | YES     | <p><b>Education Scholarship Account Program</b><br/>                 Indiana Code notes that it is the intent of the legislature to “honor the autonomy of nonpublic schools that choose and are authorized to become ESA participating entities...” The Code holds that a nonpublic eligible school is not an agent of the state or federal government and the state treasurer, state board, department, or any other state agency are prohibited from</p>   |

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|   | <p><i>(Choice Scholarship Program (Voucher))</i></p>   |                       | <p>regulating the educational program of a nonpublic school that accepts money from an ESA account, including the regulation of curriculum content, religious instruction or activities, classroom teaching, teacher and staff hiring requirements, and other activities carried out by the nonpublic school.</p> <p><a href="#">(Indiana Code 20-51.4-5-1 Intent)</a></p> <ul style="list-style-type: none"> <li>Indiana Code 20-51.4-6-1 requires the state treasurer and state board to adopt rules to implement the law.</li> </ul>   |
|   |  | <p><b>YES</b></p>     | <p><b>Choice Scholarship Program (Voucher)</b><br/>                 Indiana Code relating to choice scholarships explains that it is the intent of the legislature to “honor the autonomy of nonpublic schools that choose to become eligible schools.” A nonpublic school is not an agent of the state or federal government and the department, or any other state agency may not regulate the educational program of a nonpublic eligible school that accepts a choice scholarship. This includes prohibitions on regulating curriculum content, religious instruction or activities, classroom teaching, teacher and staff hiring requirements, and other activities carried out by the eligible school.</p> <p><a href="#">(Indiana Code 20-51-4-1 Autonomy of nonpublic schools; curriculum)</a></p> <ul style="list-style-type: none"> <li>Indiana Code 20-51-4-4.6 requires the state board to adopt rules for the provision of special education or related services to an eligible choice scholarship student.</li> </ul> |
| <p><b>Accessible School Participation</b></p> | <p><b>LIMITED</b><br/>                 Accreditation requirement</p> <p><i>Scoring is calculated based off program with largest number of students<br/>                 (Choice Scholarship Program (Voucher))</i></p> | <p><b>LIMITED</b></p> | <p><b>School Scholarship Tax Credit</b><br/>                 Indiana Code requires participating schools to be accredited by either the state board or a national or regional accreditation agency that is recognized by the state board.</p> <p><a href="#">(Indiana Code 20-51-1-6 “Participating school”)</a></p> <ul style="list-style-type: none"> <li>Indiana Code 6-3.1-30.5-15 requires the Department to adopt rules to implement the chapter.</li> </ul> <p>Indiana Administrative Rules confirm the accreditation requirements.<br/> <a href="#">(512 IAC 3 School Scholarship Program)</a></p>  |
|   |  | <p><b>LIMITED</b></p> | <p><b>Education Scholarship Account Program</b><br/>                 Indiana Code defines “qualified school” to mean a nonpublic school accredited by either the</p>  |

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|  |  |                       | <p>state board or a national or regional accreditation agency that is recognized by the state board to which an eligible student is required to pay tuition to attend and agrees to enroll an eligible student.</p> <p><a href="#">(Indiana Code 20-51.4-2-10 “Qualified School”)</a></p> <ul style="list-style-type: none"> <li>• Indiana Code 20-51.4-6-1 requires the state treasurer and state board to adopt rules to implement the law.</li> </ul>   |
|  |  | <p><b>LIMITED</b></p> | <p><b>Choice Scholarship Program (Voucher)</b><br/>                 Indiana Code requires “eligible schools” to be accredited by either the state board, or to have either full or provision accreditation status from a national or regional accreditation agency that is recognized by the state board.</p> <p><a href="#">(Indiana Code 20-51-1-4.7 “Eligible school”)</a></p> <ul style="list-style-type: none"> <li>• Indiana Code 20-51-4-4.6 requires the state board to adopt rules for providing special education or related services to an eligible scholarship student.</li> </ul> <p>Indiana Administrative Rules confirms that eligible schools must meet all requirements in law.</p> <p><a href="#">(512 IAC 4-1-2 Eligible school requirements)</a></p> |

**ESAs and Parent-Directed Spending**

|                                    |  |   |
|------------------------------------|--|---|
| <p><b>Freedom to Customize</b></p> | <p><b>LIMITED</b></p> <p>Must attend private school, or spending options limited</p> | <p>Regarding the Education Scholarship Account Program, Indiana statutes provide for certain ESA qualified expenses, including:</p> <ul style="list-style-type: none"> <li>• tuition and fees at a qualified school, public school, or other ESA participating entity;</li> <li>• fees for: (1) national norm-referenced or criterion referenced examinations, (2) advanced placement exams, Cambridge International courses, International Baccalaureate courses, or College Level Examination Program exams; or (3) statewide assessments associated with industry recognized credentials;</li> <li>• educational services for an eligible student who is a student with a disability;</li> <li>• payments associated with the use of a paraprofessional or educational aides;</li> </ul> |
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|                          |                   | <ul style="list-style-type: none"> <li>• services contracted for and provided by a school corporation, charter school, magnet school, or qualified school, including (1) individual classes, (2) extracurricular activities or programs, or (3) additional programs, resources, or staffing defined in the student’s education plan;</li> <li>• occupational therapy for a student with a disability;</li> <li>• fees for transportation;</li> <li>• tuition and fees to attend training programs and camps that have a focus on (1) vocational skills, (2) academic skills, (3) life skills, (4) independence, or (5) soft job skills;</li> <li>• additional services and therapies prescribed by the student’s treating physician;</li> <li>• fees for the management of the ESA account; and</li> <li>• expenses to enroll in and attend sequences, courses, apprenticeships, and programs of study for the CSA program, if the student is enrolled.</li> </ul> <p><a href="#">(Indiana Code 20-51.4-2-9 “ESA qualified expenses”)</a></p> <p>Indiana Code does limit the amount of funds that can be used for transportation – a parent may not use more than \$750 of the education scholarship account grant amount for fees for transportation to travel to and from an approved service provider. The state treasurer must establish criteria by which a parent may receive a waiver from the transportation fee limit.</p> <p><a href="#">(Indiana Code 20-51.4-4-7 Limitation on use of grant amount for transportation fees)</a></p> <ul style="list-style-type: none"> <li>• Indiana Code 20-51.4-6-1 requires the state treasurer and state board to adopt rules to implement the law.</li> </ul> |
| <p>Freedom to Access</p> | <p><b>YES</b></p> | <p>Eligible students in Indiana Code are not limited to nonpublic students and funds may be used at a qualified school, public school, or other ESA participating entity.</p> <p><a href="#">(Indiana Code 20-51.4 Indiana Education Scholarship Account Program)</a></p> <ul style="list-style-type: none"> <li>• Indiana Code 20-51.4-6-1 requires the state treasurer and state board to adopt rules to implement the law.</li> </ul>   |

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| <p><b>Carry-Over Funding</b></p> | <p><b>LIMITED</b></p> <p>Most or all unused funds revert to the state</p> | <p>Indiana Code provides that students who maintain education scholarship accounts will be entitled to annual grant amounts for each year until the student graduates or obtains a certificate of completion under the student’s individualized education program.</p> <p>At the end of the year in which an education scholarship account is established, the parent of the eligible student may roll over for use in a subsequent year a maximum of \$1,000. Following that, the parent may roll over \$1,000 plus any amount rolled over in a previous year.</p> <p>The account terminates the later of: (1) the date the student graduates high school; or (2) July 1 of the year in which the student graduates high school. Any money remaining at this time will revert to the state general fund.</p> <p><a href="#">(Indiana Code 20-51.4-4-2 Eligibility for grant amount; termination of an account)</a></p> <ul style="list-style-type: none"> <li>• Indiana Code 20-51.4-6-1 requires the state treasurer and state board to adopt rules to implement the law.</li> </ul> |
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**Tax Credits**

|                               |  |   |
|-------------------------------|--|---|
| <p><b>Full Tax Credit</b></p> | <p><b>LIMITED</b></p> <p>Credit value below 100%</p> | <p><b>The School Scholarship Tax Credit</b></p> <p>Indiana Code explains that the amount of a taxpayer’s credit is equal to 50% of the amount of the contribution made to the scholarship granting organization for a school scholarship program.</p> <p><a href="#">(Indiana Code 6-3.1-30.5-8 Amount of Credit)</a></p> <ul style="list-style-type: none"> <li>• Indiana Code 6-3.1-30.5-15 requires the Department to adopt rules to implement the chapter.</li> </ul> <p>Indiana Administrative Rules do not address the tax credit amount.<br/> <a href="#">(512 IAC 3 School Scholarship Program)</a></p> |
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| SOURCE CITATIONS |                     |                               |                 |
|------------------|---------------------|-------------------------------|-----------------|
| Statutes         | Administrative Code | State Department of Education | Other Resources |

|   |   |  |   |
|---|---|--|---|
| <p><a href="#">Indiana Code 6-3-2-22 Deduction; unreimbursed education expenditures</a></p> <p><a href="#">Indiana Code 6-3.1-30.5 School Scholarship Tax Credit</a></p> <p><a href="#">Indiana Code 20-51-3 Scholarship Granting Organizations; Certification; Administration of Contributions</a></p> <p><a href="#">Indiana Code 20-51.4 Indiana Education Scholarship Account Program</a></p> <p><a href="#">Indiana Code 20-51 School Scholarships</a></p> <p><a href="#">Indiana Code 6-3.1-30.5-8 Amount of Credit</a></p> | <p><a href="#">512 IAC 3 School Scholarship Program</a></p> <p><a href="#">512 IAC 4 Choice Scholarship Program</a></p> | <p><a href="#">Indiana Department of Education, Indiana School Scholarship Tax Credit, Scholarship Granting Organization (SGO) Program, Frequently Asked Questions 2024-2025 School Year</a></p> <p><a href="#">Indiana Department of Education, Indiana Education Scholarship Account Program</a></p> | <p><a href="#">Indiana Department of Revenue, School Scholarship Credit</a></p> <p><a href="#">Indiana Treasurer of State, Indiana Education Scholarship Account Program</a></p> <p><a href="#">EdChoice, The ABCs of School Choice: West Virginia (2024 Edition)</a></p> |
|---|---|--|---|



## Homeschooling in Indiana

| POLICY                            | RATING  | POLICY OVERVIEW  |
|-----------------------------------|---|--|
| Homeschool without Prior Approval | <p><b>YES</b></p> <p>No permission required</p>           | <p>Indiana Code does not require families to receive permission from a local school board or administrative body to practice homeschooling.</p>  |
| No Extra Homeschool Notifications | <p><b>YES</b></p> <p>One-time or no notification.</p>     | <p>Indiana Code provides that students are not bound by the requirements relating to compulsory attendance where the parent certifies to the superintendent that the parent intends to “begin providing the student with instruction equivalent to that given in the public schools...”</p> <p><a href="#">(Indiana Code 20-33-2-8 Students not bound by requirements)</a></p> |
| No Certification to Homeschool    | <p><b>YES</b></p> <p>No certification requirement</p>     | <p>Indiana Code does not require whether homeschool parents must possess state teacher certification.</p>  |
| Flexible Assessment Options       | <p><b>YES</b></p> <p>Flexible academic accountability</p> | <p>Indiana Code does not require homeschool students to participate in academic assessment requirements.</p>   |

### SOURCE CITATIONS

**Statutes**

[Indiana Code 20-33-2-8 Students not bound by requirements](#)

**State Department of Education**

[Indiana Department of Education, Homeschool Information](#)

POLICY ENHANCERS



## Part-time Enrollment in Indiana

| POLICY                                  | RATING   | POLICY OVERVIEW   |
|---|--|---|
| <p><b>Resident Course Access</b></p>    | <p><b>LIMITED</b></p> <p>By type of student, type of course, or district policy</p>                  | <p>Indiana Code explains that students that attend schools that are nonpublic, nonaccredited, and not otherwise approved by the State Board may enroll in a particular educational program or participate in a particular educational initiative offered by an accredited public, nonpublic, or state board approved nonpublic school if the governing body, superintendent, or administrative authority approves the enrollment or participation by the student.</p> <p><a href="#">(Indiana Code 20-33-2-12 Nonpublic, nonaccredited, and nonapproved schools; curriculum or content requirements; student enrollment or participation)</a></p> <p>The Indiana Department of Education confirms that local school corporations have the discretion to provide homeschool students access to courses.</p> <p><a href="#">(Indiana Department of Education, Indiana Homeschool Laws Frequently Asked Questions (FAQ))</a></p> |
| <p><b>Nonresident Course Access</b></p> | <p><b>LIMITED</b></p> <p>Districts only serve resident students or can impose other restrictions</p> | <p>Indiana Code explains that students who attend schools that are nonpublic, nonaccredited, and not otherwise approved by the State Board may enroll in a particular educational program or participate in a particular educational initiative offered by an accredited public, nonpublic, or state board approved nonpublic school if the governing body, superintendent, or administrative authority approves the enrollment or participation by the student.</p> <p><a href="#">(Indiana Code 20-33-2-12 Nonpublic, nonaccredited, and nonapproved schools; curriculum or content requirements; student enrollment or participation)</a></p>  |

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| <p><b>Virtual Course Access</b></p>  | <p><b>YES</b></p> <p>The state has one or more fully accessible virtual providers</p>                       | <p>Indiana does allow for statewide virtual schools, including accredited virtual schools.</p> <p>(See <a href="#">Indiana Department of Education, School Accreditation</a>)</p> <p><a href="#">Indiana Online</a>, which is a department of the Central Indiana Educational Service Center, is a non-profit online supplemental course provider in the state that has partnered with more than 300 schools.</p> <p>Indiana Code does allow school corporations to establish virtual education programs. The only statutory limitation on eligible students appears to be a requirement that only students who are Indiana residents may be enrolled in a virtual education program operated by a school corporation.</p> <p>(<a href="#">Indiana Code 20-19-9-6 Residency requirements</a>)</p> <p>Indiana created the Indiana Course Access Portal (iCAP) through Indiana Code. This portal serves as a “course repository of over 200 virtual course options from seven different course providers who have been approved by the Indiana Department of Education.” This provides options for high schools to help meet students’ individual needs, expand learning opportunities and diversity curricula.</p> <p>(<a href="#">Indiana Department of Education, Indiana Course Access Network</a>)</p> <p>Indiana Code allows eligible students to enroll in these courses offered by course providers that have been authorized by the department. Eligible student is defined to mean a student pursuing an Indiana diploma with any designation available for students to receive in Indiana; or an industry certification that appears on the state board’s approved industry certification list. Students may have to pay tuition for the courses in some circumstances.</p> <p>(<a href="#">Indiana Code 20-30-16 Course Access Program</a>)</p> |
| <p><b>Extracurricular Access</b></p> | <p><b>NO</b></p> <p>No requirement to make extra/ co-curricular opportunities available to all students</p> | <p>Indiana Code explains that students that attend schools that are nonpublic, nonaccredited, and not otherwise approved by the State Board may enroll in a particular educational program or participate in a particular educational initiative offered by an accredited public, nonpublic, or state board approved nonpublic school if the governing body, superintendent, or administrative authority approves the enrollment or participation by the student.</p> <p>(<a href="#">Indiana Code 20-33-2-12 Nonpublic, nonaccredited, and nonapproved schools; curriculum or content requirements; student enrollment or participation</a>)</p>   |

**Homeschool Students**

The Indiana Department of Education explains that local school corporations have the discretion to provide access to extracurricular activities.

[\(Indiana Department of Education, Indiana Homeschool Laws Frequently Asked Questions \(FAQ\)\)](#)

**SOURCE CITATIONS**

**Statutes**

[Indiana Code 20-30-16 Course Access Program](#)

[Indiana Code 20-33-2-12 Nonpublic, nonaccredited, and nonapproved schools; curriculum or content requirements; student enrollment or participation](#)

**State Department of Education**

[Indiana Department of Education, Indiana Course Access Network](#)

[Indiana Department of Education, Indiana Homeschool Laws Frequently Asked Questions \(FAQ\)](#)

[Indiana Department of Education, School Accreditation](#)



## Learn Everywhere in Indiana

| POLICY                          | RATING                  | POLICY OVERVIEW   |
|---------------------------------|-------------------------|---|
| Provider Qualification Standard | <b>NO</b><br>No program | Indiana has not established a Learn Everywhere program. |
| Course Credit Standard          | <b>NO</b><br>No program |   |
| Core Course Opportunities       | <b>NO</b><br>No program |   |
| Central State List              | <b>NO</b><br>No program |   |



## Transportation in Indiana

| POLICY                         | RATING           | POLICY OVERVIEW   |
|--------------------------------|------------------|---|
| <p>Open Enrollment Transit</p> | <p><b>NO</b></p> | <p>Indiana Code provides that the governing body of school corporations may provide transportation for students to and from school.</p> <p><a href="#">(Indiana Code 20-27-5 Transportation Contracts)</a></p> <p>In situations where a school corporation chooses not to provide transportation, parents may provide bus transportation for students.</p> <p><a href="#">(Indiana Code 20-27-6-2 Authority of parents to provide bus transportation)</a></p> <p>If the governing body of a school corporation transfers a student to another school corporation, they may contract with the receiving corporation for the provision of transportation costs for the transferred student.</p> <p><a href="#">(Indiana Code 20-27-11-4 Transportation cost; contracts)</a></p> <p>Indiana Code provides that if a school corporation does not maintain or operate a high school and a high school student who resides in the school corporation is transferred to attend a high school in a contiguous school corporation, the governing bodies of the school corporations may enter into an agreement for the transportation of the student. The costs of this transportation will be paid by the transferring school corporation out of the school corporation’s special school funds.</p> <p><a href="#">(Indiana Code 20-27-11-3 Transportation cost; high school student)</a></p> <p>Indiana Code provides that special purpose buses, or an appropriate vehicle, may be used to transport a student between one school and another school.</p> <p><a href="#">(Indiana Code 20-27-9-5 Use of special purpose bus; operator requirements)</a></p> |

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| <p><b>Fair Transportation Access</b></p> | <p><b>LIMITED</b></p> <p>Equitable transportation offered to some charter OR private students</p> | <p>Indiana Code provides that the governing body of school corporations may provide transportation for students to and from school. This, however, does not apply to a nonpublic school or to a school bus driver contract executed for a nonpublic school.</p> <p><a href="#">(Indiana Code 20-27-5 Transportation Contracts)</a></p> <p>Indiana Code further provides that if a student attends a nonpublic school within a school corporation or a charter school located in a rural school corporation resides on or along the highway constituting the regular route of a public school bus, the school corporation shall provide transportation for the nonpublic or charter school student on the school bus.</p> <p><a href="#">(Indiana Code 20-27-11-1 Transportation of rural charter and nonpublic school students)</a></p> |
| <p><b>Vehicle Flexibility</b></p>        | <p><b>YES</b></p>   | <p>Indiana Code defines “school bus” to include motor vehicles, other than a special purpose bus, that is designed and constructed for the accommodation of more than 10 passengers and used for the transportation of Indiana students.</p> <p><a href="#">(Indiana Code 20-27-2-8 “School bus”)</a></p> <p>Indiana Administrative Code Title 575 State School Bus Committee includes rules relating to the minimum specifications for school buses.</p> <p>Indiana rules confirm the definition of “school bus” that is used in statute.</p> <p><a href="#">(575 IAC 1-1-1 Applicability of specifications; definitions)</a></p>  |

**SOURCE CITATIONS**

| Statutes  | Administrative Code  | State Department of Education   |
|---|--|---|
| <p><a href="#">Indiana Code 20-27 School Transportation</a></p> | <p><a href="#">575 IAC 1 Minimum Specifications for School Buses</a></p> | <p><a href="#">Indiana Department of Education, School Transportation Administrators &amp; Supervisor Information</a></p> |

