

TITLE 11 CONSUMER PROTECTION DIVISION OF THE OFFICE OF THE ATTORNEY GENERAL

Proposed Rule LSA Document #02-18

DIGEST

Adds 11 IAC 2-2-5 concerning information provided to consumers added to the telephone privacy list. Amends 11 IAC 2-5-1, 11 IAC 2-5-2, and 11 IAC 2-5-3 by obligating the division to remove certain numbers from the telephone privacy list. Adds 11 IAC 2-5-4 providing for annual purging of the telephone privacy list. Effective 30 days after filing with the secretary of state.

- 11 IAC 2-2-5 11 IAC 2-5-3
11 IAC 2-5-1 11 IAC 2-5-4
11 IAC 2-5-2

SECTION 1. 11 IAC 2-2, AS ADDED AT 25 IR 1856, SECTION 1, IS AMENDED BY ADDING A NEW SECTION TO READ AS FOLLOWS:

11 IAC 2-2-5 Information provided to consumers added to the telephone privacy list

Authority: IC 4-6-9-8; IC 24-4.7-3-7
Affected: IC 24-4.7-3-1; IC 24-4.7-3-2; IC 24-4.7-4

Sec. 5. Utilizing mail, e-mail, or other appropriate methods, the division shall communicate to consumers whose residential telephone numbers have been added to the telephone privacy list:

- (1) that the residential telephone number has been added to the telephone privacy list;
(2) general information about the telephone privacy act; and
(3) procedures for changing or removing their residential telephone numbers from the telephone privacy list.

(Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-2-5)

SECTION 2. 11 IAC 2-5-1, AS ADDED AT 25 IR 1857, SECTION 1, IS AMENDED TO READ AS FOLLOWS:

11 IAC 2-5-1 Division's authority to purge nonresidential telephone numbers

Authority: IC 4-6-9-8; IC 24-4.7-3-7
Affected: IC 24-4.7-3-1; IC 24-4.7-3-2

Sec. 1. The division may shall purge or may shall direct the agent with which it has contracted pursuant to IC 24-4.7-3-2 to purge from the telephone privacy list any number that it learns is not a residential telephone number. The division shall remove the relevant telephone number from the telephone privacy list according to the same schedule used for adding residential telephone numbers to the telephone privacy list. (Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-5-1; filed Jan 18, 2002, 5:00 p.m.: 25 IR 1857)

SECTION 3. 11 IAC 2-5-2, AS ADDED AT 25 IR 1857, SECTION 1, IS AMENDED TO READ AS FOLLOWS:

11 IAC 2-5-2 Division's authority to purge telephone numbers no longer assigned to consumer

Authority: IC 4-6-9-8; IC 24-4.7-3-7
Affected: IC 24-4.7-3-1; IC 24-4.7-3-2

Sec. 2. The division may shall purge or may shall direct the agent with which it has contracted pursuant to IC 24-4.7-3-2 to purge from the telephone privacy list a residential telephone number if the division learns that the number is no longer assigned to the consumer who registered the number. The division shall remove the relevant telephone number from the telephone privacy list according to the same schedule used for adding residential telephone numbers to the telephone privacy list. (Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-5-2; filed Jan 18, 2002, 5:00 p.m.: 25 IR 1857)

SECTION 4. 11 IAC 2-5-3, AS ADDED AT 25 IR 1857, SECTION 1, IS AMENDED TO READ AS FOLLOWS:

11 IAC 2-5-3 Purging registered telephone number upon consumer's revocation notice

Authority: IC 4-6-9-8; IC 24-4.7-3-7
Affected: IC 24-4.7-3-1; IC 24-4.7-3-2

Sec. 3. The division shall purge or shall direct the agent with which it has contracted pursuant to IC 24-4.7-3-2 to purge a residential telephone number of a consumer who submits the revocation notice described in 11 IAC 2-2-4. Upon receiving such revocation notice, the division will shall remove the relevant telephone number from the telephone privacy list according to the same schedule used for adding residential telephone numbers to the telephone privacy list. (Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-5-3; filed Jan 18, 2002, 5:00 p.m.: 25 IR 1857)

SECTION 5. 11 IAC 2-5, AS ADDED AT 25 IR 1857, SECTION 1, IS AMENDED BY ADDING A NEW SECTION TO READ AS FOLLOWS:

11 IAC 2-5-4 Annual purging of the telephone privacy list

Authority: IC 4-6-9-8; IC 24-4.7-3-7
Affected: IC 24-4.7-3-1; IC 24-4.7-3-2

Sec. 4. Annually the division shall use reasonable efforts to identify and remove the following from the telephone privacy list:

- (1) Telephone numbers disconnected since the date of initial registration.
(2) Any telephone number no longer assigned to a consumer who has registered the number with the telephone privacy list.

(Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-5-4)

Proposed Rules

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on April 22, 2002 at 11:15 a.m., at the Indiana Government Center-South, 402 West Washington Street, Fifth Floor, Office of the Attorney General's Conference Room, Indianapolis, Indiana the Consumer Protection Division of the Office of the Attorney General will hold a public hearing on proposed amendments relating to procedures to ensure and maintain the accuracy of the telephone privacy list. Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Fifth Floor and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Brent Embrey
Director of Telephone Privacy
Consumer Protection Division of the Office of the
Attorney General

TITLE 11 CONSUMER PROTECTION DIVISION OF THE OFFICE OF THE ATTORNEY GENERAL

Proposed Rule LSA Document #02-19

DIGEST

Adds 11 IAC 2-9 to provide that residential telephone numbers shall remain on the telephone privacy list in the event of a change of area code or prefix, or both. Provides that the telephone privacy list shall contain both numbers so long as a telephone solicitor may reach the consumer by directly dialing either number. Effective 30 days after filing with the secretary of state.

11 IAC 2-9

SECTION 1. 11 IAC 2, AS ADDED AT 25 IR 1856, SECTION 1, IS AMENDED BY ADDING A NEW RULE TO READ AS FOLLOWS:

Rule 9. Change of Telephone Area Code or Prefix, or Both

11 IAC 2-9-1 Presumption in the event of change of telephone area code or prefix, or both

Authority: IC 4-6-9-8; IC 24-4.7-3-7

Affected: IC 24-4.7-2-3; IC 24-4.7-3-1; IC 24-4.7-4-1

Sec. 1. A consumer whose residential telephone number has been placed on the telephone privacy list shall be deemed to intend that the number remain on the list in the event that the Indiana utility regulatory commission or other governmental entity having authority gives final

approval to a change of telephone area code or prefix, or both, affecting the consumer's residential telephone number. (Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-9-1)

11 IAC 2-9-2 Dual listing of residential telephone numbers during transition

Authority: IC 4-6-9-8; IC 24-4.7-3-7

Affected: IC 24-4.7-2-3; IC 24-4.7-3-1; IC 24-4.7-4-1

Sec. 2. When the division receives from the Indiana utility regulatory commission or other governmental entity having authority, a list of telephone area codes or prefixes, or both, that will change because of final regulatory approval of a new telephone area code or prefix, or both, it shall revise the next published telephone privacy list to include the consumer's residential telephone number under both the old area code or prefix, or both, and under the new area code or prefix, or both. This dual listing shall be published in the telephone privacy list for so long as a telephone solicitor may reach the consumer by directly dialing either number. (Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-9-2)

11 IAC 2-9-3 Removal of original numbers from list once transition is complete

Authority: IC 4-6-9-8; IC 24-4.7-3-7

Affected: IC 24-4.7-2-3; IC 24-4.7-3-1; IC 24-4.7-4-1

Sec. 3. At such time as a consumer's residential telephone number can be reached directly only by dialing one (1) telephone area code or prefix, the division shall cause the former telephone number to be deleted from the next published edition of the telephone privacy list. (Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-9-3)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on April 22, 2002 at 11:00 a.m., at the Indiana Government Center-South, 402 West Washington Street, Fifth Floor, Office of the Attorney General Conference Room, Indianapolis, Indiana the Consumer Protection Division of the Office of the Attorney General will hold a public hearing on proposed new rules relating to area code changes and the telephone privacy list. Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Fifth Floor and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Brent Embrey
Director of Telephone Privacy
Consumer Protection Division of the Office of the
Attorney General

TITLE 312 NATURAL RESOURCES COMMISSION

Proposed Rule
LSA Document #01-361

DIGEST

Adds 312 IAC 22.5 to provide standards for the registration and management of cemeteries and burial grounds. Effective 30 days after filing with the secretary of state.

312 IAC 22.5

SECTION 1. 312 IAC 22.5 IS ADDED TO READ AS FOLLOWS:

ARTICLE 22.5. CEMETERIES AND BURIAL GROUNDS; REGISTRATION AND MANAGEMENT

Rule 1. Definitions

312 IAC 22.5-1-1 Application of definitions

Authority: IC 14-21-1-25; IC 14-21-1-31
Affected: IC 14-9-4-1; IC 14-21-1

Sec. 1. The definitions contained in this rule apply throughout this article and are in addition to those set forth in 312 IAC 1. (*Natural Resources Commission; 312 IAC 22.5-1-1*)

312 IAC 22.5-1-2 "Cemetery" defined

Authority: IC 14-21-1-25; IC 14-21-1-31
Affected: IC 14-9-4-1; IC 14-21-1

Sec. 2. "Cemetery" means ground in which human remains are buried, including the land associated with or incidental to the burial of human remains. The term includes a cemetery, Native American cemetery, graveyard, burial ground, or similarly described real property. (*Natural Resources Commission; 312 IAC 22.5-1-2*)

312 IAC 22.5-1-3 "Development plan" defined

Authority: IC 14-21-1-25; IC 14-21-1-31
Affected: IC 14-9-4-1; IC 14-21-1

Sec. 3. "Development plan" means a plan for the erection, alteration, or repair of any structure. (*Natural Resources Commission; 312 IAC 22.5-1-3*)

312 IAC 22.5-1-4 "Division" defined

Authority: IC 14-21-1-25; IC 14-21-1-31
Affected: IC 14-9-4-1; IC 14-21-1

Sec. 4. "Division" means the division of historic preservation and archaeology of the department. (*Natural Resources Commission; 312 IAC 22.5-1-4*)

312 IAC 22.5-1-5 "Human remains" defined

Authority: IC 14-21-1-25; IC 14-21-1-31
Affected: IC 14-9-4-1; IC 14-21-1

Sec. 5. "Human remains" means any part of the body of

a human being in any stage of decomposition or state of preservation. This article does not, however, apply to the human remains of individuals dying after December 31, 1939. (*Natural Resources Commission; 312 IAC 22.5-1-5*)

312 IAC 22.5-1-6 "State" defined

Authority: IC 14-21-1-25; IC 14-21-1-31
Affected: IC 14-8-2-265

Sec. 6. "State" means the following:

- (1) The Indiana state government.
- (2) An agency, a subdivision, an officer, a board, a bureau, a commission, a department, a division, or an instrumentality of the state.

(*Natural Resources Commission; 312 IAC 22.5-1-6*)

Rule 2. Disturbance of Ground Within 100 Feet of a Cemetery

312 IAC 22.5-2-1 Application of rule for development plan at burial grounds

Authority: IC 14-21-1-25; IC 14-21-1-31
Affected: IC 14-9-4; IC 14-21-1

Sec. 1. This rule provides standards for the submission, review, and implementation of a development plan within one hundred (100) feet of a cemetery. (*Natural Resources Commission; 312 IAC 22.5-2-1*)

312 IAC 22.5-2-2 Requirement of a prior development plan

Authority: IC 14-21-1-25; IC 14-21-1-31
Affected: IC 8-1-2-1; IC 8-1-13; IC 14-9-4; IC 14-21-1; IC 14-34

Sec. 2. (a) Except as provided in subsection (b), a person must receive and comply with a development plan approved under this rule before disturbing the ground within one hundred (100) feet of a cemetery to erect, alter, or repair a structure.

(b) This rule does not apply to the following:

- (1) A public utility (as defined by IC 8-1-2-1(a)).
- (2) A corporation organized under IC 8-1-13.
- (3) A municipally owned utility (as defined in IC 8-1-2-1(h)).
- (4) A surface coal mining and reclamation operation permitted under IC 14-34.
- (5) A government entity other than the state.

(*Natural Resources Commission; 312 IAC 22.5-2-2*)

312 IAC 22.5-2-3 Application for approval of a development plan

Authority: IC 14-21-1-25; IC 14-21-1-31
Affected: IC 14-9-4; IC 14-21-1

Sec. 3. An application for approval of a development plan under this rule must be filed with the division and include the following:

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- (1) A signed cover letter from the applicant on letterhead with the following information:
- (A) The identity of the person or persons who would conduct the project.
 - (B) The overall nature and timeframe for the project.
 - (C) The location of the project by section, township, range, county, and address.
 - (D) Any prior disturbance of the area.
 - (E) A statement of whether federal or state funds or licenses are involved in the project.
- (2) Mapping to show the location of the cemetery in relation to the project that includes the following:
- (A) Construction details for activities within one hundred (100) feet of the cemetery.
 - (B) References to nearby landmarks.
 - (C) Location of the cemetery and the project area on the appropriate United States Geological Survey 7.5' quadrangle map.
- (3) A description of the cemetery sufficient to evaluate the likely impact of the project, including the following:
- (A) Any name of the cemetery.
 - (B) The dates of use.
 - (C) Historical information and documentation.
 - (D) Precise boundaries that reference nearby landmarks. If documentation is not currently available to identify the cemetery boundaries, the applicant may be required to determine those boundaries through the following:
 - (i) Remote sensing.
 - (ii) Investigations by archaeologists.
 - (iii) Another scientific method approved by the division.
 - (E) The current physical condition of the cemetery.
- (4) A description of the grounds adjacent to and within one hundred (100) feet of the cemetery, including the following:
- (A) The nature, depth, and degree of previous disturbances, including those caused by construction, excavation, grading, or filling.
 - (B) A description of soils, by types, that are present at the site, including an explanation of how they would be disturbed, graded, modified, removed, or otherwise treated.
 - (C) A description of every structure.
 - (D) A description of the activities anticipated to erect, alter, or repair a structure.
 - (E) Areas that would contain new construction of the footprints of the proposed construction areas.
- (5) Clear recent photographs of the cemetery and the grounds adjacent to and within one hundred (100) feet of the cemetery.
- (6) If the application is not from the landowner, written permission from the owner of the cemetery and the owner of any area to be entered or disturbed during the project. (Natural Resources Commission; 312 IAC 22.5-2-3)

312 IAC 22.5-2-4 Incomplete or inadequate applications and expiration

Authority: IC 14-21-1-25; IC 14-21-1-31
Affected: IC 14-9-4; IC 14-21

Sec. 4. (a) The division shall inform the applicant of any aspect of an application believed by the division to be incomplete or to inadequate under IC 14-21 or this article. An opportunity shall be provided to the applicant to correct deficiencies or inadequacies.

(b) Unless otherwise specified in the authorization, an authorization under this rule expires two (2) years after issuance by the division. (Natural Resources Commission; 312 IAC 22.5-2-4)

312 IAC 22.5-2-5 Completion of review and effective date of authorization

Authority: IC 14-21-1-25; IC 14-21-1-31
Affected: IC 4-21.5; IC 14-9-4; IC 14-21-1

Sec. 5. (a) The division shall conclude its review of the development plan within sixty (60) days of the receipt a completed application. Upon the conclusion of review, the division may approve, condition, or deny the application.

(b) The effective date and administrative review of an authorization under this rule are governed by IC 4-21.5 and 312 IAC 3-1. (Natural Resources Commission; 312 IAC 22.5-2-5)

312 IAC 22.5-2-6 Conduct of activities and modifications

Authority: IC 14-21-1-25; IC 14-21-1-31
Affected: IC 14-9-4; IC 14-21-1

Sec. 6. (a) The applicant must conduct approved activities according to the terms and conditions of the authorization and this rule.

(b) The applicant must comply with other valid federal, state, or local laws and ordinances. Compliance with 312 IAC 21 and 312 IAC 22 is specifically made a condition of the authorization.

(c) The activities contemplated in an authorization may be modified only upon advance approval by the division. If written permission was required as a condition for approval of the authorization, the same person (or the successor in interest to the person) must also give written approval for the modification. (Natural Resources Commission; 312 IAC 22.5-2-6)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on April 26, 2002 at 10:00 a.m., at the Indiana Government Center-South, 402 West Washington Street, Room W272, Indianapolis, Indiana the Natural Resources Commission will hold a public

hearing on proposed new rules to provide standards for the registration and management of cemeteries and burial grounds. Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Room W272 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Michael Kiley
Chairman
Natural Resources Commission

TITLE 326 AIR POLLUTION CONTROL BOARD

Proposed Rule
LSA Document #00-43

DIGEST

Amends 326 IAC 11-4-5 concerning particulate emission limits for Knauf Fiber Glass in Shelbyville, Indiana. Updates references to equipment to reflect current operations, deletes references to equipment that no longer exists and associated emission limits. Effective 30 days after filing with the secretary of state.

HISTORY

First Notice of Comment Period: March 1, 2000, Indiana Register (23 IR 1488).

Second Notice of Comment Period and Notice of First Hearing: November 1, 2000, Indiana Register (24 IR 555).

Change in Notice of First Hearing: February 1, 2001, Indiana Register (24 IR 1375).

Change of Notice of First Hearing: March 1, 2002, Indiana Register (25 IR 1926).

Date of First Hearing: March 6, 2002.

PUBLIC COMMENTS UNDER IC 13-14-9-4.5

IC 13-14-9-4.5 states that a board may not adopt a rule under IC 13-14-9 that is substantively different from the draft rule published under IC 13-14-9-4, until the board has conducted a third comment period that is at least twenty-one (21) days long.

Because this proposed rule is not substantively different from the draft rule published on November 1, 2000, at 24 IR 555, the Indiana Department of Environmental Management (IDEM) is not requesting additional comment on this proposed rule.

SUMMARY/RESPONSE TO COMMENTS FROM THE SECOND COMMENT PERIOD

IDEM requested public comment from November 1, 2000, through December 3, 2000, on IDEM's draft rule language. IDEM received comments from the following parties:

Barnes and Thornburg on behalf of Knauf Fiber Glass (KF). Following is a summary of the comments received and IDEM's responses thereto:

Comment: We request that unit names be updated and ovens no longer in operation be eliminated to reflect current operations. After further consideration, Knauf has determined that it is not necessary to reallocate the emissions from 605 forming to 605 furnace. (KF)

Response: The department concurs with Knauf's latest request. The draft rule reflects the update requested by Knauf.

SUMMARY/RESPONSE TO COMMENTS RECEIVED AT THE FIRST PUBLIC HEARING

On March 6, 2002, the air pollution control board (board) conducted the first public hearing/board meeting concerning the development of amendments to 326 IAC 11-4-5. Comments were made by the following parties:

Barnes and Thornburg on behalf of Knauf Fiber Glass. Following is a summary of the comments received and IDEM's responses thereto:

Comment: Knauf supports this rulemaking, and on behalf of them we ask the board to adopt the rule before them.

Response: IDEM appreciates the commenter's support and concurs with the request to preliminarily adopt amendments to the existing rule.

326 IAC 11-4-5

SECTION 1. 326 IAC 11-4-5 IS AMENDED TO READ AS FOLLOWS:

326 IAC 11-4-5 Shelby County

Authority: IC 13-14-8; IC 13-17-3-4; IC 13-17-3-14
Affected: IC 13-17-1; IC 13-17-3

Sec. 5. The following are requirements for Knauf Fiber Glass in Shelby County:

Shelby County
Source: Knauf Fiber Glass

Facility Description	Max. Maximum Hourly Emission Rate lbs/hour
203 oven	3.96
204 605 oven	8.00
304 oven	1.05
601 Forming plus oven	28.28
603 Forming plus oven	16.49
1101 oven	0.16
1102 oven	0.16
1103 oven	0.16
1104 oven	0.16
1110 oven	0.16
1111 oven	0.16
602 Forming plus oven	33.27
Superfine Processes	
203 furnace	9.47
204 605 furnace	10.00
203 forming	19.90
204 605 forming	15.00

(Air Pollution Control Board; 326 IAC 11-4-5; filed Mar 10, 1988, 1:20 p.m.: 11 IR 2552; readopted filed Jan 10, 2001, 3:20 p.m.: 24 IR 1477)

Notice of Public Hearing

Under IC 4-22-2-24, IC 13-14-8-6, and IC 13-14-9, notice is hereby given that on May 1, 2002 at 1:00 p.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room C, Indianapolis, Indiana the Air Pollution Control Board will hold a public hearing on proposed amendments to 326 IAC 11-4-5.

Proposed Rules

The purpose of this hearing is to receive comments from the public prior to final adoption of these rules by the board. All interested persons are invited and will be given reasonable opportunity to express their views concerning the proposed amendments. Oral statements will be heard, but for the accuracy of the record, all comments should be submitted in writing.

Additional information regarding this action may be obtained from Gayla Killough, Rule Development section, (317) 233-8628 or (800) 451-6027, press 0, and ask for 3-8628 (in Indiana). If the date of this hearing is changed, it will be noticed in the Change of Notice section of the Indiana Register.

Individuals requiring reasonable accommodations for participation in this event should contact the Indiana Department of Environmental Management, Americans with Disabilities Act coordinator at:

*Attn: ADA Coordinator
Indiana Department of Environmental Management
100 North Senate Avenue
P.O. Box 6015
Indianapolis, Indiana 46206-6015*

or call (317) 233-0855. TDD: (317) 232-6565. Speech and hearing impaired callers may also contact the agency via the Indiana Relay Service at 1-800-743-3333. Please provide a minimum of 72 hours' notification.

Copies of these rules are now on file at the Indiana Government Center-North, 100 North Senate Avenue, Tenth Floor and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Janet G. McCabe
Assistant Commissioner
Office of Air Quality

TITLE 460 DIVISION OF DISABILITY, AGING, AND REHABILITATIVE SERVICES

Proposed Rule LSA Document #02-9

DIGEST

Amends 460 IAC 2-3-1, 460 IAC 2-3-2, and 460 IAC 2-3-3 to offer additional criteria that may be fulfilled to receive state interpreter certification, extends the deadline by which certain criteria must be met to become certified, and adds relevant definitions. Effective 30 days after filing with the secretary of state.

460 IAC 2-3-1 460 IAC 2-3-2 460 IAC 2-3-3

SECTION 1. 460 IAC 2-3-1 IS AMENDED TO READ AS FOLLOWS:

460 IAC 2-3-1 Purpose; exclusion
Authority: IC 12-12-7-5
Affected: IC 12-12-7

Sec. 1. (a) The purpose of this rule is to establish standards pursuant to IC 12-12-7-5 that determine the necessary standards of behavior, competency, and proficiency in sign language and oral interpreting and ensure quality, professional interpreting services in order to protect the public and persons who are deaf or hard of hearing from misrepresentation.

(b) The provisions of this rule will not apply to interpreters while they are interpreting in a public or private primary or secondary school setting. ~~This exception will expire at the earlier of:~~

~~(1) the promulgation of educational interpreter standards; or
(2) July 1, 2002.~~

Rules applying specifically to such interpreters are at 460 IAC 4. (*Division of Disability, Aging, and Rehabilitative Services; 460 IAC 2-3-1; filed Jul 21, 2000, 10:01 a.m.: 23 IR 3084*)

SECTION 2. 460 IAC 2-3-2 IS AMENDED TO READ AS FOLLOWS:

460 IAC 2-3-2 Definitions and acronyms

Authority: IC 12-12-7-5
Affected: IC 12-12-7; IC 20-10.1-7-17; IC 20-12-72

Sec. 2. (a) The definitions and acronyms in this section apply throughout this rule unless specifically noted.

(b) "ASL" means American Sign Language.

(c) "BIS" means board of interpreter standards.

(d) "CDI" means certified deaf interpreter.

(e) "CDIP" means certified deaf interpreter provisional.

~~(f)~~ (f) "CEU" means continuing education unit.

~~(g)~~ (g) "Consumer" means the persons for and between whom the interpreter is facilitating communication, and includes both hearing and deaf consumers.

~~(h)~~ (h) "DDARS" means the division of disability, aging, and rehabilitative services.

(i) "Deaf/blind interpreting" means using the special skills required to interpret for a person who uses ASL and is both deaf and blind.

~~(j)~~ (j) "DHHS" means deaf and hard of hearing services.

(k) "Identified interpreting agency" means an agency whose business is providing interpreting services, has been in business prior to July 1, 1999, and is found on a list of identified interpreting agencies with DHHS.

~~(l)~~ (l) "Interpreter" refers to both interpreters and transliterators.

(†) (m) “ITP” means interpreter training program.

(n) “Minimal language skilled interpreting” means using the special skills required to interpret for a person who has no first language and minimal skills in any other language.

(†) (o) “NAD” means National Association of the Deaf.

(†) (p) “Payee” means a person who contracts with a freelance interpreter on behalf of a public or private agency, organization, or business for a particular assignment involving one (1) or more deaf clients and one (1) or more hearing consumers.

(q) “Proof of employment” means:

- (1) a letter from approved agency;
- (2) a copy of pay stub;
- (3) a 1099 Form; or
- (4) a W-2 Form.

(†) (r) “RID” means Registry of Interpreters for the Deaf.

(†) (s) “Setting” means the context within which an interpreting assignment takes place.

(t) “Team stage interpreting” means using the special skills required to interpret on stage or at a large event in tandem with a team of interpreters.

(†) (u) “TECUnit” means Testing, Evaluation and Certification Unit, Inc. (*Division of Disability, Aging, and Rehabilitative Services; 460 IAC 2-3-2; filed Jul 21, 2000, 10:01 a.m.: 23 IR 3085*)

SECTION 3. 460 IAC 2-3-3 IS AMENDED TO READ AS FOLLOWS:

460 IAC 2-3-3 Certification requirements

Authority: IC 12-12-7-5
Affected: IC 12-12-7

Sec. 3. (a) In order to receive certification as an interpreter under this rule by the state, an individual must register with DHHS in the manner prescribed by DHHS and fulfill at least one (1) of the following criteria:

- (1) Pass the RID written generalist test, hold NAD Level III, and obtain two (2) **DHHS-approved** CEUs per year for up to five (5) years.
- (2) Pass the RID written generalist test, be a graduate of an accredited ITP, and obtain two (2) **DHHS-approved** CEUs per year for up to five (5) years.
- (3) Hold NAD Level IV or above.
- (4) Hold RID certification.
- (5) Hold RID oral certification for situations requiring an oral interpreter only.
- (6) Hold certification from TECUnit and have passed the RID written generalist test for situations requiring a cued speech transliterator.

(7) Hold RID CDI or CDIP.

(8) Be a deaf or hard of hearing person, produce one (1) letter of recommendation to be filed with DHHS from an identified interpreting agency that has previously hired the applicant for deaf/blind interpreting, minimal language skilled interpreting, or team stage interpreting, and obtain two (2) DHHS-approved CEUs per year for up to five (5) years.

(9) Provide documentation of proof of employment as an interpreter prior to July 1, 1999, to be placed on file with DHHS, produce one (1) letter of recommendation from an identified interpreting agency that hired the applicant prior to July 1, 1999, and obtain two (2) DHHS-approved CEUs per year. (This includes deaf, hard of hearing, and hearing interpreters.)

(b) Commencing July 1, ~~2007~~, 2010, in order to receive certification by the state, an individual must fulfill the requirements in subsection (a) and also hold a bachelor’s degree from an accredited college or university. An interpreter who has met the requirements of subsection (a) prior to July 1, ~~2007~~, 2010, shall be exempt from the additional requirement of this subsection.

(c) Interpreters holding NAD or RID certifications must maintain these certifications in good standing in order to maintain their certification by the state, including fulfilling the continuing education requirements of NAD or RID.

(d) Fulfillment of the requirements of subsection (a)(1), ~~or~~ (a)(2), **or (a)(8)** shall allow an interpreter to be certified by the state for a maximum period of five (5) years from the date originally certified. At or before the conclusion of this period, an interpreter must fulfill the requirements of at least one (1) of ~~subsections subsection~~ **subsection** (a)(3) through ~~(a)(6)~~ **(a)(7)** to continue certification by the state.

(e) An interpreter certified by the state shall renew such certification at least every two (2) years in the manner prescribed by DHHS. (*Division of Disability, Aging, and Rehabilitative Services; 460 IAC 2-3-3; filed Jul 21, 2000, 10:01 a.m.: 23 IR 3085*)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on April 24, 2002 at 1:30 p.m., at the Indiana Government Center-South, 402 West Washington Street, Room W451 Conference Room A, Indianapolis, Indiana the Division of Disability, Aging, and Rehabilitative Services will hold a public hearing on proposed amendments concerning additional criteria that may be fulfilled to receive state interpreter certification, the extension of the deadline by which certain criteria must be met to become certified, and the addition of relevant definitions.

If an accommodation is required to allow an individual with a disability to participate in this meeting, please contact Kevin

Proposed Rules

Wild at (317) 233-2582 at least forty-eight (48) hours prior to the meeting.

Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Room W451 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Karen Davis
General Counsel
Division of Disability, Aging, and Rehabilitative Services

TITLE 515 PROFESSIONAL STANDARDS BOARD

Proposed Rule
LSA Document #01-171

DIGEST

Adds 515 IAC 1-6 to establish a transition to teaching program, which is an alternate route to teacher licensure mandated by IC 20-6.1-3-11. Effective 30 days after filing with the secretary of state.

515 IAC 1-6

SECTION 1. 515 IAC 1-6 IS ADDED TO READ AS FOLLOWS:

Rule 6. Transition to Teaching Program

515 IAC 1-6-1 Applicability

Authority: IC 20-1-1.4-7; IC 20-6.1-3-11
Affected: IC 20-6.1-3-11

Sec. 1. (a) This rule implements and supplements IC 20-6.1-3-11.

(b) Beginning July 1, 2002, each institution accredited under 515 IAC 1-2-21 and 515 IAC 3-1-1 must offer a transition to teaching program to prepare a qualified person who holds at least a baccalaureate degree to enter the teaching profession through a transition to teaching program.

(c) The transition to teaching program shall include a preparation component to meet Indiana standards for teaching.

(d) Completion of the program and testing requirements as stated under 515 IAC 1-4-3 results in eligibility for an initial practitioner license. (*Professional Standards Board; 515 IAC 1-6-1*)

515 IAC 1-6-2 Definitions

Authority: IC 20-1-1.4-7; IC 20-6.1-3-11
Affected: IC 20-6.1-3-11

Sec. 2. (a) The definitions in this section apply throughout this rule.

(b) "Approved program" means a general elementary or secondary content area preparation program under 515 IAC 1-1-1 through 515 IAC 1-1-69 or approved by the board under 515 IAC 3.

(c) "Board" means the professional standards board.

(d) "Complete the program" means to be verified by an institution as having successfully completed the preparation program.

(e) "Consortium" means a relationship between at least two (2) institutions to provide a transition to teaching program.

(f) "Degree" means a degree from a four (4) year college or university that is accredited by its state or equivalent jurisdiction to offer the participant's degree.

(g) "Elementary" means a school setting of elementary-primary or elementary-intermediate, or both, for purposes of determining the license sought by the participant. By statute, this is labeled as kindergarten through grade 6.

(h) "Eligible person" means a qualified person who meets the admission requirements of the institution.

(i) "Enroll" means to do the following:

- (1) Be admitted by an institution to the preparation program.
- (2) Register for at least one (1) course in the program.

(j) "Participant" means a person who is enrolled in the preparation program.

(k) "Professional experience" means the experience that occurred through full-time employment in an educational related field or in a field in which the person intends to be licensed.

(l) "Program" means the transition to teaching program under this rule.

(m) "Qualified person" means a person who holds the degree and any professional experience required for the intended license.

(n) "Unit" means the teacher preparation program at a college or university.

(o) "Secondary" means a school setting of middle/junior high school or senior high school, or both, for purposes of determining the license sought by the participant. By statute, this is labeled as grades 7 through 12.

(p) “Successfully complete” means to pass each assessment under the preparation program. (*Professional Standards Board; 515 IAC 1-6-2*)

515 IAC 1-6-3 General provisions

Authority: IC 20-1-1.4-7; IC 20-6.1-3-11
Affected: IC 20-6.1-3-11

Sec. 3. (a) If an institution offers an approved general elementary program for an initial teaching license or secondary program for an initial teaching license in a content area, the institution must offer a course of study under the program.

(b) A course of study under the program shall be designed to prepare an eligible person to meet teaching standards.

(c) In relation to other approved programs at an institution offering a course of study under the program does not affect an institution’s graduate level program to earn an initial teaching license, such as a master of teaching (MAT) program. The program does not replace or require the replacement of an approved program. An institution that offers the program in a content area may:

- (1) add a separate approved program in the content area;
- (2) discontinue the program in a content area if it discontinues its approved program in the content area; or
- (3) agree with another institution to jointly provide, through a consortium, the preparation component for an eligible person.

(d) A participant is eligible to apply for an initial license when the participant successfully completes the program and successfully passes testing requirements.

(e) A license earned through the transition to teaching program and a license earned through a preparation program under 515 IAC 1 and 515 IAC 2 or 515 IAC 4 are equivalent for all purposes under this title. (*Professional Standards Board; 515 IAC 1-6-3*)

515 IAC 1-6-4 Eligibility for program in elementary teaching

Authority: IC 20-1-1.4-7; IC 20-6.1-3-11
Affected: IC 20-6.1-3-11

Sec. 4. A person who has either of the following qualifications, as set forth in IC 20-6.1-3-11, is eligible to enroll in the preparation program for an elementary license:

- (1) A baccalaureate degree with a grade point average of at least 3.000, both in the major and overall.
- (2) Both a baccalaureate degree with a grade point average of at least 2.500, both in the major and overall, and five (5) years of professional experience.

(*Professional Standards Board; 515 IAC 1-6-4*)

515 IAC 1-6-5 Eligibility for program in secondary teaching

Authority: IC 20-1-1.4-7; IC 20-6.1-3-11
Affected: IC 20-6.1-3-11

Sec. 5. (a) This section covers preparation under the program for a secondary license that corresponds to the content area of the degree and of any required professional 515 IAC 1-1 experience.

(b) A person who has any of the following qualifications is eligible to enroll in the preparation program:

- (1) A baccalaureate degree with a grade point average of at least 3.000, both in the major content area and overall.
- (2) A graduate degree.
- (3) Both a baccalaureate degree with a grade point average of at least 2.500, both in the major content area and overall, and five (5) years of professional experience.

(*Professional Standards Board; 515 IAC 1-6-5*)

515 IAC 1-6-6 Preparation

Authority: IC 20-1-1.4-7; IC 20-6.1-3-11
Affected: IC 20-6.1-3-10.1

Sec. 6. (a) The unit may offer the course of study as either undergraduate or graduate credit.

(b) The qualified person must meet the general admission standards of the unit for the credit being awarded.

(c) The unit may require that, prior to enrollment, the qualified person must pass the written examinations under 515 IAC 3-1-6, 515 IAC 3-1-7, and IC 20-6.1-3-10.1 for reading, writing, mathematics, and knowledge in the content area of the intended license.

(d) The course of study may be part of a degree program, but a participant is not required to earn a degree to successfully complete the preparation program.

(e) Based on the teaching standards for the intended license, the preparation shall contain the following:

- (1) The course work and field and classroom experiences that prepare the participant.
- (2) The performance assessments defined in the institution’s unit assessment system that indicates whether the participant meets Indiana standards.

(f) Pursuant to IC 20-6.1-3-11, preparation shall include no more than the following:

- (1) Eighteen (18) credit hours for secondary teaching.
- (2) Twenty-four (24) credit hours for elementary teaching, including at least six (6) credit hours in the teaching of reading.

(*Professional Standards Board; 515 IAC 1-6-6*)

515 IAC 1-6-7 Scope of initial license; application procedures

Authority: IC 20-1-1.4-7; IC 20-6.1-3-11
Affected: IC 20-6.1-3-11

Proposed Rules

Sec. 7. (a) A participant who completes the program is eligible for an initial license in a school setting as follows:

- (1) In elementary teaching, for elementary-primary or elementary-intermediate, or both.
- (2) In secondary teaching, for junior high/middle school or high school, or both.

(b) The board shall issue an initial practitioner license that is restricted to only the content area or areas in which the program participant has a degree unless the program participant demonstrates sufficient knowledge in other content areas of the license. (*Professional Standards Board; 515 IAC 1-6-7*)

515 IAC 1-6-8 Annual report by institution

Authority: IC 20-1-1.4-7; IC 20-6.1-3-11

Affected: IC 20-6.1-3-11

Sec. 8. (a) No later than June 1 of each year, the board will provide institutions with the format for the annual program report integrated within the annual accreditation report due no later than October 15 of that year.

(b) An institution shall submit an annual program report to the board, including number of participants who have:

- (1) enrolled and are participating only in the preparation program; and
- (2) completed the preparation program.

(c) An institution shall submit any other information as required by federal statute. (*Professional Standards Board; 515 IAC 1-6-8*)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on April 24, 2002 at 1:00 p.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room C, Indianapolis, Indiana the Professional Standards Board will hold a public hearing on proposed new rules concerning the transition to teaching program, which is an alternate route to teacher licensure mandated by IC 20-6.1-3-11. Copies of these rules are now on file at the Professional Standards Board, 101 West Ohio Street, Suite 300 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Marie Theobald
Executive Director
Professional Standards Board

TITLE 515 PROFESSIONAL STANDARDS BOARD

Proposed Rule
LSA Document #02-7

DIGEST

Adds 515 IAC 3 to establish a performance-based process for

accreditation of teacher preparation programs. Effective 30 days after filing with the secretary of state.

515 IAC 3

SECTION 1. 515 IAC 3 IS ADDED TO READ AS FOLLOWS:

ARTICLE 3. PERFORMANCE-BASED PROCESS FOR ACCREDITATION OF TEACHER PREPARATION PROGRAMS

Rule 1. Preparation and Testing of Educators

515 IAC 3-1-1 Accreditation of institutions preparing educators

Authority: IC 20-1-1.4-7

Affected: IC 20-6.1-2-2

Sec. 1. (a) State approval of institutions preparing educators is based on the following:

(1) Professional standards for the accreditation of schools, colleges, and departments of education of the National Council for Accreditation of Teacher Education (NCATE) Chapter 2 of NCATE's Professional Standards for the Accreditation of Schools, Colleges and Departments of Education, January, 2002 edition, is hereby incorporated by reference. Copies of this publication may be obtained by writing to the National Council for Accreditation of Teacher Education, 2010 Massachusetts Avenue, NW, Suite 500, Washington, D.C. 20036-1023. Copies may also be obtained from the Indiana Professional Standards Board, 101 West Ohio Street, Suite 300, Indianapolis, Indiana 46204.

(2) Model standards for beginning teacher licensing and of the Interstate New Teacher Assessment and Support Consortium (INTASC). The draft standards section of the Model Standards for Beginning Teaching Licensing and Developments: A Resource for State Dialogue as developed by the Interstate New Teacher Assessment and Support Consortium, 1992 edition, are hereby incorporated by reference. Copies of this publication may be obtained by writing to Interstate New Teacher Assessment and Support Consortium, Council of Chief State School Officers, One Massachusetts Avenue, NW, Suite 700, Washington, D.C. 20001-1431. Copies may also be obtained from the Indiana Professional Standards Board, 101 West Ohio Street, Suite 300, Indianapolis, Indiana 46204.

(b) The standards for educators adopted by the professional standards board.

(c) Actual accreditation by NCATE is strongly encouraged but not mandatory. An institution not accredited by NCATE must be reviewed for approval according to subsection (d).

(d) An institution accredited by NCATE must submit to

the professional standards board, prior to the NCATE accreditation visit, a copy of the institutional report (IR) that is submitted to NCATE.

(e) An institution not seeking NCATE accreditation must submit to the professional standards board, prior to the accreditation visit, a copy of the IR that follows the model established by NCATE. Based on the model of NCATE accreditation and using the standards listed in this section, the professional standards board will conduct an accreditation visit using the professional standards board of examiners.

(f) The professional standards board will make the final determination of the Indiana accreditation status of all institutions desiring to prepare educators for licensing.

(g) The professional standards board shall assist institutions in developing quality programs for preparing educators. (*Professional Standards Board; 515 IAC 3-1-1*)

515 IAC 3-1-2 General requirements

Authority: IC 20-1-1.4-7

Affected: IC 20-6.1-2-2

Sec. 2. (a) As used in this rule, "unit" refers to the teacher preparation program at a college or university.

(b) Each unit shall do the following:

- (1) Designate a unit head and a licensing advisor.
- (2) Provide the name, mailing address, electronic mail address, telephone number, and facsimile number of the unit head and the licensing advisor to the professional standards board.

(c) Written notice from the professional standards board to the unit head, either printed or by electronic means, shall be notice to the institution.

(d) A unit shall maintain a record of its candidates and their progress.

(e) The professional standards board shall keep each unit head and licensing advisor informed of rules and policies adopted by the professional standards board. Each unit head and licensing advisor shall remain informed of rules and policies adopted by the professional standards board, and shall inform unit faculty and candidates of professional standards board rules and policies. (*Professional Standards Board; 515 IAC 3-1-2*)

515 IAC 3-1-3 Unit assessment system

Authority: IC 20-1-1.4-7

Affected: IC 20-6.1-2-2

Sec. 3. (a) Each institution must create and implement the following:

- (1) A unit assessment system (515 IAC 1-2-21) that assesses the quality of the unit's candidates and program.

(2) A plan for collecting and analyzing data on applicant qualifications, performance of candidates and graduates and unit operations for evaluating and improving the unit and its programs.

(b) No later than June 30, 2002, each institution accredited under this rule shall submit a unit assessment system narrative describing its unit assessment system in a format approved by the professional standards board. The narrative shall indicate the following:

(1) The sequence of performance assessments used by the institution during preparation to determine each candidate's competency and eligibility for a licensing recommendation under this title.

(2) The unit's plan for use of results of its graduates' performance on any beginning educator assessments under this section continuously improve the quality of the institution's preparation of educators, and the expected evidence that will document the institution's progress in improving that preparation.

(3) Other relevant information requested by the professional standards board.

(c) An institution shall submit its narrative to the professional standards board. The procedures for processing the narrative are as follows:

(1) Receipt of the unit assessment system plan shall be acknowledged to institutions and teacher education committee in compliance with professional standards board upon receipt of the plan by the submission deadline of June 30, 2002.

(2) Upon receipt of the completed unit assessment system document, a review of each document shall be completed to determine that each of the seven (7) criteria for the unit assessment system has been adequately addressed and that the plan is aligned with the professional standards board approved content and developmental standards and any other standards adopted by the professional standards board.

(3) All clerical review reports shall be completed and sent to institutions and the professional standards board or its designee within three (3) months. A letter shall be mailed to each institution indicating the results of the first clerical review of the unit assessment system document, noting, where necessary, any areas not addressed.

(4) Institutions shall submit no later than fifteen (15) months in advance of their National Council for Accreditation of Teacher Education (NCATE) visit an institutional report (IR) specific to NCATE Standard 2-Assessment System and Unit Evaluation. This report will be organized around the three (3) elements of the standard and the seven (7) professional standards board unit assessment system criteria. This timeline will have to be shortened for those institutions that will have an NCATE review in 2002-2003.

Proposed Rules

(5) A formative peer review shall be conducted of each plan to provide the professional standards board assurance of unit assessment system implementation and to provide each institution with a constructive peer review prior to each NCATE visit, including the following:

(A) The review panel shall consist of two (2) higher education representatives, one (1) P-12 representative and one (1) professional standards board staff member.

(B) The review process shall consist of the following:

(i) A morning panel paper review of the IR, which may be a maximum of fifty (50) pages, elaborative documents, and a list of unresolved questions a unit may have about the unit assessment system.

(ii) An afternoon interview of the unit head and representatives of the assessment team.

(C) A written report, by standard element and criteria, will be sent to each unit, and a copy of the report will be sent to the professional standards board or its designee.

(d) Acceptance of the unit assessment system shall equate to a determination regarding Standard 2 of the NCATE accreditation. Criteria for an acceptable unit assessment system will be those set by NCATE.

(e) NCATE reports will be submitted to the professional standards board for final determination of state accreditation.

(f) If an institution does not submit a unit assessment system by the deadline in subsection (b), the professional standards board shall immediately begin proceedings to revoke its accreditation and shall issue public notice regarding the reason for the revocation proceedings.

(g) An institution not accredited under section 1 of this rule as of July 1, 2002, that applies after that date to become accredited shall submit its unit assessment system as part of the process for accreditation. (*Professional Standards Board; 515 IAC 3-1-3*)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on April 24, 2002 at 1:00 p.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room C, Indianapolis, Indiana the Professional Standards Board will hold a public hearing on proposed new rules concerning performance-based process for accreditation of teacher preparation programs. Copies of these rules are now on file at the Professional Standards Board, 101 West Ohio Street, Suite 300 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Marie Theobald
Executive Director
Professional Standards Board

TITLE 515 PROFESSIONAL STANDARDS BOARD

Proposed Rule LSA Document #02-8

DIGEST

Adds 515 IAC 4 to establish the process whereby a teacher obtains an initial practitioner license, a proficient practitioner license, or an accomplished practitioner license. In addition, it establishes the procedure whereby a substitute teacher obtains a teaching permit. All of these licenses are required for teaching in an accredited school in Indiana. Effective 30 days after filing with the secretary of state.

515 IAC 4

SECTION 1. 515 IAC 4 IS ADDED TO READ AS FOLLOWS:

ARTICLE 4. PROFESSIONAL EDUCATOR LICENSE TEACHERS

Rule 1. General Provisions; Definitions

515 IAC 4-1-1 Introduction

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 1. The purpose of this article is to define how teachers must obtain an initial practitioner license and a proficient practitioner license, and how they may obtain an accomplished practitioner license. This article replaces 515 IAC 1-5. (*Professional Standards Board; 515 IAC 4-1-1*)

515 IAC 4-1-2 Definitions

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 2. The following definitions apply throughout this rule:

(1) "Assessment" means any of the following:

(A) A portfolio assessment, if one has been approved by the board for the relevant licensing area.

(B) If no portfolio assessment has been approved by the board for the relevant licensing area, an alternative assessment or experience approved by the board.

(C) Any general assessments of professional teaching knowledge and performance related to standards-based teaching as the board may, by rule, require.

(2) "Assessment plan" means that portion of the professional development plans adopted as part of the school improvement activities governed by IC 20-1-1-6.5 and 515 IAC 1-3-1.

(3) "Assessment program" is equivalent to the beginning teacher assessment program.

(4) "Beginning teacher" means a person who:

(A) holds a teaching credential (other than a substitute teaching credential) issued by the board;

(B) is employed as a teacher by a school corporation under a contract described in IC 20-6.1-4, or by an accredited nonpublic school (511 IAC 6.1-1-1);

(C) has not successfully completed a beginning teacher internship program prior to July 1, 2002, the required assessments under this rule, or an equivalent out-of-state assessment; and

(D) has less than two (2) years of creditable teaching experience outside Indiana as defined by rule adopted by the board.

(5) “Beginning teacher assessment program” or “BTAP” refers to the process outlined in this rule by which a teacher holding an initial practitioner license may obtain a proficient practitioner license.

(6) “Board” refers to the professional standards board.

(7) “Designated teacher” means the teacher primarily identified by the school to have primary academic responsibility for:

(A) the class; or

(B) delivery of services specific to the license.

The term includes a teacher of record as defined in 511 IAC 7-17-72.

(8) “Equivalent out-of-state assessment” means a standards-based assessment for beginning teachers established by another state that is recognized by the board as substantially equivalent to the beginning teacher assessment under this rule.

(9) “Extended assessment program” refers to the procedure by which an individual denied a proficient practitioner license after completion of all requirements of the assessment program during the second assessment year may obtain that license.

(10) “First assessment year” means either:

(A) for a beginning teacher who begins teaching in an Indiana public or accredited nonpublic school at the start of the school year, the first year of teaching; or

(B) for a beginning teacher who begins teaching in an Indiana public or accredited school midway through the school year, the remaining part of that school year, plus the next full year of teaching.

(11) “Mentor” means a person who is assigned under 515 IAC 4-3-9.

(12) “Mentor faculty trainer” refers to a person who has successfully completed a faculty training program offered by the board.

(13) “Representative” means an individual who is authorized to represent an individual who is unable to deliver materials under 515 IAC 4-3-6.

(14) “Second assessment year” means the year of teaching in an Indiana public or accredited nonpublic school after the first assessment year.

(15) “Standards-based teaching” means teaching based on the standards adopted by the board.

(16) “Teaching credential” means a license or permit.

(Professional Standards Board; 515 IAC 4-1-2)

515 IAC 4-1-3 Initial practitioner license equivalency

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 3. The initial practitioner license as used in this rule is equivalent to the initial standard license under IC 20-6.1-3. *(Professional Standards Board; 515 IAC 4-1-3)*

515 IAC 4-1-4 Proficient practitioner license

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 4. The proficient practitioner license, as used in this rule, is equivalent to a renewed standard license under 515 IAC 1-2-3. *(Professional Standards Board; 515 IAC 4-1-4)*

515 IAC 4-1-5 Accomplished practitioner license equivalency

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 5. The accomplished practitioner license as used in this rule is equivalent to the professional license as defined by 515 IAC 1-2-3 and 515 IAC 1-3-2. *(Professional Standards Board; 515 IAC 4-1-5)*

515 IAC 4-1-6 Obtaining a license

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 6. (a) Teachers preparing in Indiana will obtain the initial practitioner license through a certification of successful completion from a teacher preparation program approved under 515 IAC 3. Teachers preparing in another state may obtain the initial practitioner license through a certification of successful completion from a teacher preparation program in that state.

(b) A teacher who holds the initial practitioner license may obtain the proficient practitioner license through the beginning teacher assessment program. A teacher who holds a valid license from another state may obtain the proficient practitioner license either through the assessment program, or through other board-approved assessments or equivalent out-of-state assessment.

(c) A teacher who holds the proficient practitioner license may obtain the accomplished practitioner license through an advanced degree approved by the board or by attaining a certification by the National Board for Professional Teaching Standards that the board recognizes as corresponding to a licensing area in Indiana (515 IAC 1-1-1). *(Professional Standards Board; 515 IAC 4-1-6)*

515 IAC 4-1-7 Nonrenewable license

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Proposed Rules

Sec. 7. (a) An initial practitioner license is a nonrenewable two (2) year license issued to a teacher who has successfully completed a preparation program approved under 515 IAC 3, or a program in another state that the board recognizes.

(b) No later than June 30 of each year, the board shall publish a list of those licensing areas for which an initial practitioner license may be obtained. (*Professional Standards Board; 515 IAC 4-1-7*)

515 IAC 4-1-8 Renewable license

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 8. (a) A proficient practitioner license is a renewable five (5) year license issued to a teacher who has successfully completed a two (2) year assessment program. A proficient practitioner license may be obtained under 515 IAC 4-3.

(b) No later than June 30 of each year, the board shall publish a list of those licensing areas for which a proficient practitioner license may be obtained. (*Professional Standards Board; 515 IAC 4-1-8*)

515 IAC 4-1-9 Accomplished practitioner license

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 9. (a) An accomplished practitioner license is a renewable license for a teacher who holds a proficient practitioner license and who completes either an advanced degree approved by the board or certification by the National Board for Professional Teaching Standards of a teaching area recognized by the board.

(b) The initial term of an accomplished practitioner license is ten (10) years. Upon renewal, the term becomes five (5) years. (*Professional Standards Board; 515 IAC 4-1-9*)

Rule 2. Initial Practitioner

515 IAC 4-2-1 License request

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 1. An initial practitioner license is a nonrenewable two (2) year license issued to a teacher who has not passed the beginning teacher assessment program. An applicant for an initial practitioner license shall submit to the board an application under section 2 of this rule. (*Professional Standards Board; 515 IAC 4-2-1*)

515 IAC 4-2-2 Application for license

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 2. (a) An application for an initial practitioner license must contain the following:

- (1) A completed application form approved by the board.
- (2) A limited criminal history report from the Indiana state police, dated no earlier than one (1) year prior to the date the application is received by the board.
- (3) A nonrefundable fee in the form of a cashier's check, certified check, or money order for the amount required under 515 IAC 1-2-19, or by electronic payment if the board accepts fees electronically.
- (4) Proof of successful completion of written examinations or other procedures required by 515 IAC 1-4-2.
- (5) Proof of successful completion of a preparation program described in section 3 or 4 of this rule.

(b) An incomplete application may be returned. The applicant may be required to also submit a new fee as a result of submitting an incomplete application. The applicant is responsible for any delays in license processing caused by the submission of an incomplete application. (*Professional Standards Board; 515 IAC 4-2-2*)

515 IAC 4-2-3 Proof of preparation

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 3. In addition to the materials listed in section 2 of this rule, a graduate of an Indiana preparation program applying for an initial practitioner license must submit a certification of successful program completion from the licensing advisor. The initial practitioner license issued will state the basis for the license as follows:

- (1) An applicant who completes a preparation program prior to the date the program submits a unit assessment system to the board pursuant to 515 IAC 3-1-3 will receive a license indicating compliance with one (1) or more licensing categories defined by 515 IAC 1-1, and will carry a basis of "Rules 46-47".
- (2) An applicant who became a candidate before July 1, 2002, and who completes a preparation program after the date the program submits a unit assessment system to the board pursuant to 515 IAC 3-3-3, will be recommended for a license that:

- (A) indicates competence in one (1) or more licensing categories defined by the standards adopted by the board, and will carry a basis of "Rules 2002"; and
- (B) if the program has elected under 515 IAC 3-3-3 to continue offering courses that allow an applicant to comply with a licensing category under 515 IAC 1-1, and if the applicant completes the required course work prior to July 1, 2006, indicates compliance with one (1) or more licensing categories defined by Rule 1-1, and will carry a basis of "Rules 46-47".

(*Professional Standards Board; 515 IAC 4-2-3*)

515 IAC 4-2-4 Preparation programs outside Indiana

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 4. In addition to the materials listed in section 2 of this rule, graduates of preparation programs outside of Indiana applying for an initial practitioner license shall submit the following:

- (1) An official transcript.
- (2) One (1) of the following, if applicable to the state or jurisdiction in which the applicant prepared:
 - (A) If the preparation program is in a National Association of State Directors of Teacher Education and Certification compact state, a compact recommendation.
 - (B) If the preparation program is not in a compact state or jurisdiction but is in a state or jurisdiction with which Indiana has a reciprocity agreement, a recommendation in a format defined by the agreement.

(Professional Standards Board; 515 IAC 4-2-4)

Rule 3. Proficient Practitioner

515 IAC 4-3-1 How a teacher may obtain a license

Authority: IC 20-1-1.4-7
 Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 1. (a) The purpose of this rule is to define how a teacher must obtain a proficient practitioner license.

(b) A teacher preparing in Indiana will obtain the proficient practitioner license through the beginning teacher assessment program. A teacher preparing in other states will obtain the proficient practitioner license through assessments or experience designated by the board.

(c) This rule defines the assessment program and what the teacher, the school and its employees, and the board must do to achieve the purposes and goals of the assessment program. *(Professional Standards Board; 515 IAC 4-3-1)*

515 IAC 4-3-2 License

Authority: IC 20-1-1.4-7
 Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 2. (a) A proficient practitioner license is a renewable five (5) year license issued to a teacher who has successfully completed a two (2) year assessment program. A beginning teacher may obtain a proficient practitioner license by completing any general assessment adopted by the board pursuant to this rule, and by completing the required assessment of a portfolio completed during the assessment program in a licensing area for which the board has approved a portfolio assessment, or by completing an alternate assessment or experience defined by the board if the board has not approved a portfolio assessment for the licensing area.

(b) No later than June 30 of each year, the board shall publish a list of those licensing areas for which an assessment portfolio must be completed, and those licensing areas for which an alternate assessment or experience must be completed.

(c) Each teacher seeking a proficient practitioner license shall complete a portfolio, or alternate assessment or experience, in the second assessment year. The teacher must complete the portfolio or alternate assessment or experience designated by the board for the licensing area in which the teacher is teaching during the time designated by rule.

(d) An applicant for a proficient practitioner license must have completed either the portfolio or alternate assessment or experience within five (5) years of the effective date of the initial practitioner license, except for an applicant in an extended assessment program. *(Professional Standards Board; 515 IAC 4-3-2)*

515 IAC 4-3-3 License application

Authority: IC 20-1-1.4-7
 Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 3. (a) An application for a proficient practitioner license must contain the following:

- (1) A completed application in a format approved by the board.
- (2) A limited criminal history report from the Indiana state police, dated no earlier than one (1) year prior to the date the application is received by the board.
- (3) A nonrefundable fee in the amount established in 515 IAC 1-2-19, in the form of a cashier's check, certified check, money order, or by electronic payment if the board accepts fees electronically.
- (4) The initial practitioner license, or equivalent as determined by the board.
- (5) The documents required by section 4 or 5 of this rule.

(b) An incomplete application may be returned. The applicant may be required to also submit a new fee as a result of submitting an incomplete application. The applicant is responsible for any delays in license processing caused by the submission of an incomplete application. *(Professional Standards Board; 515 IAC 4-3-3)*

515 IAC 4-3-4 License application; additional requirements

Authority: IC 20-1-1.4-7
 Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 4. In addition to the items in section 3 of this rule, an application for a proficient practitioner license from a candidate completing the assessment program in Indiana must contain:

- (1) if a portfolio is required, a completed portfolio, in a format approved by the board;
- (2) if a portfolio is not required, a completed alternate assessment or documentation of completed experiences, in a format approved by the board; or
- (3) documentation of the results of any general assessment as required by the board.

(Professional Standards Board; 515 IAC 4-3-4)

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515 IAC 4-3-5 License application; additional requirements for out-of-state applicants

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 5. In addition to the items in section 4 of this rule, an application for a proficient practitioner license from a candidate who has not completed an assessment program in Indiana must contain:

(1) either proof of:

(A) at least three (3) years of creditable teaching experience in another state; or

(B) completion of an assessment program in another state that the board has recognized as equivalent; or

(2) documentation of the results of any general assessment as required by the board under this rule.

However, if the applicant is licensed in another state, and has passed the same general assessment according to the requirements of that state, and the passing score in that state is lower than the score set by Indiana, the applicant does not have to meet the higher Indiana score. (*Professional Standards Board; 515 IAC 4-3-5*)

515 IAC 4-3-6 Assessment portfolio

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 6. (a) An application containing an assessment portfolio under section 4 of this rule, or documentation of an alternate assessment or experience under section 5 of this rule may be submitted anytime during the second assessment year. No application containing an assessment portfolio may be submitted after May 1 of the second assessment year.

(b) Scoring of an assessment portfolio will begin no later than June 30 each year and must be completed by September 1 of that year.

(c) Results of scoring of an assessment portfolio will be reported to the beginning teacher and the principal no later than thirty (30) days after the date by which scoring must be completed under this section.

(d) A beginning teacher may request additional time to submit an assessment portfolio by submitting a request for extension of time in a format approved by the board. A request for extension of time must be received by the board at least thirty (30) days before the deadline to submit the assessment portfolio, and a copy of this request must be transmitted simultaneously to the beginning teacher's principal and superintendent. The request for extension of time must identify the following:

(1) The extraordinary circumstances that prevent timely completion of the portfolio.

(2) Appropriate documentation of the extraordinary circumstances, such as:

(A) medical records or physician's statements in the case of medical situations; or

(B) evidence such as death certificates or court records in the case of family situations or statements from the principal and the superintendent in the case of emergency employment reassignment.

(3) A statement of the following:

(A) What work is completed.

(B) What work remains to be completed.

(C) Why completion is impossible in the time remaining.

(e) An appropriate extension may be granted if warranted.

(f) A request under subsection (d) on behalf of a beginning teacher by the beginning teacher's representative shall be valid if the beginning teacher submits a verification in a format approved by the board within sixty (60) days of submission of the request.

(g) An assessment portfolio completed during an extended assessment program may be submitted upon completion, and will be scored within sixty (60) days of submission to the board, with results reported immediately to the beginning teacher, the principal, and the superintendent. (*Professional Standards Board; 515 IAC 4-3-6*)

515 IAC 4-3-7 Teacher in an assessment program

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 7. In addition to the requirements of section 6 of this rule, this section, and section 8 of this rule, a teacher in an assessment program shall do the following:

(1) Demonstrate an understanding of the teaching standards that apply to the teacher licensing.

(2) Demonstrate an understanding of the school improvement plan adopted under IC 20-1-1-6.5.

(3) Communicate regularly with the assigned mentor according to the school's assessment plan.

(4) Monitor changes made by the board, if any, in the applicable teaching standards and the assessment program.

(5) Maintain access to electronic messaging (e-mail) and respond to any inquiries made by the board or under the assessment plan in a timely manner.

(*Professional Standards Board; 515 IAC 4-3-7*)

515 IAC 4-3-8 Support by school and school employees

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 8. A school and its employees shall support a beginning teacher in an assessment program by doing the following:

(1) Adopting an assessment plan, adopted pursuant to rules adopted under IC 20-1-1-6.5, that meets the needs of the school and its beginning teachers.

- (2) Supporting the beginning teacher and the mentor by allowing adequate time for the beginning teacher and the mentor to communicate about the beginning teacher's work.
- (3) Appointing a mentor who meets the criteria adopted by the board, and any additional criteria in the assessment plan.
- (4) Encouraging participation by the beginning teacher in the support activities required by the professional development plan.
- (5) Monitoring changes made by the board, if any, in the applicable teaching and mentor standards and the assessment program.
- (6) Maintaining access to electronic messaging (e-mail), and responding to any inquiries made by the board or under the assessment plan in a timely manner.
- (7) Accommodating teachers who begin teaching during a school year, for example, at the start of the spring semester or other grading period, by providing support and mentoring activities until the beginning of the next school year, which would qualify as the first assessment year under this rule.

(Professional Standards Board; 515 IAC 4-3-8)

515 IAC 4-3-9 Mentor requirements

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 9. A mentor appointed under the beginning teacher assessment program shall do the following:

- (1) Demonstrate an understanding of the teaching standards that apply to the beginning teacher's licensing.
- (2) Demonstrate an understanding of the mentor standards adopted by the board in this subdivision. The mentor:
 - (A) knows and understands exemplary standards-based practice in the classroom;
 - (B) knows and applies constructive collegial behavior such as appropriate roles of peers, active listening techniques, and modeling professional attributes;
 - (C) knows own learning and teaching styles, approaches, strengths and weaknesses, and how to reflect on own teaching and learning;
 - (D) recognizes the linkage of P-12 student academic standards with the corresponding teaching standards for each content and developmental area;
 - (E) knows the INTASC core standards;
 - (F) knows strategies for being a constructive observer, such as:
 - (i) asking appropriate questions for data collection;
 - (ii) how to access data to foster self-analysis within beginning teachers; and
 - (iii) improved instructional techniques in the beginning teachers' practices;
 - (G) knows how to support a beginning teacher in the construction of an induction portfolio that demonstrates standards-based practices;

- (H) knows how to recommend and contact resources within the school, the community, the state, and the nation;
 - (I) knows major areas of research on teaching and of resources available for professional learning;
 - (J) knows the stages of teacher development and possible affective needs of beginning teachers as they progress through the initial years of teaching;
 - (K) is committed to allotting time for personal and collegial reflection on practice;
 - (L) is enthusiastic about being a positive role model, coach, and mentor for beginning teachers;
 - (M) values the enrichment of learning that comes from the diverse backgrounds, values, skills, talents, and interests and from taking risks;
 - (N) has the personal attributes of being empathetic, caring, adaptable, and enthusiastic about teaching and learning;
 - (O) believes that all students can learn and perform at high levels;
 - (P) values the roles that open communication and trust play in building strong, productive collegial relationships and incorporates confidentiality, nonjudgmental dialogue, and professional integrity into collegial relations;
 - (Q) believes in education as a profession;
 - (R) is a positive influence on good morale within a school;
 - (S) values the opportunities that technology and new methodologies can provide for teaching and student learning;
 - (T) draws upon colleagues within the school and other professional arenas to support his or her professional development;
 - (U) pursues professional development opportunities to:
 - (i) access new content knowledge and instructional methods; and
 - (ii) incorporate them into relevant learning situations for students;
 - (V) creates a supportive and reflective environment for:
 - (i) addressing issues facing a beginning teacher; and
 - (ii) analyzing teaching and learning;
 - (W) exemplifies standards-based teaching in the classroom;
 - (X) supports the beginning teacher in interactions with teachers, administrators, and parents;
 - (Y) displays a sense of humor, hope, and optimism, high expectations, and an ability to act as a catalyst for the learning of others; and
 - (Z) exemplifies being a professional educator and a life-long learner.
- (3) Participate in mentor training activities as determined by the school's assessment plan.
 - (4) Demonstrate an understanding of the school's assessment plan.

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(5) Communicate regularly with the beginning teacher according to the assessment plan.

(6) Encourage participation by the beginning teacher in support activities required by the school's assessment plan.

(7) Monitor changes made by the board, if any, in the mentor standards, the applicable teaching standards, and the assessment program.

(8) Maintain access to electronic messaging (e-mail), and respond to any inquiries made by the board or under the assessment plan in a timely fashion.

(Professional Standards Board; 515 IAC 4-3-9)

515 IAC 4-3-10 Board program to certify mentors

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 10. (a) The board shall maintain criteria for programs to prepare, assess, and certify mentors.

(b) The board shall do the following:

(1) Approve programs to certify mentors based on performance and completion of mentor training programs.

(2) Approve such programs so that mentors are certified to serve.

(c) Beginning with the 2002-2003 school year, to be eligible for payment of a mentor stipend, a mentor must either:

(1) have completed a mentor training program approved by the board; or

(2) be enrolled in a mentor training program approved by the board for which completion will result in certification of the mentor no later than the beginning of the 2004-2005 school year.

(Professional Standards Board; 515 IAC 4-3-10)

515 IAC 4-3-11 Minimum criteria for mentor

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 11. (a) No later than June 30 of each year, the board shall establish and publish the procedures by which a mentor will receive a mentor stipend.

(b) An assessment plan shall include a requirement that the mentor shall perform the minimum criteria for eligibility for a mentor stipend as established by the board.

(c) If funds are available, a mentor who has met the minimum criteria shall apply for the mentor stipend in a format approved by the board.

(d) Within thirty (30) days of receipt of an application for payment of a mentor stipend in a format approved by the board, the board shall pay the earned portion of the mentor stipend. *(Professional Standards Board; 515 IAC 4-3-11)*

515 IAC 4-3-12 Extended assessment program

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 12. (a) The board shall no later than the time frame specified in section 6(c) of this rule notify each beginning teacher who did not successfully complete all required assessments of the teacher's eligibility for an extended assessment program. The notice shall also be given to the beginning teacher's principal and superintendent.

(b) The notification to the teacher shall contain the teacher's initial practitioner license, with a new expiration date that allows participation in the extended assessment program during the first school year following the assessment program. It shall also include a statement of intent form for the beginning teacher to complete and provide to the school where the extended assessment program will be completed.

(c) The beginning teacher shall enroll in the extended assessment program by:

(1) submitting the statement of intent form to the school; and

(2) registering with the board in a format approved by the board.

Upon receipt of such notice and of the beginning teacher's completed statement of intent form, the school shall modify its assessment plan to include a personalized program to assist the teacher in completing the extended assessment program.

(d) The board shall develop a model program and information that assist teachers in an extended program.

(e) Upon the request of the beginning teacher or the school in which the extended program will occur, the board shall provide the results of the assessment to the beginning teacher's preparation program, or to another preparation program designated by the beginning teacher. The preparation institution shall be invited to assist the teacher and the school in developing the personalized program in the extended assessment program.

(f) A teacher who did not properly apply for a proficient practitioner license and did not properly request an extension of time to apply is not eligible for an extended assessment program. *(Professional Standards Board; 515 IAC 4-3-12)*

515 IAC 4-3-13 Initial practitioner license

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 13. (a) The initial practitioner license shall be valid for one (1) two-year period, which begins no later than the fourth school year after its issue date, in order to ensure completion of the two (2) years of an assessment program within five (5) school years following completion of a

preparation program. Delays between the effective date of the initial practitioner license and the first year of the assessment program would have the following effects on later interruptions in service:

- (1) A delay of one (1) school year would allow the teacher a total of four (4) remaining years to participate in the two (2) year assessment program.
- (2) A delay of two (2) school years would allow the teacher a total of three (3) remaining years to participate in the two (2) year assessment program.
- (3) A delay of three (3) school years would allow the teacher two (2) remaining years to participate in the two (2) year assessment program.
- (4) A delay of four (4) or more school years would not allow the teacher to participate in an assessment program. An additional assessment and recommendation from a preparing institution would be required to receive a new initial practitioner license.

(b) An interruption of one (1) school year between the first and second years is permitted. Interruptions during the assessment program cannot extend the time limitations in subsection (a). An interruption of more than one (1) school year requires the teacher to repeat the first year.

(c) No interruption is allowed between the second year and an extended assessment program. (*Professional Standards Board; 515 IAC 4-3-13*)

515 IAC 4-3-14 Training programs

Authority: IC 20-1-1.4-7
Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 14. (a) The board must provide training programs for mentor faculty trainers and for scorers of portfolios and alternative assessments.

(b) A mentor who completes an approved mentor training program shall receive a certificate of completion.

(c) A certificate of completion of mentor training is valid for five (5) years. The board will establish criteria for renewal of the mentor training certificate.

(d) The board must train a sufficient number of scorers to allow timely scoring of portfolios and alternative assessments. (*Professional Standards Board; 515 IAC 4-3-14*)

515 IAC 4-3-15 Portfolio assessment

Authority: IC 20-1-1.4-7
Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 15. (a) Each portfolio assessment will be required for at least three (3) school years before the board may establish a qualifying score for that portfolio.

(b) Until a qualifying score is established, the portfolio assessment may be scored to provide:

- (1) the teacher with feedback about teaching knowledge and skills;
- (2) information to each preparation program about the quality of its preparation of teachers.

(c) Until a qualifying score is established, the board may score all portfolios completed, or may score a statistically valid sample of completed portfolios. (*Professional Standards Board; 515 IAC 4-3-15*)

Rule 4. Accomplished Practitioner

515 IAC 4-4-1 License

Authority: IC 20-1-1.4-7
Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 1. An accomplished practitioner license is a renewable license for a teacher who:

- (1) holds a proficient practitioner license; and
- (2) completes either:
 - (A) an advanced degree approved or recognized by the board; or
 - (B) certification by the National Board for Professional Teaching Standards of a teaching area recognized by the board.

(*Professional Standards Board; 515 IAC 4-4-1*)

515 IAC 4-4-2 Application

Authority: IC 20-1-1.4-7
Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 2. (a) An application for an accomplished practitioner license must contain the following:

- (1) A completed application form approved by the board.
- (2) A limited criminal history report from the Indiana state police, dated no earlier than one (1) year prior to the date the application is received by the board.
- (3) A cashier's check, certified check, or money order for the amount required under 515 IAC 1-2-19, or by electronic payment if the board accepts fees electronically.
- (4) The applicant's proficient practitioner license.
- (5) Proof in a format approved by the board of successful completion of one (1) of the following:
 - (A) An advanced degree approved by the board from an Indiana preparation program.
 - (B) An advanced degree from an institution outside of Indiana that the board has recognized as equivalent to the degree in section 1 of this rule.
 - (C) Certification by the National Board for Professional Teaching Standards in a subject area corresponding to the content area of the applicant's license.

(b) An incomplete application may be returned. The applicant may be required to also submit a new fee as a result of submitting an incomplete application. The applicant is responsible for any delays in license processing caused by the submission of an incomplete application. (*Professional Standards Board; 515 IAC 4-4-2*)

Proposed Rules

Rule 5. Substitute Permits

515 IAC 4-5-1 Permits

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 1. (a) A substitute permit is a renewable three (3) year permit issued to a teacher upon application from the Indiana school district superintendent as defined by the Indiana school district substitute plan.

(b) As used in this rule, "substitute teacher" means a teacher, as defined in IC 20-6.1-1-8, who works in the public schools of Indiana and holds a substitute permit issued by the board. (*Professional Standards Board; 515 IAC 4-5-1*)

515 IAC 4-5-2 Application

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 2. (a) An application for a substitute permit must contain the following:

- (1) A completed application form approved by the board, including the signature of the superintendent or designee.
- (2) A limited criminal history check from the Indiana state police, dated no earlier than one (1) year prior to the date the application is received by the board.
- (3) A nonrefundable fee in the form of a cashier's check, certified check, or money order in the amount required under 515 IAC 1-2-19, or by electronic payment if the board accepts fees electronically.

(b) An incomplete application may be returned. A new fee may be required as a result of submitting an incomplete application. The applicant and the school district are responsible for any delays in licensing processing caused by the submission of an incomplete application. (*Professional Standards Board; 515 IAC 4-5-2*)

515 IAC 4-5-3 Substitute plan

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 3. (a) A school district substitute plan must contain the following:

- (1) A school district requirements for a substitute permit.
- (2) The minimum of a high school diploma earned from an accredited school.
- (3) A plan for reciprocity with other Indiana school districts, if applicable.
- (4) Training and mentoring procedures for first-year substitute teachers.
- (5) Any additional documentation as may be required by the board.

(b) A school district must have a current substitute plan on file with the board by June 1, 2002. The school district

must submit any changes to the plan thirty (30) days prior to implementation of those changes. (*Professional Standards Board; 515 IAC 4-5-3*)

515 IAC 4-5-4 Substitute teacher

Authority: IC 20-1-1.4-7

Affected: IC 20-1-1-6.5; IC 20-6.1-1-8; IC 20-6.1-3; IC 20-6.1-4

Sec. 4. (a) School districts shall not employ persons holding a substitute permit when licensed teachers are available.

(b) Any person who holds a valid Indiana professional, provisional, standard, initial practitioner, proficient practitioner, accomplished practitioner, reciprocal, limited, or emergency permit may serve as a substitute teacher.

(c) Any person who holds a valid Indiana professional, provisional, standard, initial practitioner, proficient practitioner, accomplished practitioner, reciprocal, limited, or emergency permit and who serves as an occasional substitute teacher, shall be compensated on the regular pay schedule for substitutes of that school district.

(d) Any person who holds a valid Indiana professional, provisional, standard, initial practitioner, proficient practitioner, accomplished practitioner, reciprocal, limited, or emergency permit who serves as a substitute teacher in the same teaching position for more than fifteen (15) consecutive days shall be compensated on the regular pay schedule for teachers of that school district.

(e) A person may not serve as a substitute teacher without a valid permit issued under the authority of the board unless he or she meets the criteria of subsection (b).

(f) Substitute teaching experience shall not count as regular teaching experience to be used toward converting a standard Indiana teaching license to a professional license or an initial practitioner license to a professional practitioner license, waiving the proficiency test, or waiving the beginning teacher internship or assessment program.

(g) A substitute permit may be renewed upon application for three (3) years.

(h) If a school district fails to submit a substitute plan, substitute teachers for that district will be subject to the requirements of IC 20-1-1.4-7.

(i) The substitute permit is valid only for the requesting school district unless the school district has a reciprocity plan with another district as described in section 3 of this rule. (*Professional Standards Board; 515 IAC 4-5-4*)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on April 24, 2002 at 1:00 p.m., at the Indiana Government Center-South,

402 West Washington Street, Conference Center Room C, Indianapolis, Indiana the Professional Standards Board will hold a public hearing on proposed new rules concerning the process whereby a teacher obtains an initial practitioner license, a proficient practitioner license, or an accomplished practitioner license. In addition, it establishes the procedure whereby a substitute teacher obtains a teaching permit. All of these licenses are required for teaching in an accredited school in Indiana. Copies of these rules are now on file at the Professional Standards Board, 101 West Ohio Street, Suite 300 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Marie Theobald
Executive Director
Professional Standards Board

**TITLE 762 INDIANA POLITICAL SUBDIVISION
RISK MANAGEMENT COMMISSION**

Proposed Rule
LSA Document #02-24

DIGEST

Adds 762 IAC 2, to address member requirements and procedures, withdrawals by members, procedures for charges to members, including payment and collection thereof, and to otherwise implement IC 27-1-29 and IC 27-1-29.1 regarding the political subdivision risk management fund and catastrophic liability fund. Copies are available at the Web site for the Department of Insurance at www.state.in.us/idoi. Effective 30 days after filing with secretary of state.

762 IAC 2

SECTION 1. 762 IAC 2 IS ADDED TO READ AS FOLLOWS:

ARTICLE 2. MEMBERSHIP IN POLITICAL SUBDIVISION RISK MANAGEMENT FUND AND CATASTROPHIC LIABILITY FUND

Rule 1. Responsibilities

762 IAC 2-1-1 Definitions

Authority: IC 27-1-29-16; IC 27-1-29.1-20
Affected: IC 27-1-29; IC 27-1-29.1-9; IC 27-1-29.1-22; IC 34-6-2-110

Sec. 1. The following definitions apply throughout this rule:

(1) "Additional assessments" means any assessments made in excess of those paid by the member or former member in order to meet the eligibility requirements of IC 27-1-29-11, IC 27-1-29-12, IC 27-1-29.1-9, and IC 27-1-29.1-22.

(2) "Assessment" means the assessment set forth in IC 27-1-29-12 or IC 27-1-29.1-22.

(3) "Capitalization" means the annual surcharge set forth in IC 27-1-29-7(b)(10).

(4) "Catastrophic liability fund" means the political subdivision catastrophic liability fund established by IC 27-1-29.1.

(5) "Commission" means the Indiana political subdivision risk management commission established by IC 27-1-29-5.

(6) "Commissioner" means the commissioner of the Indiana department of insurance.

(7) "Member" means a political subdivision that is a member of the risk management fund or the catastrophic liability fund.

(8) "Political subdivision" has the meaning set forth in IC 34-6-2-110.

(9) "Risk management fund" means the political subdivision risk management fund established by IC 27-1-29.

(Indiana Political Subdivision Risk Management Commission; 762 IAC 2-1-1)

762 IAC 2-1-2 Membership

Authority: IC 27-1-29-16; IC 27-1-29.1-20
Affected: IC 27-1-29-4; IC 27-1-29.1

Sec. 2. (a) A political subdivision that applies to become a member of the risk management fund or the catastrophic liability fund may become a member after the following occurs:

(1) An application is filed with the manager or vendor of the risk management fund and the catastrophic liability fund.

(2) The manager or vendor provides the commission with twelve (12) copies of the application.

(3) The commission votes, by a majority, to accept the political subdivision as a member of the risk management fund or the catastrophic liability fund.

(4) The political subdivision pays the assessment and capitalization.

(b) A member of the risk management fund or the catastrophic liability fund that wishes to withdraw from the fund or funds shall file a written notice of its intent to withdraw with the commissioner. The written notice shall include all of the following:

(1) The date of termination of the membership. The date shall not be less than ninety (90) days after filing of the notice.

(2) The name, address, and state of domicile of the insurer with which the political subdivision is insuring the risk after termination of its membership.

(3) The name and business address of the insurance producer through whom the new policy of insurance was procured.

(c) At any time prior to the termination date of member-

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ship, a member may rescind its intent to withdraw from the risk management fund or the catastrophic liability fund by filing written notice of its intent with the commissioner. (*Indiana Political Subdivision Risk Management Commission; 762 IAC 2-1-2*)

762 IAC 2-1-3 Assessments

Authority: IC 27-1-29-16; IC 27-1-29.1-20

Affected: IC 27-1-29-4; IC 27-1-29.1

Sec. 3. (a) In any twelve (12) month period, no additional assessment shall exceed one hundred percent (100%) of the assessment paid by the member for the last twelve (12) month period in which it was a member.

(b) Notwithstanding subsection (a), a member may voluntarily pay the full amount of any additional assessment at any time.

(c) Members' assessments and capitalization are due no later than the first day of renewal for each year. (*Indiana Political Subdivision Risk Management Commission; 762 IAC 2-1-3*)

762 IAC 2-1-4 Failure to pay assessment

Authority: IC 27-1-29-16; IC 27-1-29.1-20

Affected: IC 27-1-29-4; IC 27-1-29.1

Sec. 4. (a) If a member fails to pay an assessment or capitalization, the commission may do either of the following:

- (1) Send a notice of coverage cancellation to the delinquent member providing a minimum of ten (10) notice before the cancellation is effective.**
- (2) Assess the interest specified by statute on any outstanding balance.**

(b) If a member fails to provide information identified by the commission as necessary for underwriting within ten (10) business days of the member's renewal date the commission may issue a notice of coverage cancellation. Such a cancellation shall be mailed certified mail and shall be effective twenty (20) business days after receipt of the notice by the member.

(c) If a member fails to pay an assessment or a capitalization for longer than sixty (60) days, the commission may give written notice to any state agency, including, but not limited to, the treasurer or auditor, of the political subdivision's default on the payment of an assessment or capitalization under this rule. Upon receipt of such notice, any state agency holding money payable to the delinquent political subdivision shall withhold the delinquent amount therefrom and pay the delinquent amount to the commission. The commission shall apply any such payments to the delinquent assessment or capitalization.

(d) In the event a member withdraws from the risk management fund or the catastrophic liability fund, there

shall be no return of any assessment paid prior to the effective of the termination. (*Indiana Political Subdivision Risk Management Commission; 762 IAC 2-1-4*)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on May 2, 2002 at 10:00 a.m., at the Department of Insurance, 311 West Washington Street, Suite 300, Indianapolis, Indiana the Indiana Department of Insurance on behalf of the Indiana Political Subdivision Risk Management Commission will hold a public hearing on a proposed rule addressing member requirements and procedures, withdrawals by member, procedures for charges to members, including payment and collection thereof, and to otherwise implement IC 27-1-29 and IC 27-1-29.1. Copies of these rules are now on file at the Department of Insurance, 311 West Washington Street, Suite 300 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Sally McCarty
Commissioner
Department of Insurance

TITLE 844 MEDICAL LICENSING BOARD OF INDIANA

Proposed Rule LSA Document #02-12

DIGEST

Adds 844 IAC 4-4.5 concerning requirements for licensure to practice medicine or osteopathic medicine. Adds 844 IAC 4-6-2.1 concerning mandatory renewal notice. Repeals 844 IAC 4-1-1, 844 IAC 4-4.1-1, 844 IAC 4-4.1-2, 844 IAC 4-4.1-3.1, 844 IAC 4-4.1-4.1, 844 IAC 4-4.1-5, 844 IAC 4-4.1-6, 844 IAC 4-4.1-7, 844 IAC 4-4.1-8, 844 IAC 4-4.1-9, 844 IAC 4-4.1-10, 844 IAC 4-4.1-11, 844 IAC 4-5-1, 844 IAC 4-6-2, 844 IAC 4-6-5, 844 IAC 4-6-8, and 844 IAC 4-7-5. Effective 30 days after filing with the secretary of state.

844 IAC 4-1-1	844 IAC 4-4.1-10
844 IAC 4-4.1-1	844 IAC 4-4.1-11
844 IAC 4-4.1-2	844 IAC 4-4.5
844 IAC 4-4.1-3.1	844 IAC 4-5-1
844 IAC 4-4.1-4.1	844 IAC 4-6-2
844 IAC 4-4.1-5	844 IAC 4-6-2.1
844 IAC 4-4.1-6	844 IAC 4-6-5
844 IAC 4-4.1-7	844 IAC 4-6-8
844 IAC 4-4.1-8	844 IAC 4-7-5
844 IAC 4-4.1-9	

SECTION 1. 844 IAC 4-4.5 IS ADDED TO READ AS FOLLOWS:

Rule 4.5. Licensure to Practice

844 IAC 4-4.5-1 Available licenses and permits

Authority: IC 25-1-8-2; IC 25-22.5-2-7
Affected: IC 25-22.5-2

Sec. 1. An applicant may apply for the following:

- (1) Unlimited license to practice medicine or osteopathic medicine by:
 - (A) examination; or
 - (B) endorsement.
- (2) A temporary medical permit for an applicant who is applying for unlimited licensure by endorsement.
- (3) A temporary medical permit for postgraduate training.
- (4) A temporary medical teaching permit.
- (5) A limited scope temporary medical permit for an applicant who holds an unrestricted license to practice in another state.

(Medical Licensing Board of Indiana; 844 IAC 4-4.5-1)

844 IAC 4-4.5-2 Licenses and permits issued for general practice only

Authority: IC 25-1-8-2; IC 25-22.5-2-7
Affected: IC 25-22.5-2

Sec. 2. A medical license issued by Indiana is for the general practice of medicine. Regardless of the applicant's certification by a specialty board, neither a license nor a permit shall be issued unless the applicant has fulfilled the general licensure requirements of IC 25-22.5 and this article. *(Medical Licensing Board of Indiana; 844 IAC 4-4.5-2)*

844 IAC 4-4.5-3 Approved medical schools

Authority: IC 25-22.5-2-7
Affected: IC 25-22.5-2-7

Sec. 3. (a) An approved school of medicine or school of osteopathic medicine is one located within the United States, its possessions, or Canada and is recognized by either:

- (1) the Liaison Committee on Medical Education, which is jointly sponsored by the American Medical Association (AMA) and the Association of American Medical Colleges (AAMC); or
- (2) the American Osteopathic Association (AOA) Bureau of Professional Education.

(b) In order to be approved by the board for the purpose of obtaining a license or permit, a school of medicine or school of osteopathic medicine located outside of the United States, its possessions, or Canada must maintain standards equivalent to those adopted by:

- (1) the Liaison Committee on Medical Education, Functions and Structure of a Medical School, Standards for Accreditation of Medical Education Programs Leading to the M.D. degree, 2001; or
- (2) the Bureau of Professional Education of the American

Osteopathic Association, Accreditation of Colleges of Osteopathic Medicine, 2001.

(c) A copy of such standards shall be available for public inspection at the office of the Health Professions Bureau, 402 West Washington Street, Room W041, Indianapolis, Indiana 46204. Copies of such standards are available from the respective entity originally issuing the incorporated matter as follows:

- (1) The LCME Secretariat, American Medical Association, 515 North State Street, Chicago, Illinois 60610.
- (2) The Bureau of Profession of the American Osteopathic Association, 142 East Ontario Street, Chicago, Illinois 60610.

(Medical Licensing Board of Indiana; 844 IAC 4-4.5-3)

844 IAC 4-4.5-4 Approved postgraduate (internship and residency) programs

Authority: IC 25-22.5-2-7
Affected: IC 25-22.5-2-7

Sec. 4. An approved internship or residency program is one that was, at time the applicant was enrolled in the internship or residency program accepted by the:

- (1) Accreditation Council for Graduate Medical Education;
- (2) Executive Committee of the Council on Postdoctoral Training of the American Osteopathic Association; or
- (3) Royal College of Physicians and Surgeons of Canada.

(Medical Licensing Board of Indiana; 844 IAC 4-4.5-4)

844 IAC 4-4.5-5 Authentic documents required

Authority: IC 25-22.5-2-7
Affected: IC 25-22.5-2-7

Sec. 5. All documents required by law to be submitted to the board shall be originals or certified copies thereof. *(Medical Licensing Board of Indiana; 844 IAC 4-4.5-5)*

844 IAC 4-4.5-6 Burden of proof

Authority: IC 25-22.5-2-7
Affected: IC 25-22.5-2-7

Sec. 6. Every applicant for licensure or temporary medical permit shall demonstrate that the applicant meets all of the qualifications required by Indiana statutes and by the rules of the board. In any proceeding before the board the burden of proof shall be on the applicant. *(Medical Licensing Board of Indiana; 844 IAC 4-4.5-6)*

844 IAC 4-4.5-7 Application for a license

Authority: IC 25-22.5-2-7
Affected: IC 25-1-8-2; IC 25-22.5-6-2.1

Sec. 7. (a) A person seeking licensure to practice medicine or osteopathic medicine shall file an application on a form supplied by the board and submit the fees required by 844 IAC 4-2-2.

(b) The applicant for a license shall provide the following:

(1) Where the name on any document differs from the applicant's name, a notarized or certified copy of a marriage certificate or legal proof of name change must be submitted with the application.

(2) One (1) recent passport-type photograph of the applicant, taken within eight (8) weeks prior to filing of the application.

(3) A certified copy of the original medical school or osteopathic medical school diploma. The following are requirements in the event that such diploma has been lost or destroyed:

(A) The applicant shall submit, in lieu thereof, a statement under the signature and seal of the dean of the medical school or osteopathic medical school or college from which the applicant graduated, stating that the applicant has satisfactorily completed the prescribed course of study, the actual degree conferred, and the date of graduation.

(B) The applicant shall submit an affidavit fully and clearly stating the circumstances under which his or her diploma was lost or destroyed.

(C) In exceptional circumstances, the board may accept, in lieu of a diploma or certified copy thereof, other types of evidence, which establish that the applicant received a medical school or osteopathic medical school or college diploma and completed all academic requirements relating thereto.

(4) If the applicant is the graduate of a school of medicine or osteopathic medicine in the United States, its possessions, or Canada, an original transcript of the applicant's medical education, including the degree conferred and the date the degree was conferred must be submitted. If the original transcript is in a language other than English, the applicant must include a certified translation of the transcript.

(5) If the applicant is a graduate of a school of medicine or osteopathic medicine outside the United States, its possessions, or Canada, the applicant must submit an original transcript of the applicant's medical education, including the degree conferred and the date the degree was conferred. If the original transcript is in a language other than English, the applicant must include a certified translation of the transcript. If an original transcript is not available, the applicant must submit the following:

(1) A notarized or certified copy of the original medical school or osteopathic medical school transcript, which must include the degree conferred and the date the degree was conferred.

(2) An affidavit fully and clearly stating the reasons that an original transcript is not available.

(6) If the applicant has been convicted of a criminal offense (excluding minor traffic violations), the applicant shall submit a notarized statement detailing all criminal offenses (excluding minor traffic violations) for which the

applicant has been convicted. This notarized statement must include the following:

(A) The offense of which the applicant was convicted.

(B) The court in which the applicant was convicted.

(C) The cause number under which the applicant was convicted.

(D) The penalty imposed by the court.

(7) If the applicant is a graduate of a school of medicine or osteopathic medicine outside the United States, its possessions, or Canada, the applicant must submit a notarized copy of a certificate issued to the applicant by the Educational Commission on Foreign Medical Graduates.

(8) All applicants who are now, or have been, licensed to practice any health profession in another state must submit verification of license status. This information must be sent by the state that issued the license directly to the Indiana board.

(9) The applicant shall submit a self-query form completed by the National Practitioner Data Bank and the Healthcare Integrity and Protection Data Bank.

(10) All information on the application shall be submitted under oath or affirmation, subject to the penalties for perjury.

(Medical Licensing Board of Indiana; 844 IAC 4-4.5-7)

844 IAC 4-4.5-8 Licensure by examination

Authority: IC 25-22.5-2-7

Affected: IC 25-22.5-3-1; IC 25-22.5-3-2

Sec. 8. An applicant for licensure by examination must:
(1) Pass Steps I, II, and III of the United States Medical Licensing Examination or pass Steps I, II, and III of the Comprehensive Osteopathic Medical Licensing Examination.

(2) Meet the requirements of IC 25-22.5.

(3) Meet the requirements of this article.

(Medical Licensing Board of Indiana; 844 IAC 4-4.5-8)

844 IAC 4-4.5-9 Licensure by endorsement

Authority: IC 25-22.5-2-7

Affected: IC 25-22.5-3; IC 25-22.5-5-2; IC 25-22.5-6

Sec. 9. (a) In addition to complying with section 7 of this rule, an applicant for licensure by endorsement shall submit proof that the applicant satisfactorily completed the written examination provided by the:

(1) National Board of Medical Examiners (NBME);

(2) National Board of Osteopathic Medical Examiners (NBOME); or

(3) Federation of State Medical Boards of the United States, Inc. (FSMB).

(b) Acceptable examinations provided by an entity under subsection (a) are as follows:

(1) NBME.

(2) NBOME.

(3) Comprehensive Osteopathic Medical Licensing

Examination United States Medical Licensing Examination (COMLEX-USA).

(4) Federation of State Medical Boards of the United States (FLEX).

(5) United States Medical Licensing Examination (USMLE).

(c) Endorsement from states requiring the NBME, NBOME, or FLEX will be honored if the examination was taken and passed in a manner that was, in the opinion of the board, equivalent in every respect to Indiana's examination requirements at the time it was taken.

(d) Endorsement from states requiring the USMLE or COMLEX-USA for licensure will be honored if the examination requirements of the other state are equivalent to the requirements of section 12 or 13 of this rule.

(e) Licensure by endorsement may be granted to an applicant who obtained a license in another state before the FLEX, NBME, USMLE, or COMLEX-USA were used in that state if the applicant:

(1) took an examination equivalent in every respect to Indiana's examination requirements at the time it was taken in another state; and

(2) meets all of the other requirements of the board under IC 25-22.5 and this article.

(Medical Licensing Board of Indiana; 844 IAC 4-4.5-9)

844 IAC 4-4.5-10 Requirements for taking the United States Medical Licensing Examination Step III

Authority: IC 25-22.5-2-7

Affected: IC 25-22.5-3-1; IC 25-22.5-3-2

Sec. 10. (a) In order to qualify to take Step III of the United States Medical Licensing Examination (USMLE), a graduate of a medical school in the United States, its possessions, or Canada must submit proof of the following:

(1) Completion of the academic requirements for the degree of doctor of medicine or doctor of osteopathic medicine and graduation from a medical school or osteopathic medical school approved by the board.

(2) Passage of both Steps I and II of the USMLE.

(3) Completion of one (1) year of postgraduate training in a hospital or institution in the United States, its possessions, or Canada that meets the requirements for an approved internship or residency under this rule.

(b) In order to qualify to take Step III of the USMLE, a graduate of a medical school outside the United States, its possessions, or Canada, including citizens of the United States, must submit proof of the following:

(1) Passage of both Steps I and II of the USMLE.

(2) Completion of a minimum of two (2) years of postgraduate training in a hospital or institution in the United

States or Canada that meets the requirements for an approved internship or residency under this rule.

(3) Certification by the Educational Commission on Foreign Medical Graduates.

(4) Passing such other examinations as may be required by the board.

(Medical Licensing Board of Indiana; 844 IAC 4-4.5-10)

844 IAC 4-4.5-11 Requirements for taking the Comprehensive Osteopathic Medical Licensing Examination United States Medical Licensing Examination Step III

Authority: IC 25-22.5-2-7

Affected: IC 25-22.5-3-1; IC 25-22.5-3-2

Sec. 11. (a) In order to qualify to take Step III of the Comprehensive Osteopathic Medical Licensing Examination (COMLEX-USA), a graduate of an osteopathic medical school in the United States, its possessions, or Canada must submit proof of the following:

(1) Completion of the academic requirements for the degree of doctor of osteopathic medicine and graduation from an osteopathic medical school approved by the board.

(2) Passage of both Steps I and II of the COMLEX-USA.

(3) Completion of one (1) year of postgraduate training in a hospital or institution in the United States, its possessions, or Canada that meets the requirements for an approved internship or residency under this rule.

(b) In order to qualify to take Step III of the COMLEX-USA, a graduate of an osteopathic medical school outside the United States, its possessions, or Canada, including citizens of the United States, must submit proof of the following:

(1) Passage of both Steps I and II of the United States Medical Licensing Examination.

(2) Completion of a minimum of two (2) years of postgraduate training in a hospital or institution in the United States or Canada that meets the requirements for an approved internship or residency under this rule.

(3) Certification by the Educational Commission on Foreign Medical Graduates.

(4) Passing such other examinations as may be required by the board.

(Medical Licensing Board of Indiana; 844 IAC 4-4.5-11)

844 IAC 4-4.5-12 Passing requirements for United States Medical Licensing Examination Step III

Authority: IC 25-22.5-2-7

Affected: IC 25-22.5-3-1; IC 25-22.5-3-2

Sec. 12. The following are the examination passing requirements for licensure:

(1) A score of seventy-five (75) is the minimum passing

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score for Step III of the United States Medical Licensing Examination (USMLE).

(2) An applicant may have a maximum of five (5) attempts to pass each step of the USMLE. Therefore, upon the fifth seating of each step of the exam, the applicant must obtain a passing score.

(3) All steps of the USMLE must be taken and successfully passed within a seven (7) year time period. This seven (7) year period begins when the applicant first takes a step, either Step I or Step II. In counting the number of attempts regarding USMLE steps, previous attempts on the National Board Medical Examination and the examination of the Federation of State Medical Boards of the United States are included.

(Medical Licensing Board of Indiana; 844 IAC 4-4.5-12)

844 IAC 4-4.5-13 Passing requirements for Comprehensive Osteopathic Medical Licensing Examination United States Medical Licensing Examination Step III

Authority: IC 25-22.5-2-7

Affected: IC 25-22.5-3-1; IC 25-22.5-3-2

Sec. 13. The following are the examination passing requirements for licensure:

(1) A score of three hundred fifty (350) is the minimum passing score for Step III of the Comprehensive Osteopathic Medical Licensing Examination United States Medical Licensing Examination (COMLEX-USA).

(2) An applicant may have a maximum of five (5) attempts to pass each step of the COMLEX-USA. Therefore, upon the fifth seating of each step of the exam, the applicant must obtain a passing score.

(3) All steps of the COMLEX-USA must be taken and successfully passed within a seven (7) year time period. This seven (7) year period begins when the applicant first takes a step, either Step I or Step II. In counting the number of attempts regarding COMLEX-USA steps, previous attempts on the National Board Osteopathic Medical Examination are included.

(Medical Licensing Board of Indiana; 844 IAC 4-4.5-13)

844 IAC 4-4.5-14 Temporary permits for endorsement applicants

Authority: IC 25-22.5-2-7

Affected: IC 25-1-8-2; IC 25-22.5-5-2

Sec. 14. (a) An applicant seeking a temporary permit to practice medicine or osteopathic medicine based upon licensure in another state of the United States, its possessions, or Canada shall file an application for licensure and a temporary permit on a form supplied by the board and submit the fees required by 844 IAC 4-2-2.

(b) The applicant for a temporary medical permit shall submit the following:

(1) One (1) recent passport-type photograph of the applicant, taken within eight (8) weeks prior to filing the application.

(2) Proof of holding a current and valid unrestricted license to practice medicine or osteopathic medicine in another state of the United States, its possessions, or Canada.

(c) All information on the application shall be submitted under oath or affirmation, subject to the penalties for perjury.

(d) A temporary medical permit issued under this section shall remain in effect for a period not to exceed ninety (90) days.

(e) If the application for licensure under IC 25-22.5-5-2 is denied, the temporary permit becomes null and void immediately upon denial.

(f) If an extension of the temporary permit past ninety (90) days is required due to an incomplete license application file, the request for an extension of time must be submitted in writing (via letter, facsimile transmission, or electronic mail transmission) to the director of the board and received prior to the expiration date of the temporary medical permit. *(Medical Licensing Board of Indiana; 844 IAC 4-4.5-14)*

844 IAC 4-4.5-15 Temporary medical permits for postgraduate training

Authority: IC 25-22.5-2-7

Affected: IC 25-22.5-3-1; IC 25-22.5-4-1; IC 25-22.5-5-3

Sec. 15. (a) A temporary medical permit issued for postgraduate medical education or training shall include internships, transitional programs, residency training, or other postgraduate medical education in a medical institution or hospital located in Indiana that meets the requirements of section 4 of this rule. A temporary medical permit for postgraduate training may be issued to a person who has:

(1) completed the academic requirements for the degree of doctor of medicine or doctor of osteopathic medicine from a medical school or osteopathic medical school approved by the board;

(2) submitted an application for a temporary medical permit;

(3) submitted one (1) recent passport-type photograph of the applicant, taken within eight (8) weeks prior to filing the application;

(4) paid the nonrefundable fee specified in 844 IAC 4-2-2; and
(5) provided documented evidence of acceptance into a postgraduate medical education or training program located in Indiana which meets the requirements of section 4 of this rule.

(b) Graduates of a school outside of the United States, its possessions, or Canada must submit proof of certification by the Educational Commission on Foreign Medical Graduates.

(c) All information on the application shall be submitted under oath or affirmation, subject to the penalties for perjury.

(d) A temporary medical permit issued under this section shall remain in force and effect for a period of one (1) year. A temporary medical permit issued under this section may be renewed for an additional one (1) year period, provided that the applicant submits an application and pays the nonrefundable fee. Temporary medical permits issued under this section to persons having passed Steps I and II of the United States Medical Licensing Examination (USMLE) or Comprehensive Osteopathic Medical Licensing Examination United States Medical Licensing Examination (COMLEX-USA), and who have failed Step III of the USMLE or the COMLEX-USA may be renewed and reissued to the applicant, at the discretion of the board.

(e) After seven (7) years expires from the date when the applicant first took a step of the USMLE or the COMLEX-USA, the temporary permit becomes invalid without further action of the board and cannot be renewed.

(f) A temporary medical permit issued under this section shall limit the applicant's practice of medicine or osteopathic medicine to the postgraduate medical education or training program in a medical education institution or hospital in Indiana approved by the board in which the applicant is employed, assigned, or enrolled, which limitation shall be stated on the face of the temporary medical permit.

(g) If training will occur in more than one (1) facility, the applicant must submit with the application for a temporary medical permit identifying information for each facility in which training will occur.

(h) A person issued a temporary medical permit under this section shall not accept, receive, or otherwise be employed or engaged in any employment as a physician unless approved by, or otherwise made a part or adjunct of, the applicant's postgraduate medical education or training program. (*Medical Licensing Board of Indiana; 844 IAC 4-4.5-15*)

844 IAC 4-4.5-16 Temporary medical permits for teaching in an accredited medical school

Authority: IC 25-22.5-2-7
Affected: IC 25-22.5-3-1; IC 25-22.5-4-1; IC 25-22.5-5-3

Sec. 16. (a) A medical educational institution located in

Indiana may apply for a temporary medical permit for teaching for a practitioner in the active practice of medicine outside of Indiana or the United States, but who is not licensed in Indiana, to teach medicine in the institution. The institution and the practitioner shall file an application, which shall include the following:

- (1) Documentation certifying the person's professional qualifications.
- (2) The term of the teaching appointment.
- (3) The medical subjects to be taught.
- (4) One (1) recent passport-type photograph of the person, taken within eight (8) weeks prior to filing the application.
- (5) The nonrefundable fee specified in 844 IAC 4-2-2.

(b) All information on the application shall be submitted under oath or affirmation, subject to the penalties for perjury.

(c) A temporary medical teaching permit issued under this section shall authorize the practitioner to teach medicine in the institution for a stated period not to exceed one (1) year.

(d) The temporary medical teaching permit must be kept in the possession of the institution and surrendered by it to the board for cancellation within thirty (30) days after the practitioner has ceased teaching in the institution.

(e) The permit authorizes the practitioner to practice in the institution only and, in the course of teaching, to practice those medical or osteopathic medical acts as are usually and customarily performed by a physician teaching in a medical educational institution, but does not authorize the practitioner to practice medicine or osteopathic medicine otherwise. (*Medical Licensing Board of Indiana; 844 IAC 4-4.5-16*)

844 IAC 4-4.5-17 Limited scope temporary medical permits

Authority: IC 25-22.5-2-7
Affected: IC 25-22.5-3-1; IC 25-22.5-4-1; IC 25-22.5-5-3

Sec. 17. (a) A person not currently licensed to practice medicine in Indiana, yet licensed to practice medicine or osteopathic medicine by any board or licensing agency of any state or jurisdiction may make application for a limited scope temporary medical permit that, if issued under this section, shall remain valid for a nonrenewable period not to exceed thirty (30) days.

(b) A person seeking a limited scope temporary medical permit under this section shall do the following:

- (1) Complete an application form supplied by the board, specifying the following:
 - (A) The reasons for seeking a temporary medical permit.

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(B) The location or locations where the applicant will provide medical services.

(C) The type, extent, and specialization of medical services that the applicant intends to, or may, provide.

(D) The activity, organization, function, or event with regard to which the applicant may provide medical services.

(2) The applicant's residence and office addresses and phone numbers.

(3) Pay to the board the nonrefundable fee specified by 844 IAC 4-2-2, at the time the application for temporary medical permit is filed.

(4) Submit one (1) recent passport-type photograph of the applicant, taken within eight (8) weeks prior to filing the application, simultaneously with filing the application for a temporary medical permit.

(5) Submit proof of holding a current and valid unrestricted license to practice medicine or osteopathic medicine in another state or jurisdiction.

(6) Submit a certified copy of the original medical school or osteopathic medical school diploma. The following requirements apply in the event that such diploma has been lost or destroyed:

(A) The applicant shall submit, in lieu thereof, a statement under the signature and seal of the dean of the medical school or osteopathic medical school or college from which the applicant graduated, stating that the applicant has satisfactorily completed the prescribed course of study, the actual degree conferred, and the date of graduation.

(B) The applicant shall submit an affidavit fully and clearly stating the circumstances under which his or her diploma was lost or destroyed.

(C) In exceptional circumstances, the board may accept, in lieu of a diploma or certified copy thereof, other types of evidence, which establish that the applicant received a medical school or osteopathic medical school or college diploma and completed all academic requirements relating thereto.

(c) All information on the application shall be submitted under oath or affirmation, subject to the penalties for perjury.

(d) Temporary medical permits issued under this section shall be limited to a specific activity, function, series of events, or purpose, and to a specific geographical area within the state, which limitations shall be stated on the temporary medical permit. (*Medical Licensing Board of Indiana; 844 IAC 4-4.5-17*)

844 IAC 4-4.5-18 Temporary medical permits, discipline

Authority: IC 25-22.5-2-7

Affected: IC 25-1-9; IC 25-22.5-3-1; IC 25-22.5-4-1; IC 25-22.5-5-3

Sec. 18. A temporary medical permit issued under this

rule may be sanctioned for failure to comply with, or otherwise satisfy, the provisions of IC 25-22.5 or IC 25-1-9. (*Medical Licensing Board of Indiana; 844 IAC 4-4.5-18*)

844 IAC 4-4.5-19 Notice of address change

Authority: IC 25-22.5-2-7

Affected: IC 25-22.5-2-7

Sec. 19. (a) Every person issued a permit or license shall inform the board of the following in writing by mail, facsimile transmission, or electronic mail transmission:

(1) Each address where he or she is practicing medicine or osteopathic medicine within twenty (20) days after commencing such practice.

(2) All changes of address, including additional practice locations and residential addresses, or removals from such addresses within twenty (20) days of each such occurrence.

(b) Where the practitioner has more than one (1) address, the practitioner must notify the board which of the addresses is the practitioner's primary mailing address.

(c) A practitioner's failure to receive notification of licensure of permit renewal due to a failure to notify the board of a change of address shall not constitute an error on the part of the board nor shall it exonerate or otherwise excuse the practitioner from renewing such license or permit as required by law. (*Medical Licensing Board of Indiana; 844 IAC 4-4.5-19*)

SECTION 2. 844 IAC 4-6-2.1 IS ADDED TO READ AS FOLLOWS:

844 IAC 4-6-2.1 Mandatory renewal; notice

Authority: IC 25-22.5-2-7

Affected: IC 25-22.5

Sec. 2.1. (a) On or before sixty (60) days prior to June 30 of odd-numbered years, the board, or its duly authorized agent, shall issue a notice of expiration to each holder of a license that the holder is required to renew the holder's license.

(b) This notice will be sent to the address of record. If the practitioner has moved since the last renewal and has not notified the board of the new address, the board is not responsible for the untimely renewal of said license or its subsequent denial. (*Medical Licensing Board of Indiana; 844 IAC 4-6-2.1*)

SECTION 3. THE FOLLOWING ARE REPEALED: 844 IAC 4-1-1; 844 IAC 4-4.1-1; 844 IAC 4-4.1-2; 844 IAC 4-4.1-3.1; 844 IAC 4-4.1-4.1; 844 IAC 4-4.1-5; 844 IAC 4-4.1-6; 844 IAC 4-4.1-7; 844 IAC 4-4.1-8; 844 IAC 4-4.1-9; 844 IAC 4-4.1-10; 844 IAC 4-4.1-11; 844 IAC 4-5-1; 844 IAC 4-6-2; 844 IAC 4-6-5; 844 IAC 4-6-8; 844 IAC 4-7-5.

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on May 2, 2002 at 9:30 a.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room C, Indianapolis, Indiana the Medical Licensing Board of Indiana will hold a public hearing on proposed new rules concerning requirements to practice medicine and osteopathic medicine, and concerning mandatory renewal notice. Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Room W041 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Lisa R. Hayes
Executive Director
Health Professions Bureau

TITLE 860 INDIANA PLUMBING COMMISSION

Proposed Rule

LSA Document #01-425

DIGEST

Amends 860 IAC 1-1-2.1 to revise the fees charged and collected by the Indiana plumbing commission. Effective January 1, 2003.

860 IAC 1-1-2.1

SECTION 1. 860 IAC 1-1-2.1 IS AMENDED TO READ AS FOLLOWS:

860 IAC 1-1-2.1 Fee schedule

Authority: IC 25-28.5-1-8
Affected: IC 25-28.5-1-22

Sec. 2.1. The Indiana plumbing commission shall charge and collect the following fees:

- (1) For an application for examination as an individual plumbing contractor, a nonrefundable fee of ~~thirty fifty~~ **fifty** dollars (~~\$30~~) (**\$50**) and a fee of thirty dollars (\$30) for each reexamination on one (1) of the two (2) exam parts not previously passed upon notice by the commission.
- (2) For the issuance of the initial plumbing contractor license, the following:
 - (A) When the license is issued in an odd-numbered year, ~~twenty-five~~ **fifty** dollars (~~\$25~~) (**\$50**).
 - (B) When the license is issued in an even-numbered year, ~~fifty one hundred~~ **fifty** dollars (~~\$50~~) (**\$100**).
- (3) For the issuance of an initial license for a corporation, the following:
 - (A) When the license is issued in an odd-numbered year, ~~twenty-five~~ **fifty** dollars (~~\$25~~) (**\$50**).

- (B) When the license is issued in an even-numbered year, ~~fifty one hundred~~ **fifty** dollars (~~\$50~~) (**\$100**).
- (4) For an application for examination as an individual journeyman plumber a nonrefundable fee of ~~fifteen thirty~~ **thirty** dollars (~~\$15~~) (**\$30**) and a fee of fifteen dollars (\$15) for each reexamination on one (1) of the two (2) exam parts not previously passed upon notice by the commission.
- (5) For issuance of the initial license for a journeyman plumber, the following:
 - (A) When the license is issued in an odd-numbered year, ~~ten fifteen~~ **fifteen** dollars (~~\$10~~) (**\$15**).
 - (B) When the license is issued in an even-numbered year, ~~fifteen thirty~~ **thirty** dollars (~~\$15~~) (**\$30**).
- (6) For biennial renewal of a plumbing contractor's license, ~~fifty one hundred~~ **fifty** dollars (~~\$50~~) (**\$100**) payable prior to December 1 of each odd-numbered year.
- (7) For biennial renewal of a license for a corporation, ~~fifty one hundred~~ **fifty** dollars (~~\$50~~) (**\$100**) payable prior to December 1 of each odd-numbered year.
- (8) For biennial renewal of a journeyman plumber's license, ~~fifteen thirty~~ **thirty** dollars (~~\$15~~) (**\$30**) payable prior to December 1 of each odd-numbered year.
- (9) Application for a renewal received after the expiration date of December 31 of each odd-numbered year and prior to March 1 of the next even-numbered year shall be charged a reinstatement fee of ~~ten fifteen~~ **fifteen** dollars (~~\$10~~) (**\$15**) in addition to the license renewal fee.
- (10) Applications for renewal received after March 1 of the next even-numbered year following expiration and no later than December 31 of the next odd-numbered year following expiration shall be charged the following reinstatement fees in addition to the applicable license renewal fees:
 - (A) Journeyman plumber **\$50** ~~\$100~~
 - (B) Plumbing contractor **\$200** ~~\$100~~
 - (C) Corporate plumbing contractor **\$200** ~~\$100~~
- (11) Applications for renewal received after December 31 of the next odd-numbered year following expiration shall be deemed invalid for renewal.

(Indiana Plumbing Commission; 860 IAC 1-1-2.1; filed Oct 31, 1983, 1:21 p.m.: 7 IR 69; errata, 7 IR 71; filed Oct 29, 1984, 3:07 p.m.: 8 IR 214; filed Jul 30, 1985, 3:13 p.m.: 8 IR 2038; filed Feb 19, 1987, 8:30 a.m.: 10 IR 1390; filed Feb 19, 1990, 11:06 a.m.: 13 IR 1181; filed Jun 14, 1996, 3:00 p.m.: 19 IR 3108; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237)

SECTION 2. SECTION 1 of this document takes effect January 1, 2003.

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on May 29, 2002 at 10:00 a.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room 3, Indianapolis, Indiana the Indiana Plumbing Commission will

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hold a public hearing on proposed amendments to revise the fees charged and collected by the Indiana plumbing commission. Copies of these rules are now on file at the Indiana Government Center-South, 302 West Washington Street, Room E012 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Gerald Quigley
Executive Director
Indiana Professional Licensing Agency

TITLE 876 INDIANA REAL ESTATE COMMISSION

Proposed Rule
LSA Document #01-346
DIGEST

Amends 876 IAC 3-3-21 to change the period of time upon which the temporary permits privileges expire. Effective 30 days after filing with the secretary of state.

876 IAC 3-3-21

SECTION 1. 876 IAC 3-3-21 IS AMENDED TO READ AS FOLLOWS:

876 IAC 3-3-21 Permit for temporary practice

Authority: IC 25-34.1-3-8
Affected: IC 25-34.1

Sec. 21. (a) The board will recognize, on a temporary basis, the license or certificate of an appraiser issued by another state, provided the following:

- (1) The appraiser's business is of a temporary nature.
- (2) The appraiser registers with the board.
- (3) The license or certificate issued by the other state is appropriate for the type of property to be appraised.
- (4) The work in Indiana does not last longer than ~~sixty (60) days~~; **six (6) months**.

(b) An applicant must apply on a form provided by the board and pay ~~the a~~ fee required by 876 IAC 3-2-7(b)(12).

(c) Each temporary license or certificate is limited to performing the appraisals or specialized services required by the contract for appraisal services.

(d) Temporary privileges expire upon completion of the work required by the assignment or specialized service, or after ~~sixty (60) days~~; **six (6) months**, whichever is earlier, and no more ~~that than~~ three (3) different temporary licenses may be issued to an individual per calendar year.

(e) An applicant must consent to service of process in Indiana and may not advertise or represent themselves as an Indiana licensed or certified appraiser.

(f) An individual who has been denied either admission to an examination or a license by the board will not be eligible for a temporary permit for the level of licensure for which the individual was denied or a greater level of license. However, regardless of this subsection, an individual who otherwise qualifies under this section shall be eligible for a permit for federally related transactions. (*Indiana Real Estate Commission; 876 IAC 3-3-21; filed Sep 24, 1992, 9:00 a.m.: 16 IR 746; filed Dec 8, 1993, 4:00 p.m.: 17 IR 777; filed Jun 14, 1995, 11:00 a.m.: 18 IR 2792; filed Apr 12, 2001, 12:30 p.m.: 24 IR 2705, eff Jan 1, 2002; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238*)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on May 23, 2002 at 10:30 a.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room 4, Indianapolis, Indiana the Indiana Real Estate Commission will hold a public hearing on proposed amendments to change the period of time upon which the temporary permits privileges expire. Copies of these rules are now on file at the Indiana Government Center-South, 302 West Washington Street, Room E012 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Gerald H. Quigley
Executive Director
Indiana Professional Licensing Agency
