

Adopted	Rejected
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COMMITTEE REPORT

YES:	13
NO:	0

MR. SPEAKER:

*Your Committee on Education, to which was referred Senate Bill 186, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 20-5.5-6-1, AS ADDED BY P.L.100-2001,
4 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2003]: Sec. 1. (a) **Except as provided in subsection (b),**
6 individuals who work at a charter school are employees of the charter
7 school or of an entity with which the charter school has contracted to
8 provide services.
9 **(b) Teachers in a conversion charter school are employees of**
10 **both the charter school and the school corporation that sponsored**
11 **the charter school. For purposes of the collective bargaining**
12 **agreement, conversion charter school teachers are considered**
13 **employees of the school corporation that sponsored the charter**
14 **school.**
15 **(c) All benefits accrued by teachers as employees of the**
16 **conversion charter school are the financial responsibility of the**

1 **conversion charter school. The conversion charter school is**
 2 **required to pay those benefits directly or to reimburse the school**
 3 **corporation for the cost of the benefits.**

4 **(d) All benefits accrued by a teacher during the time the teacher**
 5 **was an employee only of the school corporation that sponsored the**
 6 **charter school are the financial responsibility of the school**
 7 **corporation. The school corporation is required to pay those**
 8 **benefits directly or to reimburse the conversion charter school for**
 9 **the cost of the benefits.**

10 **(e) For any other purpose, a teacher in a conversion charter**
 11 **school is an employee of the charter school.**

12 SECTION 2. IC 20-6.1-4-15 IS AMENDED TO READ AS
 13 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 15. **(a)** Void
 14 Contract)When Two Contracts Are Signed. A contract entered into
 15 after August 15 between a school corporation and a teacher is void if
 16 the teacher, at the time of signing the contract, is bound by a previous
 17 contract to teach in a public school. However, another contract may be
 18 signed by the teacher which will be effective if **the teacher:**

19 (1) ~~he~~ furnishes the governing body a release by the employers
 20 under the previous contract; or

21 (2) ~~he~~ shows proof that twenty-one (21) days written notice was
 22 delivered by the teacher to the first employer.

23 Each governing body may request from the teacher at the time of
 24 contracting a written statement as to whether the teacher has signed
 25 another teaching contract. However, the teacher's failure to provide the
 26 statement is not a cause for subsequently voiding the contract.

27 **(b) This section does not apply to an individual who works at a**
 28 **conversion charter school for purposes of the individual's**
 29 **employment with the school corporation that sponsored the**
 30 **conversion charter school."**

31 Page 2, delete lines 3 through 9, begin a new line block indented
 32 and insert:

33 "(1) the student's parent informs the school corporation in which
 34 the student seeks to enroll and also:

35 **(A) in the case of a student withdrawing from a charter**
 36 **school that is not a conversion charter school to avoid**
 37 **expulsion, the conversion charter school; or**

38 **(B) in the case of a student withdrawing from a conversion**

1 **charter school to avoid expulsion, the:**
2 **(i) conversion charter school; and**
3 **(ii) the school corporation that sponsored the conversion**
4 **charter school;**
5 of the student's expulsion or separation or withdrawal to avoid
6 expulsion or separation;
7 (2) the school corporation **(and, in the case of a student**
8 **withdrawal described in subdivision (1)(A) or (1)(B), the**
9 **charter school)** consents to the student's enrollment; and
10 (3) the student agrees to the terms and conditions of enrollment
11 established by the school corporation **(or, in the case of a**
12 **student withdrawal described in subdivision (1)(A) or (1)(B),**
13 **the charter school or conversion charter school)."**
14 Page 2, line 16, after "corporation" insert "**or charter school**".
15 Re-number all SECTIONS consecutively.
 (Reference is to SB 186 as printed February 7, 2003.)

and when so amended that said bill do pass.

Representative Porter