



February 7, 2003

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## SENATE BILL No. 186

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DIGEST OF SB 186 (Updated February 5, 2003 4:44 PM - DI 71)

**Citations Affected:** IC 20-8.1.

**Synopsis:** Student discipline. Provides that a student who is expelled from a charter school is subject to the same requirements for enrollment in another school corporation or charter school as a student who is: (1) expelled from a public school; or (2) required to separate from a nonpublic school or a school in a state other than Indiana.

**Effective:** July 1, 2003.

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### Lubbers

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January 7, 2003, read first time and referred to Committee on Education and Career Development.  
February 6, 2003, amended, reported favorably — Do Pass.

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SB 186—LS 6674/DI 71+



February 7, 2003

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

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## SENATE BILL No. 186

A BILL FOR AN ACT to amend the Indiana Code concerning education.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 20-8.1-5.1-23 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 23. (a) This section  
3 applies to the following:  
4 (1) A student who:  
5 (A) is expelled from a school corporation **or charter school**  
6 under this chapter; or  
7 (B) withdraws from a school corporation **or charter school** to  
8 avoid expulsion.  
9 (2) A student who:  
10 (A) is required to separate for disciplinary reasons from a  
11 nonpublic school or a school in a state other than Indiana by  
12 the administrative authority of the school; or  
13 (B) withdraws from a nonpublic school or a school in a state  
14 other than Indiana in order to avoid being required to separate  
15 from the school for disciplinary reasons by the administrative  
16 authority of the school.  
17 (b) The student may enroll in another school corporation **or charter**

SB 186—LS 6674/DI 71+



- 1 **school** during the period of the actual or proposed expulsion or  
 2 separation if:
- 3 (1) the student's parent informs the school corporation in which  
 4 the student seeks to enroll of the student's expulsion or separation  
 5 or withdrawal to avoid expulsion or separation;  
 6 (2) the school corporation consents to the student's enrollment;  
 7 and  
 8 (3) the student agrees to the terms and conditions of enrollment  
 9 established by the school corporation.
- 10 (c) If:
- 11 (1) a student's parent fails to inform the school corporation of the  
 12 expulsion or separation or withdrawal to avoid expulsion or  
 13 separation; or  
 14 (2) the student fails to follow the terms and conditions of  
 15 enrollment under subsection (b)(3);  
 16 the school corporation may withdraw consent and prohibit the student's  
 17 enrollment during the period of the actual or proposed expulsion or  
 18 separation.
- 19 (d) Before a consent is withdrawn under subsection (c) the student  
 20 must have an opportunity for an informal meeting before the principal  
 21 of the student's proposed school. At the informal meeting, the student  
 22 is entitled to:
- 23 (1) a written or an oral statement of the reasons for the withdrawal  
 24 of the consent;  
 25 (2) a summary of the evidence against the student; and  
 26 (3) an opportunity to explain the student's conduct.
- 27 (e) This section does not apply to a student who is expelled under  
 28 section 11 of this chapter.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 186, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 17, after "corporation" insert "**or charter school**".

and when so amended that said bill do pass.

(Reference is to SB 186 as introduced.)

KENLEY, Chairperson

Committee Vote: Yeas 9, Nays 0.

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