

Adopted	Rejected
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COMMITTEE REPORT

YES:	7
NO:	0

MR. SPEAKER:

*Your Committee on Education, to which was referred Senate Bill 397, 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 6-1.1-18.5-10.3, AS AMENDED BY P.L.2-2005,
- 4 SECTION 88, IS AMENDED TO READ AS FOLLOWS
- 5 [EFFECTIVE JULY 1, 2005]: Sec. 10.3. (a) The ad valorem property
- 6 tax levy limits imposed by section 3 of this chapter do not apply to ad
- 7 valorem property taxes imposed by a library board for a capital projects
- 8 fund under ~~IC 36-12-3~~ **IC 36-12-12**. However, the maximum amount
- 9 that is exempt from the levy limits under this section may not exceed
- 10 the property taxes that would be raised in the ensuing calendar year
- 11 with a property tax rate of one and thirty-three hundredths cents
- 12 (\$0.0133) per one hundred dollars (\$100) of assessed valuation.
- 13 (b) For purposes of computing the ad valorem property tax levy limit
- 14 imposed on a library board under section 3 of this chapter, the library
- 15 board's ad valorem property tax levy for a particular calendar year does

1 not include that part of the levy imposed under ~~IC 36-12-3~~ **IC 36-12-12**
 2 that is exempt from the ad valorem property tax levy limits under
 3 subsection (a).

4 SECTION 2. IC 9-21-5-13, AS AMENDED BY HEA 1288-2005,
 5 SECTION 23, IS AMENDED TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2005]: Sec. 13. (a) Except as provided in
 7 subsections (b) and (c), a person who violates this chapter commits a
 8 Class C infraction.

9 (b) A person who exceeds a speed limit that is:

10 (1) established under section 6 of this chapter and imposed only
 11 in the immediate vicinity of a school when children are present;
 12 or

13 (2) established under section 11 of this chapter and imposed only
 14 in the immediate vicinity of a worksite when workers are present;
 15 commits a Class B infraction.

16 (c) A person who while operating a school bus **knowingly,**
 17 **intentionally, or recklessly** exceeds a speed limit set forth in section
 18 14 of this chapter commits a Class C misdemeanor.

19 SECTION 3. IC 9-21-12-11, AS AMENDED BY HEA 1288-2005,
 20 SECTION 25, IS AMENDED TO READ AS FOLLOWS
 21 [EFFECTIVE JULY 1, 2005]: Sec. 11. (a) A person who violates
 22 section 5, 6, or 7 of this chapter commits a Class C infraction.

23 (b) A person who **knowingly, intentionally, or recklessly** violates
 24 section 12, 13, 14, 15, 16, or 17 of this chapter commits a Class C
 25 misdemeanor.

26 SECTION 4. IC 10-13-3-21, AS AMENDED BY HEA 1288-2005,
 27 SECTION 116, IS AMENDED TO READ AS FOLLOWS
 28 [EFFECTIVE JULY 1, 2005]: Sec. 21. As used in this chapter, "special
 29 education cooperative" has the meaning set forth in ~~IC 20-35-5-1(a)(7):~~
 30 **IC 20-35-5-1(7)**."

31 Page 11, between lines 2 and 3, begin a new paragraph and insert:
 32 "SECTION 18. IC 20-12-76-18, AS ADDED BY HEA 1288-2005,
 33 SECTION 34, IS AMENDED TO READ AS FOLLOWS
 34 [EFFECTIVE JULY 1, 2005]: Sec. 18. (a) Subject to subsections (b),
 35 (c), (e), and (f), the commission shall determine the penal sum of each
 36 surety bond based upon the following guidelines:

37 (1) A postsecondary proprietary educational institution that has no
 38 annual gross tuition charges assessed for the previous year shall

1 secure a surety bond in the amount of five thousand dollars
2 (\$5,000).

3 (2) If the postsecondary proprietary educational institution's
4 annual gross tuition charges assessed for the previous year are not
5 more than five thousand dollars (\$5,000), the institution shall
6 secure a surety bond in the amount of one hundred percent (100%)
7 of that institution's annual gross tuition charges assessed for the
8 previous year.

9 (3) If the postsecondary proprietary educational institution's
10 annual gross tuition charges assessed for the previous year are
11 more than five thousand dollars (\$5,000) but less than fifty
12 thousand dollars (\$50,000), the institution shall secure a surety
13 bond in the amount of five thousand dollars (\$5,000).

14 (4) If the postsecondary proprietary educational institution's
15 annual gross tuition charges assessed for the previous year are
16 more than fifty thousand dollars (\$50,000) but less than five
17 hundred thousand dollars (\$500,000), the institution shall secure
18 a surety bond in the amount of ten percent (10%) of that
19 institution's annual gross tuition charges assessed for the previous
20 year.

21 (5) If the postsecondary proprietary educational institution's
22 annual gross tuition charges assessed for the previous year are
23 more than five hundred thousand dollars (\$500,000), the
24 institution shall secure a surety bond in the amount of fifty
25 thousand dollars (\$50,000).

26 (b) When a postsecondary proprietary educational institution is
27 required to contribute to the fund and the fund has a balance on the date
28 that the surety bond is due of at least:

29 (1) one hundred thousand dollars (\$100,000), the commission
30 shall reduce the penal sum of the surety bond described in
31 subsection (a) by twenty percent (20%);

32 (2) two hundred thousand dollars (\$200,000), the commission
33 shall reduce the penal sum of the surety bond described in
34 subsection (a) by forty percent (40%);

35 (3) three hundred thousand dollars (\$300,000), the commission
36 shall reduce the penal sum of the surety bond described in
37 subsection (a) by sixty percent (60%);

38 (4) four hundred thousand dollars (\$400,000), the commission

1 shall reduce the penal sum of the surety bond described in
 2 subsection (a) by eighty percent (80%); or
 3 (5) five hundred thousand dollars (\$500,000), the commission
 4 shall reduce the penal sum of the surety bond described in
 5 subsection (a) by one hundred percent (100%).

6 (c) Except as provided in:

7 (1) section ~~22~~ **21** of this chapter; and

8 (2) subsection (f);

9 and upon the fund achieving at least an initial five hundred thousand
 10 dollar (\$500,000) balance, each postsecondary proprietary educational
 11 institution that contributes to the fund when the initial quarterly
 12 contribution as required under this chapter after the fund's
 13 establishment is not required to make contributions to the fund or
 14 submit a surety bond.

15 (d) The commission shall determine the number of quarterly
 16 contributions required for the fund to initially accumulate five hundred
 17 thousand dollars (\$500,000).

18 (e) Except as provided in section ~~22~~ **21** of this chapter and
 19 subsection (f), postsecondary proprietary educational institutions that
 20 begin making contributions to the fund after the initial quarterly
 21 contribution as required under this chapter are:

22 (1) required to make contributions to the fund for the same
 23 number of quarters as determined by the commission under
 24 subsection (d); and

25 (2) after making the contributions to the fund as provided in
 26 subdivision (1) for the required number of quarters, may not be
 27 required to submit a surety bond.

28 (f) If after the fund acquires five hundred thousand dollars
 29 (\$500,000) the balance in the fund becomes less than one hundred
 30 thousand dollars (\$100,000), all postsecondary proprietary educational
 31 institutions not required to make contributions to the fund as described
 32 in subsection (c) or (e) shall make contributions to the fund for the
 33 number of quarters necessary for the fund to accumulate five hundred
 34 thousand dollars (\$500,000).

35 SECTION 19. IC 20-12-76-40, AS ADDED BY HEA 1288-2005,
 36 SECTION 34, IS AMENDED TO READ AS FOLLOWS
 37 [EFFECTIVE JULY 1, 2005]: Sec. 40. (a) Except as provided in
 38 subsection (b), a person who **knowingly, intentionally, or recklessly**

1 violates this chapter commits a Class B misdemeanor.

2 (b) A person who, with intent to defraud, represents the person to be
3 an agent of a postsecondary proprietary educational institution commits
4 a Class C felony.

5 SECTION 20. IC 20-20-14-3 AS ADDED BY HEA 1288-2005,
6 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 2005]: Sec. 3. (a) The council shall advise the state
8 superintendent and the governor on education related technology
9 initiatives.

10 (b) The appointed membership of the council shall reflect its
11 purposes and be experienced in technology generally. An appointed
12 member of the council serves at the pleasure of the appointing
13 authority. The council consists of the following sixteen (16) voting
14 members:

- 15 (1) The state superintendent.
- 16 (2) The special assistant to the state superintendent of public
17 instruction responsible for technology who is appointed under
18 section 5 of this chapter.
- 19 (3) Four (4) individuals who represent private business appointed
20 jointly by the state superintendent and the governor. Each member
21 appointed under this subdivision must be experienced in
22 development and use of information technology. A member
23 appointed under this subdivision may not represent possible
24 providers of technology or related services.
- 25 (4) Three (3) individuals who:
- 26 (A) manage educational environments, including higher
27 education; and
- 28 (B) are experienced in their educational work with information
29 technology;
- 30 are appointed jointly by the state superintendent and the governor.
- 31 (5) Three (3) individuals who are public school educators familiar
32 with and experienced in the use of technology in educational
33 settings appointed jointly by the state superintendent and the
34 governor, with one (1) representing an urban school corporation,
35 one (1) representing a suburban school corporation, and one (1)
36 representing a rural school corporation.
- 37 (6) Four (4) members who are members of the general assembly
38 and who are appointed as follows:

1 (A) Two (2) members of the house of representatives,
2 appointed by the speaker of the house of representatives with
3 not more than one (1) from a particular political party.

4 (B) Two (2) members of the senate, appointed by the president
5 pro tempore of the senate with not more than one (1) from a
6 particular political party.

7 (c) The state superintendent shall designate the chair of the council
8 from the membership of the council.

9 (d) Nine (9) members of the council constitute a quorum to conduct
10 business. Action of the council is not valid unless approved by at least
11 ~~seven (7)~~ **nine (9)** voting members of the council.

12 (e) Each member of the council who is not a state employee is not
13 entitled to the minimum salary per diem as provided by
14 IC 4-10-11-2.1(b). The member is, however, entitled to reimbursement
15 for traveling expenses as provided under IC 4-13-1-4 and other
16 expenses actually incurred in connection with the member's duties as
17 provided in the state policies and procedures established by the Indiana
18 department of administration and approved by the budget agency.

19 (f) Each member of the council who is a state employee but who is
20 not a member of the general assembly is entitled to reimbursement for
21 traveling expenses as provided under IC 4-13-1-4 and other expenses
22 actually incurred in connection with the member's duties as provided in
23 the state policies and procedures established by the Indiana department
24 of administration and approved by the budget agency.

25 (g) Each member of the council who is a member of the general
26 assembly is entitled to receive the same per diem, mileage, and travel
27 allowances paid to members of the general assembly serving on interim
28 study committees established by the legislative council.

29 SECTION 21. IC 20-23-5-12, AS ADDED BY HEA 1288-2005,
30 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
31 JULY 1, 2005]: Sec. 12. (a) With respect to whether the disposition of
32 the assets and liabilities of the losing school corporation, allocation of
33 school tax receipts, and the amount to be paid by the acquiring school
34 corporation is equitable, the court, subject to subsection (b), shall be
35 satisfied that the annexing resolution conforms substantially to the
36 following standards:

37 (1) The acquiring school corporation shall assume a part of all
38 installments of principal and interest on any indebtedness of the

1 losing school corporation (other than current obligations or
2 temporary borrowing) that fall due after the end of the last
3 calendar year in which the losing school corporation is entitled to
4 receive current tax receipts from property tax levies on the
5 property of the annexed territory. The part consists of the
6 following:

7 (A) All installments relating to any indebtedness incurred in
8 connection with the acquisition or construction of any building
9 located in the annexed territory.

10 (B) A proportion of all installments relating to any other
11 indebtedness that is the same proportion as the valuation of the
12 real property in the annexed territory bears to the valuation of
13 all the real property in the losing school corporation, as the
14 indebtedness is assessed for general taxation immediately
15 before annexation.

16 (2) The acquiring school corporation shall make the payments and
17 assume the obligations provided for a school corporation
18 acquiring territory or a building or buildings under IC 21-5-10.

19 ~~(3) Unless the losing school corporation consents to some other~~
20 ~~allocation, the part of the general fund money collected by the~~
21 ~~losing school corporation may not be allocated to the acquiring~~
22 ~~school corporation in a greater amount than would be awarded if~~
23 ~~the losing school corporation and the acquiring school corporation~~
24 ~~were respectively the "original school corporation" and the~~
25 ~~"annexing school corporation" within the meaning of IC 20-23-16;~~
26 ~~using the method provided in IC 20-23-16 for allocating the~~
27 ~~special school and tuition fund money.~~

28 (b) Standards under subsection (a) may not be applicable to the
29 extent the losing school corporation and acquiring school corporation
30 otherwise agree in a situation where all or a majority of the students in
31 the annexed territory have been transferred from the losing school
32 corporation to the acquiring school corporation for the five (5) school
33 years immediately preceding the transfer. The agreement between
34 school corporations may not prejudice the rights of bondholders or
35 lessors whose rights against the losing school corporation and acquiring
36 school corporation shall, upon enforcement, be allocated between the
37 losing school corporation and acquiring school corporation in
38 accordance with subsection (a)(1) and (a)(2).

1 SECTION 22. IC 20-23-6-12, AS ADDED BY HEA 1288-2005,
 2 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2005]: Sec. 12. (a) This section provides an alternative method
 4 for a school corporation to be reorganized as a community school
 5 corporation.

6 (b) The following may petition directly to the state board to be
 7 reorganized as a community school corporation:

8 (1) A consolidated school corporation organized under section 3
 9 of this chapter.

10 ~~(2) A county school corporation organized under IC 20-23-16-15.~~

11 ~~(3)~~ (2) A metropolitan school district organized under
 12 IC 20-23-7-2 or IC 20-23-7-12.

13 (c) The following apply to a school corporation that petitions
 14 directly to the state board under subsection (b):

15 (1) The school corporation is not required to do the following:

16 (A) Seek approval of a county committee established by
 17 IC 20-23-4-11.

18 (B) Pursue a joint meeting of a county committee and the state
 19 board under IC 20-23-4-18.

20 (2) The state board may waive the attainment of any standard
 21 required for reorganization as a community school corporation
 22 under this chapter.

23 SECTION 23. IC 20-23-7-13, AS ADDED BY HEA 1288-2005,
 24 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 25 JULY 1, 2005]: Sec. 13. In the resolution creating a county school
 26 corporation or metropolitan school district or in the petitions requesting
 27 the creation of or requesting a referendum on the question of creating
 28 a corporation or district under ~~IC 20-23-16-15~~ or section 2 or 12 of this
 29 chapter, the resolutions or petitions may specify when a school
 30 corporation or school district shall be created and the corporation or
 31 district shall then be created at the time provided in the resolutions or
 32 petitions.

33 SECTION 24. IC 20-23-9-6, AS ADDED BY HEA 1288-2005,
 34 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2005]: Sec. 6. (a) If the department of local government
 36 finance submits a petition to the school property tax control board
 37 under section 5 of this chapter, the school property tax control board
 38 shall hold a factfinding hearing.

1 (b) At a hearing described in subsection (a), the school property tax
2 control board shall determine the following:

3 (1) Whether the township school has made all payments required
4 by any statute, including the following:

5 (A) P.L.32-1999.

6 (B) IC 20-23-5-12. ~~and IC 20-23-16-37.~~

7 (C) The resolution or plan of annexation of the township
8 school, including:

9 (i) any amendment to the resolution or plan;

10 (ii) any supporting or related documents; and

11 (iii) any agreement between the township school and an
12 annexing corporation relating to the winding up of affairs of
13 the township school.

14 (2) The amount, if any, by which the township school is in arrears
15 on any payment described in subdivision (1).

16 (3) Whether the township school has filed with the department of
17 local government finance all reports concerning the affairs of the
18 township school, including all transfer tuition reports required for
19 the two (2) school years immediately preceding the date on which
20 the township school was annexed.

21 (c) In determining the amount of arrears under subsection (b)(2), the
22 school property tax control board shall consider all amounts due to an
23 annexing corporation, including the following:

24 (1) Any transfer tuition payments due to the annexing corporation.

25 (2) All levies, excise tax distributions, and state distributions
26 received by the township school and due to the annexing
27 corporation, including levies and distributions received by the
28 township school after the date on which the township school was
29 annexed.

30 (3) All excessive levies that the township school agreed to impose
31 and pay to an annexing corporation but failed to impose.

32 (d) If, in a hearing under this section, a school property tax control
33 board determines that a township school has:

34 (1) under subsection (b)(1), failed to make a required payment; or

35 (2) under subsection (b)(3), failed to file a required report;

36 the department may act under section 7 of this chapter.

37 SECTION 25. IC 20-23-16-2, AS ADDED BY HEA 1288-2005,
38 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

1 JULY 1, 2005]: Sec. 2. (a) Reorganization plans approved before
 2 March 15, 1963, by the state board are void on March 15, 1963, except
 3 with respect to any community school corporation where:

4 (1) any plan has received a majority affirmative vote at an
 5 election;

6 (2) the plan has been certified by the clerk of the circuit court as
 7 being petitioned in by fifty-five percent (55%) or more of the
 8 registered voters for any such reorganized school corporation and
 9 notice has been published by the county committee under sections
 10 1 and 6 of this chapter and IC 20-23-4-11 through IC 20-23-4-17,
 11 IC 20-23-4-20 through IC 20-23-4-23, IC 20-23-4-42, and
 12 IC 20-23-4-43; or

13 (3) the plan provides for a school corporation meeting the
 14 qualifications for formation of a community school corporation
 15 under IC 20-23-4-16.

16 (b) The county committee and other government officials shall, with
 17 respect to any such voided reorganization plan, take all actions
 18 necessary for the preparation of a comprehensive plan as if a prior plan
 19 had not been submitted, and within the time prescribed by ~~IC 20-23-4-5~~
 20 **IC 20-23-4-11** through ~~IC 20-23-4-10~~ **IC 20-23-4-17** and
 21 IC 20-23-16-1.

22 SECTION 26. IC 20-23-16-3, AS ADDED BY HEA 1288-2005,
 23 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2005]: Sec. 3. With respect to a proposed community school
 25 corporation formed out of two (2) or more school corporations
 26 operating a joint high school that has an enrollment of at least six
 27 hundred (600) in grades 9 through 12 at the time of the adoption of a
 28 preliminary plan adopted under ~~IC 20-23-4-5~~ **IC 20-23-4-11** through
 29 ~~IC 20-23-4-10~~, **IC 20-23-4-17**, IC 20-23-16-1, and IC 20-23-16-2, the
 30 preliminary plan or final plan adopted under ~~IC 20-23-4-5~~
 31 **IC 20-23-4-11** through ~~IC 20-23-4-10~~, **IC 20-23-4-17**, IC 20-23-16-1,
 32 and IC 20-23-16-2 may provide for a board of nine (9) members.

33 SECTION 27. IC 20-25-5-15, AS ADDED BY HEA 1288-2005,
 34 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2005]: Sec. 15. With respect to whether the disposition of the
 36 assets and liabilities of the losing school corporation is equitable, the
 37 allocation of school tax receipts is equitable, and the amount to be paid
 38 by the acquiring school corporation is equitable, a court must be

1 satisfied that the annexing resolution conforms substantially to the
2 following standards:

3 (1) Except for current obligations or temporary borrowing, the
4 acquiring school corporation shall assume a part of all installments
5 of principal and interest on the indebtedness of the losing school
6 corporation that is due after the end of the last calendar year in
7 which the losing school corporation is entitled to receive current
8 tax receipts from property tax levies on the property in the
9 annexed territory. The part assumed by the acquiring school
10 corporation consists of the following:

11 (A) All installments relating to any indebtedness incurred in
12 connection with the acquisition or construction of a building
13 located in the annexed territory.

14 (B) A proportion of all installments relating to any other
15 indebtedness that is in the same proportion as the valuation of
16 the real property in the annexed territory bears to the valuation
17 of all the real property in the losing school corporation.

18 Valuation under this clause is based upon the assessment for
19 general taxation immediately before annexation.

20 (2) The acquiring school corporation shall make the payments and
21 assume the obligations provided for a school corporation
22 acquiring:

23 (A) territory;

24 (B) a building or buildings; or

25 (C) both territory and a building or buildings;

26 under IC 21-5-10.

27 ~~(3) Unless the losing school corporation consents to another~~
28 ~~allocation, the part of the special school and tuition fund money~~
29 ~~collected by the losing school corporation shall not be allocated~~
30 ~~in a greater amount to the acquiring school corporation than~~
31 ~~would be awarded if the:~~

32 ~~(A) two (2) corporations were respectively the original school~~
33 ~~corporation and the annexing school corporation under~~
34 ~~IC 20-23-16; and~~

35 ~~(B) amount to be paid to the losing corporation by the~~
36 ~~acquiring school corporation based on the acquisition by the~~
37 ~~acquiring school corporation of a building in the annexed~~
38 ~~territory may not be less than would be awarded if the two (2)~~

1 school corporations were respectively the acquiring school
2 corporation and original school corporation under IC 20-23-16.

3 ~~(4)~~ (3) If the annexed territory includes an entire losing school
4 corporation, the acquiring school corporation shall:

5 (A) acquire all the property and assets of the losing school
6 corporation without making any payments for the losing school
7 corporation; and

8 (B) assume all of the liabilities and obligations of the losing
9 school corporation.

10 SECTION 28. IC 20-25-10-3, AS ADDED BY HEA 1288-2005,
11 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2005]: Sec. 3. The board shall:

13 (1) modify, develop, and publish the plan required under this
14 chapter; and

15 (2) implement the modified plan;

16 in compliance with the timelines of IC 20-31-1, ~~IC 20-31-2~~, IC 20-31-5,
17 IC 20-31-6, IC 20-31-7, IC 20-31-8, IC 20-31-9, and IC 20-31-10.

18 SECTION 29. IC 20-25-10-5, AS ADDED BY HEA 1288-2005,
19 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
20 JULY 1, 2005]: Sec. 5. (a) The board shall annually assess and evaluate
21 educational programs offered by the school city to determine:

22 (1) the relationship of the programs to improved student
23 achievement; and

24 (2) the educational value of the programs in relation to cost.

25 (b) The board may obtain information from:

26 (1) educators in the schools offering a program;

27 (2) students participating in a program; and

28 (3) the parents of students participating in a program;

29 in preparing an assessment and evaluation under this section. The
30 assessment must include the performance of the school's students in
31 achieving student performance improvement levels under IC 20-31-1,
32 ~~IC 20-31-2~~, IC 20-31-5, IC 20-31-6, IC 20-31-7, IC 20-31-8,
33 IC 20-31-9, IC 20-31-10, and IC 20-25-11.

34 SECTION 30. IC 20-25-11-1, AS ADDED BY HEA 1288-2005,
35 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
36 JULY 1, 2005]: Sec. 1. The board shall establish annual student
37 performance improvement levels for each school that are not less
38 rigorous than the student performance improvement levels under

- 1 IC 20-31-1, ~~IC 20-31-2~~, IC 20-31-5, IC 20-31-6, IC 20-31-7,
 2 IC 20-31-8, IC 20-31-9, and IC 20-31-10, including the following:
- 3 (1) For students:
- 4 (A) improvement in results on assessment tests and assessment
 5 programs;
- 6 (B) improvement in attendance rates; and
- 7 (C) improvement in progress toward graduation.
- 8 (2) For teachers:
- 9 (A) improvement in student results on assessment tests and
 10 assessment programs;
- 11 (B) improvement in the number and percentage of students
 12 achieving:
- 13 (i) state achievement standards; and
- 14 (ii) if applicable, performance levels set by the board;
 15 on assessment tests;
- 16 (C) improvement in student progress toward graduation;
- 17 (D) improvement in student attendance rates for the school
 18 year;
- 19 (E) improvement in individual teacher attendance rates;
- 20 (F) improvement in:
- 21 (i) communication with parents; and
- 22 (ii) parental involvement in classroom and extracurricular
 23 activities; and
- 24 (G) other objectives developed by the board.
- 25 (3) For the school and school administrators:
- 26 (A) improvement in student results on assessment tests, totaled
 27 by class and grade;
- 28 (B) improvement in the number and percentage of students
 29 achieving:
- 30 (i) state achievement standards; and
- 31 (ii) if applicable, performance levels set by the board;
 32 on assessment tests, totaled by class and grade;
- 33 (C) improvement in:
- 34 (i) student graduation rates; and
- 35 (ii) progress toward graduation;
- 36 (D) improvement in student attendance rates;
- 37 (E) management of:
- 38 (i) general fund expenditures; and

- 1 (ii) total expenditures;
 2 per student;
 3 (F) improvement in teacher attendance rates; and
 4 (G) other objectives developed by the board.

5 SECTION 31. IC 20-25-13-7, AS ADDED BY HEA 1288-2005,
 6 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2005]: Sec. 7. IC 20-28-6-4 and IC 20-28-6-5 apply to
 8 certificated employees in the school city. A teacher's students'
 9 performance improvement levels under the assessment tests and
 10 programs of IC 20-31-1, ~~IC 20-31-2~~, IC 20-31-5, IC 20-31-6,
 11 IC 20-31-7, IC 20-31-8, IC 20-31-9, and IC 20-31-10 may be used as
 12 a factor, but not the only factor, to evaluate the performance of a
 13 teacher in the school city.

14 SECTION 32. IC 20-26-7-33, AS ADDED BY HEA 1288-2005,
 15 SECTION 10, IS AMENDED TO READ AS FOLLOWS
 16 [EFFECTIVE JULY 1, 2005]: Sec. 33. (a) The hearing described in
 17 section ~~32~~ 31 of this chapter may be adjourned from day to day.

18 (b) When the hearing has concluded, the board of county
 19 commissioners and county council, acting jointly, shall determine from:

- 20 (1) the evidence submitted;
 21 (2) an inspection of the building; or
 22 (3) both the evidence and an inspection;

23 if the building should be condemned.

24 (c) If the board of county commissioners and county council, acting
 25 jointly, determine that the building should be condemned, the board and
 26 council shall fix a date when the order of the board and council
 27 becomes effective. An appeal from the finding and determination of the
 28 board of county commissioners may be made to the circuit or superior
 29 court of the county in the same manner as appeals are taken from the
 30 board of county commissioners.

31 SECTION 33. IC 20-26-11-8, AS ADDED BY HEA 1288-2005,
 32 SECTION 10, IS AMENDED TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2005]: Sec. 8. (a) A student who is placed in a
 34 state licensed private or public health care facility, child care facility,
 35 or foster family home:

- 36 (1) by or with the consent of the division of family and children;
 37 (2) by a court order; or
 38 (3) by a child placing agency licensed by the division of family

1 and children;
2 may attend school in the school corporation in which the home or
3 facility is located. If the school corporation in which the home or
4 facility is located is not the school corporation in which the student has
5 legal settlement, the school corporation in which the student has legal
6 settlement shall pay the transfer tuition of the student.

7 (b) A student who is placed in a state licensed private or public
8 health care or child care facility by a parent may attend school in the
9 school corporation in which the facility is located if:

10 (1) the placement is necessary for the student's physical or
11 emotional health and well-being and, if the placement is in a
12 health care facility, is recommended by a physician; and

13 (2) the placement is projected to be for not less than fourteen (14)
14 consecutive calendar days or a total of twenty (20) calendar days.

15 The school corporation in which the student has legal settlement shall
16 pay the transfer tuition of the student. The parent of the student shall
17 notify the school corporation in which the facility is located and the
18 school corporation of the student's legal settlement, if identifiable, of
19 the placement. Not later than thirty (30) days after this notice, the
20 school corporation of legal settlement shall either pay the transfer
21 tuition of the transferred student or appeal the payment by notice to the
22 department. The acceptance or notice of appeal by the school
23 corporation must be given by certified mail to the parent or guardian of
24 the student and any affected school corporation. In the case of a student
25 who is not identified as disabled under IC 20-35, the state board shall
26 make a determination on transfer tuition according to the procedures in
27 section 15 of this chapter. In the case of a student who has been
28 identified as disabled under IC 20-35, the determination on transfer
29 tuition shall be made under this subsection and the procedures adopted
30 by the state board under ~~IC 20-35-2-1(c)(5)~~. **IC 20-35-2-1(b)(5)**.

31 (c) A student who is placed in:

32 (1) an institution operated by the division of disability, aging, and
33 rehabilitative services or the division of mental health and
34 addiction; or

35 (2) an institution, a public or private facility, a home, a group
36 home, or an alternative family setting by the division of disability,
37 aging, and rehabilitative services or the division of mental health
38 and addiction;

1 may attend school in the school corporation in which the institution is
 2 located. The state shall pay the transfer tuition of the student, unless
 3 another entity is required to pay the transfer tuition as a result of a
 4 placement described in subsection (a) or (b) or another state is obligated
 5 to pay the transfer tuition.

6 SECTION 34. IC 20-26-12-15 AS ADDED BY HEA 1288-2005,
 7 SECTION 10, IS AMENDED TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2005]: Sec. 15. (a) A governing body shall
 9 requisition the necessary textbooks from the contracting publishers
 10 approved by the state board. The contracting publisher shall ship the
 11 textbooks to the governing body not more than ninety (90) days after
 12 the requisition. On receipt of the textbooks, the governing body's school
 13 corporation has custody of the textbooks. The governing body shall
 14 provide a receipt to the contracting publisher and reimburse the
 15 contracting publisher the amount owed by the school corporation from
 16 the school corporation's general fund.

17 (b) A governing body shall purchase textbooks:

- 18 (1) from a resident student who presents the textbooks for sale on
- 19 or before the beginning of the school term in which the books are
- 20 to be used;
- 21 (2) with money from the school corporation's general fund; and
- 22 (3) at a price based on the original price to the school corporation
- 23 minus a reasonable reduction for damage from usage.

24 ~~(c) The proper school authorities shall purchase any textbooks that~~
 25 ~~are to be used during any school year from any dealer:~~

- 26 ~~(1) whose business is located in the county in which the school~~
- 27 ~~corporation is located; and~~
- 28 ~~(2) who was authorized to sell textbooks before March 1, 1935.~~

29 ~~The purchase price may not exceed the price paid by the dealer to the~~
 30 ~~contracting publisher.~~

31 SECTION 35. IC 20-27-3-8, AS ADDED BY HEA 1288-2005,
 32 SECTION 11, IS AMENDED TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2005]: Sec. 8. A person who **knowingly,**
 34 **intentionally, or recklessly** violates this chapter commits a Class C
 35 misdemeanor.

36 SECTION 36. IC 20-27-5-33, AS ADDED BY HEA 1288-2005,
 37 SECTION 11, IS AMENDED TO READ AS FOLLOWS
 38 [EFFECTIVE JULY 1, 2005]: Sec. 33. A person who **knowingly,**

1 **intentionally, or recklessly** violates this chapter commits a Class C
2 misdemeanor.

3 SECTION 37. IC 20-27-6-8, AS ADDED BY HEA 1288-2005,
4 SECTION 11, IS AMENDED TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2005]: Sec. 8. A person who **knowingly,**
6 **intentionally, or recklessly** violates this chapter commits a Class C
7 misdemeanor.

8 SECTION 38. IC 20-27-7-19, AS ADDED BY HEA 1288-2005,
9 SECTION 11, IS AMENDED TO READ AS FOLLOWS
10 [EFFECTIVE JULY 1, 2005]: Sec. 19. A person who **knowingly,**
11 **intentionally, or recklessly** violates this chapter commits a Class C
12 misdemeanor.

13 SECTION 39. IC 20-27-8-16, AS ADDED BY HEA 1288-2005,
14 SECTION 11, IS AMENDED TO READ AS FOLLOWS
15 [EFFECTIVE JULY 1, 2005]: Sec. 16. A person who **knowingly,**
16 **intentionally, or recklessly** violates this chapter commits a Class C
17 misdemeanor.

18 SECTION 40. IC 20-27-9-17, AS ADDED BY HEA 1288-2005,
19 SECTION 11, IS AMENDED TO READ AS FOLLOWS
20 [EFFECTIVE JULY 1, 2005]: Sec. 17. Except as provided in this
21 article, a person who **knowingly, intentionally, or recklessly** violates
22 this chapter commits a Class C misdemeanor.

23 SECTION 41. IC 20-27-10-4, AS ADDED BY HEA 1288-2005,
24 SECTION 11, IS AMENDED TO READ AS FOLLOWS
25 [EFFECTIVE JULY 1, 2005]: Sec. 4. A person who **knowingly,**
26 **intentionally, or recklessly** violates this chapter commits a Class C
27 misdemeanor.

28 SECTION 42. IC 20-28-1-10, AS ADDED BY HEA 1288-2005,
29 SECTION 12, IS AMENDED TO READ AS FOLLOWS
30 [EFFECTIVE JULY 1, 2005]: Sec. 10. "Managing body" refers to:

- 31 (1) the governing body;
32 (2) the board of managers (as defined in ~~IC 20-35-5-1(a)(3)~~;
33 **IC 20-35-5-1(3)**); or
34 (3) any other governing entity;

35 that has the responsibility for administering the school corporation's
36 special education program or a special education cooperative organized
37 under IC 20-35-5, IC 20-26-10, or IC 36-1-7.

38 SECTION 43. IC 20-33-2-32, AS ADDED BY HEA 1288-2005,

1 SECTION 17, IS AMENDED TO READ AS FOLLOWS
 2 [EFFECTIVE JULY 1, 2005]: Sec. 32. (a) In a county that has not been
 3 completely reorganized under IC 20-23-4, the governing body of each
 4 school corporation that constitutes a separate attendance district under
 5 section ~~3~~ **30** of this chapter shall appoint an attendance officer. One (1)
 6 additional attendance officer may be appointed for every seven
 7 thousand five hundred (7,500) students in average daily attendance in
 8 the corporation.

9 (b) Whenever the governing body of a school corporation makes an
 10 appointment under this section, it shall appoint an individual nominated
 11 by the superintendent. However, the governing body may decline to
 12 appoint any nominee and require another nomination. The salary of
 13 each attendance officer appointed under this section shall be fixed by
 14 the governing body. In addition to salary, the officer is entitled to
 15 receive reimbursement for actual expenses necessary to properly
 16 perform the officer's duties. The salary and expenses of an attendance
 17 officer appointed under this section shall be paid by the treasurer of the
 18 county in which the officer serves, on a warrant signed by the county
 19 auditor. The county council shall appropriate, and the board of county
 20 commissioners shall allow, the funds necessary to make these
 21 payments. However, a warrant shall not be issued to an attendance
 22 officer until the attendance officer has filed an itemized statement with
 23 the county auditor. This statement shall show the time employed and
 24 expenses incurred. The superintendent shall approve the statement and
 25 certify that it is correct.

26 SECTION 44. IC 20-33-8-33, AS ADDED BY HEA 1288-2005,
 27 SECTION 17, IS AMENDED TO READ AS FOLLOWS
 28 [EFFECTIVE JULY 1, 2005]: Sec. 33. Before February 1 and before
 29 October 1 of each year, except when a hearing has been requested to
 30 determine financial hardship under IC 9-24-2-1(a)(4), ~~the governing~~
 31 ~~body of the school corporation~~ **a principal** shall submit to the bureau
 32 of motor vehicles the pertinent information concerning an individual's
 33 ineligibility under IC 9-24-2-1 to be issued a driver's license or learner's
 34 permit, or concerning the invalidation of a license or permit under
 35 IC 9-24-2-4.

36 SECTION 45. IC 20-34-4-6, AS ADDED BY HEA 1288-2005,
 37 SECTION 18, IS AMENDED TO READ AS FOLLOWS
 38 [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) Not later than sixty (60) days

1 after the enrollment of students for the first time and when additional
 2 immunizations are required by statute or rule, each school shall file a
 3 written report with the state department of health and the local health
 4 department having jurisdiction. The report must include the following:

5 (1) A statement of the number of students who have demonstrated
 6 immunity against diphtheria, pertussis (whooping cough), tetanus,
 7 measles, rubella, poliomyelitis, mumps, and hepatitis B.

8 (2) A statement of the number of students who have not
 9 demonstrated immunity against the illnesses listed in subdivision

10 (1).

11 (3) A statement of the number of students who have been found
 12 positive for sickle cell anemia or lead poisoning.

13 (b) The state department of health and the local health department
 14 shall, for good cause shown that there exists a substantial threat to the
 15 health and safety of a student or the school community, be able to
 16 validate immunization reports by onsite reviews or examinations of
 17 nonidentifying immunization record data. This section does not
 18 independently authorize the state department of health, a local
 19 department of health, or an agent of the state department of health or
 20 local department of health to have access to identifying medical or
 21 academic record data of individual students attending nonaccredited
 22 nonpublic schools.

23 (c) A **school shall file a** report ~~shall be filed~~ for each student who
 24 enrolls ~~subsequent to~~ **after** the filing of the report for students who
 25 enrolled at the beginning of the school year. The state department of
 26 health has exclusive power to adopt rules for the administration of this
 27 section.

28 SECTION 46. IC 20-35-4-10, AS ADDED BY HEA 1288-2005,
 29 SECTION 19, IS AMENDED TO READ AS FOLLOWS
 30 [EFFECTIVE JULY 1, 2005]: Sec. 10. (a) For purposes of this section,
 31 "comprehensive plan" means a plan for educating the following:

32 (1) All children with disabilities that a school corporation is
 33 required to educate under sections 8 through 9 of this chapter.

34 (2) The additional children with disabilities that the school
 35 corporation elects to educate.

36 (b) For purposes of this section, "school corporation" includes the
 37 following:

38 (1) The Indiana School for the Blind board.

- 1 (2) The Indiana School for the Deaf board.
- 2 (c) The state board shall adopt rules under IC 4-22-2 detailing the
3 contents of the comprehensive plan. Each school corporation shall
4 complete and submit to the state superintendent a comprehensive plan.
5 School corporations operating cooperative or joint special education
6 services may submit a single comprehensive plan. In addition, if a
7 school corporation enters into a contractual agreement as permitted
8 under section 9 of this chapter, the school corporation shall collaborate
9 with the service provider in formulating the comprehensive plan.
- 10 (d) Notwithstanding the age limits set out in ~~IC 20-35-1-1~~,
11 **IC 20-35-1-2**, the state board may:
- 12 (1) conduct a program for the early identification of children with
13 disabilities, between the ages of birth and less than twenty-two
14 (22) years of age not served by the public schools or through a
15 contractual agreement under section 9 of this chapter; and
- 16 (2) use agencies that serve children with disabilities other than the
17 public schools.
- 18 (e) The state board shall adopt rules under IC 4-22-2 requiring the:
- 19 (1) department of correction;
- 20 (2) state department of health;
- 21 (3) division of disability, aging, and rehabilitative services;
- 22 (4) Indiana School for the Blind board;
- 23 (5) Indiana School for the Deaf board; and
- 24 (6) division of mental health and addiction;
- 25 to submit to the state superintendent a plan for the provision of special
26 education for children in programs administered by each respective
27 agency who are entitled to a special education.
- 28 (f) The state superintendent shall furnish professional consultant
29 services to school corporations and the entities listed in subsection (e)
30 to aid them in fulfilling the requirements of this section.
- 31 SECTION 47. IC 20-35-5-15, AS ADDED BY HEA 1288-2005,
32 SECTION 19, IS AMENDED TO READ AS FOLLOWS
33 [EFFECTIVE JULY 1, 2005]: Sec. 15. Meetings of the board of
34 managers shall be held in accordance with ~~IC 20-26-4-2~~. **IC 20-26-4-3**.
- 35 SECTION 48. IC 20-35-8-2, AS ADDED BY HEA 1288-2005,
36 SECTION 19, IS AMENDED TO READ AS FOLLOWS
37 [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) The state board shall adopt
38 rules under IC 4-22-2 to establish limits on the amount of transportation

1 that may be provided in the student's individualized education program.
 2 Unless otherwise specially shown to be essential by the child's
 3 individualized education program, in case of residency in a public or
 4 private facility, these rules must limit the transportation required by the
 5 student's individualized education program to the following:

- 6 (1) The student's first entrance and final departure each school
- 7 year.
- 8 (2) Round trip transportation each school holiday period.
- 9 (3) Two (2) additional round trips each school year.

10 (b) If a student is a transfer student receiving special education in a
 11 public school, the state or school corporation responsible for the
 12 payment of transfer tuition under ~~IC 20-33-6-1~~ **IC 20-26-11-1** through
 13 ~~IC 20-33-6-4~~ **IC 20-26-11-4** shall pay the cost of transportation
 14 required by the student's individualized education program. However,
 15 if a transfer student was counted as an eligible student for purposes of
 16 a distribution in a calendar year under IC 21-3-3.1, the transportation
 17 costs that the transferee school may charge for a school year ending in
 18 the calendar year shall be reduced by the sum of the following:

- 19 (1) The quotient of:
 - 20 (A) the amount of money that the transferee school is eligible
 - 21 to receive under IC 21-3-3.1-2.1 for the calendar year in which
 - 22 the school year ends; divided by
 - 23 (B) the number of eligible students for the transferee school for
 - 24 the calendar year (as determined under IC 21-3-3.1-2.1).
- 25 (2) The amount of money that the transferee school is eligible to
- 26 receive under IC 21-3-3.1-4 for the calendar year in which the
- 27 school year ends for the transportation of the transfer student
- 28 during the school year.

29 (c) If a student receives a special education:

- 30 (1) in a facility operated by:
 - 31 (A) the state department of health;
 - 32 (B) the division of disability, aging, and rehabilitative services;
 - 33 or
 - 34 (C) the division of mental health and addiction;
- 35 (2) at the Indiana School for the Blind; or
- 36 (3) at the Indiana School for the Deaf;

37 the school corporation in which the student has legal settlement shall
 38 pay the cost of transportation required by the student's individualized

1 education program. However, if the student's legal settlement cannot be
 2 ascertained, the state board shall pay the cost of transportation required
 3 by the student's individualized education program.

4 (d) If a student is placed in a private facility under IC 20-35-6-2 in
 5 order to receive a special education because the student's school
 6 corporation cannot provide an appropriate special education program,
 7 the school corporation in which the student has legal settlement shall
 8 pay the cost of transportation required by the student's individualized
 9 education program. However, if the student's legal settlement cannot be
 10 ascertained, the state board shall pay the cost of transportation required
 11 by the student's individualized education program.

12 SECTION 49. IC 20-37-1-1, AS ADDED BY HEA 1288-2005,
 13 SECTION 21, IS AMENDED TO READ AS FOLLOWS
 14 [EFFECTIVE JULY 1, 2005]: Sec. 1. (a) Two (2) or more school
 15 corporations may cooperate to:

16 (1) establish; and

17 (2) maintain or supervise;

18 schools or departments for vocational education if the governing bodies
 19 of the school corporations agree to cooperate and apportion the cost of
 20 the schools or departments among the school corporations.

21 (b) If the cooperating school corporations agree to:

22 (1) establish; and

23 (2) maintain or supervise;

24 the schools or departments under subsection (a), the ~~heads designated~~
 25 **representatives** of the school corporations ~~or their delegated~~
 26 ~~representatives~~ constitute a board for the management of the schools or
 27 departments. The board may adopt a plan of organization,
 28 administration, and support for the schools or departments. The plan,
 29 if approved by the state board, is a binding contract between the
 30 cooperating school corporations.

31 (c) The governing bodies of the cooperating school corporations
 32 may cancel or annul the plan described in subsection (b) by the vote of
 33 a majority of the governing bodies and upon the approval of the state
 34 board. However, if a school corporation desires to withdraw a course
 35 offering from the cooperative agreement after:

36 (1) attempting to withdraw the course offering under a withdrawal
 37 procedure authorized by the school corporation's cooperative
 38 agreement or bylaw; and

1 (2) being denied the authority to withdraw the course offering;
 2 the school corporation may appeal the denial to the state board. In the
 3 appeal, a school corporation must submit a proposal requesting the
 4 withdrawal to the state board for approval.

5 (d) The proposal under subsection (c) must do the following:

6 (1) Describe how the school corporation intends to implement the
 7 particular vocational education course.

8 (2) Include a provision that provides for at least a two (2) year
 9 phaseout of the educational program or course offering from the
 10 cooperative agreement.

11 Upon approval of the proposal by the state board, the school
 12 corporation may proceed with the school corporation's withdrawal of
 13 the course offering from the cooperative agreement and shall proceed
 14 under the proposal.

15 (e) The withdrawal procedure under subsections (c) and (d) may not
 16 be construed to permit a school corporation to change any other terms
 17 of the plan described in subsection (b) except those terms that require
 18 the school corporation to provide the particular course offering sought
 19 to be withdrawn.

20 (f) The board described in subsection (b) may do the following:

21 (1) Enter into an agreement to acquire by lease or purchase:

22 (A) sites;

23 (B) buildings; or

24 (C) equipment;

25 that is suitable for these schools or departments. This authority
 26 extends to the acquisition of facilities available under IC 21-5-11.

27 (2) By resolution adopted by a majority of the board, designate
 28 three (3) or more individuals from the board's membership to
 29 constitute an executive committee.

30 (g) To the extent provided in a resolution adopted under subsection
 31 (f)(2), an executive committee shall do the following:

32 (1) Exercise the authority of the full board in the management of
 33 the schools or departments.

34 (2) Submit a written summary of its actions to the full board at
 35 least semiannually."

36 Page 11, between lines 34 and 35, begin a new paragraph and insert:
 37 "SECTION 51. IC 36-1-14-1, AS AMENDED BY HEA 1288-2005,
 38 SECTION 236, IS AMENDED TO READ AS FOLLOWS

1 [EFFECTIVE JULY 1, 2005]: Sec. 1. (a) This section does not apply
 2 to donations of proceeds from riverboat gaming to a public school
 3 endowment corporation under ~~IC 20-26-5-19~~. **IC 20-26-5-21.**

4 (b) As used in this section, "riverboat gaming revenue" means tax
 5 revenue received by a unit under IC 4-33-12-6, IC 4-33-13, or an
 6 agreement to share a city's or county's part of the tax revenue.

7 (c) Notwithstanding IC 8-1.5-2-6(d), a unit may donate the proceeds
 8 from the sale of a utility or facility or from a grant, a gift, a donation,
 9 an endowment, a bequest, a trust, or riverboat gaming revenue to a
 10 foundation under the following conditions:

11 (1) The foundation is a charitable nonprofit community
 12 foundation.

13 (2) The foundation retains all rights to the donation, including
 14 investment powers.

15 (3) The foundation agrees to do the following:

16 (A) Hold the donation as a permanent endowment.

17 (B) Distribute the income from the donation only to the unit as
 18 directed by resolution of the fiscal body of the unit.

19 (C) Return the donation to the general fund of the unit if the
 20 foundation:

21 (i) loses the foundation's status as a public charitable
 22 organization;

23 (ii) is liquidated; or

24 (iii) violates any condition of the endowment set by the
 25 fiscal body of the unit."

26 Page 11, line 42, delete "IC 20-4-16-6." and insert "IC 20-4-16-6;
 27 IC 20-23-16-2; IC 20-23-16-6; IC 20-23-16-7; IC 20-23-16-8;
 28 IC 20-23-16-9; IC 20-23-16-10; IC 20-23-16-12; IC 20-23-16-13;
 29 IC 20-23-16-14; IC 20-23-16-15; IC 20-23-16-16; IC 20-23-16-17;
 30 IC 20-23-16-18; IC 20-23-16-19; IC 20-23-16-20; IC 20-23-16-21;
 31 IC 20-23-16-22; IC 20-23-16-23; IC 20-23-16-24; IC 20-23-16-28;
 32 IC 20-23-16-29; IC 20-23-16-30; IC 20-23-16-31; IC 20-23-16-32;

- 1 IC 20-23-16-33; IC 20-23-16-34; IC 20-23-16-35; IC 20-23-16-36;
- 2 IC 20-23-16-37; IC 20-23-16-38; IC 20-23-16-39; IC 20-23-16-40."
- 3 Renumber all SECTIONS consecutively.
(Reference is to SB 397 as printed February 25, 2005.)

and when so amended that said bill do pass.

Representative Behning