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|--------------------|---------------------|
| PREVAILED          | Roll Call No. _____ |
| FAILED             | Ayes _____          |
| WITHDRAWN          | Noes _____          |
| RULED OUT OF ORDER |                     |

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 384 be amended to read as follows:

- 1 Page 4, between lines 1 and 2, begin a new paragraph and insert:  
2 "SECTION 3. IC 20-26-11-5, AS ADDED BY P.L.89-2005,  
3 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
4 JULY 1, 2012]: Sec. 5. (a) The parents of any student, regardless of the  
5 student's age, or the student, after the student has become eighteen (18)  
6 years of age, may request a transfer from a school corporation in which  
7 the student has a legal settlement to a transferee school corporation in  
8 Indiana or another state if the student may be better accommodated in  
9 the public schools of the transferee corporation. Whether the student  
10 can be better accommodated depends on such matters as:  
11 (1) crowded conditions of the transferee or transferor corporation;  
12 and  
13 (2) curriculum offerings at the high school level that are important  
14 to the vocational or academic aspirations of the student.  
15 (b) The request for transfer must be made in writing to the transferor  
16 corporation, which shall immediately mail a copy to the transferee  
17 corporation. The request for transfer must be made at the times  
18 provided under rules adopted by the state board. The transfer is  
19 effected if both the transferee and the transferor corporations approve  
20 the transfer not more than thirty (30) days after that mailing. If the  
21 transferor school corporation fails to act on the transfer request within  
22 thirty (30) days after the request is received, the transfer is considered  
23 approved. The transfer is denied when either school corporation mails  
24 a written denial by certified mail to the requesting parents or student at

1 their last known address.  
2 (c) If a request for transfer is denied under subsection (b), an appeal  
3 may be taken to the state board by the requesting parents or student, if  
4 commenced not more than ten (10) days after the denial. An appeal is  
5 commenced by mailing a notice of appeal by certified mail to the  
6 superintendent of each school corporation and the state board. The state  
7 superintendent shall develop forms for this purpose, and the transferor  
8 corporation shall assist the parents or student in the mechanics of  
9 commencing the appeal. An appeal hearing must comply with section  
10 15 of this chapter.  
11 **(d) A school corporation that accepts transfer students may not**  
12 **establish transfer acceptance policies or limit student transfers in**  
13 **any manner that differs from acceptance policies for students who**  
14 **have a legal settlement in the school corporation."**  
15 Renumber all SECTIONS consecutively.  
(Reference is to ESB 384 as printed February 27, 2012.)

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Representative Porter