

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WITHDRAWN	Noes _____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 7, after line 42, begin a new paragraph and insert:
2 "SECTION 11. IC 20-31-9-4, AS AMENDED BY P.L.229-2011,
3 SECTION 189, IS AMENDED TO READ AS FOLLOWS
4 [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) This section applies if, in
5 the fifth year after initial placement in the lowest category or
6 designation, a school still remains in the lowest category or
7 designation.
8 (b) The state board shall do the following:
9 (1) Hold at least one (1) public hearing in the school corporation
10 where the school is located to consider and hear testimony
11 concerning the following options for school improvement:
12 (A) Merging the school with a nearby school that is in a higher
13 category.
14 (B) Assigning a special management team to operate all or
15 part of the school.
16 (C) The department's recommendations for improving the
17 school.
18 (D) Other options for school improvement expressed at the
19 public hearing, including closing the school.
20 (E) Revising the school's plan in any of the following areas:
21 (i) Changes in school procedures or operations.
22 (ii) Professional development.
23 (iii) Intervention for individual teachers or administrators.
24 (2) If the state board determines that intervention will improve the

1 school, implement at least one (1) of the options listed in
2 subdivision (1).

3 (c) Unless the school is closed or merged, **the state board shall**
4 **publish a notice in accordance with IC 5-3-1 specifying its intent to**
5 **turn the public school into a turnaround academy in each county**
6 **in which the school corporation is located. The notice must include**
7 **the name and address of the affected school, a description of the**
8 **actions the state board is taking with respect to the school, and a**
9 **description of the method that voters may use to object to the**
10 **school becoming a turnaround academy.**

11 (d) **If not later than thirty (30) days after all required notices**
12 **are published under this section at least a number of registered**
13 **voters in the affected school corporation equal to two percent (2%)**
14 **of the total votes cast at the last election for secretary of state in the**
15 **election district comprising the school corporation sign one (1) of**
16 **one (1) or more petitions circulated and submitted to the circuit**
17 **court clerk of the county with the largest number of registered**
18 **voters in the school corporation requesting that a local public**
19 **question concerning the establishment of a turnaround academy in**
20 **the school corporation be placed on the ballot, the county election**
21 **board in each county where the school corporation is located shall**
22 **place the following question on the ballot in the school corporation**
23 **during the next primary or general election:**

24 "Shall a turnaround academy operated by a special
25 management team assigned by the state board of education
26 take over operation of the public school located at (insert
27 name or number of the public school and the address of the
28 public school)?"

29 The clerk of the county receiving the petitions shall certify a copy
30 of the petitions to the clerk of each county in which the school
31 corporation is located.

32 (e) A public question under this section shall be placed on the
33 ballot in the election district comprising the school corporation in
34 accordance with IC 3-10-9 and must be certified by the school
35 corporation to the election board in accordance with IC 3-10-9-3.

36 (f) The clerk of the circuit court of a county holding an election
37 under this chapter shall certify the results determined under
38 IC 3-12-4-9 to the state board and the school corporation.

39 (g) If a public question under this section is placed on the ballot
40 in a school corporation and a majority of the voters of the school
41 corporation voting on the public question do not vote in favor of
42 establishing a turnaround academy for the school, the state board
43 may not establish a turnaround academy in the school and must
44 use another option for school improvement expressed at the public
45 hearing, and the state board may not establish a turnaround
46 academy at the school for at least five (5) years after the year the
47 public question is on the ballot.

- 1 **(h) If a majority of the voters of the school corporation voting**
- 2 **on the public question vote in favor of establishing a turnaround**
- 3 **academy for the school, the** school that is subject to improvement
- 4 under this section becomes a turnaround academy under
- 5 IC 20-31-9.5."
- 6 Renumber all SECTIONS consecutively.
 (Reference is to ESB 384 as printed February 27, 2012.)

Representative Porter