



Reprinted
February 4, 2014

SENATE BILL No. 321

DIGEST OF SB 321 (Updated February 3, 2014 3:44 pm - DI 71)

Citations Affected: IC 20-24.

Synopsis: Charter school funding. Allows a charter school organizer to notify the department that it wants to receive the tuition support distributions for the state fiscal year 2014-2015 for all of the charter schools that the organizer operates. Requires the department to verify the charter schools operated by the organizer and to distribute the tuition support for the verified charter schools to the organizer. Permits the organizer to distribute the tuition support to each charter school it operates in the amounts determined by the organizer. Requires identification numbers and accounts to be used at the organizer and charter school levels. Prohibits an organizer from using tuition support for expenses incurred outside Indiana that are not directly related to the charter school the organizer operates in Indiana. Provides that a student, and the student's siblings, who attend a charter school may attend a different charter school held by the same organizer in subsequent years.

Effective: Upon passage; July 1, 2014.

Schneider, Banks, Yoder

January 14, 2014, read first time and referred to Committee on Education and Career Development.

January 23, 2014, reported favorably — Do Pass; reassigned to Committee on Appropriations.

January 30, 2014, amended, reported favorably — Do Pass.

February 3, 2014, read second time, amended, ordered engrossed.

SB 321—LS 6548/DI 58



Reprinted
February 4, 2014

Second Regular Session 118th General Assembly (2014)

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 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

SENATE BILL No. 321

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 20-24-3-17, AS ADDED BY P.L.280-2013,
2 SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2014]: Sec. 17. (a) The department shall assign a school
4 corporation identification number for each ~~charter school established~~
5 ~~under this chapter.~~ **organizer granted a charter.**

6 **(b) If an organizer assigned a school corporation identification**
7 **number under subsection (a) consists of more than one (1) charter**
8 **school, the department shall assign each charter school a separate**
9 **school identification number.**

10 ~~(b)~~ **(c)** If a ~~charter school~~ **an organizer** assigned a school
11 corporation identification number under subsection ~~(a)~~ **(b)** consists of
12 more than one (1) campus, the department shall assign each ~~charter~~
13 ~~school~~ campus **in addition to the school corporation identification**
14 ~~number under subsection (a);~~ a separate school identification number.

15 SECTION 2. IC 20-24-5-5, AS AMENDED BY P.L.91-2011,
16 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

SB 321—LS 6548/DI 58



1 JULY 1, 2014]; Sec. 5. (a) Except as provided in subsections (b), (c),
 2 and (d), a charter school must enroll any eligible student who submits
 3 a timely application for enrollment.

4 (b) This subsection applies if the number of applications for a
 5 program, class, grade level, or building exceeds the capacity of the
 6 program, class, grade level, or building. If a charter school receives a
 7 greater number of applications than there are spaces for students, each
 8 timely applicant must be given an equal chance of admission. The
 9 organizer must determine which of the applicants will be admitted to
 10 the charter school or the program, class, grade level, or building by
 11 random drawing in a public meeting.

12 (c) A charter school may limit new admissions to the charter school
 13 to:

14 (1) ensure that a student who attends the charter school during a
 15 school year may continue to attend the charter school in
 16 subsequent years; ~~and~~

17 **(2) ensure that a student who attends a charter school during**
 18 **a school year may continue to attend a different charter**
 19 **school held by the same organizer in subsequent years; and**
 20 ~~(2)~~ **(3) allow the siblings of a student who attends a charter school**
 21 **or a charter school held by the same organizer to attend the**
 22 **same charter school the student is attending.**

23 (d) This subsection applies to an existing school that converts to a
 24 charter school under IC 20-24-11. During the school year in which the
 25 existing school converts to a charter school, the charter school may
 26 limit admission to:

27 (1) those students who were enrolled in the charter school on the
 28 date of the conversion; and

29 (2) siblings of students described in subdivision (1).

30 SECTION 3. IC 20-24-7-1, AS ADDED BY P.L.1-2005, SECTION
 31 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON
 32 PASSAGE]: Sec. 1. (a) The organizer is the fiscal agent for the charter
 33 school.

34 (b) The organizer has exclusive control of:

35 (1) funds received by the charter school; and

36 (2) financial matters of the charter school.

37 **(c) The organizer shall maintain accounts of all funds received**
 38 **and disbursed by the organizer.** The organizer shall maintain
 39 separate accountings of all funds received and disbursed by ~~the each~~
 40 **charter school it holds.**

41 **(d) Notwithstanding IC 20-43, an organizer that operates more**
 42 **than one (1) charter school may file, before July 1, 2014, a notice**



1 with the department that the organizer desires to receive the
2 tuition support distributions for the state fiscal year beginning July
3 1, 2014, for all of the charter schools that the organizer operates.
4 After the department verifies that the organizer operates the
5 charter schools, the department shall distribute the tuition support
6 for the verified charter schools to the organizer. The organizer
7 may distribute the tuition support distribution it receives to each
8 charter school it operates in the amounts determined by the
9 organizer. However, an organizer that receives money from the
10 state under this subsection may not use any of the money received
11 for expenses incurred outside Indiana that are not directly related
12 to the charter school the organizer operates in Indiana.

13 SECTION 4. An emergency is declared for this act.



COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 321, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS and be reassigned to the Senate Committee on Appropriations.

(Reference is to SB 321 as introduced.)

Committee Vote: Yeas 7, Nays 2

Senator Kruse, Chairperson

COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill No. 321, 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:

Replace the effective date in SECTION 9 with "[EFFECTIVE UPON PASSAGE]".

Page 1, delete lines 1 through 8.

Page 2, line 2, strike "a charter school" and insert "**an organizer**".

Page 2, line 4, after "each" insert "**charter school**".

Page 2, delete lines 7 through 12.

Page 2, line 35, after "attend the" insert "**same**".

Page 2, line 36, delete "." and insert "**the student is attending.**".

Page 3, delete lines 2 through 42.

Page 4, delete lines 1 through 16.

Page 4, between lines 27 and 28, begin a new paragraph and insert:

"(d) Notwithstanding IC 20-43, an organizer that operates more than one (1) charter school may file, before July 1, 2014, a notice with the department that the organizer desires to receive the tuition support distributions for the state fiscal year beginning July 1, 2014, for all of the charter schools that the organizer operates. After the department verifies that the organizer operates the charter schools, the department shall distribute the tuition support for the verified charter schools to the organizer. The organizer may distribute the tuition support distribution it receives to each charter school it operates in the amounts determined by the organizer. However, an organizer that receives money from the state under this subsection may not use any of the money received

SB 321—LS 6548/DI 58



for expenses incurred outside Indiana or attributable to out-of-state activities."

Page 4, delete lines 28 through 42.

Delete pages 5 through 8.

Page 9, delete lines 1 through 35, begin a new paragraph and insert:
"SECTION 4. **An emergency is declared for this act.**"

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 321 as printed January 24, 2014.)

KENLEY, Chairperson

Committee Vote: Yeas 9, Nays 2.

SENATE MOTION

Madam President: I move that Senate Bill 321 be amended to read as follows:

Page 3, line 11, delete "or attributable to" and insert "**that are not directly related to the charter school the organizer operates in Indiana.**"

Page 3, delete line 12.

(Reference is to SB 321 as printed January 31, 2014.)

SCHNEIDER

