

HOUSE BILL No. 1135

DIGEST OF HB 1135 (Updated January 28, 1998 5:15 pm - DI 97)

Citations Affected: IC 20-10.1.

Synopsis: Establishes the Indiana advisory council on secondary school athletics to advise the Indiana High School Athletic Association (IHSAA) and make recommendations concerning IHSAA rules and policies. Provides membership for the council. Provides that unless the IHSAA formally considers the recommendations of the council, reports to the council on decisions regarding council recommendations, provides meeting facilities and staff assistance to the council, and reimburses council members for council travel or other expenses, a school in a school corporation may not be a member of or pay money to the IHSAA for any purpose. Provides that the IHSAA board of directors include current principals, athletic directors and coaches.

Effective: July 1, 1998.

Fry

January 8, 1998, read first time and referred to Committee on Insurance, Corporations and Small Business.

January 22, 1998, amended, reported — Do Pass.

January 28, 1998, read second time, amended, ordered engrossed.

HB 1135—LS 6929/DI 97



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Reprinted
January 29, 1998

Second Regular Session 110th General Assembly (1998)

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 1997 General Assembly.

HOUSE BILL No. 1135

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 20-10.1-30 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 1998]:
4 **Chapter 30. Indiana Advisory Council on Secondary School
5 Athletics**
6 **Sec. 1. As used in this chapter, "association" refers to the
7 Indiana High School Athletic Association.**
8 **Sec. 2. As used in this chapter, "athlete" means a student
9 participating in a sport for which a state tournament is conducted
10 by the association.**
11 **Sec. 3. As used in this chapter, "council" refers to the Indiana
12 advisory council on secondary school athletics established by
13 section 4 of this chapter.**
14 **Sec. 4. The Indiana advisory council on secondary school
15 athletics is established.**
16 **Sec. 5. The council has members selected as follows:**
17 **(1) One (1) member appointed by each state organization for**

HB 1135—LS 6929/DI 97



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1 a boy's sport for which a state tournament is conducted by the
2 association.

3 (2) One (1) member appointed by each state organization for
4 a girl's sport for which a state tournament is conducted by the
5 association.

6 (3) Two (2) parents of current secondary school athletes,
7 appointed as follows:

8 (A) One (1) parent appointed by the Indiana Association of
9 Public School Superintendents.

10 (B) One (1) parent appointed by the Indiana School Boards
11 Association.

12 (4) Two (2) former athletes who are no longer attending
13 secondary school, appointed by the Indiana Sportswriter's
14 and Sportscaster's Association.

15 Sec. 6. (a) A member of the council may not be an employee or
16 serve on the governing board of the association.

17 (b) A member of the council serves at the pleasure of the
18 member's appointing authority.

19 (c) An appointment to the council is for a two (2) year term.

20 (d) A member whose term expires may be appointed for
21 subsequent term.

22 (e) A member of the council may not receive per diem or
23 compensation for service on the council.

24 Sec. 7. (a) The members of the council shall elect a chairman
25 and vice chairman by majority vote of the entire membership.

26 (b) A majority vote of the entire membership is required for the
27 council to act.

28 Sec. 8. The council shall do the following:

29 (1) Meet with the board of directors of the association and
30 advise the board of directors of the effect of the association's
31 rules on participation in the sports represented by the council.

32 (2) Recommend to the association changes in the association's
33 rules.

34 (3) Recommend to the association appropriate ways to honor
35 all athletes and teams that participate in events under the
36 auspices of the association.

37 (4) Make recommendations to the association that the council
38 determines are in the best interests of secondary school
39 athletes and athletics in Indiana.

40 Sec. 9. A school that is in a school corporation may not be a
41 member of or pay money to the association for any purpose, unless
42 the board of directors of the association does the following:

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- 1 **(1) Formally considers each recommendation of the council.**
- 2 **(2) Reports in writing to the council the board's decision on**
- 3 **each recommendation of the council.**
- 4 **(3) Provides meeting facilities and staff assistance for the**
- 5 **council.**
- 6 **(4) Reimburses members of the council for travel or other**
- 7 **expenses incurred in participation on the council.**
- 8 **Sec. 10. (a) For purposes of this section the following applies:**
- 9 **(1) A secondary school that has an enrollment in the eightieth**
- 10 **percentile for total enrollment of all secondary schools in**
- 11 **Indiana is a Class 1 school.**
- 12 **(2) A secondary school that has an enrollment in the sixtieth**
- 13 **percentile but not more than the seventy-ninth percentile for**
- 14 **total enrollment of all secondary schools in Indiana is a Class**
- 15 **2 school.**
- 16 **(3) A secondary school that has an enrollment in the fortieth**
- 17 **percentile but not more than the fifty-ninth percentile for**
- 18 **total enrollment of all secondary schools in Indiana is a Class**
- 19 **3 school.**
- 20 **(4) A secondary school that has an enrollment in the twentieth**
- 21 **percentile but not more than the thirty-ninth percentile for**
- 22 **total enrollment of all secondary schools in Indiana is a Class**
- 23 **4 school.**
- 24 **(5) A secondary school that has an enrollment in not more**
- 25 **than the nineteenth percentile for total enrollment is a Class**
- 26 **5 school.**
- 27 **(b) The board of directors of the association shall include the**
- 28 **following:**
- 29 **(1) One (1) secondary school principal from each class**
- 30 **described in subsection (a), appointed in the same manner as**
- 31 **currently appointed.**
- 32 **(2) One (1) secondary school athletic director, who holds no**
- 33 **current administrative position, from each class described in**
- 34 **subsection (a), appointed by the Indiana athletic directors'**
- 35 **association.**
- 36 **(3) One (1) secondary school head coach, who holds no**
- 37 **current administrative position, from each class described in**
- 38 **subsection (a), appointed by the combined Indiana coach's**
- 39 **associations.**
- 40 **Sec. 11. A school that is in a school corporation may not be a**
- 41 **member of or pay money to the association for any purpose, unless**
- 42 **the board of directors of the association complies with this chapter.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Insurance, Corporations and Small Business, to which was referred House Bill 1135, 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:

Delete the title and insert the following:

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

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to House Bill 1135 as introduced.)

FRY, Chair

Committee Vote: yeas 11, nays 3.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1135 be amended to read as follows:

Page 1, between lines 7 and 8, begin a new paragraph and insert:

"Sec. 2. As used in this chapter, "athlete" means a student participating in a sport for which a state tournament is conducted by the association."

Page 1, line 8, delete "2" and insert "3".

Page 1, line 10, delete "3" and insert "4".

Page 1, line 11, delete "3" and insert "4".

Page 1, line 13, delete "4" and insert "5".

Page 1, line 13, delete "twenty-one (21)".

Page 1, line 15, delete "Two (2) members of the house of representatives, not more" and insert **"One (1) member appointed by each state organization for a boy's sport for which a state tournament is conducted by the association."**

Page 1, delete lines 16 through 17.

Page 2, delete line 1.

Page 2, line 2, delete "Two (2) members of the senate, not more than one (1) of" and insert **"One (1) member appointed by each state organization for a girl's sport for which a state tournament is conducted by the association."**

Page 2, delete lines 3 through 6.

Page 2, line 7, after "of" insert **"current"**.

Page 2, line 7, delete "by" and insert **"as follows:"**.

Page 2, delete line 8, begin a new line double block indented and insert:

"(A) One (1) parent appointed by the Indiana Association of Public School Superintendents.

(B) One (1) parent appointed by the Indiana School Boards Association."

Page 2, line 9, delete "secondary school teachers who are coaches of" and insert **"former athletes who are no longer attending secondary school, appointed by the Indiana Sportswriter's and Sportscaster's Association."**

Page 2, delete lines 10 through 41.

Page 2, line 42, delete "5" and insert "6".

Page 3, line 4, delete "four (4)" and insert **"two (2)"**.

Page 3, delete lines 5 through 8.

Page 3, line 13, delete "6" and insert "7".

Page 3, line 17, delete "7" and insert "8".



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Page 3, line 29, delete "8" and insert "9".

Page 3, line 39, delete "9" and insert "10".

Page 3, line 39, delete "Six (6) members of the board of directors of the" and insert "**For purposes of this section the following applies:**

(1) A secondary school that has an enrollment in the eightieth percentile for total enrollment of all secondary schools in Indiana is a Class 1 school.

(2) A secondary school that has an enrollment in the sixtieth percentile but not more than the seventy-ninth percentile for total enrollment of all secondary schools in Indiana is a Class 2 school.

(3) A secondary school that has an enrollment in the fortieth percentile but not more than the fifty-ninth percentile for total enrollment of all secondary schools in Indiana is a Class 3 school.

(4) A secondary school that has an enrollment in the twentieth percentile but not more than the thirty-ninth percentile for total enrollment of all secondary schools in Indiana is a Class 4 school.

(5) A secondary school that has an enrollment in not more than the nineteenth percentile for total enrollment is a Class 5 school."

Page 3, line 40, before "association" begin a new paragraph and insert:

"(b) The board of directors of the".

Page 3, line 40, delete "be elected by junior and senior students attending" and insert "**include the following:**".

Page 3, delete lines 41 through 42, begin a new line single block indented and insert:

"(1) One (1) secondary school principal from each class described in subsection (a), appointed in the same manner as currently appointed.

(2) One (1) secondary school athletic director, who holds no current administrative position, from each class described in subsection (a), appointed by the Indiana athletic directors' association.

(3) One (1) secondary school head coach, who holds no current administrative position, from each class described in subsection (a), appointed by the combined Indiana coach's associations."

Page 4, delete lines 1 through 12.

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Page 4, line 13, delete "10" and insert "**11**".
(Reference is to House Bill 1135 as printed January 23, 1998.)

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