

SENATE BILL No. 555

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-6.1-1-6.5; IC 20-6.1-12.

Synopsis: Legal counsel for teachers. Provides that a teacher is entitled to representation by the attorney general if the teacher is accused of an offense or sued for civil damages because of an act performed within the course of employment or under the authority or order of a superior officer.

Effective: July 1, 1999.

Waterman, Adams

January 20, 1999, read first time and referred to Committee on Education.

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Introduced

First Regular Session 111th General Assembly (1999)

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 1998 General Assembly.

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SENATE BILL No. 555



A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-6.1-1-6.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 1999]: **Sec. 6.5. "Special school" has the**
4 **meaning set forth in IC 20-8.1-5.1-22.**

5 SECTION 2. IC 20-6.1-12 IS ADDED TO THE INDIANA CODE
6 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 1999]:

8 **Chapter 12. Representation of Teachers**

9 **Sec. 1. This chapter applies to a teacher employed by a school**
10 **corporation or a special school at the time that a cause of action**
11 **described in section 3 of this chapter accrues.**

12 **Sec. 2. This chapter does not deprive an individual of the right**
13 **to select defense counsel of the individual's choice at the**
14 **individual's expense.**

15 **Sec. 3. If a teacher is accused of an offense or sued for civil**
16 **damages because of an act performed:**

17 **(1) within the course of the individual's employment; or**



1 **(2) under the authority or order of a superior officer;**
2 **the attorney general shall defend the individual in an action for**
3 **civil damages. If the action or proceeding is criminal in nature, the**
4 **governor shall designate counsel to represent and defend the**
5 **accused and the state is financially responsible for the expense of**
6 **the defense.**
7 **SECTION 3. [EFFECTIVE JULY 1, 1999] IC 20-6.1-12, as added**
8 **by this act, applies to the following actions:**
9 **(1) Actions pending on July 1, 1999.**
10 **(2) Actions accruing after June 30, 1999.**

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