
SENATE BILL No. 148

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-2-9; IC 20-3.1-15-1; IC 20-5; IC 20-8.1; IC 20-10.1; IC 21-2; IC 21-3-1.7.

Synopsis: Textbook funding. Abolishes the textbook rental program for public school students. Expands the definition of textbook to include materials used in the instruction of students. Requires school corporations to establish and appropriate money from a textbook fund to purchase all needed textbooks for loan without charge to students of the corporation. Provides an annual state textbook grant equal to \$83 multiplied by the average daily membership (ADM) of a school corporation and requires the deposit of grant funds in the textbook fund. Makes transitional provisions.

Effective: July 1, 2003.

Bowser

January 7, 2003, read first time and referred to Committee on Education and Career Development.

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First Regular Session 113th General Assembly (2003)

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 2002 Regular or Special Session of the General Assembly.

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SENATE BILL No. 148



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

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

1 SECTION 1. IC 20-2-9-6 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2003]: Sec. 6. (a) Where a school lunch fund ~~or~~
3 ~~a textbook rental fund~~ is created under section 4 ~~or section 5~~ of this
4 chapter, the receipts and expenditures for ~~each~~ **the** program shall be
5 made to and from the ~~proper~~ **school lunch** fund without appropriation
6 or the application of other laws relating to the budgets of local
7 government units.

8 (b) Where ~~either or both programs~~ **the program** under section 4 ~~and~~
9 ~~section 5~~ of this chapter ~~are~~ **is** handled through the extracurricular
10 account, the township trustee shall approve the amount of the bond of
11 the treasurer of the extracurricular account in an amount ~~he~~ **the**
12 **township trustee** considers protects the account for all funds coming
13 into the hands of that treasurer.

14 SECTION 2. IC 20-3.1-15-1, AS AMENDED BY P.L.1-2002,
15 SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JULY 1, 2003]: Sec. 1. To provide the board with the necessary
17 flexibility and resources to carry out this article, the following apply:



- 1 (1) The board may eliminate or modify existing policies, create
 2 new policies, and alter policies from time to time, subject to this
 3 article and the plan developed under IC 20-3.1-7.
- 4 (2) Beginning on July 1, 2001, IC 20-7.5 applies to the school
 5 city; however, the provision of IC 20-7.5-1-5(a) that requires any
 6 items included in the 1972-1973 agreements between an employer
 7 school corporation and an employee organization to continue to
 8 be bargainable does not apply to the school city.
- 9 (3) The board of school commissioners may waive the following
 10 statutes and rules for any school in the school city without the
 11 need for administrative, regulatory, or legislative approval:
- 12 (A) The following rules concerning curriculum and
 13 instructional time:
 14 511 IAC 6.1-3-4
 15 511 IAC 6.1-5-0.5
 16 511 IAC 6.1-5-1
 17 511 IAC 6.1-5-2.5
 18 511 IAC 6.1-5-3.5
 19 511 IAC 6.1-5-4
- 20 (B) The following rules concerning pupil/teacher ratios:
 21 511 IAC 6-2-1(b)(2)
 22 511 IAC 6.1-4-1
- 23 (C) The following statutes and rules concerning textbooks, and
 24 rules adopted under the statutes:
 25 IC 20-10.1-9-1
 26 IC 20-10.1-9-18
 27 IC 20-10.1-9-21
 28 ~~IC 20-10.1-9-23~~
 29 IC 20-10.1-9-27
 30 IC 20-10.1-10-1
 31 IC 20-10.1-10-2
 32 511 IAC 6.1-5-5
- 33 (D) The following rules concerning school principals:
 34 511 IAC 6-2-1(c)(4)
 35 511 IAC 6.1-4-2
- 36 (E) 511 IAC 2-2, concerning school construction and
 37 remodeling.
- 38 (4) Notwithstanding any other law, a school city may do the
 39 following:
 40 (A) Lease school transportation equipment to others for
 41 nonschool use when the equipment is not in use for a school
 42 city purpose.

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- 1 (B) Establish a professional development and technology fund
- 2 to be used for:
- 3 (i) professional development; or
- 4 (ii) technology, including video distance learning.
- 5 (C) Transfer funds obtained from sources other than state or
- 6 local government taxation among any account of the school
- 7 corporation, including a professional development and
- 8 technology fund established under clause (B).
- 9 (5) Transfer funds obtained from property taxation among the
- 10 general fund (established under IC 21-2-11) and the school
- 11 transportation fund (established under IC 21-2-11.5), subject to
- 12 the following:
- 13 (A) The sum of the property tax rates for the general fund and
- 14 the school transportation fund after a transfer occurs under this
- 15 subdivision may not exceed the sum of the property tax rates
- 16 for the general fund and the school transportation fund before
- 17 a transfer occurs under this clause.
- 18 (B) This clause does not allow a school corporation to transfer
- 19 to any other fund money from the debt service fund
- 20 (established under IC 21-2-4).
- 21 SECTION 3. IC 20-5-2-2, AS AMENDED BY P.L.286-2001,
- 22 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 23 JULY 1, 2003]: Sec. 2. In carrying out the school purposes of each
- 24 school corporation, its governing body acting on its behalf shall have
- 25 the following specific powers:
- 26 (1) In the name of the school corporation, to sue and be sued and
- 27 to enter into contracts in matters permitted by applicable law.
- 28 (2) To take charge of, manage, and conduct the educational affairs
- 29 of the school corporation and to establish, locate, and provide the
- 30 necessary schools, school libraries, other libraries where
- 31 permitted by law, other buildings, facilities, property, and
- 32 equipment therefor.
- 33 (2.5) To appropriate from the general fund an amount, not to
- 34 exceed the greater of three thousand dollars (\$3,000) per budget
- 35 year or one dollar (\$1) per pupil, not to exceed twelve thousand
- 36 five hundred dollars (\$12,500), based upon the school
- 37 corporation's previous year's average daily membership (as
- 38 defined in IC 21-3-1.6-1.1) for the purpose of promoting the best
- 39 interests of the school corporation by:
- 40 (A) the purchase of meals, decorations, memorabilia, or
- 41 awards;
- 42 (B) provision for expenses incurred in interviewing job

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1 applicants; or
 2 (C) developing relations with other governmental units.
 3 (3) To acquire, construct, erect, maintain, hold, and to contract for
 4 such construction, erection, or maintenance of such real estate,
 5 real estate improvements, or any interest in either, as the
 6 governing body deems necessary for school purposes, including
 7 but not limited to buildings, parts of buildings, additions to
 8 buildings, rooms, gymnasiums, auditoriums, playgrounds, playing
 9 and athletic fields, facilities for physical training, buildings for
 10 administrative, office, warehouse, repair activities, or housing of
 11 school owned buses, landscaping, walks, drives, parking areas,
 12 roadways, easements and facilities for power, sewer, water,
 13 roadway, access, storm and surface water, drinking water, gas,
 14 electricity, other utilities and similar purposes, by purchase, either
 15 outright for cash (or under conditional sales or purchases money
 16 contracts providing for a retention of a security interest by seller
 17 until payment is made or by notes where such contract, security
 18 retention, or note is permitted by applicable law), by exchange, by
 19 gift, by devise, by eminent domain, by lease with or without
 20 option to purchase, or by lease under IC 21-5-10, IC 21-5-11, or
 21 IC 21-5-12. To repair, remodel, remove, or demolish any such real
 22 estate, real estate improvements, or interest in either, as the
 23 governing body deems necessary for school purposes, and to
 24 contract therefor. To provide for energy conservation measures
 25 through utility energy efficiency programs or under a guaranteed
 26 energy savings contract as described in IC 36-1-12.5.
 27 (4) To acquire such personal property or any interest therein as
 28 the governing body deems necessary for school purposes,
 29 including but not limited to buses, motor vehicles, equipment,
 30 apparatus, appliances, books, furniture, and supplies, either by
 31 outright purchase for cash, or under conditional sales or purchase
 32 money contracts providing for a security interest by the seller
 33 until payment is made or by notes where such contract, security,
 34 retention, or note is permitted by applicable law, by gift, by
 35 devise, by loan, or by lease with or without option to purchase and
 36 to repair, remodel, remove, relocate, and demolish such personal
 37 property. All purchases and contracts delineated under the powers
 38 given under subdivision (3) and this subdivision shall be subject
 39 solely to applicable law relating to purchases and contracting by
 40 municipal corporations in general and to the supervisory control
 41 of agencies of the state as provided in section 3 of this chapter.
 42 (5) To sell or exchange any of such real or personal property or

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1 interest therein, which in the opinion of the governing body is not
 2 necessary for school purposes, in accordance with IC 20-5-5, to
 3 demolish or otherwise dispose of such property if, in the opinion
 4 of the governing body, it is not necessary for school purposes and
 5 is worthless, and to pay the expenses for such demolition or
 6 disposition.

7 (6) To lease any school property for a rental which the governing
 8 body deems reasonable or to permit the free use of school
 9 property for:

10 (A) civic or public purposes; or

11 (B) the operation of a school age child care program for
 12 children aged five (5) through fourteen (14) years that operates
 13 before or after the school day, or both, and during periods
 14 when school is not in session;

15 if the property is not needed for school purposes. Under this
 16 subdivision, the governing body may enter into a long term lease
 17 with a nonprofit corporation, community service organization, or
 18 other governmental entity, if the corporation, organization, or
 19 other governmental entity will use the property to be leased for
 20 civic or public purposes or for a school age child care program.
 21 However, if the property subject to a long term lease is being paid
 22 for from money in the school corporation's debt service fund, then
 23 all proceeds from the long term lease shall be deposited in that
 24 school corporation's debt service fund so long as the property has
 25 not been paid for. The governing body may, at its option, use the
 26 procedure specified in IC 36-1-11-10 in leasing property under
 27 this subdivision.

28 (7) To employ, contract for, and discharge superintendents,
 29 supervisors, principals, teachers, librarians, athletic coaches
 30 (whether or not they are otherwise employed by the school
 31 corporation and whether or not they are licensed under
 32 IC 20-6.1-3), business managers, superintendents of buildings and
 33 grounds, janitors, engineers, architects, physicians, dentists,
 34 nurses, accountants, teacher aides performing noninstructional
 35 duties, educational and other professional consultants, data
 36 processing and computer service for school purposes, including
 37 but not limited to the making of schedules, the keeping and
 38 analyzing of grades and other student data, the keeping and
 39 preparing of warrants, payroll, and similar data where approved
 40 by the state board of accounts as provided below, and such other
 41 personnel or services, all as the governing body considers
 42 necessary for school purposes. To fix and pay the salaries and

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1 compensation of such persons and such services. To classify such
2 persons or services and to adopt schedules of salaries or
3 compensation. To determine the number of such persons or the
4 amount of services thus employed or contracted for. To determine
5 the nature and extent of their duties. The compensation, terms of
6 employment, and discharge of teachers shall, however, be subject
7 to and governed by the laws relating to employment, contracting,
8 compensation, and discharge of teachers. The compensation,
9 terms of employment, and discharge of bus drivers shall be
10 subject to and shall be governed by any laws relating to
11 employment, contracting, compensation, and discharge of bus
12 drivers. The forms and procedures relating to the use of computer
13 and data processing equipment in handling the financial affairs of
14 such school corporation shall be submitted to the state board of
15 accounts for approval to the end that such services shall be used
16 by the school corporation when the governing body determines
17 that it is in the best interests of the school corporation while at the
18 same time providing reasonable accountability for the funds
19 expended.

20 (8) Notwithstanding the appropriation limitation in subdivision
21 (2.5), when the governing body by resolution deems a trip by an
22 employee of the school corporation or by a member of the
23 governing body to be in the interest of the school corporation,
24 including but not limited to attending meetings, conferences, or
25 examining equipment, buildings, and installation in other areas,
26 to permit such employee to be absent in connection with such trip
27 without any loss in pay and to refund to such employee or to such
28 member his reasonable hotel and board bills and necessary
29 transportation expenses. To pay teaching personnel for time spent
30 in sponsoring and working with school related trips or activities.

31 (9) To transport children to and from school, when in the opinion
32 of the governing body such transportation is necessary, including
33 but not limited to considerations for the safety of such children
34 and without regard to the distance they live from the school, such
35 transportation to be otherwise in accordance with the laws
36 applicable thereto.

37 (10) To provide a lunch program for a part or all of the students
38 attending the schools of the school corporation, including but not
39 limited to the establishment of kitchens, kitchen facilities, kitchen
40 equipment, lunch rooms, the hiring of the necessary personnel to
41 operate such program, and the purchase of any material and
42 supplies therefor, charging students for the operational costs of

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- 1 such lunch program, fixing the price per meal or per food item. To
 2 operate such lunch program as an extracurricular activity, subject
 3 to the supervision of the governing body. To participate in any
 4 surplus commodity or lunch aid program.
- 5 (11) To purchase textbooks ~~to~~ **and** furnish them without cost ~~or~~
 6 ~~to rent them to students; to participate in any textbook aid~~
 7 ~~program; all in accordance with applicable law. under~~
 8 **IC 20-10.1-11-11.**
- 9 (12) To accept students transferred from other school corporations
 10 and to transfer students to other school corporations in accordance
 11 with applicable law.
- 12 (13) To levy taxes, to make budgets, to appropriate funds, and to
 13 disburse the money of the school corporation in accordance with
 14 the laws applicable thereto. To borrow money against current tax
 15 collections and otherwise to borrow money, in accordance with
 16 IC 20-5-4.
- 17 (14) To purchase insurance or to establish and maintain a
 18 program of self-insurance relating to the liability of the school
 19 corporation or its employees in connection with motor vehicles or
 20 property and for any additional coverage to the extent permitted
 21 and in accordance with IC 34-13-3-20. To purchase additional
 22 insurance or to establish and maintain a program of self-insurance
 23 protecting the school corporation and members of the governing
 24 body, employees, contractors, or agents of the school corporation
 25 from any liability, risk, accident, or loss related to any school
 26 property, school contract, school or school related activity,
 27 including but not limited to the purchase of insurance or the
 28 establishment and maintenance of a self-insurance program
 29 protecting such persons against false imprisonment, false arrest,
 30 libel, or slander for acts committed in the course of their
 31 employment, protecting the school corporation for fire and
 32 extended coverage and other casualty risks to the extent of
 33 replacement cost, loss of use, and other insurable risks relating to
 34 any property owned, leased, or held by the school corporation. To:
 35 (A) participate in a state employee health plan under
 36 IC 5-10-8-6.6;
 37 (B) purchase insurance; or
 38 (C) establish and maintain a program of self-insurance;
 39 to benefit school corporation employees, which may include
 40 accident, sickness, health, or dental coverage, provided that any
 41 plan of self-insurance shall include an aggregate stop-loss
 42 provision.

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1 (15) To make all applications, to enter into all contracts, and to
 2 sign all documents necessary for the receipt of aid, money, or
 3 property from the state government, the federal government, or
 4 from any other source.

5 (16) To defend any member of the governing body or any
 6 employee of the school corporation in any suit arising out of the
 7 performance of ~~his~~ **the individual's** duties for or employment
 8 with, the school corporation, ~~provided if~~ the governing body by
 9 resolution determined that such action was taken in good faith. To
 10 save any such member or employee harmless from any liability,
 11 cost, or damage in connection therewith, including but not limited
 12 to the payment of any legal fees, except where such liability, cost,
 13 or damage is predicated on or arises out of the bad faith of such
 14 member or employee, or is a claim or judgment based on his
 15 malfeasance in office or employment.

16 (17) To prepare, make, enforce, amend, or repeal rules,
 17 regulations, and procedures for the government and management
 18 of the schools, property, facilities, and activities of the school
 19 corporation, its agents, employees, and pupils and for the
 20 operation of its governing body, which rules, regulations, and
 21 procedures may be designated by any appropriate title such as
 22 "policy handbook", "bylaws", or "rules and regulations".

23 (18) To ratify and approve any action taken by any member of the
 24 governing body, any officer of the governing body, or by any
 25 employee of the school corporation after such action is taken, if
 26 such action could have been approved in advance, and in
 27 connection therewith to pay any expense or compensation
 28 permitted under IC 20-5-1 through IC 20-5-6 or any other law.

29 (19) To exercise any other power and make any expenditure in
 30 carrying out its general powers and purposes provided in this
 31 chapter or in carrying out the powers delineated in this section
 32 which is reasonable from a business or educational standpoint in
 33 carrying out school purposes of the school corporation, including
 34 but not limited to the acquisition of property or the employment
 35 or contracting for services, even though such power or
 36 expenditure shall not be specifically set out herein. The specific
 37 powers set out in this section shall not be construed to limit the
 38 general grant of powers provided in this chapter except where a
 39 limitation is set out in IC 20-5-1 through IC 20-5-6 by specific
 40 language or by reference to other law.

41 SECTION 4. IC 20-5-6-6 IS AMENDED TO READ AS FOLLOWS
 42 [EFFECTIVE JULY 1, 2003]: Sec. 6. (1) Where a school lunch fund

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1 and a textbook rental fund are is created in accordance with section 4
 2 or 5 of this chapter, the receipts and expenditures therefrom for the
 3 program to which each relates shall be made to and from such fund
 4 without appropriation or the application of other statutes and rules
 5 relating to the budgets of municipal corporations.

6 (2) Where either the lunch program or textbook rental program are
 7 is handled through the extracurricular account, the governing body of
 8 the school corporation shall approve the amount of the bond of the
 9 treasurer of the extracurricular account in an amount deemed by it
 10 sufficient to protect the account for all funds coming into the hands of
 11 the treasurer of such account.

12 SECTION 5. IC 20-5-62-5 IS AMENDED TO READ AS
 13 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 5. Notwithstanding any
 14 other law, the operation of the following is suspended for a freeway
 15 school corporation or a freeway school if the governing body of the
 16 school corporation elects to have the specific statute or rule suspended
 17 in the contract:

18 (1) The following statutes and rules concerning curriculum and
 19 instructional time:

20 IC 20-10.1-2-2

21 IC 20-10.1-4-6

22 IC 20-10.1-4-7

23 IC 20-10.1-4-9.1

24 511 IAC 6-7-6

25 511 IAC 6.1-3-4

26 511 IAC 6.1-5-0.5

27 511 IAC 6.1-5-1

28 511 IAC 6.1-5-2.5

29 511 IAC 6.1-5-3.5

30 511 IAC 6.1-5-4

31 (2) The following rules concerning pupil/teacher ratios:

32 511 IAC 6-2-1(b)(2)

33 511 IAC 6.1-4-1

34 (3) The following statutes and rules concerning textbooks:

35 IC 20-10.1-9-1

36 IC 20-10.1-9-18

37 IC 20-10.1-9-21

38 ~~IC 20-10.1-9-23~~

39 IC 20-10.1-9-27

40 IC 20-10.1-10-1

41 IC 20-10.1-10-2

42 511 IAC 6.1-5-5

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- 1 (4) 511 IAC 6-7, concerning graduation requirements.
- 2 (5) 511 IAC 6-2-1(c)(4), concerning pupil/principal ratios.
- 3 (6) 511 IAC 2-2, concerning school construction and remodeling.
- 4 (7) IC 20-1-1.2, concerning the performance-based accreditation
- 5 system.
- 6 (8) IC 20-10.1-16, concerning the ISTEP program established
- 7 under IC 20-10.1-16-8, if an alternative locally adopted norm and
- 8 criterion referenced assessment program is adopted under section
- 9 6(7) of this chapter.

10 SECTION 6. IC 20-8.1-1-19 IS ADDED TO THE INDIANA CODE
 11 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 12 1, 2003]: **Sec. 19. As used in this article, "textbook" has the**
 13 **meaning set forth in IC 20-10.1-12.5.**

14 SECTION 7. IC 20-8.1-9-9.5 IS AMENDED TO READ AS
 15 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 9.5. (a) If a parent of a
 16 child or an emancipated minor who is enrolled in an accredited
 17 nonpublic school meets the financial eligibility standard under section
 18 2 of this chapter, the parent or the emancipated minor may receive a
 19 reimbursement from the department ~~as provided in this chapter~~ for the
 20 costs or some of the costs incurred by the parent or emancipated minor
 21 in fees that are ~~reimbursable under section 9 of this chapter~~. ~~The extent~~
 22 ~~to which the fees are reimbursable under this section may not exceed~~
 23 ~~the percentage rates of reimbursement under section 9 of this chapter.~~
 24 **described in subsection (g).** In addition, if a child enrolls in an
 25 accredited nonpublic school after the initial request for reimbursement
 26 is filed under subsection ~~(b)~~; **(f)**, the parent of the child or the
 27 emancipated minor who meets the financial eligibility standard **under**
 28 **section 2 of this chapter** may receive a reimbursement from the
 29 department for the costs or some of the costs incurred in fees that are
 30 ~~reimbursable under section 9 of this chapter~~ **described in subsection**
 31 **(g)** by applying to the accredited nonpublic school for assistance. In
 32 this case, the provisions of this section apply, except that section 9.6 of
 33 this chapter applies to the making of the supplemental request for
 34 reimbursement by the principal or other designee of the accredited
 35 nonpublic school.

36 (b) The department shall provide each accredited nonpublic school
 37 with sufficient application forms for assistance, prescribed by the state
 38 board of accounts.

39 (c) Each accredited nonpublic school shall provide the parents or
 40 emancipated minors who wish to apply for assistance with:

- 41 (1) the appropriate application forms; and
- 42 (2) any assistance needed in completing the application form.

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1 (d) The parent or emancipated minor shall submit the application to
 2 the accredited nonpublic school. The accredited nonpublic school shall
 3 make a determination of financial eligibility subject to appeal by the
 4 parent or emancipated minor.

5 (e) If a determination is made that the applicant is eligible for
 6 assistance, subsection (a) applies.

7 (f) In order to be guaranteed some level of reimbursement from the
 8 department, the principal or other designee shall submit the
 9 reimbursement request before November 1 of a school year.

10 (g) In its request, the principal or other designee shall certify to the
 11 department:

12 (1) the number of students who are enrolled in that accredited
 13 nonpublic school and who are eligible for assistance under this
 14 chapter;

15 (2) the costs incurred in providing:

16 (A) textbooks (including textbooks used in special education
 17 and gifted and talented classes); and

18 (B) workbooks and consumable textbooks (including
 19 workbooks, consumable textbooks, and other consumable
 20 teaching materials that are used in special education and gifted
 21 and talented classes) that are used by students for ~~no~~ **not** more
 22 than one (1) school year;

23 (3) that each textbook described in subdivision (2)(A) and
 24 included in the reimbursement request (except those textbooks
 25 used in special education classes and gifted and talented classes)
 26 has been adopted by the **Indiana** state board of education under
 27 IC 20-10.1-9-1 or has been waived by the **Indiana** state board of
 28 education under IC 20-10.1-9-27;

29 (4) that the amount of reimbursement requested for each textbook
 30 under subdivision (3) does not exceed twenty percent (20%) of
 31 the costs incurred for the textbook, as provided in the textbook
 32 adoption list in each year of the adoption cycle;

33 (5) that the amount of reimbursement requested for each
 34 workbook or consumable textbook (or other consumable teaching
 35 material used in special education and gifted and talented classes)
 36 under subdivision (2)(B), if applicable, does not exceed one
 37 hundred percent (100%) of the costs incurred for the workbook or
 38 consumable textbook (or other consumable teaching material used
 39 in special education and gifted and talented classes);

40 (6) that the amount of reimbursement requested for each textbook
 41 used in special education and gifted and talented classes is
 42 amortized for the number of years in which the textbook is used;

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and
(7) any other information required by the department, including copies of purchase orders used to acquire consumable teaching materials used in special education and gifted and talented classes.

(h) If the amount of reimbursement requested before November 1 of a particular school year exceeds the amount of money appropriated to the department for this purpose, the department shall proportionately reduce the amount of reimbursement to each accredited nonpublic school. An accredited nonpublic school may submit a supplemental reimbursement request under section 9.6 of this chapter. The parent or emancipated minor is entitled to receive a supplemental reimbursement only if there are funds available. The department shall proportionately reduce the amount of supplemental reimbursement to the accredited nonpublic schools if the amount requested exceeds the amount of money available to the department for this purpose.

(i) The accredited nonpublic school shall distribute the money received under this chapter to the appropriate eligible parents or emancipated minors.

(j) ~~IC 20-8.1-9-9(h) applies to parents or emancipated minors as described in this section.~~ **Parents receiving other governmental assistance or aid that considers educational needs in computing the entire amount of assistance granted may not be denied assistance if the applicant's total family income does not exceed the standards established by this chapter.**

(k) The accredited nonpublic school and the department shall maintain complete and accurate information concerning the number of applicants determined to be eligible for assistance under this section.

(l) The state board of education shall adopt rules under IC 4-22-2 to implement this section.

SECTION 8. IC 20-8.1-9-9.6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 9.6. (a) The principal or other designee of an accredited nonpublic school may make a supplemental request for reimbursement from the department after April 1 but before May 1 of a school year for some or all of the additional costs incurred in fees that are ~~reimbursable under section 9~~ **described in section 9.5(g)** of this chapter by the parent of a child or emancipated minor who ~~enroll~~ **enrolls** in the accredited nonpublic school after the initial request for reimbursement is filed under section 9.5(f) of this chapter.

(b) In its supplemental request, the principal or other designee must certify to the department the following:

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- 1 (1) The number of additional students who enrolled in the
- 2 accredited nonpublic school as described in subsection (a).
- 3 (2) The costs incurred in providing the materials described in
- 4 section 9.5(g)(2) of this chapter pertaining to the number of
- 5 additional students.
- 6 (3) The same information as described in section 9.5(g)(3)
- 7 through 9.5(g)(7) of this chapter as pertaining to the number of
- 8 additional students.

9 (c) This section applies only if there are funds available. These
 10 supplemental distributions shall be made by the department in
 11 accordance with section 9.5(h) of this chapter.

12 SECTION 9. IC 20-8.1-9-11 IS AMENDED TO READ AS
 13 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 11. Under
 14 extraordinary circumstances, the township trustee may pay for the **fees**
 15 **for supplies or other required class** fees ~~enumerated in section 3 of~~
 16 ~~this chapter~~ for individuals who ~~do not otherwise qualify under the~~
 17 ~~financial eligibility standard established in this chapter.~~ **are enrolled**
 18 **in a school corporation.** Assistance in such cases may be provided by
 19 the township trustee under IC 12-20.

20 SECTION 10. IC 20-8.1-9-14 IS AMENDED TO READ AS
 21 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 14. (a) The school
 22 textbook reimbursement contingency fund is established for the
 23 purpose of reimbursing ~~school corporations (or certain eligible parents~~
 24 ~~of children who attend accredited nonpublic schools or emancipated~~
 25 ~~minors who attend accredited nonpublic schools as provided in section~~
 26 ~~9.5 of this chapter)~~ for assistance ~~provided~~ under this chapter. The fund
 27 consists of money appropriated to the fund by the general assembly.
 28 The state superintendent of public instruction shall administer the fund.

29 (b) The treasurer of state shall invest the money in the fund not
 30 currently needed to meet the obligations of the fund in the same
 31 manner as other public funds may be invested.

32 SECTION 11. IC 20-10.1-1-12.5 IS AMENDED TO READ AS
 33 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 12.5. As used in this
 34 article, the term "textbook" means systematically organized material,
 35 designed to provide a specific level of instruction in a subject matter
 36 category. **The term includes the following:**

- 37 (1) **Instructional materials that are used by students for more**
- 38 **than one (1) year, including materials used in special**
- 39 **education and gifted and talented classes.**
- 40 (2) **Workbooks and consumable instructional materials that**
- 41 **are used by students for not more than one (1) school year,**
- 42 **including workbooks, consumable textbooks, and other**

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1 consumable instructional materials that are used in special
2 education and gifted and talented classes.

3 (3) Developmentally appropriate materials used:

4 (A) for instruction in kindergarten through grade 3,
5 laboratories, and children's literature programs; and

6 (B) instead of items described in subdivisions (1) through
7 (2).

8 SECTION 12. IC 20-10.1-9-19 IS AMENDED TO READ AS
9 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 19. ~~Time Basis~~
10 ~~Purchase~~. When a school corporation purchases textbooks on a time
11 basis, the schedule for payments shall coincide with ~~pupil payments~~
12 **reimbursement under IC 21-3-1.7-9.9** to the school corporation for
13 ~~textbook rental~~ **textbooks** and the schedule shall not require the school
14 corporation to assume a greater burden than payment of twenty-five
15 percent (25%) within thirty (30) days after the beginning of the school
16 year immediately following delivery by the contracting publisher with
17 the school corporation's promissory note evidencing the unpaid
18 balance.

19 SECTION 13. IC 20-10.1-9-20 IS AMENDED TO READ AS
20 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 20. Each school
21 corporation may borrow money to buy textbooks and may issue notes,
22 maturing serially in not more than six (6) years and payable from its
23 **general textbook** fund, to secure the loan. However, when an adoption
24 is made by the state board of education for less than six (6) years, the
25 period of time for which the notes may be issued is limited to the
26 period of time for which that adoption is effective. Notwithstanding
27 other provisions of this section, a school township may not borrow
28 money to purchase textbooks unless a petition requesting such an
29 action and bearing the signatures of twenty-five percent (25%) of the
30 resident taxpayers of the school township has been presented to and
31 approved by the township trustee and township board.

32 SECTION 14. IC 20-10.1-10-1 IS AMENDED TO READ AS
33 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 1. (a) Except as
34 provided in ~~subsections~~ **subsection (b) and (c)** and all laws to the
35 contrary notwithstanding, each governing body shall purchase from a
36 contracting publisher, at the net contract price or at any subsequent
37 lower price, the textbooks adopted by the Indiana state board of
38 education and selected by the proper local officials ~~and shall rent these~~
39 ~~textbooks to each student enrolled in any public school which is in~~
40 ~~compliance with the minimum certification standards of the Indiana~~
41 ~~state board of education and is located within the attendance unit~~
42 ~~served by the governing body.~~



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1 ~~(b)~~ This section does not prohibit the purchase of these textbooks at
 2 the option of any student; or the providing of free textbooks by the
 3 governing body under IC 20-10.1-11.

4 ~~(c)~~ to carry out IC 20-10.1-11.

5 **(b)** This section does not prohibit a governing body from suspending
 6 the operation of this section under a contract entered into under
 7 IC 20-5-62.

8 SECTION 15. IC 20-10.1-10-2 IS AMENDED TO READ AS
 9 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 2. (a) Each governing
 10 body may purchase from a contracting publisher, at the net contract
 11 price or at any subsequent lower price, any textbook adopted by the
 12 state board of education and selected by the proper local officials ~~and~~
 13 ~~may rent these to carry out IC 20-10.1-11.~~

14 **(b)** In addition to the purchases described in subsection (a), the
 15 school corporation may purchase sufficient textbooks to rent
 16 textbooks to students enrolled in any ~~public or~~ nonpublic school which
 17 is in compliance with the minimum certification standards of the
 18 **Indiana** state board of education and is located within the attendance
 19 unit served by the governing body. ~~at an~~ **The** annual rental ~~not to~~ **may**
 20 **not** exceed twenty-five percent (25%) of the retail price of the
 21 textbooks.

22 ~~(b)~~ **(c)** However, the governing body may not assess a rental fee **to**
 23 **a nonpublic school** of more than fifteen percent (15%) of the retail
 24 price of a textbook that has been:

- 25 (1) adopted for usage by students under IC 20-10.1-9;
 26 (2) extended for usage by students under IC 20-10.1-9-1(b); and
 27 (3) paid for through ~~rental fees~~ previously collected **textbook**
 28 **grants under IC 21-3-1.7-9.9.**

29 ~~(c)~~ **(d)** This section does not limit any other laws but is
 30 supplementary.

31 SECTION 16. IC 20-10.1-11-1 IS AMENDED TO READ AS
 32 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 1. ~~Each section of this~~
 33 ~~chapter applies to both elementary school libraries and high school~~
 34 ~~libraries; that contain free textbooks. These textbooks must be adopted~~
 35 ~~by the state board of education and selected by the proper local~~
 36 ~~officials. For the purposes of~~ **As used in** this chapter, "resident student"
 37 means a student enrolled in any of the grades in any school located in
 38 the school corporation, whether actually resident there or transferred
 39 there for school purposes, as provided by law.

40 SECTION 17. IC 20-10.1-11-8 IS AMENDED TO READ AS
 41 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 8. ~~Duty of School~~
 42 ~~Corporation: If a petition is filed under IC 1971, 20-10.1-11-6 and is~~



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1 ~~sufficient~~, The governing body shall make an entry on the records of
 2 ~~the a~~ school corporation noting that by the filing of the petition the
 3 ~~school corporation~~ shall obligate itself to maintain:

4 (1) an elementary school library containing textbooks in sufficient
 5 numbers to meet the needs of every resident student in each of the
 6 first eight (8) grades of each elementary school located within the
 7 school corporation; ~~or; if appropriate; to maintain and~~

8 (2) a high school library containing textbooks in sufficient
 9 numbers to meet the needs of every resident student in each of the
 10 four (4) grades of each high school located within the school
 11 corporation.

12 SECTION 18. IC 20-10.1-11-10 IS AMENDED TO READ AS
 13 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 10. (a) Each governing
 14 body shall ~~make requisition for the necessary textbooks for the students~~
 15 ~~from the contracting publishers approved by the state board of~~
 16 ~~education. The contracting publisher shall ship the books, within ninety~~
 17 ~~(90) days, directly to these officials. On receipt of the books, each~~
 18 ~~school corporation shall have charge and custody of all books~~
 19 ~~consigned to it, receipting to the contracting publisher for them, and~~
 20 ~~each governing body shall reimburse the contracting publisher the~~
 21 ~~amount owed by the school corporation for these books~~ **appropriate**
 22 **the money necessary to purchase textbooks for an elementary**
 23 **school library or a high school library** from its ~~general textbook~~
 24 fund.

25 (b) Each governing body shall purchase with its ~~general textbook~~
 26 fund ~~money~~ any current textbooks, from a resident student who
 27 presents them for sale on or before the beginning of the school term in
 28 which the books are to be used, at a price based on the original price to
 29 the corporation less a reasonable reduction for damage from usage.

30 (c) ~~The proper school authorities shall likewise purchase any stock~~
 31 ~~of books which are to be used during any school year from any dealer~~
 32 ~~whose business is located in the county in which the school corporation~~
 33 ~~is located; and who was authorized by law to sell these books before~~
 34 ~~March 1, 1935; at not to exceed the price paid by the dealer to the~~
 35 ~~contracting publisher from whom these books were purchased.~~

36 SECTION 19. IC 20-10.1-11-11 IS AMENDED TO READ AS
 37 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 11. ~~Availability of Free~~
 38 ~~Textbooks. Upon receipt of the books, Each governing body shall loan~~
 39 ~~them; all textbooks used by the school corporation, free of charge,~~
 40 to each resident student. These library textbooks are available to each
 41 resident student under regulations as provided in this chapter and as
 42 may be prescribed by each superintendent and governing body.

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1 SECTION 20. IC 20-10.1-11-13 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 13. ~~Each~~ ~~governing~~ ~~body~~ ~~may~~ ~~provide~~ ~~a~~ ~~sufficient~~ ~~number~~ ~~of~~ ~~these~~ ~~books~~
 3 ~~textbooks~~ for sale to resident students who may purchase them at the
 4 price stipulated in the contracts under which the books are supplied to
 5 each school corporation. These funds **from sales to students** must be
 6 paid into the **general textbook** fund.

8 SECTION 21. IC 21-2-1-3 IS AMENDED TO READ AS
 9 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 3. (a) The trustee, with
 10 the advice and consent of the township board, shall use such "seminary
 11 lands school account" for the following educational purposes:

12 (1) Each year the trustee shall pay to the ~~parent or legal guardian~~
 13 ~~of school corporation where~~ any child, whose residence is
 14 within said township, ~~initial is enrolled an amount equal to~~
 15 **twenty-five percent (25%) of the** cost for the ~~rental of~~ textbooks
 16 ~~used in any elementary or secondary school which distributed~~
 17 **under IC 20-10.1-11 to the student in the school year**
 18 **beginning in the calendar year of the distribution under this**
 19 **section if the school corporation** has been ~~duly~~ accredited by the
 20 state of Indiana. ~~Such reimbursement for the rental of school~~
 21 ~~books shall be for the initial yearly rental charge only, and~~ Books
 22 subsequently lost or destroyed shall not be paid for from this
 23 account.

24 (2) Students who are residents of said township for the last two
 25 (2) years of their secondary education and who still reside within
 26 said township shall receive financial assistance in an amount not
 27 to exceed an amount determined by the trustee and the township
 28 board during an annual review of higher education fees and
 29 tuition costs of post-high school education at any accredited
 30 college, university, junior college, or vocational or trade school.
 31 Amounts to be paid to each eligible student shall be set annually
 32 following this review. The amount so paid each year shall be
 33 equitable for every eligible student without regard to race,
 34 religion, creed, sex, disability, or national origin and must be
 35 based on the number of students and the amount of funds
 36 available each year.

37 (3) A person who has been a permanent resident of the township
 38 continuously for at least two (2) years and who needs educational
 39 assistance for job training or retraining may apply to the trustee
 40 of the township for financial assistance. The trustee and the
 41 township board shall review each application and make assistance
 42 available according to the need of each applicant and the

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availability of funds.
(4) If all the available funds are not used in any one (1) year, said unused funds shall be retained in said account by the trustee for use in succeeding years.

(b) The bond required by law for the trustee shall be increased by an amount equal to the sum of the seminary township school fund and the average annual rental income from said seminary lands.

(c) All funds and accounts provided in this chapter and the accumulation thereof shall be periodically audited and examined in the same manner provided by law for public money.

(d) All expenditures and payments made under this chapter shall be made only after necessary expenditures for the protection and maintenance of the seminary land in good and safe condition are first made from the annual rental income.

SECTION 22. IC 21-2-11-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 5. Any self-supporting programs maintained by any school corporation, including but not limited to school lunch, ~~and rental or sale of textbooks~~, may be established as separate funds, separate and apart from the general fund, if no local tax rate is established therefor.

SECTION 23. IC 21-2-19 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]:

Chapter 19. Textbook Fund

Sec. 1. As used in this chapter, "textbook" has the meaning set forth in IC 20-10.1-1-12.5.

Sec. 2. A school corporation shall establish a textbook fund.

Sec. 3. Money in the fund may be used only for the following purposes:

(1) Repaying interest and principal on loans obtained under IC 20-10.1-9-20 to purchase textbooks.

(2) Purchasing, repairing, or storing textbooks distributed to students under IC 20-10.1-11.

Sec. 4. A school corporation shall deposit distributions under IC 21-3-1.7-9.9 in the textbook fund.

Sec. 5. Money in the fund at the end of a school year does not revert to the school general fund.

SECTION 24. IC 21-3-1.7-3.1, AS AMENDED BY P.L.85-2002, SECTION 4 AND BY P.L.178-2002, SECTION 94, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 3.1. (a) As used in this chapter, "previous year revenue" for calculations with respect to a school corporation equals:

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1 (1) the school corporation's tuition support for regular programs,
2 including basic tuition support, and excluding:

3 (A) special education grants;

4 (B) vocational education grants;

5 (C) at-risk programs;

6 (D) the enrollment adjustment grant;

7 (E) for 1999 and thereafter, the academic honors diploma
8 award; ~~and~~

9 (F) for 2001 and thereafter, the primetime distribution; **and**

10 **(G) for 2005 and thereafter, the textbook grant;**

11 for the year that precedes the current year; plus

12 (2) the school corporation's tuition support levy for the year that
13 precedes the current year before the reductions required under
14 section 5(1) *and* 5(2) ~~and 5(3)~~ of this chapter; plus

15 (3) distributions received by the school corporation under
16 IC 6-1.1-21.6 for the year that precedes the current year; plus

17 (4) the school corporation's excise tax revenue for the year that
18 precedes the current year by two (2) years; minus

19 (5) an amount equal to the reduction in the school corporation's
20 tuition support under subsection (b) or IC 20-10.1-2-1, or both;

21 *plus*

22 *(6) in calendar year 2003, the amount determined for calendar*
23 *year 2002 under section 8 of this chapter, STEP TWO (C); plus*

24 *(7) in calendar year 2004, the amount determined for calendar*
25 *year 2002 under section 8 of this chapter, STEP TWO (D).*

26 (b) A school corporation's previous year revenue shall be reduced
27 if:

28 (1) the school corporation's state tuition support for special or
29 vocational education was reduced as a result of a complaint being
30 filed with the department of education after December 31, 1988,
31 because the school program overstated the number of children
32 enrolled in special or vocational education programs; and

33 (2) the school corporation's previous year revenue has not been
34 reduced under this subsection more than one (1) time because of
35 a given overstatement.

36 The amount of the reduction equals the amount the school corporation
37 would have received in tuition support for special and vocational
38 education because of the overstatement.

39 SECTION 25. IC 21-3-1.7-9.5, AS AMENDED BY P.L.93-2000,
40 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2003]: Sec. 9.5. (a) In addition to the ~~distribution~~
42 **distributions** under sections 8, 9.7, ~~and~~ 9.8, **and 9.9** of this chapter, a

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1 school corporation is eligible for an enrollment adjustment grant if the
2 school corporation's:

- 3 (1) current ADM minus the school corporation's previous year
4 ADM is at least two hundred fifty (250); or
5 (2) current ADM divided by the school corporation's previous
6 year ADM is at least one and five-hundredths (1.05).

7 (b) The amount of the enrollment adjustment grant is the amount
8 determined in STEP THREE of the following formula:

9 STEP ONE: Determine the school corporation's target revenue per
10 ADM divided by three (3).

11 STEP TWO: Determine the result of the school corporation's
12 current ADM minus the school corporation's previous year ADM.

13 STEP THREE: Multiply the STEP ONE result by the STEP TWO
14 result.

15 (c) Notwithstanding any other provision, for purposes of computing
16 the amount of a grant under this section, "ADM" does not include an
17 eligible pupil who is described in IC 21-3-1.6-1.2(a).

18 SECTION 26. IC 21-3-1.7-9.7, AS AMENDED BY P.L.291-2001,
19 SECTION 97, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
20 JULY 1, 2003]: Sec. 9.7. In addition to the distributions under sections
21 8, 9.5, and 9.8, and 9.9 of this chapter for 1997 and thereafter, a school
22 corporation is eligible for an amount for at-risk programs in the amount
23 determined in STEP SIX of the following formula:

24 STEP ONE: Determine the greater of the following:

25 (A) The result determined under item (ii) of the following
26 formula:

27 (i) Determine the result of the school corporation's at-risk
28 index minus two-tenths (0.2).

29 (ii) Multiply the item (i) result by seven-hundredths (0.07).

30 (B) Zero (0).

31 STEP TWO: Determine the greater of the following:

32 (A) The result determined under item (ii) of the following
33 formula:

34 (i) Determine the result of the school corporation's at-risk
35 index minus fifteen-hundredths (0.15).

36 (ii) Multiply the item (i) result by eighteen-hundredths
37 (0.18).

38 (B) Zero (0).

39 STEP THREE: Determine the result under clause (B) of the
40 following formula:

41 (A) Determine the lesser of:

42 (i) the school corporation's at-risk index; or

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1 (ii) fifteen-hundredths (0.15).

2 (B) Multiply the clause (A) result by one hundredth (0.01).

3 STEP FOUR: Add the STEP ONE result, the STEP TWO result,
4 and the STEP THREE result.

5 STEP FIVE: Multiply the STEP FOUR sum by the school
6 corporation's current ADM. Round the result to the nearest
7 one-hundredth (0.01).

8 STEP SIX: Multiply the STEP FIVE product by three thousand
9 five hundred ninety-two dollars (\$3,592) in 2002 and three
10 thousand six hundred sixty-four dollars (\$3,664) in 2003.

11 SECTION 27. IC 21-3-1.7-9.9 IS ADDED TO THE INDIANA
12 CODE AS A NEW SECTION TO READ AS FOLLOWS
13 [EFFECTIVE JULY 1, 2003]: **Sec. 9.9. (a) In addition to the**
14 **distributions under sections 8, 9.5, 9.7, and 9.8 of this chapter for**
15 **2004, a school corporation is eligible for an amount for textbooks**
16 **that is equal to the school corporation's current ADM multiplied**
17 **by eighty-three dollars (\$83).**

18 (b) **The distribution received under this section shall be**
19 **deposited in the school corporation's textbook fund and used only**
20 **for the purposes specified in IC 21-2-19-3.**

21 SECTION 28. THE FOLLOWING ARE REPEALED [EFFECTIVE
22 JULY 1, 2003]: IC 20-2-9-5; IC 20-5-6-5; IC 20-8.1-9-3; IC 20-8.1-9-5;
23 IC 20-8.1-9-9; IC 20-8.1-9-9.1; IC 20-10.1-9-23; IC 20-10.1-11-2;
24 IC 20-10.1-11-3; IC 20-10.1-11-4; IC 20-10.1-11-5; IC 20-10.1-11-6;
25 IC 20-10.1-11-7; IC 20-10.1-11-9.

26 SECTION 29. [EFFECTIVE JULY 1, 2003] (a) **A school**
27 **corporation may not conduct a textbook rental program for a**
28 **school year beginning after June 30, 2003.**

29 (b) **On July 1, 2003, a school corporation shall transfer any**
30 **unencumbered money in any fund or account used for textbook**
31 **rental fees to the textbook fund established under IC 21-2-19, as**
32 **added by this act. The money transferred under this SECTION**
33 **may be used for any purpose for which other money in the**
34 **textbook fund may be used.**

35 (c) **Notwithstanding IC 21-3-1.7-9.9, as added by this act, a**
36 **school corporation is entitled in 2003 to only fifty percent (50%) of**
37 **the amount of the textbook grant specified in IC 21-3-1.7-9.9, as**
38 **added by this act, to be distributed in six (6) monthly installments.**

39 (d) **This SECTION expires January 1, 2006.**

40 SECTION 30. [EFFECTIVE JULY 1, 2003] (a) **The department**
41 **of local government finance shall reduce the:**

42 (1) **maximum permissible ad valorem property tax levy**

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1 **imposed by IC 6-1.1-18.5-3; and**
 2 **(2) poor relief levy;**
 3 **of each township to reflect the effect of the repeal of IC 20-8.1-9-3**
 4 **by this act on the obligation of township trustees to pay school fees**
 5 **under IC 20-8.1-9-11, as amended by this act.**
 6 **(b) The department of local government finance shall reduce**
 7 **the:**
 8 **(1) maximum permissible ad valorem property tax levy**
 9 **imposed by IC 6-1.1-19-1.5; and**
 10 **(2) general fund property tax levy;**
 11 **of each school corporation that operated an elementary school**
 12 **library or a high school library under IC 20-10.1-11 (as effective on**
 13 **June 30, 2003) to provide free textbooks to resident students before**
 14 **July 1, 2003, to reflect the transfer of textbook funding to the**
 15 **textbook fund established under IC 21-2-19, as added by this act.**
 16 **(c) Any loan:**
 17 **(1) obtained to purchase textbooks (as defined in**
 18 **IC 20-10.1-1-12.5, as amended by this act); and**
 19 **(2) payable from a school general fund before July 1, 2003;**
 20 **shall be paid from the school textbook fund after June 30, 2003.**
 21 **(d) This SECTION expires January 1, 2006.**

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