

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 227 be amended to read as follows:

- 1 Page 2, after line 41, begin a new paragraph and insert:
2 SECTION 5. IC 20-33-8-30, AS ADDED BY P.L.1-2005,
3 SECTION 17, IS AMENDED TO READ AS FOLLOWS: [effective
4 July 1 2009]:Sec. 30. (a) This section applies to the following:
5 (1) A student who:
6 (A) is expelled from a school corporation or charter
7 school under this chapter; or
8 (B) withdraws from a school corporation or charter school
9 to avoid expulsion.
10 (2) A student who:
11 (A) is required to separate for disciplinary reasons from a
12 nonpublic school or a school in a state other than Indiana
13 by the administrative authority of the school; or
14 (B) withdraws from a nonpublic school or a school in a
15 state other than Indiana in order to avoid being required to
16 separate from the school for disciplinary reasons by the
17 administrative authority of the school.
 (b) The student referred to in subsection (a) may enroll in
 another school corporation, **school corporation of legal settlement,**
 if the student was expelled from a charter school, or charter school
 (Reference is to SB 227 as printed February 19, 2009.)
 during the period of the actual or proposed expulsion or separation
 if:
 (1) the student's parent informs the school corporation in
 which the student seeks to enroll and also:
 (A) in the case of a student withdrawing from a charter
 school that is not a conversion charter school to avoid
 expulsion, the conversion charter school; or
 (B) in the case of a student withdrawing from a conversion
 charter school to avoid expulsion:
 (i) the conversion charter school; and

(ii) the school corporation that sponsored the conversion charter school;

of the student's expulsion, separation, or withdrawal to avoid expulsion or separation;

(2) the school corporation (and, in the case of a student withdrawal described in subdivision (1)(A) or (1)(B), the charter school) consents to the student's enrollment; and

(3) the student agrees to the terms and conditions of enrollment established by the school corporation (or, in the case of a student withdrawal described in subdivision (1)(A) or (1)(B), the charter school or conversion charter school).

(c) If:

(1) a student's parent fails to inform the school corporation of the expulsion or separation or withdrawal to avoid expulsion or separation; or

(2) a student fails to follow the terms and conditions of enrollment under subsection (b)(3);

the school corporation or charter school may withdraw consent and prohibit the student's enrollment during the period of the actual or proposed expulsion or separation.

(d) Before a consent is withdrawn under subsection (c) the student must have an opportunity for an informal meeting before the principal of the student's proposed school. At the informal meeting, the student is entitled to:

(1) a written or an oral statement of the reasons for the withdrawal of the consent;

(2) a summary of the evidence against the student; and

(3) an opportunity to explain the student's conduct.

(e) This section does not apply to a student who is expelled under section 17 of this chapter.

Senator TAYLOR