

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1002 be amended to read as follows:

- 1 Page 12, between lines 29 and 30, begin a new paragraph and insert:
- 2 "SECTION 5. IC 20-24-1-2.5 IS ADDED TO THE INDIANA
- 3 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 4 [EFFECTIVE UPON PASSAGE]: **Sec. 2.5. "Board of directors"**
- 5 **means the person or group of persons vested with overall**
- 6 **management of the affairs of a charter school."**
- 7 Page 23, between lines 24 and 25, begin a new paragraph and insert:
- 8 "SECTION 25. IC 20-24-7-6.2 IS ADDED TO THE INDIANA
- 9 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 10 [EFFECTIVE UPON PASSAGE]: **Sec. 6.2. (a) This section applies to**
- 11 **a charter school that is eligible to receive a distribution under**
- 12 **section 6 of this chapter from a school corporation's transportation**
- 13 **fund levy.**
- 14 **(b) If all the charter schools operated under a single charter are**
- 15 **entirely located within a city or town, the board of directors shall**
- 16 **submit its proposed budget for the ensuing calendar year to the**
- 17 **city or town fiscal body. The proposed budget shall be submitted**
- 18 **at least thirty (30) days before the city or town fiscal body is**
- 19 **required to hold budget approval hearings under IC 6-1.1-17.**
- 20 **(c) If subsection (b) does not apply, the board of directors shall**
- 21 **submit its proposed budget to the county fiscal body:**
- 22 **(1) in the county where the charter school operates the most**
- 23 **charter schools under the same charter; or**
- 24 **(2) in the case of a virtual charter school, in Marion County.**

1           **The proposed budget shall be submitted at least thirty (30) days**  
 2 **before the county fiscal body is required to hold budget approval**  
 3 **hearings under IC 6-1.1-17.**

4           **(d) The fiscal body of the city, town, or county (whichever**  
 5 **applies) shall review each budget and adopt a final budget for the**  
 6 **charter school. The fiscal body may reduce or modify but not**  
 7 **increase the proposed budget.**

8           **(e) If a charter school fails to file the information required in**  
 9 **subsection (b) or (c), whichever applies, with the appropriate fiscal**  
 10 **body by the time prescribed by this section, the most recent annual**  
 11 **appropriations of that charter school are continued for the ensuing**  
 12 **calendar year.**

13           **(f) If the appropriate fiscal body fails to complete the**  
 14 **requirements of subsection (d) before the adoption deadline in**  
 15 **IC 6-1.1-17-5 for any charter school subject to this section, the**  
 16 **most recent annual appropriations of the city, town, or county,**  
 17 **whichever applies, are continued for the ensuing budget year.**

18           **SECTION 26. IC 20-24-7-6.3 IS ADDED TO THE INDIANA**  
 19 **CODE AS A NEW SECTION TO READ AS FOLLOWS**  
 20 **[EFFECTIVE UPON PASSAGE]: Sec. 6.3. (a) This section applies to**  
 21 **the board of directors of a charter school if, after May 1, 2011, any**  
 22 **of the following occur:**

23           **(1) The charter school or its organizer receives a loan, loan**  
 24 **guarantee, or other credit enhancement from the Indiana**  
 25 **finance authority, or the Indiana finance authority purchases**  
 26 **the securities of a charter school or its organizer under**  
 27 **IC 4-4-11 for an educational facility project.**

28           **(2) The charter school or its organizer receives a loan, loan**  
 29 **guarantee, or other credit enhancement from a local public**  
 30 **improvement bond bank, or the local public improvement**  
 31 **bond bank purchases the securities of a charter school or its**  
 32 **organizer under IC 5-1.4.**

33           **(3) The charter school or its organizer receives a loan, loan**  
 34 **guarantee, or other credit enhancement from the Indiana**  
 35 **bond bank, or the Indiana bond bank purchases the securities**  
 36 **of a charter school or its organizer under IC 5-1.5.**

37           **(4) The charter school or its organizer receives a grant under**  
 38 **IC 20-24-12 from the charter school facilities aid fund.**

39           **(5) The charter school or its organizer receives a loan or**  
 40 **advance under IC 20-24-13 from the charter school facilities**  
 41 **revolving loan fund.**

42           **(6) The charter school or its organizer receives an advance**  
 43 **under section 3 of this chapter from the common school fund.**

44           **(7) The charter school enters into a mortgage under section 14**  
 45 **of this chapter.**

46           **(8) The charter school or its organizer receives an advance**  
 47 **under IC 20-49-7 from the common school fund.**

- 1           **(b) If all the charter schools operated under a single charter are**
- 2 **entirely located within a city or town, the board of directors may**
- 3 **not issue bonds or enter into a lease payable in whole or in part or**
- 4 **guaranteed from a source of revenue described in subsection (a)**
- 5 **unless it obtains the approval of the city or town fiscal body.**
- 6           **(c) If subsection (b) does not apply, the board of directors may**
- 7 **not issue bonds or enter into a lease payable in whole or in part or**
- 8 **guaranteed from a source of revenue described in subsection (a)**
- 9 **unless it obtains the approval of the county fiscal body of:**
- 10           **(1) the county where the charter school operates the most**
- 11           **charter schools under the same charter; or**
- 12           **(2) in the case of a virtual charter school, Marion County."**
- 13           Renumber all SECTIONS consecutively.  
              (Reference is to HB 1002 as printed January 26, 2011.)

---

Representative VanDenburgh