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# SENATE BILL No. 446

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 20-26-7-1.

**Synopsis:** Use of public school property by charter schools. Allows charter schools to use or have access to unused, closed, or unoccupied school buildings that are maintained by school corporations and are not being used for educational purposes.

**Effective:** July 1, 2011.

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### Schneider, Yoder

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January 12, 2011, read first time and referred to Committee on Education and Career Development.

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First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

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## SENATE BILL No. 446



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 20-26-7-1, AS AMENDED BY P.L.234-2007,
- 2 SECTION 227, IS AMENDED TO READ AS FOLLOWS
- 3 [EFFECTIVE JULY 1, 2011]: Sec. 1. (a) If a governing body of a
- 4 school corporation determines that any real or personal property:
- 5 (1) is no longer needed for school purposes; or
- 6 (2) should, in the interests of the school corporation, be
- 7 exchanged for other property;
- 8 the governing body may sell or exchange the property in accordance
- 9 with IC 36-1-11.
- 10 (b) Money derived from the sale or exchange of property under this
- 11 section shall be placed in any school fund:
- 12 (1) established under applicable law; and
- 13 (2) that the governing body considers appropriate.
- 14 (c) A governing body may not make a covenant that prohibits the
- 15 sale of real property to another educational institution.
- 16 **(d) A governing body shall allow a charter school to:**
- 17 **(1) use; or**



1                   **(2) have access to;**  
2                   **unused, closed, or unoccupied school buildings maintained by a**  
3                   **school corporation that are not being used for educational**  
4                   **purposes in order for the charter school to conduct educational**  
5                   **activities.**

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