

# HOUSE BILL No. 1145

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 20-23-14.

**Synopsis:** Lake Station school board election date. Provides that the members of the governing body of the Lake Station school corporation are elected at the general election instead of the primary election.

**Effective:** July 1, 2011.

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**Smith V**

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January 6, 2011, read first time and referred to Committee on Elections and Apportionment.

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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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## HOUSE BILL No. 1145

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 20-23-14-5, AS ADDED BY P.L.230-2005,  
2 SECTION 81, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2011]: Sec. 5. To be eligible to be a candidate for the  
4 governing body under this chapter, the following apply:

5 (1) Each prospective candidate must file a ~~nomination~~ petition of  
6 **nomination** with the board of elections and registration not  
7 earlier than one hundred four (104) days and not later than noon  
8 seventy-four (74) days before the **primary general** election at  
9 which the members are to be elected that includes the following  
10 information:

- 11 (A) The name of the prospective candidate.
- 12 (B) Whether the prospective candidate is a district candidate  
13 or an at-large candidate.
- 14 (C) A certification that the prospective candidate meets the  
15 qualifications for candidacy imposed under this chapter.
- 16 (D) The signatures of at least one hundred (100) registered  
17 voters residing in the school corporation.



- 1 (2) Each prospective candidate for a district position must:
- 2 (A) reside in the district; and
- 3 (B) have resided in the district for at least the three (3) years
- 4 immediately preceding the election.
- 5 (3) Each prospective candidate for an at-large position must:
- 6 (A) reside in the school corporation; and
- 7 (B) have resided in the school corporation for at least the three
- 8 (3) years immediately preceding the election.
- 9 (4) Each prospective candidate (regardless of whether the
- 10 candidate is a district candidate or an at-large candidate) must:
- 11 (A) be a registered voter;
- 12 (B) have been a registered voter for at least the three (3) years
- 13 immediately preceding the election; and
- 14 (C) be a high school graduate or have received a:
- 15 (i) high school equivalency certificate; or
- 16 (ii) state general educational development (GED) diploma
- 17 under IC 20-20-6.
- 18 (5) A prospective candidate may not:
- 19 (A) hold any other elective or appointive office; or
- 20 (B) have a pecuniary interest in any contract with the school
- 21 corporation or its governing body;
- 22 as prohibited by law.

23 SECTION 2. IC 20-23-14-8, AS ADDED BY P.L.1-2005,  
 24 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 25 JULY 1, 2011]: Sec. 8. The term of each person elected to serve on the  
 26 governing body:

- 27 (1) is four (4) years; and
- 28 (2) begins ~~the July 1~~ **January 1** that next follows the person's
- 29 election.

30 SECTION 3. IC 20-23-14-9, AS ADDED BY P.L.1-2005,  
 31 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 32 JULY 1, 2011]: Sec. 9. The members are elected as follows:

- 33 (1) Three (3) of the members are elected at the **primary general**
- 34 election to be held in ~~2008~~ **2012** and every four (4) years
- 35 thereafter.
- 36 (2) Two (2) of the members are elected at the **primary general**
- 37 election to be held in ~~2006~~ **2014** and every four (4) years
- 38 thereafter.

39 SECTION 4. IC 20-23-14-9.1 IS ADDED TO THE INDIANA  
 40 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
 41 [EFFECTIVE JULY 1, 2011]: **Sec. 9.1. (a) The successors of the**  
 42 **members elected at:**

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- 1           **(1) the 2008 primary election shall:**
- 2                 **(A) be elected at the 2012 general election; and**
- 3                 **(B) take office January 1, 2013; and**
- 4           **(2) the 2010 primary election shall:**
- 5                 **(A) be elected at the 2014 general election; and**
- 6                 **(B) take office January 1, 2015.**
- 7           **(b) This section expires January 1, 2016.**

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