

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 280 be amended to read as follows:

- 1 Page 29, between lines 7 and 8, begin a new paragraph and insert:
2 "SECTION 26. IC 20-33-2-10, AS AMENDED BY P.L.43-2009,
3 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 UPON PASSAGE]: Sec. 10. (a) Each public school shall and each
5 private school may require a student who initially enrolls in the school
6 to provide:
7 (1) the name and address of the school the student last attended;
8 and
9 (2) a certified copy of the student's birth certificate or other
10 reliable proof of the student's date of birth.
11 (b) Not more than fourteen (14) days after initial enrollment in a
12 school, the school shall request the student's records from the school
13 the student last attended.
14 (c) If the document described in subsection (a)(2):
15 (1) is not provided to the school not more than thirty (30) days
16 after the student's enrollment; or
17 (2) appears to be inaccurate or fraudulent;
18 the school shall notify the Indiana clearinghouse for information on
19 missing children and missing endangered adults established under
20 IC 10-13-5-5 and determine if the student has been reported missing.
21 (d) A school in Indiana receiving a request for records shall send the
22 records promptly to the requesting school. **Subject to subsection (f),**
23 **an accredited nonpublic school shall send a former student's**
24 **records that are requested under subsection (b) regardless of**

1 **whether the former student of the accredited nonpublic school or**
 2 **the former student's parent or guardian owes an outstanding debt**
 3 **to the accredited nonpublic school.** ~~However,~~ If a request is received
 4 for records to which a notice has been attached under IC 31-36-1-5 (or
 5 IC 31-6-13-6 before its repeal), the school:

6 (1) shall immediately notify the Indiana clearinghouse for
 7 information on missing children and missing endangered adults;

8 (2) may not send the school records without the authorization of
 9 the clearinghouse; and

10 (3) may not inform the requesting school that a notice under
 11 IC 31-36-1-5 (or IC 31-6-13-6 before its repeal) has been attached
 12 to the records.

13 **(e) Subject to subsection (f), the department may revoke the**
 14 **accreditation of an accredited nonpublic school that does not send**
 15 **a former student's records to a requesting school as required under**
 16 **subsection (d).**

17 **(f) Neither:**

18 **(1) subsection (e); nor**

19 **(2) the provision in subsection (d) requiring an accredited**
 20 **nonpublic school to send a former student's records to a**
 21 **requesting school regardless of whether the former student of**
 22 **the accredited nonpublic school or the former student's**
 23 **parent or guardian owes an outstanding debt to the accredited**
 24 **nonpublic school;**

25 **apply to an accredited nonpublic school that has an applicable**
 26 **handbook, a contract, or an implied contract that provides that a**
 27 **student's records may be held until outstanding debts of the type**
 28 **owed are paid."**

29 Page 53, after line 35, begin a new paragraph and insert:

30 "SECTION 84. **An emergency is declared for this act.**"

31 Renumber all SECTIONS consecutively.

(Reference is to ESB 280 as printed February 24, 2012.)

Representative Thompson