

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WITHDRAWN	Noes _____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

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

MR. SPEAKER:

I move that Engrossed Senate Bill 384 be amended to read as follows:

- 1 Page 13, between lines 7 and 8, begin a new paragraph and insert:
- 2 "SECTION 19. IC 20-31-9.5-12 IS ADDED TO THE INDIANA
- 3 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2012]: **Sec. 12. (a) A referendum of the**
- 5 **continued operation of a turnaround academy shall be conducted**
- 6 **in the primary election in the first even-numbered year that follows**
- 7 **the initial year in which the turnaround academy begins operation**
- 8 **and in the primary election in every third year thereafter until the**
- 9 **turnaround academy ceases operation as a public school. However,**
- 10 **if a turnaround academy would otherwise cease operations in a**
- 11 **year in which a referendum is scheduled to be held under this**
- 12 **section and the determination to terminate operations is made**
- 13 **before February 1 of that year, a referendum shall not be held in**
- 14 **that year.**
- 15 **(b) In each year specified in subsection (a), the county election**
- 16 **board shall place the following question on the ballot in the school**
- 17 **corporation in the primary election:**
- 18 **"Shall the \_\_\_\_\_ (insert name of turnaround**
- 19 **academy) at \_\_\_\_\_ (insert address of turnaround**
- 20 **academy) continue to operate as a turnaround academy**
- 21 **operated by a special management team assigned by the state**
- 22 **board of education?"**.
- 23 **(c) A public question under this section shall be placed on the**
- 24 **ballot in accordance with IC 3-10-9. The department of education**

1 shall certify the public question to the county election board for  
2 each county in which the school corporation is located in  
3 accordance with IC 3-10-9-3.  
4 (d) IC 3, to the extent not inconsistent with this section, applies  
5 to an election held under this section.  
6 (e) The clerk of the circuit court of a county holding a  
7 referendum under this section shall certify the results determined  
8 under IC 3-12-4-9 to the state board of education and the school  
9 corporation.  
10 (f) If a majority of the voters in the school corporation vote in  
11 the negative on the public question specified in subsection (b), the  
12 turnaround academy shall cease operation as a public school at the  
13 end of the school year ending in the year of the referendum and  
14 take all necessary steps to terminate its business operations. Any  
15 assets remaining after the termination of business operations shall  
16 be returned to the school corporation in which the turnaround  
17 academy is located. The state board of education may not establish  
18 another turnaround academy at the public school for at least five  
19 (5) years."  
20 Renumber all SECTIONS consecutively.  
(Reference is to ESB 384 as printed February 27, 2012.)

---

Representative Porter