

# COMMITTEE REPORT

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## MADAM PRESIDENT:

The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 56, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 21-7-13-29.5 IS ADDED TO THE INDIANA
- 4 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 5 [EFFECTIVE JULY 1, 2012]: Sec. 29.5. "Research intensive
- 6 campus" means a campus of a state educational institution that is
- 7 classified or designated as a Research University (very high
- 8 research activity) or a Research University (high research activity)
- 9 or an equivalent successor designation that is established by the
- 10 Carnegie Foundation for the Advancement of Teaching.
- 11 SECTION 2. IC 21-19-3-3, AS ADDED BY P.L.2-2007, SECTION
- 12 260, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 13 JANUARY 1, 2012 (RETROACTIVE)]: Sec. 3. Not more than six (6)
- 14 of the nonstudent members of the board of trustees may be of the same
- 15 sex. At least one (1) member of the board of trustees must be a resident
- 16 of and reside in Delaware County."
- 17 Page 1, line 2, delete "JULY" and insert "JANUARY 1, 2012
- 18 (RETROACTIVE)]:".
- 19 Page 1, line 3, delete "1, 2012]:".
- 20 Page 1, after line 5, begin a new paragraph and insert:

1           "SECTION 4. IC 21-20-3-4, AS ADDED BY P.L.2-2007, SECTION  
2 261, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2012]: Sec. 4. (a) Three (3) members of the board of trustees shall  
4 be elected by the alumni of Indiana University under this chapter. In  
5 the year in which the term of any member of the board of trustees  
6 elected by the alumni expires, a successor to the trustee shall be elected  
7 by the alumni of Indiana University, to serve for a term of three (3)  
8 years beginning July 1 next succeeding the election.

9           (b) When a vacancy occurs in the membership of the board of  
10 trustees who are elected by the alumni, because of death, resignation,  
11 or any other reason, the vacancy shall be filled by ~~election by the~~  
12 ~~alumni;~~ **selection by the Indiana University alumni association**  
13 **executive council** for the unexpired term.

14           SECTION 5. IC 21-20-3-6, AS ADDED BY P.L.2-2007, SECTION  
15 261, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY  
16 1, 2012]: Sec. 6. ~~A registry of the names and addresses of the alumni~~  
17 ~~of Indiana University shall be kept, and corrected from time to time, by~~  
18 ~~the president of Indiana University or the president's designated~~  
19 ~~representative.~~ The alumni of Indiana University consist of those  
20 persons who have been awarded a degree by the board of trustees of  
21 Indiana University as recommended by the faculty.

22           SECTION 6. IC 21-20-3-8, AS ADDED BY P.L.2-2007, SECTION  
23 261, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY  
24 1, 2012]: Sec. 8. The election of members of the board of trustees shall  
25 be held at Indiana University on the secular day immediately preceding  
26 July 1. ~~at 9 a.m.~~ At that time trustees shall be elected to:

- 27           (1) serve for a term of three (3) years from July 1 next succeeding
- 28           the trustee's election; and
- 29           (2) complete any unexpired term or terms.

30           SECTION 7. IC 21-20-3-9, AS ADDED BY P.L.2-2007, SECTION  
31 261, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY  
32 1, 2012]: Sec. 9. (a) ~~Each alumnus may send to the librarian, over the~~  
33 ~~alumnus's signature, at any time before the election of a trustee or~~  
34 ~~trustees, the vote for the trustee or trustees that the alumnus would be~~  
35 ~~entitled to cast if personally present at the election. The ballots and the~~  
36 ~~containers in which the ballots are submitted must be:~~

- 37           (1) ~~prepared and furnished by the librarian; and~~
- 38           (2) ~~designed as to enable the librarian to ascertain the name of the~~  
39 ~~voter, and to determine whether the voter is entitled to participate~~  
40 ~~in the election, without knowing for whom the voter casts a ballot.~~

41           (b) ~~The librarian shall deliver all votes cast in the election, to be~~  
42 ~~opened and counted at the election, together with the votes cast by~~

1 those alumni who are personally present and entitled to vote at the  
2 election:

3 (c) An alumnus may not cast more than one (1) vote. The  
4 university librarian shall conduct the elections to select the three  
5 (3) alumni members of the board of trustees. All alumni (as  
6 described in section 6 of this chapter) are eligible to participate in  
7 the election either by electronic or printed ballot, and each eligible  
8 individual may cast only one (1) vote. A request for a printed ballot  
9 must be made in writing to the university librarian not later than  
10 May 1 of an election year. The university librarian may adopt rules  
11 and regulations as necessary to carry out this section.

12 SECTION 8. IC 21-20-3-12, AS ADDED BY P.L.2-2007,  
13 SECTION 261, IS AMENDED TO READ AS FOLLOWS  
14 [EFFECTIVE JULY 1, 2012]: Sec. 12. (a) The governor shall appoint  
15 five (5) members of the board of trustees for terms of three (3) years.

16 (b) Whenever a vacancy occurs in the membership of the board of  
17 trustees who are appointed by the governor because of death or  
18 resignation ~~removal from the state~~; or for any other reason, the vacancy  
19 shall be filled by an appointment of the governor for the unexpired  
20 term.

21 SECTION 9. IC 21-20-3-15, AS ADDED BY P.L.2-2007,  
22 SECTION 261, IS AMENDED TO READ AS FOLLOWS  
23 [EFFECTIVE JULY 1, 2012]: Sec. 15. The board of trustees shall  
24 declare vacant the seat of any trustee who is:

- 25 (1) absent **without sufficient excuse** from two (2) successive  
26 meetings of the board of trustees; or  
27 (2) guilty of any gross immorality or breach of the bylaws **of the**  
28 **trustees** of Indiana University.

29 SECTION 10. IC 21-20-3-16 IS REPEALED [EFFECTIVE JULY  
30 1, 2012]. Sec. 16. (a) ~~This section applies if an emergency is declared~~  
31 ~~by the faculty after a session of the board of trustees has been called~~  
32 ~~that the board of trustee members who do not reside in Monroe County~~  
33 ~~failed to attend.~~

34 (b) ~~Three (3) trustees who reside in Monroe County may fill~~  
35 ~~vacancies in the faculty of Indiana University and the board of trustees.~~  
36 ~~If there are not three (3) trustees in attendance after an emergency is~~  
37 ~~declared, the:~~

- 38 (1) ~~trustees who attend; and~~  
39 (2) ~~members of the faculty who attend;~~  
40 ~~shall fill the vacancies.~~

41 (c) ~~Appointments made under this section expire at the next meeting~~  
42 ~~of the board of trustees.~~

1 SECTION 11. IC 21-20-4-5, AS AMENDED BY P.L.3-2008,  
 2 SECTION 135, IS AMENDED TO READ AS FOLLOWS  
 3 [EFFECTIVE JULY 1, 2012]: Sec. 5. The secretary of the board of  
 4 trustees shall:

5 (1) keep a true record of the proceedings of the board of trustees;

6 **and**

7 (2) certify copies of the record of the proceedings of the board of  
 8 trustees. **and**

9 ~~(3) maintain:~~

10 ~~(A) an account of the students in Indiana University by the~~  
 11 ~~students' classes; including the students' respective ages and~~  
 12 ~~places of residence; and~~

13 ~~(B) a list of all graduates.~~

14 SECTION 12. IC 21-20-5-1, AS ADDED BY P.L.2-2007,  
 15 SECTION 261, IS AMENDED TO READ AS FOLLOWS  
 16 [EFFECTIVE JULY 1, 2012]: Sec. 1. The board of trustees shall  
 17 **annually meet in Bloomington, at least three (3) days before the annual**  
 18 **commencement of Indiana University. hold meetings at the dates,**  
 19 **times, and places upon which the board of trustees agrees.**

20 SECTION 13. **An emergency is declared for this act."**

21 Renumber all SECTIONS consecutively.

(Reference is to SB 56 as introduced.)

**and when so amended that said bill do pass .**

Committee Vote: Yeas 8, Nays 2.

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**Senator Kruse, Chairperson**