Reprinted
April 5, 2013

ENGROSSED
SENATE BILL No. 98

DIGEST OF SB 98 (Updated April 4, 2013 1:37 pm - DI 116)

Citations Affected: IC 2-5.

Synopsis: Education study committee. Establishes the commission on education interim study committee.

Effective: Upon passage.

Banks, Kruse, Walker, Holdman, Broden

(HOUSE SPONSORS — HEUER, GIAQUINTA, MORRIS, LEONARD)

January 7, 2013, read first time and referred to Committee on Education and Career Development.
February 14, 2013, amended, reported favorably — Do Pass.
February 18, 2013, read second time, ordered engrossed.
February 19, 2013, engrossed. Read third time, passed. Yeas 49, nays 0.

HOUSE ACTION

February 26, 2013, read first time and referred to Committee on Education.
April 1, 2013, amended, reported — Do Pass.
April 4, 2013, read second time, amended, ordered engrossed.

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First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

C o p y

ENGROSSED
SENATE BILL No. 98

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 2-5-37.7 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 37.7. Commission on Education Study Committee

Sec. 1. The following definitions apply throughout this chapter:

(1) "Commission" refers to the commission on education established by section 2 of this chapter.

(2) "Regional campus" refers to a site that:

(A) provides postsecondary educational services;

(B) is operated by Indiana University or Purdue University, or by Indiana University and Purdue University acting jointly; and

(C) is not located at Indiana University's or Purdue University's home campus.

Sec. 2. The commission on education is established to study:

(1) the governance and operation of regional campuses;

(2) the Indiana - Purdue University Fort Wayne campus,

focusing on the campus's management, growth, needs, and future plans; and

(3) any issues assigned to the commission by the legislative council.

Sec. 3. (a) The commission consists of the following voting members:

(1) The members of the senate education and career development committee.

(2) The members of the house of representatives education committee.

(b) The commissioner of the commission for higher education shall serve as a nonvoting member who shall serve in an advisory capacity to the commission.

(c) The chairpersons of the senate education and career development committee and the house of representatives education committee shall serve as co-chairpersons of the commission.

Sec. 4. The commission shall annually submit the commission's final report to the legislative council not later than December 1.

Sec. 5. The affirmative votes of a majority of the voting members of the commission are required for the commission to take action on any measure, including final reports.

Sec. 6. (a) The commission shall hold at least one (1) meeting on the campus of Indiana University - Purdue University Fort Wayne.

(b) This section expires January 1, 2014.

Sec. 7. (a) Each member of the commission who is a state employee is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(b) Each member of the commission who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to legislative members of interim study committees established by the legislative council. Per diem, mileage, and travel allowances paid under this subsection shall be paid from appropriations made to the legislative council or the legislative services agency.

Sec. 8. The commission shall operate under the policies governing study committees adopted by the legislative council.

Sec. 9. The legislative services agency shall staff the committee.

Sec. 10. This chapter expires January 1, 2015.

SECTION 2. **An emergency is declared for this act.**

C o p y

COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 98, 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:

Delete the title and insert the following:

A BILL FOR AN ACT concerning higher education.

Page 1, delete lines 1 through 8.

Page 1, line 9, delete "Sec. 1. (a) As used in this chapter, "regional", begin a new paragraph and insert:

"SECTION 1. [EFFECTIVE UPON PASSAGE] **(a) The following definitions apply throughout this SECTION:**

(1) "Commission" refers to the commission for higher education created by IC 21-18-2-1.

(2) "Regional".

Page 1, delete lines 11 through 17, begin a new line double block indented and insert:

"(A) provides postsecondary educational services;

(B) is operated by a state educational institution, or by more than one (1) state educational institution acting jointly; and

(C) is not located at a state educational institution's home campus.

The term does not include campuses of Ivy Tech State College.

(b) A working group of members of the general assembly and members of the commission shall:

(1) study the governance and operation of regional campuses; and

(2) perform an analysis of the Indiana University - Purdue University Fort Wayne campus, focusing on the campus's management, growth, needs, and future plans; and

report to the general assembly, in an electronic format under IC 5-14-6.

(c) Eight (8) members of the general assembly shall be appointed as follows:

(1) Four (4) members appointed by the president pro tempore of the senate, with the advice of the minority floor leader of the senate. Not more than two (2) members appointed under this subdivision may be members of the same political party.

(2) Four (4) members appointed by the speaker of the house

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of representatives, with the advice of the minority floor leader of the house of representatives. Not more than two (2) members appointed under this subdivision may be members of the same political party.

(d) Each legislative member of the working group is entitled to receive the same per diem, mileage, and travel allowances paid to members of the general assembly serving on interim study committees established by the legislative council.

(e) The chairperson of the senate education and career development committee shall serve as chairperson of the working group.

(f) In conducting the study and analysis, the working group shall hold public hearings at regional campuses, and consult with faculty and administration members from both the regional campuses and home campuses of state educational institutions. The first and last public hearings must be conducted on the campus of Indiana University - Purdue University Fort Wayne.

(g) The commission shall report the commission's recommendations to the general assembly not later than November 30, 2013.

(h) This SECTION expires December 1, 2013.".

Page 2, delete lines 1 through 33.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 98 as introduced.)

KRUSE, Chairperson

Committee Vote: Yeas 9, Nays 0.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred Senate Bill 98, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

Page 1, delete lines 1 through 2, begin a new paragraph and insert:

"SECTION 1. IC 2-5-36 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 36. Commission on Education Study Committee

Sec. 1. The following definitions apply throughout this chapter:".

Page 1, line 3, delete "for higher" and insert "**on education established by section 2 of this chapter.**".

Page 1, delete line 4.

Page 1, line 7, delete "a state educational institution," and insert "**Indiana University or Purdue University,**".

Page 1, line 8, delete "more than one (1) state educational institution" and insert "**Indiana University and Purdue University**".

Page 1, line 10, delete "a state educational institution's" and insert "**Indiana University's or Purdue University's**".

Page 1, delete lines 12 through 17, begin a new paragraph and insert:

"**Sec. 2. The commission on education is established to study:**

(1) the governance and operation of regional campuses;

(2) the Indiana - Purdue University Fort Wayne campus, focusing on the campus's management, growth, needs, and future plans; and

(3) any issues assigned to the commission by the legislative council.

Sec. 3. (a) The commission consists of the following voting members:

(1) The members of the senate education and career development committee.

(2) The members of the house of representatives education committee.

(b) The commissioner of the commission for higher education shall serve as a nonvoting member who shall serve in an advisory capacity to the commission.

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(c) The chairpersons of the senate education and career development committee and the house of representatives education committee shall serve as co-chairpersons of the commission.

Sec. 4. The commission shall annually submit the commission's final report to the legislative council not later than December 1.

Sec. 5. The affirmative votes of a majority of the voting members of the commission are required for the commission to take action on any measure, including final reports.

Sec. 6. (a) The commission shall hold at least one (1) meeting on the campus of Indiana University - Purdue University Fort Wayne.

(b) This section expires January 1, 2014.

Sec. 7. (a) Each member of the commission who is a state employee is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(b) Each member of the commission who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to legislative members of interim study committees established by the legislative council. Per diem, mileage, and travel allowances paid under this subsection shall be paid from appropriations made to the legislative council or the legislative services agency.

Sec. 8. The commission shall operate under the policies governing study committees adopted by the legislative council.

Sec. 9. The affirmative votes of a majority of the voting members appointed to the committee are required for the committee to take action on any measure, including final reports.

Sec. 10. The legislative services agency shall staff the committee.

Sec. 11. This chapter expires January 1, 2015.".

Page 2, delete lines 1 through 33.

and when so amended that said bill do pass.

(Reference is to SB 98 as printed February 15, 2013.)

BEHNING, Chair

Committee Vote: yeas 12, nays 0.

C o p y

HOUSE MOTION

Mr. Speaker: I move that Engrossed Senate Bill 98 be amended to read as follows:

Page 2, delete lines 40 through 42.

Page 3, line 1, delete "10." and insert "**9.**".

Page 3, line 2, delete "11." and insert "**10.**".

(Reference is to ESB 98 as printed April 2, 2013.)

BEHNING

HOUSE MOTION

Mr. Speaker: I move that Engrossed Senate Bill 98 be amended to read as follows:

Page 1, line 1, delete "IC 2-5-36" and insert "IC 2-5-37.7".

Page 1, line 4, delete "36." and insert "**37.7.**".

(Reference is to ESB 98 as printed April 2, 2013.)

HEUER

C o p y