

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 345 be amended to read as follows:

- 1 Page 1, line 1, delete "IC 20-34-8" and insert "IC 20-20-40".
 2 Page 1, line 4, delete "8." and insert "**40.**".
 3 Page 1, line 4, after "Seclusion" insert "**Commission**".
 4 Page 2, line 15, delete "11" and insert "**12**".
 5 Page 3, between lines 15 and 16, begin a new paragraph and insert:
 6 "**Sec. 8. As used in this chapter, "school corporation" includes**
 7 **a charter school that is not a virtual charter school.**".
 8 Page 3, line 16, delete "8." and insert "**9.**".
 9 Page 3, line 18, delete "9." and insert "**10.**".
 10 Page 3, line 25, delete "10." and insert "**11.**".
 11 Page 3, line 30, delete "11." and insert "**12.**".
 12 Page 3, line 32, delete "seven (7)" and insert "**nine (9)**".
 13 Page 4, between lines 10 and 11, begin a new line block indented
 14 and insert:
 15 "**(8) Two (2) school administrators, each nominated by a**
 16 **member described in subdivisions (1) through (5) and**
 17 **approved by a majority of the members described in**
 18 **subdivisions (1) through (5), each of whom serves a two (2)**
 19 **year term.**".
 20 Page 4, line 19, delete "12." and insert "**13.**".
 21 Page 4, line 19, after "superintendent" insert "**under section**
 22 **12(b)(1) of this chapter**".
 23 Page 4, line 25, delete "four (4)" and insert "**five (5)**".
 24 Page 4, line 32, delete "13." and insert "**14.**".
 25 Page 4, line 33, delete "recommend to the state board proposed
 26 rules" and insert "**adopt rules concerning the following:**
 27 **(A) The use of restraint and seclusion in public schools,**
 28 **with an emphasis on minimizing the use of restraint and**
 29 **seclusion.**
 30 **(B) The prevention of the use of types of restraint or**

- 1 seclusion that may harm a student, a school employee, a
2 school volunteer, or the educational environment of the
3 school.
4 **(C) Requirements for notifying parents and reporting**
5 **incidents of restraint and seclusion.**
6 **(D) Training regarding the use of restraint and seclusion,**
7 **including the frequency of training and what employees**
8 **must be trained."**
- 9 Page 4, delete lines 34 through 42.
10 Page 5, delete lines 1 through 3.
11 Page 6, delete lines 16 through 20.
12 Page 6, line 21, delete "14. (a) Before January 1, 2014, each school
13 corporation" and insert "**15.**".
14 Page 6, delete lines 22 through 36.
15 Page 6, line 37, delete "(c)".
16 Page 6, run in lines 21 through 37.
17 Page 6, line 37, delete "corporation's" and insert "**corporation shall**
18 **adopt a**".
19 Page 6, line 38, delete "submitted or adopted under this section" and
20 insert "**that incorporates, at a minimum, the elements of the model**
21 **plan developed under section 14 of this chapter. The school**
22 **corporation's plan**".
23 Page 6, delete lines 40 through 42, begin a new paragraph and
24 insert:
25 "**Sec. 16. This chapter may not be construed to give rise to a**
26 **cause of action, either civil or criminal, against the state, the**
27 **department, the commission, or a member of the commission.**".
28 Page 7, delete lines 1 through 2.
29 Page 7, line 3, delete "16." and insert "**17.**".
30 Page 7, line 3, delete "state board" and insert "**commission**".
31 Page 7, line 4, delete "recommendations of the commission made
32 under" and insert "**purposes of this chapter.**".
33 Page 7, delete line 5.
34 Page 7, line 8, delete "IC 20-34-8-11," and insert "**IC 20-20-40-12,**".

1 Page 7, line 11, delete "IC 20-34-8-11(b)(2) through
2 IC 20-34-8-11(b)(5)," and insert "**IC 20-20-40-12(b)(2) through**
3 **IC 20-20-40-12(b)(5)**".

4 Page 7, line 16, after "commission" insert "**under**
5 **IC 20-20-40-12(b)(1), as added by this act**".

(Reference is to SB 345 as printed February 22, 2013.)

Senator HEAD