

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Senate Bill 464 be amended to read as follows:

- 1 Page 1, line 3, delete "As used in this section," and insert "**The**
- 2 **following definitions apply to this section:**
- 3 (1) "**ADM**" means average daily membership (as defined in
- 4 **IC 20-18-2-2).**
- 5 (2) "**Facility**" means a state licensed residential mental health
- 6 **facility.**
- 7 (3) "**School corporation**" means the Indiana school or charter
- 8 **school that is receiving state tuition support for the student at**
- 9 **the time of the student's admission to the facility.**
- 10 (4) "**Student**" means an individual who:
- 11 (A) **is more than five (5) years of age and less than**
- 12 **twenty-three (23) years of age;**
- 13 (B) **has been admitted to a facility; and**
- 14 (C) **was enrolled in a school corporation during the school**
- 15 **year immediately preceding the student's admission to the**
- 16 **facility."**
- 17 Page 1, delete line 4.
- 18 Page 1, line 10, after "IC 25-22.5;" insert "**and**".
- 19 Page 1, line 12, after "facility" delete "," and insert ".".
- 20 Page 1, delete lines 13 through 17.
- 21 Page 2, delete lines 1 through 22, begin a new paragraph and insert:
- 22 "**(c) A facility shall provide written notice to the school**
- 23 **corporation not later than five (5) business days (excluding**
- 24 **weekends and holidays) after a student described in subsection (b)**
- 25 **is admitted to the facility. The written notice must include the**
- 26 **following:**
- 27 (1) **The student's name, address, and date of birth.**
- 28 (2) **The date on which the student was admitted to the facility.**
- 29 (3) **A copy of the physician's written order.**
- 30 (4) **A statement that the student has opted out of attending**

- 1           **school under IC 20-26-11-8; and**  
 2           **(4) a statement that the facility will provide all educational**  
 3           **services to the student during the student's admission in the**  
 4           **facility."**  
 5           Page 2, line 23, delete "A" and insert "**The**".  
 6           Page 2, line 23, delete "that includes a student described in".  
 7           Page 2, delete line 24.  
 8           Page 2, line 25, delete " receives educational services provided by  
 9           the facility".  
 10          Page 2, run in lines 23 through 25.  
 11          Page 2, line 33, delete "In the case of a".  
 12          Page 2, delete lines 34 through 36.  
 13          Page 2, line 37, delete "that includes a student described in".  
 14          Page 2, delete line 38.  
 15          Page 2, line 39, delete "receives educational services provided by  
 16          the facility".  
 17          Page 2, run in lines 37 through 39.  
 18          Page 3, line 11, after "The" insert "**school corporation and the**".  
 19          Page 3, line 11, delete "is" and insert "**are**".  
 20          Page 3, line 12, after "for" insert "**disagreements over amounts**  
 21          **or**".  
 22          Page 3, line 13, delete "under this section".  
 23          Page 3, line 13, delete "failure".  
 24          Page 3, line 14, delete "to pay".  
 25          Page 3, delete lines 15 through 25, begin a new paragraph and  
 26          insert:  
 27          **"(g) For each student admitted to a facility, the facility shall**  
 28          **provide the following in accordance with rules adopted by the state**  
 29          **board:**  
 30                  **(1) An educational opportunity, including special education**  
 31                  **and related services, that is comparable to that of a student**  
 32                  **attending a school in the school corporation.**  
 33                  **(2) A level of educational services from the facility that is**  
 34                  **comparable to that of a student attending a school in the**  
 35                  **school corporation."**  
 36          Page 3, line 28, delete "must" and insert "**that**".  
 37          Page 3, delete lines 36 through 42, begin a new paragraph and  
 38          insert:  
 39          **"(h) The state board shall adopt a rule that addresses the**  
 40          **responsibilities of the school corporation and the facility with**  
 41          **regard to a student with an individualized education program."**  
 42          Page 4, delete lines 1 through 8.  
 43          Page 4, line 11, delete "may" and insert "**shall**".  
 44          Page 4, after line 12, begin a new paragraph and insert:  
 45          **"(i) The state board may adopt emergency rules in the manner**  
 46          **provided in IC 4-22-2-37.1 to implement this section."**

(Reference is to SB 464 as printed February 15, 2013.)

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Senator KRUSE