

IC 20-23-14

Chapter 14. Election of Governing Body Members in Lake Station

IC 20-23-14-1

Application of chapter

Sec. 1. This chapter applies to a school corporation for which a referendum has been held:

- (1) as required by statute; and
- (2) in which a majority of the votes cast approves electing the members of the governing body.

As added by P.L.1-2005, SEC.7.

IC 20-23-14-2

"School corporation"

Sec. 2. As used in this chapter, "school corporation" means a school corporation that is located in a city having a population of more than thirteen thousand nine hundred (13,900) but less than fourteen thousand two hundred (14,200).

As added by P.L.1-2005, SEC.7.

IC 20-23-14-3

Governing body; members

Sec. 3. (a) The governing body of the school corporation consists of five (5) members elected on a nonpartisan basis.

(b) Three (3) of the members are elected from the school districts referred to in section 4 of this chapter by eligible voters residing in the school districts. Each member:

- (1) is elected from the school district in which the member resides; and
- (2) upon election and in conducting the business of the governing body, represents the interests of the entire school corporation.

(c) Two (2) of the members:

- (1) are elected by eligible voters residing in the school corporation;
- (2) are at-large members of the governing body; and
- (3) upon election and in conducting the business of the governing body, represent the interests of the entire school corporation.

As added by P.L.1-2005, SEC.7.

IC 20-23-14-4

Districts

Sec. 4. The school districts for the election of the members of the governing body under section 3(b) of this chapter are as follows:

- (1) Commencing at the Southeast corner of Section 16; thence West along the center line of 29th Avenue (South line of Section 16) to Deep River; thence Southwesterly along the center line of Deep River to State Road 51; thence South along the center line of State Road 51 to 33rd Avenue to Montgomery

Street (the North-South center line of Section 20); thence North along the center line of Montgomery Street to 31st Avenue; then West along the center line of 31st Avenue to Grand Boulevard; then North along the center line of Grand Boulevard to Riverside Drive; then Northeasterly along the center line of Riverside Drive to Laporte Street; thence North along the center line of Laporte Street to Fairview Avenue; thence Easterly along the center line of Fairview Avenue to State Road 51; thence North along the center line of State Road 51 to Central Avenue; thence East along the center line of Central Avenue to the county line; thence South along the county line to the point of beginning.

(2) Commencing at the Northeast Corner of Section 9-36-7; thence South along the county line to Central Avenue; thence West along the center line of Central Avenue to State Road 51; thence South along the center line of State Road 51 to Fairview Street; thence Westerly along the center line of Fairview Avenue to Laporte Street; thence South along the center line of Laporte Street to Riverside Drive; thence Southwesterly along the center line of Riverside Drive to Grand Boulevard; thence North along the center line of Grand Boulevard to Court Street; thence West along the center line of Court Street to Howard Street; thence Northerly along the center line of Howard Street to the Borman Tri-State Highway (I-80 and I-94); thence Westerly along the center line of the Borman Tri-State Highway to the Little Calumet River Bed; thence meandering along the center line of the Little Calumet River Bed first in a Northeasterly direction, then in a Southwesterly direction, then in a Northerly direction to Burns Ditch; thence Westerly along the center line of Burns Ditch to Clay Street; then North along the center line of Clay Street to 15th Avenue; thence East along the center line of 15th Avenue to Gibson Street; thence North along Gibson Street to the Indiana Toll Road; thence Easterly along the North Line of the Indiana Toll Road to Lake Street; thence North along the East Line of Lake Street to the Wabash Railroad; thence East along the Wabash Railroad to the point of beginning.

(3) Commencing at the Southeast corner of Section 18-36-7; thence West along the center line of 29th Avenue to Hancock Street; thence South along the center line of Hancock Street to Deep River; thence Southwesterly along the center line of Deep River to Gibson Street; thence North along the center line of Gibson Street to 29th Avenue; thence West along 29th Avenue, including residences on both the North and South sides of 29th Avenue to Clay Street; thence South along the center line of Clay Street to Liverpool Road; thence Westerly along the center line of Liverpool Road to Benton Street; thence North along the center line of Benton Street to 29th Avenue; thence West along the center line of 29th Avenue to State Street; thence North along the center line of State Street to Marquette Road; thence

Easterly along the center line of Marquette Road to Clay Street; thence North along the center line of Clay Street to Burns Ditch; thence Easterly along the center line of Burns Ditch to the Little Calumet River Bed; thence meandering along the center line of the Little Calumet River Bed first in a Southerly direction, then in a Northeasterly direction, and then in a Southerly direction to the Borman Tri-State Highway (I-80 and I-94); then Easterly along the center line of the Borman Tri-State Highway to Howard Street; thence Southerly along the center line of Howard Street to Court Street; thence East along the center line of Court Street to Grand Boulevard; thence South along the center line of Grand Boulevard to the point of beginning.

As added by P.L.1-2005, SEC.7.

IC 20-23-14-5 Version a

Candidates; eligibility

Note: This version of section amended by P.L.7-2011, SEC.8. See also following version of this section amended by P.L.179-2011, SEC.27.

Sec. 5. To be eligible to be a candidate for the governing body under this chapter, the following apply:

- (1) Each prospective candidate must file a nomination petition with the board of elections and registration not earlier than one hundred four (104) days and not later than noon seventy-four (74) days before the primary election at which the members are to be elected that includes the following information:
 - (A) The name of the prospective candidate.
 - (B) Whether the prospective candidate is a district candidate or an at-large candidate.
 - (C) A certification that the prospective candidate meets the qualifications for candidacy imposed under this chapter.
 - (D) The signatures of at least one hundred (100) registered voters residing in the school corporation.
- (2) Each prospective candidate for a district position must:
 - (A) reside in the district; and
 - (B) have resided in the district for at least the three (3) years immediately preceding the election.
- (3) Each prospective candidate for an at-large position must:
 - (A) reside in the school corporation; and
 - (B) have resided in the school corporation for at least the three (3) years immediately preceding the election.
- (4) Each prospective candidate (regardless of whether the candidate is a district candidate or an at-large candidate) must:
 - (A) be a registered voter;
 - (B) have been a registered voter for at least the three (3) years immediately preceding the election; and
 - (C) be a high school graduate or have received a:
 - (i) high school equivalency certificate; or
 - (ii) state general educational development (GED) diploma

under IC 20-20-6 (before its repeal) or IC 22-4.1-18.

- (5) A prospective candidate may not:
- (A) hold any other elective or appointive office; or
 - (B) have a pecuniary interest in any contract with the school corporation or its governing body;
- as prohibited by law.

As added by P.L.1-2005, SEC.7. Amended by P.L.230-2005, SEC.81; P.L.7-2011, SEC.8.

IC 20-23-14-5 Version b

Candidates; eligibility

Note: This version of section amended by P.L.179-2011, SEC.27.

See also preceding version of this section amended by P.L.7-2011, SEC.8.

Sec. 5. To be eligible to be a candidate for the governing body under this chapter, the following apply:

- (1) Each prospective candidate must file a petition of nomination with the board of elections and registration not earlier than one hundred four (104) days and not later than noon seventy-four (74) days before the general election at which the members are to be elected. The petition of nomination must include the following:

- (A) The name of the prospective candidate.
- (B) Whether the prospective candidate is a district candidate or an at-large candidate.
- (C) A certification that the prospective candidate meets the qualifications for candidacy imposed under this chapter.
- (D) The signatures of at least one hundred (100) registered voters residing in the school corporation.

- (2) Each prospective candidate for a district position must:

- (A) reside in the district; and
- (B) have resided in the district for at least the three (3) years immediately preceding the election.

- (3) Each prospective candidate for an at-large position must:

- (A) reside in the school corporation; and
- (B) have resided in the school corporation for at least the three (3) years immediately preceding the election.

- (4) Each prospective candidate (regardless of whether the candidate is a district candidate or an at-large candidate) must:

- (A) be a registered voter;
- (B) have been a registered voter for at least the three (3) years immediately preceding the election; and
- (C) be a high school graduate or have received a:
 - (i) high school equivalency certificate; or
 - (ii) state general educational development (GED) diploma under IC 20-20-6.

- (5) A prospective candidate may not:

- (A) hold any other elective or appointive office; or
- (B) have a pecuniary interest in any contract with the school corporation or its governing body;

as prohibited by law.
*As added by P.L.1-2005, SEC.7. Amended by P.L.230-2005, SEC.81;
P.L.179-2011, SEC.27.*

IC 20-23-14-6

Election of district and at-large positions

Sec. 6. (a) With regard to a district position referred to in section 3(b) of this chapter, the candidate who receives the greatest number of votes of all candidates for that position is elected.

(b) With regard to the at-large positions referred to in section 3(c) of this chapter, the two (2) at-large candidates who receive the greatest number of votes of all at-large candidates are elected.

As added by P.L.1-2005, SEC.7. Amended by P.L.1-2006, SEC.319.

IC 20-23-14-7

Balloting procedures

Sec. 7. The state board, with assistance from the county election board, shall establish:

- (1) balloting procedures under IC 3 for the election; and
- (2) all other procedures required to implement this chapter.

As added by P.L.1-2005, SEC.7.

IC 20-23-14-8

Term of office

Sec. 8. (a) The term of each person elected to serve on the governing body is four (4) years.

(b) The term of each person elected to serve on the governing body begins on the January 1 that next follows the person's election.

As added by P.L.1-2005, SEC.7. Amended by P.L.179-2011, SEC.28.

IC 20-23-14-9

Schedule of elections

Sec. 9. The members are elected as follows:

- (1) Three (3) of the members are elected at the general election to be held in 2012 and every four (4) years thereafter.
- (2) Two (2) of the members are elected at the general election to be held in 2014 and every four (4) years thereafter.

As added by P.L.1-2005, SEC.7. Amended by P.L.179-2011, SEC.29.

IC 20-23-14-10

Vacancies

Sec. 10. The governing body shall temporarily fill a vacancy on the governing body as soon as practicable after the vacancy occurs. The member chosen must reside in the same district as the vacating member. A member chosen by the governing body to fill a vacancy holds office for the remainder of the unexpired term.

As added by P.L.1-2005, SEC.7.